RESOLUTION NO. 24-206

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE CONSENT TO SUBDIVISION AND PETITION FOR VOLUNTARY ANNEXATION OF LAND LEGALLY DESCRIBED AS PARCELS #24028 AND #24029 OF THE N1/2 OF THE NW1/4 OF SECTION 18-75-43 ALONG WITH THE SE1/4 OF THE SW1/4 OF SECTION 7-75-43, POTTAWATTAMIE COUNTY, IOWA, BETWEEN CITY OF COUNCIL BLUFFS, IOWA AND JOHN H. AND ELAINE A. REID

WHEREAS, pursuant to the two-mile area policy agreement entered between Pottawattamie County and the City of Council Bluffs on August 29, 2023, the County will defer to the City for the appropriateness of certain subdivisions; and

WHEREAS, the properties identified above is covered by the aforementioned two-mile policy agreement and is located within an area designated as a City Growth Area 1A, which requires annexation at the time of subdivision; and

WHEREAS, the property owners (John H. and Elaine A. Reid) propose to complete a homestead parcel split as shown in Attachment A of the case staff report and to include their 40 acre tract of land legally described above, which conform with City Growth Area 1A policies; but the parcels are located approximately 3,900 feet from the closest point of the City's municipal boundary and are not practicable for annexation at this time; and

WHEREAS, the City and the property owner have an agreement for the consent to subdivision and petition for voluntary annexation to allow the parcels identified above to be modified in accordance the terms contained therein said agreement (see Attachments 'C' and 'D'); and

WHEREAS, it is in the opinion of the Mayor and his staff that it would be in the best interest of the City of Council Bluffs to enter into the proposed agreement; and

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized and directed to execute the Agreement of Consent to Subdivision and Petition for Voluntary Annexation with the owner of the parcels identified above; and

BE IT FURTHER RESOLVED

That the City Clerk is directed to deliver this resolution and attached documents to the County Recorder according to Iowa Code Section 354.23.

ADOPTED
AND July 22, 2024.
APPROVED

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MATTHEW J. WALSH Mayor

Attest: _____

JODI QUAKENBUSH City Clerk