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JUN 09 2011

LANCASTER COUNTY
CLERK

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

RESOLUTION REGARDING THE PROPOSED)
SALE OF COUNTY PROPERTY GENERALLY)
LOCATED AT SW 98TH STREET AND)
WAGGONER DRIVE, LANCASTER COUNTY,)
NEBRASKA, WHICH INCLUDES DECLARING)
THE PROPERTY SURPLUS, DETERMINATION)
OF FAIR MARKET VALUE AND THE SETTING)
OF THE DATE FOR SALE OF THE PROPERTY)

RESOLUTION NO. R-11-0038

WHEREAS, pursuant to Neb. Rev. Stat. § 23-107.01, as amended, the Lancaster County Board of Commissioners has the power to sell County property which no longer serves a county purpose; and

WHEREAS, Neb. Rev. Stat. § 23-107.01, further provides that the County may sell such property after determining the fair market value of the property and conducting a public hearing for interested parties to speak for or against the sale of the property and raise any issue regarding the fair market value; and

WHEREAS, pursuant to Neb. Rev. Stat. § 23-107.01, the County is required to set a date, within two months of the date of the public hearing, for sale to the highest bidder; and

WHEREAS, Lancaster County owns a portion of West Waggoner Drive as platted in Waggoner Subdivision in the Northwest Quarter of Section 27, Township 10 North, Range 5 East of the Principal Meridian, Lancaster County, Nebraska more particularly described as follows: That portion of West Waggoner Drive which abuts Lots 1, 2 and 3, Block 1, of said Waggoner Subdivision; and

WHEREAS, on April 12, 2011, by County Resolution No. R-11-0027, the Lancaster County Board of Commissioners declared the above described property surplus, established the fair market value at \$8,000, and set the date for the public sale of the property for May 19, 2011;

and

WHEREAS, the public sale did not occur on May 19, 2011; and

WHEREAS, the Lancaster County Board of Commissioners still feels the property legally described above no longer serves a County purpose; and

WHEREAS, the Lancaster County Board of Commissioners has again received an Appraisal report from James J. Shotkoski, Nebraska General Certified Appraiser, which is dated November 29, 2010, a copy of which is on file at the Lancaster County Clerk's Office; and

WHEREAS, on June 14, 2011, the Lancaster County Board of Commissioners conducted a public hearing wherein interested parties were given the opportunity to speak for or against the sale; and

WHEREAS, the Lancaster County Board of Commissioners determined that the public sale should be set for June 30, 2011, and directs the County Clerk to provide notice in accordance with Neb. Rev. Stat. § 23-107.01(3).

NOW, THEREFORE, BE IT RESOLVED, by the Lancaster County Board of Commissioners that the portion of West Waggoner Drive as platted in Waggoner Subdivision in the Northwest Quarter of Section 27, Township 10 North, Range 5 East of the Principal Meridian, Lancaster County, Nebraska more particularly described as follows: That portion of West Waggoner Drive which abuts Lots 1, 2 and 3, Block 1, of said Waggoner Subdivision, no longer serves a County purpose; and

FURTHERMORE, BE IT RESOLVED, by the Lancaster County Board of Commissioners that the fair market value for the property legally described above is determined to be \$8,000.00 and that the public sale of the property be set for June 30, 2011; and


BE IT FURTHER RESOLVED, that the Lancaster County Board of Commissioners


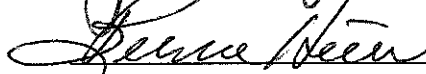


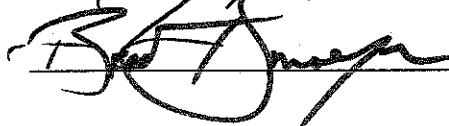
reserve the right to reject bids or negotiate a contract for sale of the property if it is in the best interest of the County and the bids are substantially lower than the fair market value.

DATED this 14 day of June, 2011, at the City County Building, Lincoln,
Lancaster County, Nebraska.

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

APPROVED AS TO FORM
this 14 day of
June, 2011.


for JOE KELLY
County Attorney

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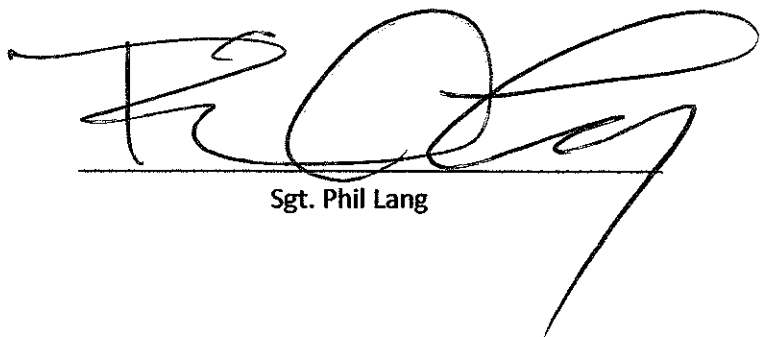
Following a public hearing conducted by the Lancaster County Board of Commissioner of the 14th day of June, 2011, it was determined that a public sale would be set for June 30, 2011, at 2 o'clock p.m., and notice would be provided by County Clerk in accordance with Neb. Rev. Stat. § 23-107.01(3).

It was resolved, by the Lancaster County Board of Commissioners that the portion of West Waggoner Drive as platted in Waggoner Subdivision in the Northwest Quarter of Section 27, Township 10 North, Range 5 East of the Principal Meridian, Lancaster County, Nebraska more particularly described as follows: That portion of West Waggoner Drive which abuts Lots 1, 2, and 3, Block 1, of said Waggoner Subdivision, would be sold at auction offered by the office of the Lancaster County Sheriff.

On the 30th day of June, 2011 at 2 o'clock p.m., sale was held in the exit foyer of the Lancaster County Hall of Justice at 575 South 10th Street, Lincoln, Nebraska, conducted by Lancaster County Sheriff Deputy Sergeant Phil Lang. Bid was placed by Roger and Patty Vollsteadt, of 550 Southwest 98th Street, Lincoln, Nebraska, that of five hundred dollars (\$500.00), being the only bidder. Record of sale is now being brought forth to the Lancaster County Board of Commissioners that they may reserve their right to reject or negotiate a contract for sale of the property to be in the best interest of the County.

Returned this 30th day of June, 2011

TERRY T. WAGNER, LANCASTER COUNTY SHERIFF



Sgt. Phil Lang

Name

Address

Phone

Patty Vollstedt

550 S.W. 98 St.
Lincoln, NE 68532

402-475-0235

~~Roger Vollstedt~~

\$500.00

Vollstedt

Roger & Patty