

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**APRIL 16, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
RIGHT-OF-WAY DEDICATION — PROPERTY IN THE VICINITY OF PORTAL ROAD	◆ RESOLUTION (1) ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the Mayor to sign a document that will dedicate additional right-of-way in the vicinity of Portal Road. This process is necessary in order to clean-up the new Portal Road right-of-way. This parcel will remain as permanent right-of-way for the new alignment of Portal Road.

**FISCAL IMPACT**

None.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Due to the new alignment and construction of Portal Road, this parcel of property was left in an unresolved status. Sarpy County has deeded the property (Instrument #2019-05523) as shown on the attached exhibit as Part of Tax Lots 9B1 and E1. This parcel needs to be dedicated as right-of-way, and will remain as permanent right-of-way for the new alignment of Portal Road.

A resolution has been prepared authorizing the Mayor to sign the attached dedication document. This document will be recorded at the Register of Deeds office and upon doing so the right-of-way that is intended to remain as such for Portal Road will be finalized.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING APPROVAL OF THE PLAT AND DEDICATION FOR PUBLIC STREET RIGHT-OF-WAY FOR PART OF THE PROPERTY IDENTIFIED AS TAX LOTS 9B1 and E1, LOCATED IN THE EAST ½ OF THE SOUTHEAST ¼ OF SECTION 21, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA AS IDENTIFIED IN THE ATTACHED EXHIBIT "A".

WHEREAS, with the construction of the new alignment for Portal Road, a revised alignment for the public right-of-way was also required; and

WHEREAS, the property needed for the revised right-of-way was deeded from Sarpy County to the city and recorded as Instrument #2019-05523; and

WHEREAS, the Portal Road improvements require the dedication of a parcel of real estate described as Part of Tax Lots 9B1 and E1 on Exhibit "A" for public right-of-way; and

WHEREAS, the City Council recommends approval of the plat and dedication document, as detailed in Exhibit A, attached hereto and incorporated herein by this reference, for the parcel described as Part of Tax Lots 9B1 and E1, located in the East ½ of the Southeast ¼ of Section 21, T14N, R12E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska; and

WHEREAS, the City Engineer and Public Works Director recommend approval of the dedication.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the plat and dedication for public street right-of-way as shown on the attached Exhibit "A" and authorize the Mayor to sign the plat and dedication.

PASSED AND APPROVED THIS 16TH DAY OF APRIL 2019.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

## PLAT AND DEDICATION FOR STREET WIDENING

**DEDICATION: KNOW ALL PERSONS BY THESE PRESENTS:** That the City of La Vista, a municipal corporation in the State of Nebraska, being the owners of the land described and embraced within this plat as shown as Part of Tax Lots 9B1 and E1 on the attached **Exhibit “A-2”**, which plat is incorporated by reference and made a part hereof, hereby dedicate to the public for public use the street as shown on this plat to be hereafter known as **Portal Road**.

**APPROVALS:** Above referenced plat and dedication recommended for approval by:

City Engineer \_\_\_\_\_ Date: \_\_\_\_\_

Public Works Director \_\_\_\_\_ Date: \_\_\_\_\_

This plat and dedication was approved by the City Council of the City of La Vista this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

CITY OF LA VISTA

ATTEST:

