RESOLUTION NO. 21-174

RESOLUTION OF INTENT TO DISPOSE OF AN INTEREST IN PROPERTY BY RELEASING AN EASEMENT INITIALLY GRANTED TO THE CITY OF COUNCIL BLUFFS BY CHARLES B. EVEREST AND MARJORY P. EVEREST ON MAY 17, 1948, TO THE EXTENT THAT IT ENCROACHES ON THE NEWLY CREATED PARCEL KNOWN AS LOT 1 IN RIVER ROAD SUBDIVISION, CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA.

WHEREAS, the aforementioned easement was granted to the City to facilitate the construction of the Missouri River Levee system in Council Bluffs, Iowa; and

WHEREAS, to the extent the easement encroaches on Lot 1 in River Road Subdivision, it was initially utilized as a borrow site to construct the levee and with the current elevation of this parcel, it is no longer suitable as a borrow site and no longer serves any public purpose; and

WHEREAS, it would be in the best interest of the City of Council Bluffs to dispose of their interest in this property and release this easement so that it can be developed.

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

That this City Council does hereby declares its intent to dispose of their interest in property described as Lot 1 in River Road Subdivision, Council Bluffs, Pottawattamie County, Iowa, by releasing this easement to the extent that it encroaches on this property; and

BE IT FURTHER RESOLVED

That a public hearing on the City's intent to dispose of their interest in property described as Lot 1 in River Road Subdivision, Council Bluffs, Pottawattamie County, Iowa, by releasing this easement to the extent that it encroaches on this property, is hereby set for June 28, 2021.

ADOPTED
AND June 14, 2021.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk