

City of Seward, NE

Tuesday, July 7, 2015

Regular Session

Item G10

CONSIDERATION OF AN ORDINANCE AUTHORIZING THE SALE OF PROPERTY TO THE STATE OF NEBRASKA IN ORDER FOR THE NEBRASKA ARMY NATIONAL GUARD TO COMPLETE THE RECONSTRUCTION OF THE STATE OF NEBRASKA ARMORY SITE INTO THE NEBRASKA NATIONAL GUARD MUSUEM - City Atty Kelly Hoffschneider

Administrative Report: Following review and discussion, approval the ordinance would be in order.

Staff Contact:

ORDINANCE NO. 2015-__
CITY OF SEWARD, NEBRASKA

AN ORDINANCE TO DIRECT THE CONVEYANCE OF REAL PROPERTY TO THE STATE OF NEBRASKA IN ORDER FOR THE NEBRASKA ARMY NATIONAL GUARD TO COMPLETE THE RECONSTRUCTION OF THE STATE OF NEBRASKA ARMORY SITE INTO THE NEBRASKA NATIONAL GUARD MUSUEM; TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; TO PROVIDE FOR A TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

SECTION 1. The City of Seward, Nebraska (“City”) owns that certain real property commonly known as 10th Street and Jackson Avenue and legally described as:

A tract of land being that part of the park as original platted in Harris, Moffitt and Roberts Addition to the City of Seward, lying east of the easterly right-of-way line of 10th Street, located in the NE1/4 of Section 20, Township 11 North, Range 3 East of the 6th P.M., Seward County, Nebraska, more particularly described as follows:

Beginning at the Intersection of said easterly right-of-way of 10th Street and the southerly right-of-way line of Jackson Avenue North, said Point beginning 80 feet south of the southwest corner of Block 66, said Harris, Moffitt and Roberts Addition to the City of Seward; thence N87°33’43”E (assumed bearing) along said southerly right-of-way line of Jackson Avenue north, a distance of 98.00 feet; thence S02°28’29”E, a distance of 144.00 feet; thence S87°33’43”W, a distance of 35.00; thence N02°28’29”W, a distance of 35.00 feet; thence S87°33’43”W, a distance of 63.00 feet to a point on a said easterly right-of-way of 10th Street; thence N02°28’29”W along said easterly right-of-way of 10th Street, a distance of 105.00 feet to the point of beginning.

Said tract of land contains an area of 11,515 square feet or 0.264 acres more or less.

SECTION 2. The City currently owns and maintains the Property, which is adjacent to the Nebraska Army National Guard armory site, which is currently being reconstructed into the Nebraska National Guard Museum.

SECTION 3. The Nebraska National Guard has requested the City’s conveyance of the Property in order for it to be able to obtain federal funding for completion of the last phase of construction of the Nebraska National Guard Museum. State ownership is required in order for the Nebraska National Guard to be able to invest facility funds for construction and maintenance of the Property.

SECTION 4. Neb. Rev. Stat. § 16-201, which governs the operation of Cities of the First Class, authorizes the City to convey the Property to the State of Nebraska without further auction, bidding or proceedings.

SECTION 5. Seward Municipal Code § 8-102 authorizes the City to convey the Property to the State of Nebraska without further proceedings.

SECTION 6. The City desires to convey the Property to the State of Nebraska so that the City and its residents may benefit from the use of the Nebraska National Guard Museum and so that the City may obtain the relieved burden of maintenance and liability of the Property.

SECTION 7. The City hereby approves the conveyance and transfer of the Property to the State of Nebraska in accordance with the authority under Nebraska law and the Seward Municipal Code.

SECTION 8. The Mayor of the City is hereby authorized to execute a Warranty Deed and to take all actions necessary to effectuate the transfer of the Property to the State of Nebraska.

SECTION 9. Pamphlet Form; Publication, When Operative. This ordinance shall be published in pamphlet form and shall be in full force and effective from after its passage, approval, and publication or posting as required by law and city ordinance.

