

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JUNE 5, 2012 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AUTHORIZE PURCHASE OF PROPERTY — PORTION OF LOT 1020, LA VISTA (NW OF PARK VIEW BLVD. & LILLIAN AVE.)	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

A public hearing has been scheduled and a resolution prepared authorizing the purchase of a portion of Lot 1020, La Vista, from the property owner, Victor Robb, for an amount not to exceed \$2,000.

**FISCAL IMPACT**

Expenditure of \$2,000 from the FY11/12 Lottery Fund.

**RECOMMENDATION**

Approval.

**BACKGROUND**

In March, the City was contacted by Sarpy County regarding Lot 1020, La Vista, which was a surplus lot owned by the County and scheduled for auction April 9<sup>th</sup>. The City Attorney was in contact with the Deputy County Attorney, John Reisz, regarding the City taking title to the lot and the City Administrator sent a letter requesting the lot be removed from the list of properties to be auctioned. The City's interest in the lot had recently changed through the planning process for the Civic Center Park Master Plan. The final park concept plan includes a new vehicular entrance off of Park View Blvd. in this vicinity and a proposed "Park Entrance Marker" on this vacant lot (see attachments).

The County was working with the abutting owner to the north, Victor Robb, who had been interested in purchasing the lot for some time. The City contacted Mr. Robb and had worked out a tentative agreement with him, which would have allowed him to acquire a portion of the lot from the City rather than the County. However the County went forward with the auction and Mr. Robb was the successful bidder. Since that time Mr. Robb has hired a surveyor and prepared a proposed replat which would split Lot 1020, with approximately one-third, or the southerly 30 feet, of the lot to be platted as Outlot A for purchase by the City (see attachment).

Staff has had several discussions with Mr. Robb regarding the purchase price and has agreed to an amount based on his costs to acquire and replat the property:

Application fee for replat	\$750*
Purchase price from County	\$500
Surveyor costs (est.)	\$700
Recording fees (est.)	\$ .50
Total	\$2,000

\*Proposed not to be charged due to the City's involvement with the plat; if we can't reach an agreement on purchasing the parcel, Mr. Robb would be charged this fee.

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**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF THE SOUTHERLY 30 FEET, MORE OR LESS, IN WIDTH OF LOT 1020, LA VISTA, A SUBDIVISION AS SURVEYED, PLATTED, AND RECORDED IN SARPY COUNTY, NEBRASKA, FROM THE PROPERTY OWNER, VICTOR ROBB, IN AN AMOUNT NOT TO EXCEED \$2,000.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of the Southerly 30 feet, more or less, in width of Lot 1020, La Vista, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska, ("Property") is necessary for certain public purposes; and

WHEREAS, the Property owner, Victor Robb, desires to sell the Property to the City for a purchase price to be determined in an amount not to exceed \$2,000.00; and

WHEREAS, the FY11/12 Lottery budget will allow for the purchase of said Property; and

WHEREAS, Neb Rev. Stat. Section 18-1755 requires that the governing body of the City, before the City purchases an interest in real property, authorize the acquisition by action at a public meeting after notice and public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby make the following findings and take and approve the following actions:

1. The City published notice of public hearing on the proposed purchase of the Property, to be held at the City Council meeting on June 5, 2012, which notice is hereby approved. The hearing was held and concluded prior to consideration of this Resolution.
2. The Mayor and City Council hereby authorize the purchase of the Southerly 30 feet, more or less, in width of Lot 1020, La Vista, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska, from the property owner, Victor Robb, the boundaries of which shall be determined by survey, for a price determined by the City Administrator, not to exceed \$2,000.00.
3. The Mayor or his designee is hereby authorized to take any action he determines necessary or appropriate to carry out the actions approved in this Resolution, including, but not limited to executing any documents or instruments on behalf of the City.

PASSED AND APPROVED THIS 5TH DAY OF JUNE, 2012.

