

ORDINANCE NO. 2018-1131

AN ORDINANCE OF THE CITY OF WISNER, NEBRASKA, CONFIRMING THE SALE OF PARCEL ID NOS. 0080405.00, 0080410.00, AND 0080415.00, ALL LOCATED ON THE NORTH SIDE OF AVENUE D, WEST OF 10TH STREET, CITY OF WISNER, CUMING COUNTY, NEBRASKA.

WHEREAS the City of Wisner, Nebraska, by and through its City Council, previously resolved on April 16, 2018 (Resolution No. 2018-7) to sell the following real property presently owned by the City:

Parcel ID No. 0080405.00; Railroad Addition, Tract 50' x 252', Wisner City;

Parcel ID No. 0080410.00; Railroad Addition, Pt. TL 65, PT RR Tract #13, Tract 63' x 50', Wisner City; and

Parcel ID No. 0080415.00; Part of Section 12, Township 23 North, Range 4, RR Tract 1, .46 acres, TL 66, Railroad Addition, Wisner City (hereinafter, collectively, "the Property");

WHEREAS terms of the sale, as resolved, included that the various parcels constituting the Property be sold together and "as is" to the highest bidder for cash at an auction that was held on June 4, 2018; sale subject to compliance with any and all Nebraska laws governing the procedure of the sale of real property by a city of the second class organized and existing under Nebraska law, including contingent on any statutory remonstrance period; the successful bidder shall accept the Property with no warranties or guarantees and, by accepting the Property, releases and holds the City forever harmless from liability; and the Property shall remain in the possession of the City until confirmation of the sale by ordinance;

WHEREAS Nic McCarthy submitted the highest bid for purchase of the Property in the amount of \$21,000, and the City wishes to accept that bid;

WHEREAS notice of the proposed sale and the terms of sale were published three (3) consecutive weeks, as required by Nebraska law; and

WHEREAS the 30-day statutory remonstrance period required by Nebraska law has passed, and no objections were made to the proposed sale on the foregoing terms;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WISNER, NEBRASKA:

Section 1. The City of Wisner, Nebraska, shall sell the following real estate to Nic McCarthy for the total amount of \$21,000, to wit:

Parcel ID No. 0080405.00; Railroad Addition, Tract 50' x 252', Wisner City;

Parcel ID No. 0080410.00; Railroad Addition, Pt. TL 65, PT RR Tract #13, Tract 63' x 50', Wisner City; and

Parcel ID No. 0080415.00; Part of Section 12, Township 23 North, Range 4, RR Tract 1, .46 acres, TL 66, Railroad Addition, Wisner City (hereinafter, collectively, "the Property");

Section 2. Terms of the foregoing sale of the Property shall be those included in the preamble to this Ordinance, all of which are incorporated herein by this reference as if fully set forth here.

Section 3. Any and all ordinances and resolutions in conflict herewith are repealed.

Section 4. This Ordinance shall become effective upon its reading, passage, and publication according to law.

Dated this ____ day of June, 2018.

Dave Brown, Mayor

ATTEST:

Al Vacanti, Administrator/Clerk/Treasurer