

ORDINANCE RECORD

No. 728-REFFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 1508

AN ORDINANCE DIRECTING THE SALE AND CONVEYANCE OF, OUTLOT A LA VISTA LOCATED IN THE NW 1/4 AND SW 1/4 OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, AND THE MANNER AND TERMS THEREOF; AND TO AUTHORIZE FURTHER ACTIONS AND PROVIDE AN EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA:

Section 1. It is hereby declared necessary, expedient, proper and for the public good for the City, upon receipt of applicable consideration, to sell and convey Outlot A La Vista located in the NW 1/4 and SW 1/4 of Section 14, Township 14 North, Range 12 East of the 6TH P.M., Sarpy County, Nebraska, as more particularly described or depicted in Exhibit A, attached hereto ("Property") according to the manner and terms described in Section 2 below.

Section 2. Upon payment of \$1,000.00, the City shall provide a quitclaim deed selling and conveying the Property to abutting property owner Victor A. Robb, subject to the rights, conditions and limitations set forth in this Ordinance, including without limitation those set forth in this Section 2 below, and in accordance with the manner and terms of conveyance specified in Exhibit B attached hereto, which rights, conditions, limitations, manner and terms are hereby deemed to be in the best interests of the City; and all of which rights, conditions, limitations, manner and terms shall constitute covenants running with the land and continue in perpetuity and be binding on Robb, and all successors or assigns of Robb, the Property, or any of them.

In addition to any reserved rights provided elsewhere in this Ordinance or in any document or instrument of conveyance or under applicable law, the following rights, conditions and limitations shall be reserved in perpetuity to the City of La Vista with respect to the Property:

- i. The Property abuts an existing residential property on Lot 1020A La Vista, owned and occupied by Robb. Due to the proximity of the lot to Robb's property, Robb desires and represents to the City that he shall acquire the Property described in this Ordinance for the sole purpose of incorporating, owning and maintaining said parcel into and in connection with his home on Lot 1020A La Vista; and
- ii. Vacation, conveyances, and closing of or on the Property to Robb shall be subject to the following condition: Any construction, maintenance, or use of or on the property shall be subject to satisfaction of all applicable federal, state and local laws, rules, and regulations, as adopted, modified or superseded from time to time, including without limitation any applicable permitting, zoning, building code, or other requirements.

Such conveyance shall be executed by the Mayor and City Clerk, who are hereby authorized to take such action. Exhibits A and B as referenced above shall be incorporated into this Ordinance by reference.

Section 3. The City Clerk is hereby authorized and directed to publish notice of the sale of the Property and the terms of such sale in accordance with the requirements of Section 16-202 of the Revised Statutes of Nebraska.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 6TH DAY OF FEBRUARY 2024.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe

Pamela A. Buethe, MMC
City Clerk