

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
NOVEMBER 19, 2024 AGENDA**

Subject:	Type:	Submitted By:
LA VISTA FACILITIES CORPORATION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	MEG HARRIS FINANCE DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the dissolution of the City of La Vista Facilities Corporation.

FISCAL IMPACT

This will save the city \$2,500 a year in accounting fees and services for the preparation of tax returns.

RECOMMENDATION

Approval.

BACKGROUND

The City of La Vista Facilities Corporation was formed as a Nebraska nonprofit corporation under the Nebraska Nonprofit Corporation Act on April 2, 1991, for the purpose of acquiring buildings, equipment and facilities as specified by and suitable for use by the City of La Vista, Nebraska. State Statue has changed and the City can acquire these items without the use of the Facilities Corporation.

The Corporation's purposes have concluded, all obligations of the Corporation have been satisfied with no bonds or other obligations of the Corporation currently outstanding or unpaid, and it is no longer needed. It is appropriate for the board of directors of the Corporation to dissolve the Corporation's existence in accordance with the Articles of Incorporation and the Act.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA
DIRECTING THE DISSOLUTION OF THE CITY OF LA VISTA FACILITIES CORPORATION.

WHEREAS, the City of La Vista Facilities Corporation (the “**Corporation**”) was formed as a Nebraska nonprofit corporation under the Nebraska Nonprofit Corporation Act (the “**Act**”) pursuant to Articles of Incorporation filed with the Nebraska Secretary of State on April 2, 1991, (the “**Articles of Incorporation**”) for the purpose of acquiring buildings, equipment and facilities as specified by and suitable for use by the City of La Vista, Nebraska (the “**City**”); and

WHEREAS, the Corporation’s purposes have concluded, all obligations of the Corporation have been satisfied with no bonds or other obligations of the Corporation currently outstanding or unpaid, and it is therefore necessary and appropriate for the board of directors of the Corporation (the “**Directors**”) to dissolve the Corporation’s existence in accordance with the Articles of Incorporation and the Act; and

WHEREAS, the City has control over the Corporation and the Directors by provisions which authorize the City Council to remove and replace all Directors, and therefore it is appropriate for the Mayor and City Council to direct the dissolution of the Corporation through action by the Mayor and City Council;

NOW, THEREFORE, BE IT RESOLVED, be it resolved by the Mayor and City Council of the City of La Vista as follows:

Section 1. The Directors are hereby authorized and directed to take any and all action necessary or appropriate to dissolve the Corporation in accordance with the Articles of Incorporation and the Act and to satisfy all necessary conditions required for such action, specifically including without limitation distribution of any assets held by the Corporation to the City as required by the Articles of Incorporation.

Section 2. The Mayor, City Clerk, Director of Administrative Services and other officers, agents and employees of the City are hereby authorized and directed to take such further action and execute and deliver such other documents, certificates and instruments as may be necessary or desirable to effect the dissolution of the Corporation and carry out and comply with the intent of this Resolution. All actions heretofore taken officers and employees of the City in connection with the actions contemplated by this Resolution are hereby ratified and confirmed.

Section 3. This Resolution shall be in full force and effect from and after its adoption by the City Council of the City.

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER 2024.

CITY OF LA VISTA

Douglas Kindig, Mayor

Pamela A. Buethe, MMC
City Clerk