*Return to: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503 – Phone: (712) 890-5261*
*Prepared by: Community Development Dept., Council Bluffs, IA 51503 – Phone: (712) 890-5350*

**RESOLUTION NO. 21-275**

**A RESOLUTION OF INTENT TO VACATE AND DISPOSE OF A SECTION OF 45TH AVENUE RIGHT-OF-WAY LYING WEST OF GIFFORD ROAD AND SOUTH OF VETERANS MEMORIAL HIGHWAY (U.S. HWY 275) AND BEING LEGALLY DESCRIBED AS A PORTION OF PARCELS 21219 AND 21220 OF THE SE1/4 NE1/4 AND A PORTION OF THE NE1/4 SE1/4, ALL IN SECTION 15-74-44, CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED ATTACHMENT 'B'.**

**WHEREAS,** Eyman Investments, LLC has requested the vacation of a south/southwesterly section of 45th Avenue right-of-way lying west of Gifford Road and south Veterans Memorial Highway (U.S. Highway 275) and being legally described as a portion of parcels 21219 and 21220 of the SE1/4 NE1/4 and a portion of the NE1/4 SE1/4, all in Section 15-74-44, City of Council Bluffs, Pottawattamie County, Iowa and being more particularly described in Attachment 'B' of the case report; and

**WHEREAS,** this City Council hereby declares its intent to consider disposition of this City right-of-way by conveying and quitclaiming all of its right, title and interest in it to the abutting property owner(s).

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

That this City does hereby express its intent to dispose of the above described City property; and

**BE IT FURTHER RESOLVED**

That a public hearing on the City's intent to dispose of this property is hereby set for October 11, 2021.

ADOPTED
AND
APPROVED: September 27, 2021.

_____
Matthew J. Walsh, Mayor

ATTEST: _____
Jodi Quakenbush, City Clerk