

RESOLUTION NO. 2026-06

**RESOLUTION APPROVING EXECUTION OF OFFER TO SELL REAL ESTATE AND
PUBLIC HEARING ON PROPOSED TRANSFER OF CITY OWNED REAL ESTATE**

WHEREAS, the City of Delmar, Iowa, (“City”) is the owner of the following described real estate (“City Property”):

Lots one (1) and two (2), block twenty-six (26), Original Town of Delmar, Iowa.

and

Commencing at the southeast corner, lot two (2), block twenty-six (26) of the Original Town of Delmar, Iowa, which point is the point of beginning; thence south one hundred sixty-eight (168) feet, more or less, to the northerly right-of-way line of the C & NW Railroad spur track; thence west one hundred fifty (150) feet, more or less, to the southerly right-of-way line of said track; thence northwesterly along said right-of-way forty-five (45) feet, more or less, to the southerly extension of the west line of Ridge Avenue; thence north one hundred eighty-four (184) feet, more or less; thence southeasterly one hundred eighty-three (183) feet, more or less, to the point of beginning; EXCEPT the right-of-way owned by the Chicago Northwestern Transportation Company. Containing seventy-seven-hundredths (0.77) of an acre, more or less.

and

That parcel of property originally platted as Ridge Avenue, bounded by and lying westerly of and adjacent to block twenty-six (26) of the Original Town of Delmar, Iowa, bounded by and lying south of the Clinton Avenue right-of-way, bounded by and lying easterly of and adjacent to block five (5) in F.L. Sunderlin's Addition, and bounded by and lying northerly of and adjacent to the former Chicago, Milwaukee & St. Paul Railway Company railroad right of way, all located within the Original Town of Delmar, Iowa.

and

WHEREAS, the City has agreed to transfer City Property to Purchaser, and

WHEREAS, in accordance with the terms of the “Offer to Buy Real Estate and Acceptance”, a copy of same being appended hereto, and by this reference incorporated as if same had been set forth fully verbatim herein, the Purchaser has also agreed to grant the County the perpetual use of the existing salt storage structure located on the property being transferred by the City to the Purchaser as set forth in the Offer to Buy Real Estate and Acceptance, and

WHEREAS, the Council finds that the Mayor should be authorized to sign the Offer to Buy Real Estate and Acceptance, same including a provision making the final approval of the

transaction subject to public comment, if any, after scheduling and holding a public hearing, a public hearing on the proposed transfer being a requirement under the Iowa Code.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELMAR IOWA, AS FOLLOWS:

SECTION 1: *Offer to Buy Real Estate and Acceptance:* The Mayor is hereby authorized to execute the Offer to Buy Real Estate and Acceptance on behalf of the City Council, final approval of the transaction outlined in the agreement being subject to final council approval after holding a Public Hearing on the proposed transaction.

SECTION 2: *Public Hearing:* City Council will hold a public hearing as part of its regular meeting at 6:00 P.M. the 9th day of September 2026, in the Council Chambers at the Delmar Fire Station, 613 Main Street, Delmar, Iowa, 52037, for purposes of obtaining public input on the proposed sale of the Property.

SECTION 3: *Publication of Notice:* The City Clerk is directed to publish notice of said public hearing, which publication shall be not less than four (4) nor more than twenty (20) days prior to the date set for said public hearing pursuant to the requirements of Iowa Code §364.7 and 362.3.

SECTION 4: *When Effective.* This Resolution shall be effective upon its passage and approval as provided by law.

PASSED AND APPROVED this 12th day of August, 2026.

CITY OF DELMAR, IOWA

By: Josh Heuer, Mayor

ATTEST:

Kristin Beck, City Clerk