R E S O L U T I O N
NO 21-250

RESOLUTION AUTHORIZING DISPOSAL OF A PROPERTY RIGHT IN THE PUBLIC RIGHT-OF-WAY BY ENTERING INTO A FIVE-YEAR LEASEHOLD AGREEMENT FOR OUTDOOR DINING

WHEREAS, C'Mon Inn has applied for a five-year leasehold agreement with the City of Council Bluffs for a portion of the public right-of-way adjacent and contiguous to 144 West Broadway generally described as a part of the West Broadway street right-of-way adjoining the southeasterly boundary line of Lot 2 in the Subdivision of Lot 207, Original Plat of Council Bluffs, Pottawattamie County, Iowa; and

WHEREAS, following public hearing, this City Council hereby authorizes disposal of said property right by entering into a five-year leasehold agreement; and

WHEREAS, a copy of the leasehold agreement is attached hereto and made a part hereof.

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

That this City Council hereby authorizes disposal of a property right by entering into a five-year leasehold agreement with C'Mon Inn and as further consideration for the granting of this lease, the applicant as an individual shall execute a forgivable promissory note in an amount equal to the cost of the railing, approximately $2,300.00. As rents are paid the amount of the promissory note shall be reduced in a like amount. Once the amount of rent paid equals the cost of the railing the promissory note shall be deemed forgiven. If rents are not paid in a timely fashion the entire balance of the promissory note not yet forgiven shall become due and the individual who signed the promissory note shall be obligated to pay said amount to the City immediately; and

BE IT FURTHER RESOLVED:

That the Mayor is hereby authorized to execute the leasehold agreement on behalf of the City of Council Bluffs, Iowa.

ADOPTED
AND August 23, 2021
APPROVED

_____
CHAD M. HANNAN Mayor Pro Tem

Attest: _____
JODI QUAKENBUSH City Clerk