

## JAVA Resolution 11-0210-03



**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 the 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;

**WHEREAS**, the JAVA Interlocal Agreement provides for transfers of land from JAVA in the case of the conveyance of JAVA's interests in the roadway, excess lands and in the waterway consistent with the provisions of the Antelope Creek Operating agreement between the City and LPSNRD;

**WHEREAS**, JAVA has authorized the replatting of the property relating to the Phase One Priority Projects of the Antelope Valley Amended Draft Single Package;

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

1. The Chair is hereby authorized to execute and approve the following conveyances from JAVA all in the Antelope Valley 1<sup>st</sup> Addition Plat all as more particularly provided in attachments a-f:
  - a. Quitclaim deed of Lot 1, Block 3 and Lot 2, Block 8 from JAVA to The Board of Regents of the University of Nebraska;
  - b. Quitclaim deed of Lot 2, Block 1 from JAVA to the State of Nebraska;
  - c. Quitclaim deed of Lot 1, Block 13 from JAVA to The Board of Regents of the University of Nebraska;
  - d. Warranty deed of Outlots A, B, and C, Lot 1, Block 6 and Lot 1, Block 7 from JAVA to the City of Lincoln, Nebraska;
  - e. Perpetual Easement of Outlots A, B, and C for the Lower Platte South Natural Resources District; and
  - f. Quitclaim deed of Lot 1, Block 2 and Lot 1, Block 10 and Lot 4, Block 13 from JAVA to The Board of Regents of the University of Nebraska.
2. The JAVA Board hereby finds that the transfer of Lot 1, Block 6 and Lot 1, Block 7 from JAVA to the City of Lincoln is appropriate for the purposes of Community Redevelopment as provided in the Antelope Valley Redevelopment Plan, as amended, in connection with the implementation of the Community Revitalization component of the Phase One Priority Projects.
3. The JAVA Board hereby finds that the conveyances are appropriate to the extent there is a need for clarification, whether as a result of the final plat of the Antelope Valley 1<sup>st</sup> Addition, temporary interests, other joint or several interests, reservation of necessary right of way, or otherwise, and the intent of this Resolution is to resolve any issues in favor of conveying the property as described for the purposes described herein.
4. In addition, the JAVA Board hereby finds the conveyances to be in compliance with the applicable requirements of the Board and hereby ratifies and approves the actions of its Chairperson and officers

required to execute and close the transactions contemplated hereby, specifically including minor or technical revisions to the legal descriptions prior to closing, without further action by the Board.

5. The requirements of the By-Laws of the board are hereby incorporated into this approval and the JAVA board does hereby grant final approval of the amendment to the contract as in conformance with all applicable requirements of the board including the issuance of certificates of completion where applicable.
6. The same shall be effective February 10, 2011 and shall be kept on file with the official records of the Authority as provided in the by-laws.

Dated this 10<sup>th</sup> Day of February 2011.

Introduced by:

\_\_\_\_\_

Approved by Unanimous Vote of \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ after public hearing on this 10<sup>th</sup> day of February 2011.

Signed:

**Joint Antelope Valley Authority**

\_\_\_\_\_  
Vice Chairperson

\_\_\_\_\_  
Glenn Johnson, Chairperson

Approved as to form and Legality

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Legal Counsel