

# **City of Scottsbluff, Nebraska**

**Monday, July 1, 2013**

**Regular Meeting**

## **Item Resolut.2**

**Council to consider the Ordinance authorizing the sale of city-owned property located at 120 5th Avenue (SECOND READING).**

**Staff Contact: Rick Kuckkahn**

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE SALE OF LOT TWO (2) OF LOTS ONE AND TWO (1 AND 2), MACKRILL REPLAT, A REPLAT OF LOTS FOUR H AND FOUR I (4H AND 4I); MACKRILL SUBDIVISION, A SUBDIVISION IN THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:**

Section 1. The City owns the following described real estate:

Lot Two (2) of Lots One and Two (1 and 2), a MACKRILL REPLAT, a replat of Lots Four H and Four I (4H and 4I); MACKRILL SUBDIVISION, a Subdivision in the City of Scottsbluff, Scotts Bluff County, Nebraska, according to the recorded plat thereof.

Section 2. An offer has been made by 120 5<sup>th</sup> Ave., LLC, to purchase this real estate for \$170,000.00. The city is willing to accept this offer.

Section 3. The mayor and City Clerk are authorized to sign an Agreement and deed to convey the above described real estate by Warranty Deed to 120 5<sup>th</sup> Ave., LLC, a South Dakota limited liability company, on the following terms:

- a. The purchase price shall be \$170,000.00, which shall be paid at closing.
- b. Closing of the sale is conditional upon an easement for municipal purposes being reserved and no remonstrance against the sale being filed. Closing shall take place within 30 days after the expiration of the time for filing a remonstrance against the sale.
- c. All real estate taxes and special assessments shall be prorated to date of closing.

Section 4. The Clerk shall, immediately after the passage and publication of this Ordinance, publish notice of the sale and its terms for three consecutive weeks in the Star-Herald.

Section 5. This Ordinance shall become effective upon its passage, approval and publication as provided by law.

PASSED AND APPROVED ON \_\_\_\_\_, 2013.

\_\_\_\_\_  
Randy Meininger, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(Seal)

Approved as to form:

\_\_\_\_\_  
Deputy City Attorney