

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

**RESOLUTION NO. 20161**

## **A RESOLUTION AUTHORIZING THE CONVEYANCE OF SURPLUS REAL PROPERTY OWNED BY THE CITY OF HELENA**

**WHEREAS**, Section 1-4-17 of the Helena City Code provides that the City Commission may sell, dispose of, or lease real property owned by the City; and

**WHEREAS**, the City of Helena owns the parcel of real property described below:

All remaining portions of Lots 3 and 4 and the previously vacated alley adjacent to Lot 4, all in Block 103 of the Northern Pacific Second Addition as shown on the Montana Department of Transportation Project IM-MT 15-4(149) 192 right-of-way plan attached hereto as Attachment "A"

**WHEREAS**, the City has no need for this property; and

**WHEREAS**, it appears to be in the best interests of the City of Helena and the inhabitants thereof that this property be declared surplus and conveyed to the Montana Department of Transportation for the purpose of dedicating right-of-way to be used for the reconstruction of the Interstate 15 railroad overpass; and

**WHEREAS**, a public hearing was held on this matter by the City Commission at **6:00 P.M. on the 4<sup>th</sup> day of May, 2015**, in the City Commission Chambers, 316 North Park Avenue, in Helena, Montana.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:**

# RESOLUTIONS OF THE CITY OF HELENA, MONTANA

**Resol. No. 20161**

**Section 1.** That notice of the disposal of the above-described property was properly given pursuant to Section 1-4-17 of the Helena City Code, and the City Manager or the Manager's designee is hereby authorized to convey the above-mentioned property to the Montana Department of Transportation, subject to the following conditions:

The Montana Department of Transportation will pay for the advertising costs, title insurance (if requested by it), closing costs, and filing and recording fees incurred to transfer this property.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 4<sup>th</sup> DAY OF MAY, 2015.**

/S/ JAMES E. SMTIH  
MAYOR

**ATTEST:**

/S/ DEBBIE HAVENS  
CLERK OF THE COMMISSION