

AGENDA ITEM

June 16, 2015

Subject: Dedication of Water Main

Department: Planning/Zoning

Nevada Hospitality LLC constructed Holiday Inn Express located off of Johnson Drive. During construction it was discovered that a water line extension was needed to properly serve the hotel. The water line was extended in the platted street between lots C-17 and C-16 on the north and C-9 and C-10 on the south in the Eastview Heights Subdivision. Alliance Water Resources inspected installation and completion of the line and approved the line to be accepted by the City of Nevada.

BILL NO. 2015-031

ORDINANCE NO.

A SPECIAL ORDINANCE OF THE CITY OF NEVADA, MISSOURI, ACCEPTING TITLE TO THE WATERLINE ADJACENT LOTS C-17 and C-16 IN EASTVIEW HEIGHTS SUBDIVISION AND ACCEPTING MAINTENANCE RESPONSIBILITY THEREFORE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:

Section 1. The City of Nevada, Missouri, Public Works Department, is hereby authorized and directed to assume maintenance responsibility and to accept title to the 6" water main constructed by Nevada Hospitality, LLC, to provide service to their Holiday Inn Facility, all as described in the dedication attached hereto and incorporated herein by reference. This acceptance is limited to that portion of the transmission main located in the platted roadway between Lots C-17 and C-16 on the North and C-9 and C-10 on the South.

Section 2. This special ordinance shall be in full force and effect upon its passage and approval.

PASSED, APPROVED and ADOPTED by the City Council of the City of Nevada, Missouri, this 7th day of July, 2015.

CITY OF NEVADA, MISSOURI

(SEAL)

**_____
Brian L. Leonard, Mayor**

Attest:

**_____
Bev Baker, City Clerk**

**DEDICATION OF WATER MAIN
To Permit the City of Nevada to Accept
Maintenance Responsibility Therefore**

KNOW ALL PERSONS BY THESE PRESENTS, that,

WHEREAS, Nevada Hospitality, LLC, of 506 S. Wilson Street, Aberdeen, SD 57401, has constructed a 6" water main to provide service to its Holiday Inn Express, and

WHEREAS, the line has been constructed, inspected, pressure tested, placed in service and found to be in full compliance with the construction and material standards of the City of Nevada, Missouri, and

WHEREAS, the parties to this instrument desire to transfer title to the City of Nevada, Missouri to the end that the line be integrated into the City's system and maintained by the City,

NOW, THEREFORE, for good and value consideration, the receipt and adequacy of which is hereby acknowledged, Nevada Hospitality, LLC, herein called "grantor" hereby dedicates and conveys to the City of Nevada, Missouri, herein called "grantee", the 6" water main constructed in the platted street between Lots C-17 and C-16 on the North and C-9 and C-10 on the South in the Eastview Heights Subdivision plat duly recorded in Plat Book 5, Page 34, in the Office of the Recorder for Vernon County, Missouri.

Grantor covenants that the Grantor is the lawful owner of said goods and chattels; that they are free and clear of all encumbrances, that Grantor has right to sell the same; that Grantor will warrant and defend the same against the lawful claims and demands of all persons, whomsoever.

IN WITNESS WHEREOF, Grantor has hereunto set its hand and affixed its seal the day and year hereinabove set forth.


(SEAL)

Nevada Hospitality, LLC

By: 

Dean A. Smid, Managing Member

Attest:



LLC Secretary
Daniel J. Bahn

ACKNOWLEDGMENT

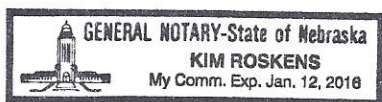
STATE OF NEBRASKA)
) ss.
COUNTY OF MADISON)

On this 1st day of May 2015, before me personally appeared Dean A. Smid, Managing Member of Nevada Hospitality, LLC, to me personally known to be the Managing Member of said LLC who, being by me duly sworn did say that he executed the foregoing instrument at the direction of and with consent of the governing body of said LLC, and that the execution thereof is the free and voluntary act of said LLC.

And the secretary of said LLC affixed the corporate seal and attested the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Norfolk, Nebraska, the day and year first above written.

(SEAL)



Kim Roskens

Notary Public, State of Nebraska

NEVADA HOSPITALITY, LLC

506 South Wilson Street
PO Box 1565
Aberdeen, SD 57402-1565
(605) 229-5945
Fax (605) 225-4367

May 27, 2015

Ms. Johnna Williams
City of Nevada
110 S Ash
Nevada, MO 64772


RE: Dedication of Water Main

Dear Ms. Williams:

Please find enclosed the original signed and attested Dedication of Water Main to Permit the City of Nevada to Accept Maintenance Responsibility Therefore. Nevada Hospitality, LLC does not have a company seal to seal this document.

Thank you.

Sincerely,


Sherri Kraft
Assistant Secretary

Enclosure

cc w/encl.: Mr. Dean A. Smid