

**CITY OF VERGAS  
COUNTY OF OTTER TAIL  
STATE OF MINNESOTA  
RESOLUTION NO. \_\_\_\_\_**

The City Council of the City of Vergas, Minnesota does hereby resolve as follows:

WHEREAS, the City Council of Vergas previously passed a resolution noting its interest in vacating a part of Glenn Street and dedicating property it will acquire to replace the part of the street so vacated so as to maintain Glenn Street's dimensions as originally platted but in a different location to avoid encroaching buildings, all pursuant to Minnesota Statute § 412.851 and setting a public hearing to consider the same; and

WHEREAS, the City of Vergas City Council conducted a public hearing to consider vacating a of part of Glenn Street and dedicating other land to maintain Glenn Street to its full width on January 12, 2021 at 6:30 p.m. via Zoom, after published and posted notice had been given; and

WHEREAS, all interested and affected persons were given the opportunity to voice their concerns and be heard; and

WHEREAS, any person, corporation or public body owning or controlling an easement contained upon the property vacated, reserves the right to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace or otherwise attend thereto; and

WHEREAS, it is in the best interest of the City, its residents and members of the general public to maintain Glenn Street as a public way to its full platted extent but also eliminate the encroachments into Glenn Street by moving the affected portions of the street so as to avoid them; and

WHEREAS, that part of Glenn Street to be vacated is described as follows: that part of Glenn Street as shown on the Plat of Nesbitt's First Addition, lying Southerly of the south line of the property legally described as follows:

That part of Block 2 and that part of the dedicated right of way, Glenn Street, as shown on the PLAT OF NESBIT FIRST ADDITION TO ALTONA MINNESOTA, said plat is on file and of record in the office of the Recorder, Otter Tail County, Minnesota described as follows:

Commencing at the northwest corner of said Block 2; thence South 00 degrees 36 minutes 14 seconds East along the west line of said Block 2, a distance of 287.61 feet to an iron monument; thence South 87 degrees 47 minutes 11 seconds East, a distance of 348.07 feet to an iron monument; thence South 78 degrees 56 minutes 26 seconds East, a distance of 39.69 feet to an iron

monument, also being the point of beginning; thence reversing North 78 degrees 56 minutes 26 seconds West along aforementioned line, a distance of 39.69 feet to an iron monument; thence North 87 degrees 47 minutes 11 seconds West, a distance of 348.07 feet to said west line of Block 2; thence South 00 degrees 36 minutes 14 seconds East along said west line of Block 2 and the southerly extension thereof, a distance of 66.08 feet to an iron monument; thence South 87 degrees 47 minutes 11 seconds East, a distance of 339.72 feet to an iron monument on the northeasterly extension of the easterly line of Lot 7, Block 3, said plat; thence South 78 degrees 56 minutes 26 seconds East, a distance of 242.87 feet to an iron monument on the northeasterly extension of the easterly line of said Block 3; thence North 33 degrees 34 minutes 29 seconds East along said northeasterly extension of the easterly line of said Block 3, a distance of 71.45 feet to the southeast corner of said Block 2; thence North 78 degrees 56 minutes 26 seconds West, a distance of 203.99 feet to an iron monument; thence continuing North 78 degrees 56 minutes 26 seconds West, a distance of 31.65 feet to the point of beginning.

SUBJECT TO easements, restrictions, and reservations of record, if any.

and,

WHEREAS, the City Council desires to dedicate to the public for use as a public street property owned, or which will be acquired by it, in Block Two, Nesbitt's First Addition to the City of Vergas lying northerly of the North line of Glenn Street, which is also part of the property legally described as follows:

That part of Block 2 and that part of the dedicated right of way, Glenn Street, as shown on the PLAT OF NESBIT FIRST ADDITION TO ALTONA MINNESOTA, said plat is on file and of record in the office of the Recorder, Otter Tail County, Minnesota described as follows:

Commencing at the northwest corner of said Block 2; thence South 00 degrees 36 minutes 14 seconds East along the west line of said Block 2, a distance of 287.61 feet to an iron monument; thence South 87 degrees 47 minutes 11 seconds East, a distance of 348.07 feet to an iron monument; thence South 78 degrees 56 minutes 26 seconds East, a distance of 39.69 feet to an iron monument, also being the point of beginning; thence reversing North 78 degrees 56 minutes 26 seconds West along aforementioned line, a distance of 39.69 feet to an iron monument; thence North 87 degrees 47 minutes 11 seconds West, a distance of 348.07 feet to said west line of Block 2; thence South 00 degrees 36 minutes 14 seconds East along said west line of Block 2 and the southerly extension thereof, a distance of 66.08 feet to an iron monument; thence South 87 degrees 47 minutes 11 seconds East, a distance of 339.72 feet to an iron monument on the northeasterly extension of the easterly line of Lot 7, Block 3, said plat; thence South 78 degrees 56 minutes 26 seconds East, a

distance of 242.87 feet to an iron monument on the northeasterly extension of the easterly line of said Block 3; thence North 33 degrees 34 minutes 29 seconds East along said northeasterly extension of the easterly line of said Block 3, a distance of 71.45 feet to the southeast corner of said Block 2; thence North 78 degrees 56 minutes 26 seconds West, a distance of 203.99 feet to an iron monument; thence continuing North 78 degrees 56 minutes 26 seconds West, a distance of 31.65 feet to the point of beginning.

SUBJECT TO easements, restrictions, and reservations of record, if any.

NOW THEREFORE, be it resolved; the resolution to vacate a portion of Glenn Street and dedicate to the public the property acquired by Vergas as Glenn Street, so as to maintain its continuity as a public way, is adopted. The clerk shall prepare a notice of completion of the proceedings for the purposes of filing with county auditor and recording.

Adopted by the Council this \_\_\_ day of January, 2021

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Julie A. Bruhn, Mayor

ATTEST: the resolution to vacate a portion of Glenn Street and dedicate to the public the property acquired by Vergas as Glenn Street so as to maintain its continuity as a public way is adopted. The clerk shall prepare a notice of completion of the proceedings for the purposes of filing with county auditor and recording.

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Julie Lammers, City Clerk