CITY OF LA VISTA

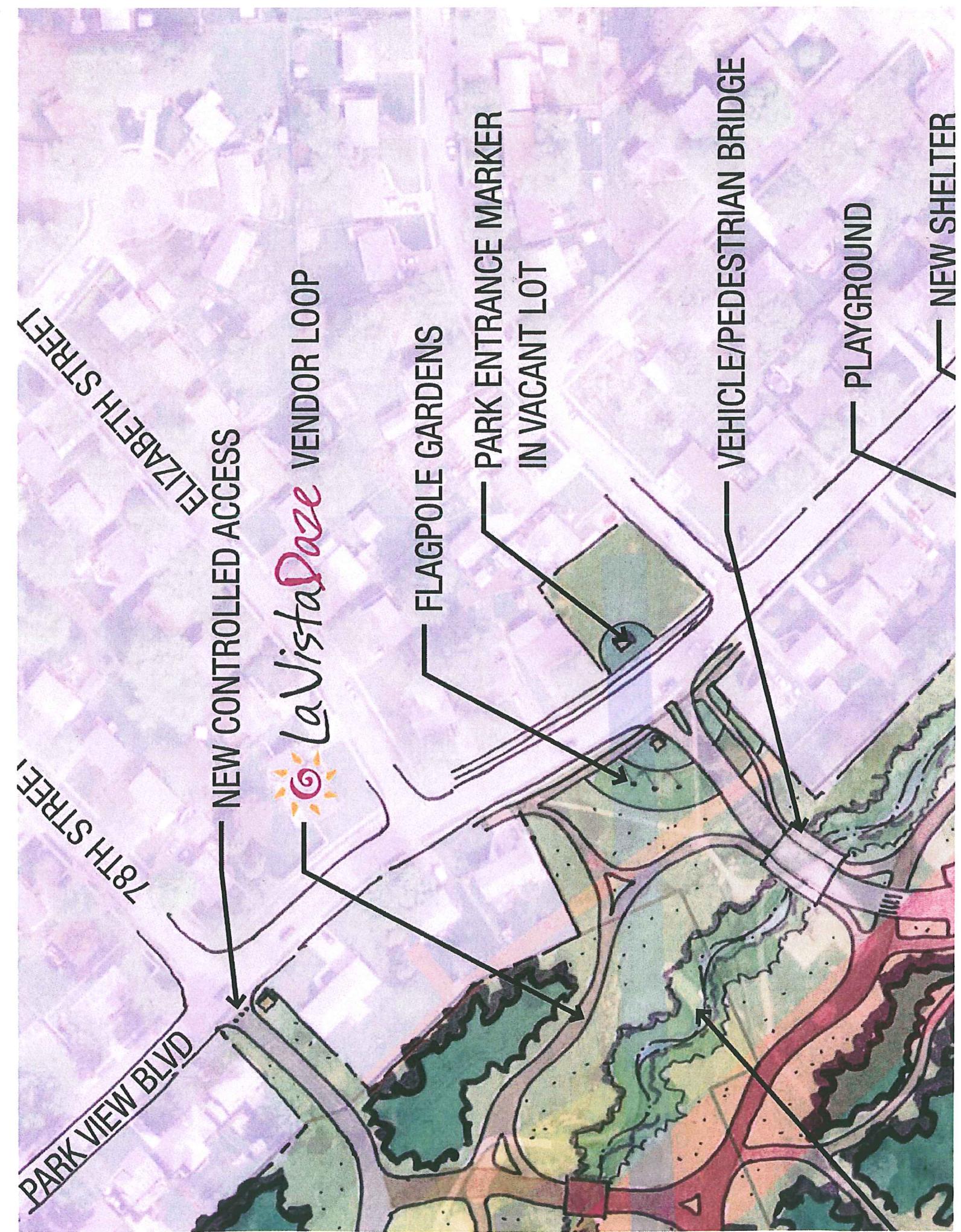
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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk



