



City of Grand Island

Tuesday, December 17, 2013

Council Session

Item F-4

#9466 – Consideration of Sale of Real Estate Located at 922 N. Lambert Street – Tract 1 and 3 to Habitat for Humanity

This item relates to the aforementioned Public Hearing item E-10.

Staff Contact: Chad Nabity

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 9466

An ordinance directing and authorizing the sale of real estate to Grand Island Area Habitat for Humanity, Inc.; providing for the giving of notice of such conveyance and the terms thereof; providing for the right to file a remonstrance against such conveyance; providing for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. The City of Grand Island, Nebraska, will convey to Grand Island Area Habitat for Humanity, Inc., two tracts of land legally described as:

Tract 1:

A tract of land comprising a portion of the street right of way lying adjacent to Lot One (1) and Fractional Lot Two (2), in Fractional Block Thirty Six (36), John W. Lambert's Addition to the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

Beginning at the southeast corner of said Lot One (1); thence running northwesterly on the easterly line of said Lot One (1) and the westerly right of way line of Lambert Street, a distance of One Hundred Thirty One and Ninety Five Hundredths (131.95) feet, to the northeast corner of said Lot One (1); thence

Approved as to Form ☐ _____
December 13, 2013 ☐ City Attorney

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running southwesterly on the northerly line of said Lot One (1) and Fractional Lot Two (2), a distance of Seventy Four and Eighty Four Hundredths (74.84) feet, to a point Eleven and Sixteen Hundredths (11.16) feet northeasterly of the northwest corner of said Fractional Lot Two (2); thence running northerly parallel with and Ten (10.00) feet east of the west line of said Fractional Lot Two (2), if extended, a distance of One Hundred Eleven and Nine Hundredths (111.09) feet, to a point on the southerly right of way line of 12th Street if extended; thence running easterly on the extension of the southerly right of way line of 12th Street, a distance of Forty and Twenty Hundredths (40.20) feet, to a point on a line Ten (10.00) feet easterly from and parallel with the easterly line of said Lot One (1) and the westerly right of way line of Lambert Street, if extended; thence running southeasterly on a line Ten (10.00) feet easterly from and parallel with the easterly line of said Lot One (1) and the westerly right of way line of Lambert Street, if extended, a distance of Two Hundred Twelve and Fifteen Hundredths (212.15) feet, to a point on the southerly line of said Lot One (1), if extended; thence running southwesterly on the extension of the southerly line of said Lot One (1), a distance of Ten (10.00) feet, to the point of beginning and containing 6,952.2 square feet (0.160 acres) more or less.

Tract 3:

A tract of land comprising a part of Fractional Lot Three (3), in Fractional Block Thirty Six (36), John W. Lambert's Addition to the City of Grand Island, Hall County, Nebraska, more particularly described as follows:

Beginning at the southeast corner of said Fractional Lot Three (3); thence running southwesterly on the southerly line of said Fractional Lot Three (3), a distance of Eight and Eighty Four Hundredths (8.84) feet; thence running northerly parallel with and Ten (10.00) feet east of the west line of said Fractional Lot Three (3), a distance of Nineteen and Seventy Eight Hundredths (19.78) feet, to a point on the easterly line of said Fractional Lot Three (3); thence running southeasterly on the easterly line of said Fractional Lot Three (3), a distance of Seventeen and Seventy Two Hundredths (17.72) feet, to the point of beginning and containing 78.3 square feet (0.002) acres more or less.

SECTION 2. In consideration for such conveyance the purchaser shall pay the City the sum of One and No/100 Dollars (\$1.00). The buyer will be responsible for the costs of recording the deed and one half the cost of a title insurance owner's policy and all the cost of any lender's policy. Conveyance of the real estate above described shall be by warranty deed, upon

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payment of the consideration pursuant to the terms and conditions of an Agreement for Warranty Deed between the parties.

SECTION 3. As provided by law, notice of such conveyance and the terms thereof shall be published for three consecutive weeks in the *Grand Island Independent*, a newspaper published for general circulation in the City of Grand Island. Immediately after the passage and publication of this ordinance, the City Clerk is hereby directed and instructed to prepare and publish said notice.

SECTION 4. Authority is hereby granted to the electors of the City of Grand Island to file a remonstrance against the conveyance of such within described real estate; and if a remonstrance against such conveyance signed by registered voters of the City of Grand Island equal in number to thirty percent of the registered voters of the City of Grand Island voting at the last regular municipal election held in such City be filed with the City Council within thirty days of passage and publication of such ordinance, said property shall not then, nor within one year thereafter, be conveyed.

SECTION 5. The conveyance of said real estate is hereby authorized, directed and confirmed; and if no remonstrance be filed against such conveyance, the Mayor shall make, execute and deliver to Grand Island Area Habitat for Humanity, Inc., a warranty deed for said real estate, and the execution of such deed is hereby authorized without further action on behalf of the City Council.

SECTION 6. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the *Grand Island Independent* as provided by law.

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Enacted: December 17, 2013.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