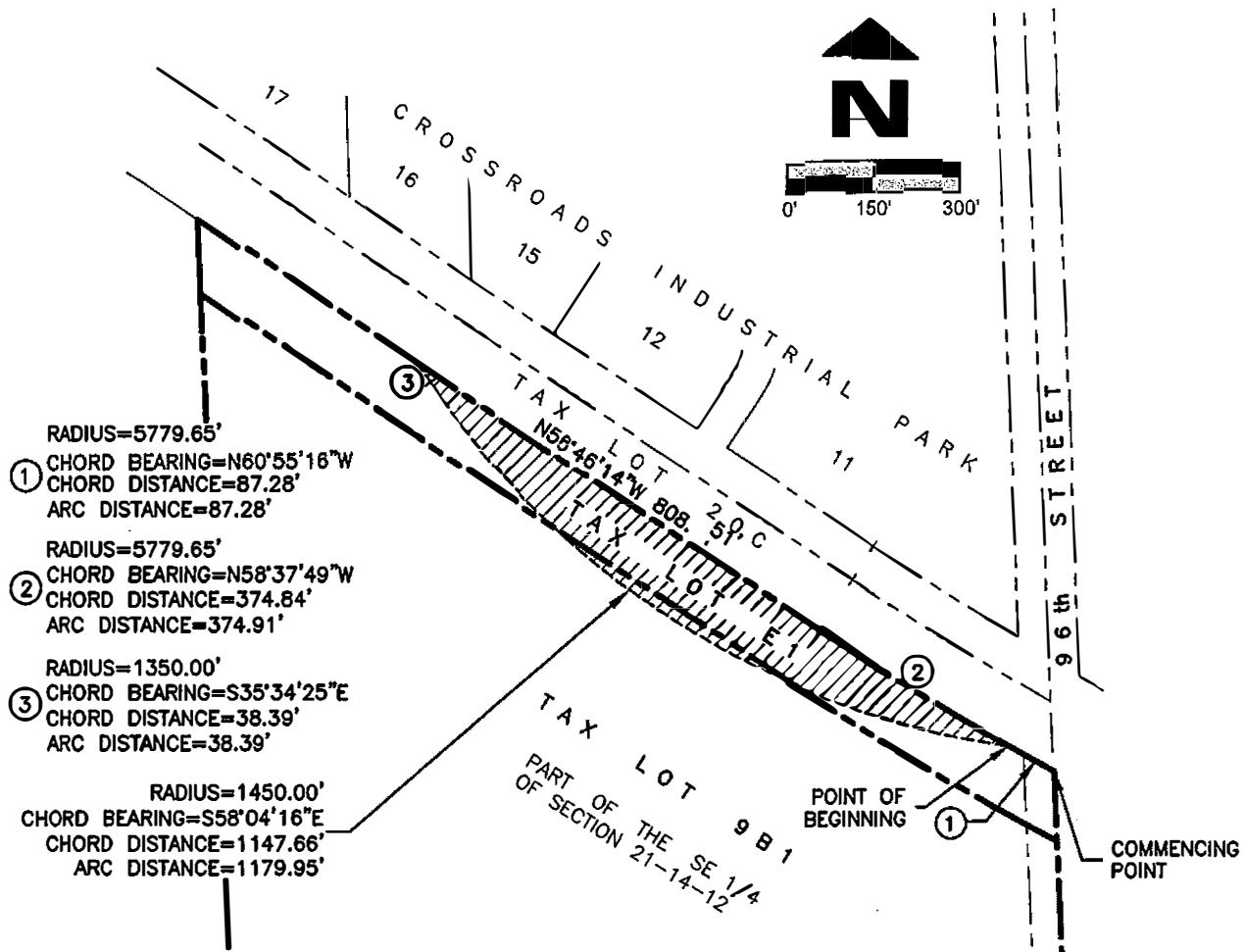
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Douglas Kindig  
Mayor

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Pamela A. Buethe, CMC  
City Clerk

## EXHIBIT A-1



## LEGAL DESCRIPTION

THAT PART OF TAX LOTS 9B1 AND E1 IN THE EAST 1/2 OF THE SE 1/4 OF SECTION 21, T14N, R12E OF THE 6th P.M., SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:  
 COMMENCING AT THE NORTHEAST CORNER OF SAID TAX LOT E1;  
 THENCE NORTHWESTERLY ON THE NORTH LINE OF SAID TAX LOT E1 ON A 5779.65 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING N60°55'16"W (ASSUMED BEARING), CHORD DISTANCE 87.28 FEET AN ARC DISTANCE OF 87.28 FEET TO THE POINT OF BEGINNING;  
 THENCE CONTINUING NORTHWESTERLY ON THE NORTH LINE OF SAID TAX LOT E1 ON A 5779.65 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING N58°37'49"W (ASSUMED BEARING), CHORD DISTANCE 374.84 FEET AN ARC DISTANCE OF 374.91 FEET;  
 THENCE N56°46'14"W 808.51 FEET ON THE NORTH LINE OF SAID TAX LOT E1;  
 THENCE SOUTHEASTERLY ON A 1350.00 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING S35°34'25"E, CHORD DISTANCE 38.39 FEET, AN ARC DISTANCE OF 38.39 FEET;  
 THENCE CONTINUING SOUTHEASTERLY ON A 1450.00 FOOT RADIUS CURVE TO THE LEFT, CHORD BEARING S58°04'16"E, CHORD DISTANCE 1147.66 FEET, AN ARC DISTANCE OF 1179.95 FEET TO THE POINT OF BEGINNING.  
 CONTAINING 2.16 ACRES MORE OR LESS.