Sarpy County, Nebraska

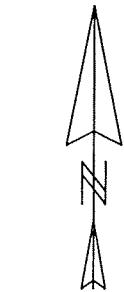


# ADMINISTRATIVE PLAT - LOT CONSOLIDATION

CITY OF LAVISTA

## LOT 1020 A AND OUTLOT A - LAVISTA

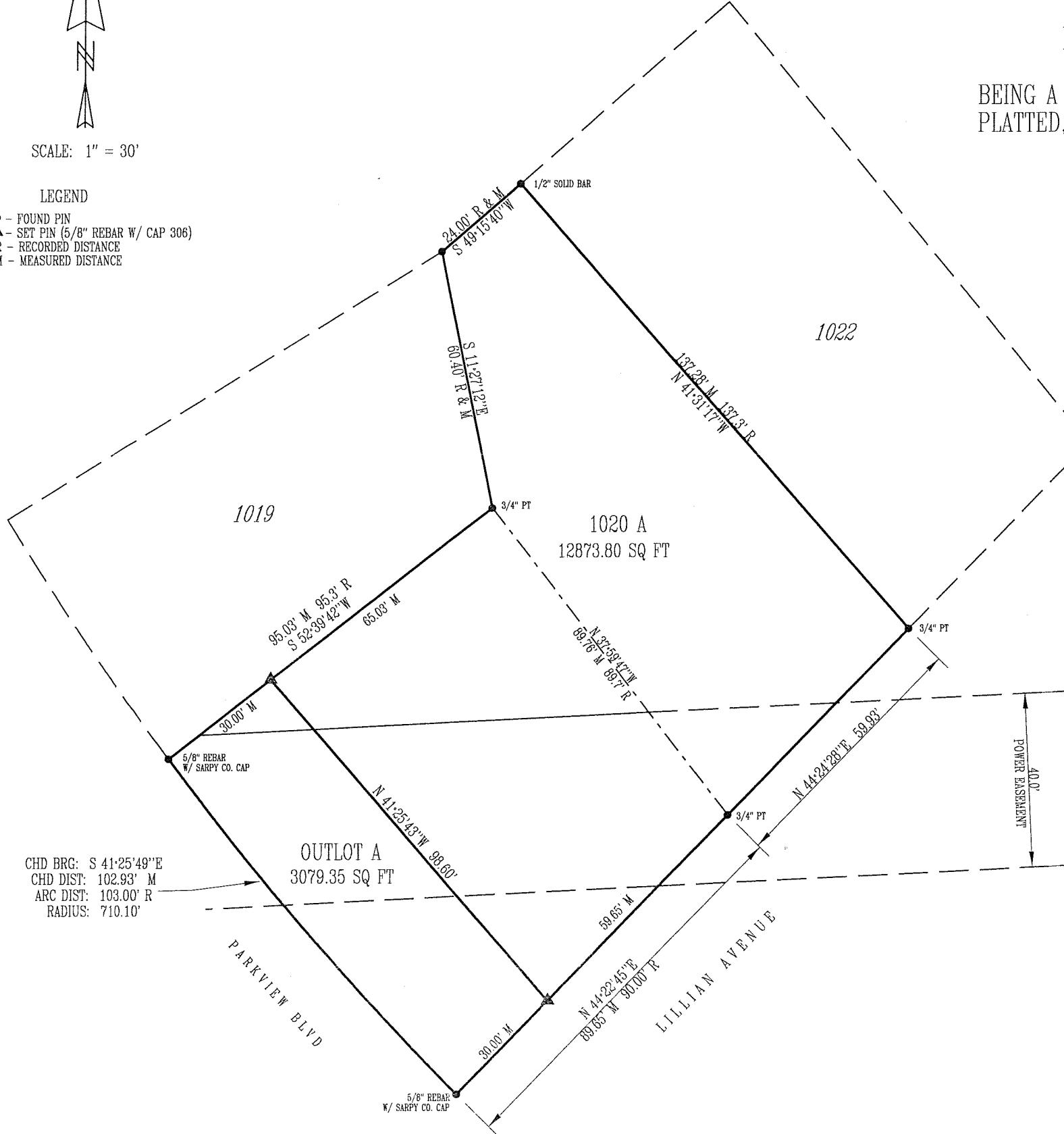
BEING A ADJUSTMENT OF LOTS 1020 AND 1021, LAVISTA, AS SURVEYED, PLATTED, AND RECORDED IN SARPY COUNTY, NEBRASKA.



SCALE: 1" = 30'

### LEGEND

- - FOUND PIN
- ▲ - SET PIN (5/8" REBAR W/ CAP 306)
- R - RECORDED DISTANCE
- M - MEASURED DISTANCE



ADMINISTRATIVE PLAT  
LOT CONSOLIDATION

job number: AC 13491  
date:  
MAY 4, 2012

sheet

1 OF 1

SARPY COUNTY, NEBRASKA

**CARRELL**  
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