

JAVA Resolution 08-0612-04



WHEREAS, the Joint Antelope Valley Authority (JAVA), a joint administrative entity created under the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. § 13-801 et. seq.) by agreement of April 15, 2000 as amended (JAVA Interlocal Agreement) between the Board of Regents of the University of Nebraska, a public body corporate and governing body of the University of Nebraska (University), the City of Lincoln, Nebraska, a municipal corporation (City), and the Lower Platte South Natural Resources District, a political subdivision of the State of Nebraska (LPSNRD) is now implementing under the JAVA Interlocal Agreement the Phase One Priority Projects of Antelope Valley Amended Draft Single Package; and

WHEREAS, JAVA has previously approved by-laws, administrative resolution, policies and guidelines for the implementation of the Phase One Priority Projects; and

NOW THEREFORE, be it resolved by the Administrative Board of the Joint Antelope Valley Authority as follows:

1. JAVA is hereby authorized to obtain and conduct appraisals, title work, relocation, geotechnical and other appropriate studies, pertaining to certain tracts in the Antelope Valley K to Q Project, JAVA Project No. 880109, including the partial tracts as more specifically defined herein.
2. JAVA is hereby authorized to acquire, including by condemnation if necessary, the necessary property for public purposes in connection with the Project and corresponding bid packages:
Irene Courtney Johnson, Tract 51 (partial), located at 1810 K Street, Lavenders Addition Block 9 Lots 1-12 & Alley Adjacent ; Hoppe Partners LTD, Tract 52 (partial), located at 1900 K Street, McMurtry's Addition Block 2 Lots 16 & E12' Lot 17; Hoppe Partners LTD, Tract 54 (partial), located at 1907, 1915, 1921, & 1925 L Street; Boggs & Home Sub Lots 50-55 Ex N7' & S7.5'; B & J Partnership LTD, Tract 56A (partial), located at 1830 L Street, Lavenders Addition Block 12 Lot 10 & W1/2 Lot 11; Awards Unlimited II LLC, Tract 58 (partial), located at 1829 M Street, Lavenders Addition Block 12 Lots 3-6; LDS LLC, Tract 61 (partial), located at 1908 L Street & 324 S.19th Street, Boggs & Home Sub S1/2 Lot 17, 18, 19 & 20 Exc S7'; L. Larue Wunderlich, Tract 62 (partial), located at 320 S.19th Street, Boggs & Home Sub E73' Lot 15, Lot 16 & N1/2 Lot 17; Jeffery R. & Barbara D. McIntyre, H & W, Tract 63 (partial), located at 302 S.19th Street, Boggs & Home Sub W69' Lot 15; John A. & April L. Sampson H & W, Tract 65 (partial), located at 1824 M Street, Lavenders Addition Block 19 Lots 9-11; B & J Partnership LTD, Tract 67 (partial), located at 244 & 254 S. 19th Street , Boggs & Home Sub Lot 14 & Lot 38 I.T. NW 25-10-6; Goran Gligorevic, Tract 68 (partial), located at 238 S.19th Street, Boggs & Home Sub Lot 13 & Lavenders Addition Block 19 Lot 3; Wells Fargo Bank Trustee, Tract 68A (partial), located at 1821 N Street, Lavenders Addition Block 19 Lots 3-5; Brennan Investments LLC, Tract 69 (partial), located at 230 S. 19th Street, Boggs & Home Sub Lots 11 & 12; Southern Hills Comercial LLC, Tract 73 (partial), located at 1828 N Street, Lavenders Addition Block 22 Lot 10 & W40' Lot 11; James D. Carson, Tract 74 (partial), located at 1843 O Street, Lavenders Addition Block 22 Lot 1; Cecil F. Kirk Trust, Tract 75 (partial), located at 1837 O Street, Lavenders Addition Block 22 Lot 2; 4R Partnership, Tract 76 (partial), located at 122 S. 19th Street, Lots 4, 5, 9, 49, 59, & 60 I.T. NW 25-10-6; Charles Marvin Roberts, II & Jon M. Roberts, T.C., Tract 77 (partial), located at 1901 O Street, Lots 7 I.T. & 8 I.T. NW 1/4 25-10-6; Union Bank & Trust Company, Tract 79 (partial), located at 1908 O Street, Kinneys O Street Addition Block 28 Lots 7-13 & Pt of Lot 14; Union Bank, Tract 80 (partial), located at 1940 O Street, County Clerks Sub East 42' Lot A & All Lots B & C & Kinneys O Street Addition Blk 28 Lots 1-3, 15-18, & Pt. of Lot 14; Awards Unlimited II LLC, Tract 110 (partial), located at 1816 L Street, Cariotto Estates Lot 5; E & E Family LTD Partnership, Tract 112 (partial), located at 1936 L Street, Boggs & Home Sub Lot 45, E 1/2 of Abutting vacated 20th Street, the E 50' Lot 21, W 1/2 of Abutting vacated 20th Street, and the W 42' of Lot 21; Wilbur F. Sholle, Tract 113 (partial), located at 1944 L Street, Boggs & Home Sub W 50' E 100' Lot 21 Except S 7'; Vindondale Inc., Tract 114 (partial), located at 344 S. 18th Street, Cariotto Estates Lot 1; Awards Unlimited II LLC, Tract 128 (partial), located at 20th & O Street, Lots 3, 41, 42, 53, 61 I.T. & Pt of Lot

62 I.T. NW Lying NE of RR ROW Line NW 25-10-6; Nebraska Acquisition Corp., Tract 159 (partial), located at 1845 K Street, Lavenders Addition Block 2 Lots 1-6, McMurtry's Addition Block 3 Lots 13-18 all as generally depicted on the attached diagrams, incorporated by this reference; and

- a. Where necessary due to appraisal studies or other legal or practical reasons, remainder or commonly owned tracts inextricably related to the tract identified above; and
 - b. Necessary and required temporary and permanent construction easements as approved by the City of Lincoln, for the Project.
3. The Chairperson is authorized to direct the same to be accomplished, approve the necessary documents and execute agreements to complete the same.

Dated this 12th Day of June, 2008.

Introduced by:

Approved by Unanimous Vote of _____, _____, and _____ after public hearing on this 12th Day of June, 2008.

Signed:

Joint Antelope Valley Authority

Vice Chairperson

Glenn Johnson, Chairperson

Approved as to form and Legality

Legal Counsel