Passed and approved this ___ day of July, 2015

CITY OF SEWARD, NEBRASKA

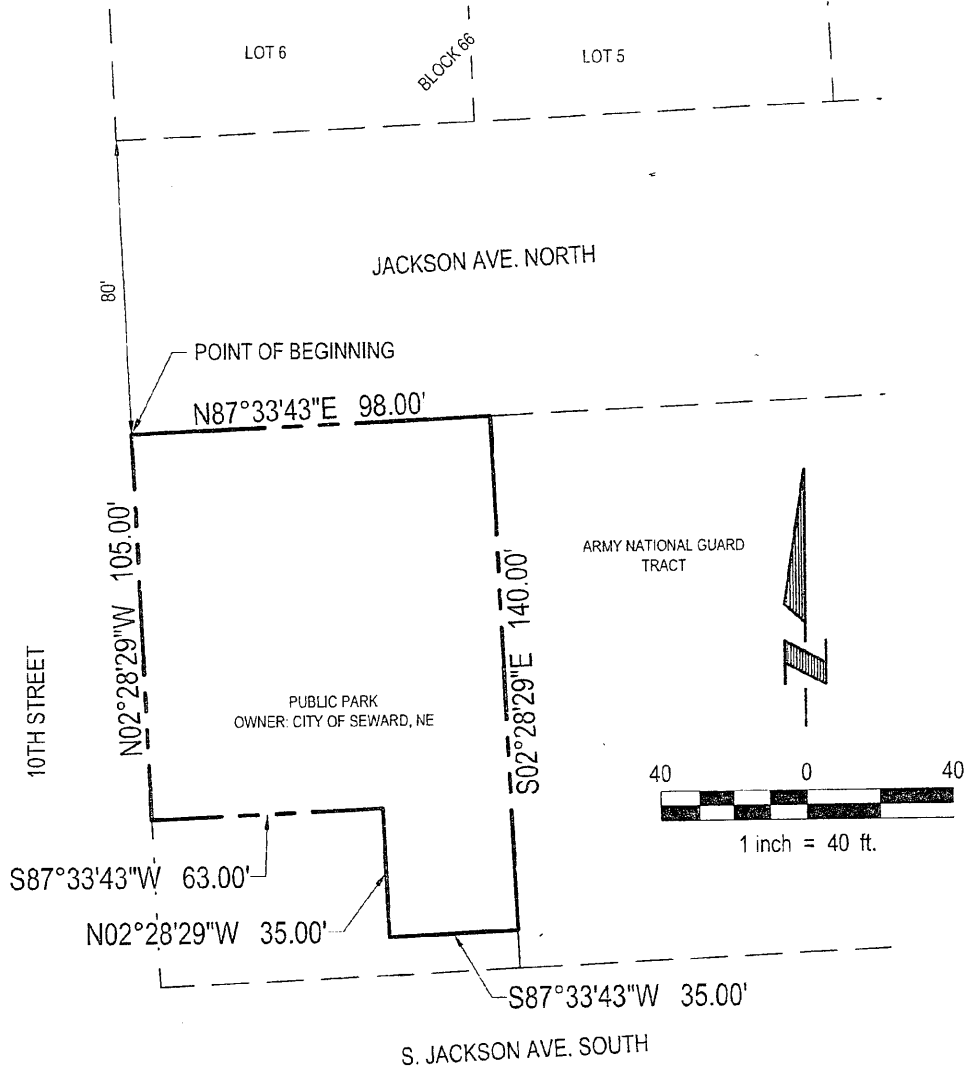
ATTEST:

Joshua Eickmeier, Mayor

Bonnie Otte
Administrator Assistant/
Clerk-Treasurer

(SEAL)

EXHIBIT "A"




LEGAL DESCRIPTION

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 Engineering • Planning • Environmental & Field Services 230 North 117th Street Omaha, NE 68154 Phone: 402.395.4700	E & A CONSULTING GROUP, INC.		PART OF PUBLIC PARK HARRIS, MOFFITT & ROBERTS ADDITION TO THE CITY OF SEWARD NE1/4 SEC. 20, T11N, R3E SEWARD COUNTY, NEBRASKA
	Drawn by: FCE Chkd by: - Scale: 1" = 40' Date: 06/19/2014 Job No.: P2014.141.001		