

**RESOLUTION NO.**

**ESTABLISHING THE FAIR MARKET VALUE AND AUTHORIZING THE ACQUISITION BY EMINENT DOMAIN OF CERTAIN REAL PROPERTY OWNED BY MORRISON BROTHERS IN THE CITY OF DUBUQUE, IOWA**

Whereas, the City of Dubuque (City) intends to acquire certain real property owned by Morrison Brothers (Owner), at 2496 Washington Street and six lots along the same block legally described as follows (the Property):

Lots 13, 14, 15, 16, 17, N. ½ 18 and 20 of O. S. Langworthy's Addition, all in the City of Dubuque, Dubuque County, Iowa

for the purpose of expanding the limits and function of a City park, Comiskey Park; and

Whereas, Iowa law requires that City must make a good faith effort to negotiate with the Owner to purchase the Property before proceeding with condemnation; and

Whereas, City has caused an appraisal of the property to be made and the appraised value of the property is \$98,000.00; and

Whereas, the City Council now desires to establish the fair market value of the property.

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

1. The fair market value of the Property is hereby established to be \$98,000.00.
2. The City Manager is hereby authorized to commence negotiations with the Owner of the Property and any other interested parties for the purchase of the Property for a purchase price which is not less than the fair market value established by this resolution.
3. The City Manager is hereby authorized to commence proceedings for the acquisition of the Property by eminent domain should negotiations fail.

Passed, approved and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

---

Roy D. Buol, Mayor

Attest:

---

Kevin S. Firnstahl, City Clerk