

RESOLUTION 1993-6

WHEREAS, the Pony Express Center Foundation (the Foundation), a Nebraska Nonprofit corporation, with its principal place of business in of the City of Gothenburg, Dawson County, Nebraska, has made application to and presented to the City of Gothenburg a proposal whereby such Foundation will cause to be acquired by the City of Gothenburg or such other appropriate entity, certain real property in the City of Gothenburg, Dawson County, Nebraska, for purposes of construction of a building and other improvements to house the Nebraska High School Sports Hall of Fame, by and through a corporation to be formed, not-for-profit, known as the Nebraska High School Sports Hall of Fame Foundation, and

WHEREAS, such application, by resolution of the Foundation has been considered by the Mayor and City Council of the City of Gothenburg, Dawson County, Nebraska, and

WHEREAS, the Mayor and City Council of the City of Gothenburg, Dawson County, Nebraska, generally approve the application, plan, intention, missions, and goals of the Pony Express Center Foundation in respect to such plans for the location of a building and other improvements to house the Nebraska High School Sports Hall of Fame in the City of Gothenburg, and related facilities, recreational and sporting complex, and

WHEREAS, such Foundation needs and requires a commitment from the City of Gothenburg for purposes of proceeding further with its plans, objectives, goals, and mission in respect to the acquisition of such property, improvement thereof, with a view toward coordinating all persons, parties, and entities, with respect to such Hall of Fame location, building, sports and recreational complex, there being various persons and entities who do or will have an interest in such entire complex, its functions, services, improvements, and activities.

NOW, THEREFORE:

RESOLVED, that the City of Gothenburg, Dawson County, Nebraska, shall, subject to such procedural requirements as by law provided, make available <sup>SUCH UNIMPROVED</sup> real estate owned by it, described as:

The North Two Hundred Eighty feet (N280') of vacated Block Thirty-three (33), Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska, together with one/half of the vacated street on the north thereof,

and

Lots Twenty (20) through Twenty-five (25), Block One (1), Hencey Replat of Blocks Twenty-seven (27) and Twenty-eight (28), Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska,

for purposes of sale, lease or exchange, or other contractual arrangement, with the Pony Express Center Foundation, or such other entity as shall be suitable to the City of Gothenburg, for purposes of establishing site location for the Nebraska High School Sports Hall of Fame, together with other sports and recreational plans, projects, improvements, and functions, in respect to such real estate, and

FURTHER, RESOLVED, that the City of Gothenburg shall, subject to such procedural requirements as by law provided, take such steps as may be reasonably required, <sup>TO ACQUIRE</sup> to become part of such recreational and sports complex, real estate described as:

Vacated Blocks Thirty-four (34), Thirty-nine (39), and Forty-six (46), Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska, together with one/half of the vacated streets contiguous thereto,

which, if acquired by the City of Gothenburg, shall be made available for purposes of such sports and recreational complex, in accordance with the plans therefor, and

FURTHER, RESOLVED, that the City of Gothenburg shall enter into such transfers and conveyances, and long term leases, or other contractual arrangements, as may be required to promote and effectuate the purpose and intent of this resolution, and the application of the Pony Express Center Foundation, to the end that such site for the

Nebraska High School Sports Hall of Fame, and recreational and sports complex part and parcel thereof, become a viable entity, project, improvement, and program, and

FURTHER, RESOLVED, that nothing herein contained shall be construed or interpreted to require the City of Gothenburg to do or perform any act not specifically set forth herein, nor do or perform any act which is prohibited by law from being done or performed by a city of the second class

Passed and approved this 20<sup>th</sup> day of July, 1993.

Connie Utell  
City Clerk

Frank H. Blaw  
Mayor

APPROVED AS TO FORM:

[Signature]  
City Attorney