

Resolution No. 2023-18

RESOLUTION APPROVING THE SALE OF COUNTY OWNED REAL ESTATE IN CASS COUNTY, IOWA

WHEREAS, Cass County Care Facility, a/k/a Cass County, Iowa, owns the following real estate legally-described as:

Parcel A of the Northeast $\frac{1}{4}$ of Northeast $\frac{1}{4}$ AND Parcel B of the Northeast $\frac{1}{4}$ of Section 25, Township 76, Range 37 West of the 5th P.M., Cass County, Iowa, as designated by Survey recorded in Book 5, Page 584, in the office of the Cass County Iowa Recorder,

AND

Parcel E of the North $\frac{1}{2}$ of Section 25, Township 76, Range 37 West of the 5th P.M., Cass County, Iowa, as designated by Survey recorded in Book 5, Page 584, in the Office of the Cass County Iowa Recorder.

and,

WHEREAS said property is not currently being used by the County for any public purpose, and there is no anticipated manner in which the property would be used for a public purpose in the foreseeable future; and

WHEREAS, the County is currently responsible for the expense of maintaining said property; and

WHEREAS, a public hearing has been held concerning the sale of said property, and notice of said hearing has been given according to statute; and

WHEREAS, the Board of Supervisors has determined that the above-described property serves no public purpose for which the County can utilize this property at this time and it will be in the best interest of the County to sell this property to all said property to generate future property tax revenues; and

WHEREAS, Milk Unlimited Dairy Farms, L.P., has offered to purchase this property from Cass County, Iowa for a purchase price of One Million Seven Hundred Sixty Two Thousand Nine Hundred Forty Six (\$1,762,946.00) Dollars.

IT IS THEREFORE RESOLVED by the Board of Supervisors that it shall sell the following real estate situated in Cass County, Iowa:

Parcel A of the Northeast ¼ of Northeast ¼ AND Parcel B of the Northeast ¼ of Section 25, Township 76, Range 37 West of the 5th P.M., Cass County, Iowa, as designated by Survey recorded in Book 5, Page 584, in the office of the Cass County Iowa Recorder,

AND

Parcel E of the North ½ of Section 25, Township 76, Range 37 West of the 5th P.M., Cass County, Iowa, as designated by Survey recorded in Book 5, Page 584, in the Office of the Cass County Iowa Recorder

IT IS FURTHER RESOLVED that said properties shall be sold to Milk Unlimited Dairy Farms, L.P., for a purchase price of not less than One Million Seven Hundred Sixty Two Thousand Nine Hundred Forty Six (\$1,762,946.00) Dollars.

IT IS FURTHER RESOLVED that the Auditor and the Chair of the Board of Supervisors is hereby authorized to execute and record all documents necessary to implement this resolution.

IT IS FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and approval by the Board of Supervisors.

Moved by Green to adopt. Second by O'Brien to adopt.

Roll Call Vote:

A Baier
A Pettinger
A Green
N Richter
A O'Brien

Resolution adopted this 16th day of May, 2023.

Steve Baier
Steve Baier, Chairman,
Board of Supervisors

Kathy Somers
Kathy Somers
County Auditor

STATE OF IOWA, COUNTY OF CASS

On this 16th day of May, 2023, before me, a Notary Public in and or the State of Iowa, personally appeared Steve Baier and Kathy Somers, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of Cass County Care Facility and County Auditor, respectively, of the County of Cass, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its Board of Supervisors, and Steve Baier and Kathy Somers acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.



Notary Public, State of Iowa

