RESOLUTION NO. 2026-18

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA RATIFYING THE PURCHASE OF REAL ESTATE FROM TYSON FRESH MEATS, INC. AND RATIFYING THE ACTIONS OF THE CITY MANAGER IN COMPLETING SUCH PURCHASES;

WHEREAS, the City of Lexington, Nebraska (the "City"), is a municipal corporation authorized by Nebraska law to purchase and hold real estate for public purposes; and

WHEREAS, Tyson Fresh Meats, Inc., f/k/a IBP Inc., d/b/a Tyson Foods ("Tyson"), owned the real estate legally described as the Southwest Quarter (SW¼) of Section 9, Township 9 North, Range 21, West of the 6th P.M., except drainage ditch and except 11.39 acre tract and except 1.54 acres to County Road, Dawson County, Nebraska; and

WHEREAS, Tyson owned the real estate legally described as that part of Section 16, Township 9 North, Range 21, lying North of the Nebraska Public Power Irrigation Canal, except the North 50 feet, West of the 6th P.M., Dawson County, Nebraska, together with the wastewater treatment facility located thereon and the associated influent and effluent sewer line facilities, easements and personal property; and

WHEREAS, the City Manager, on behalf of the City, entered into a Memorandum of Understanding and related Real Estate Purchase Agreements with Tyson for the purchase of the real estate; and

WHEREAS, the City Manager has taken all actions necessary to complete the purchases of real estate pursuant to the Purchase Agreements; and

WHEREAS, the Mayor and City Council deem it to be in the public interest to ratify and confirm the purchases of real estate, and the actions of the City Manager in completing such purchases;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

Section 1. That the purchase of the real estate, pursuant to the terms and conditions of the Purchase Agreements, is hereby ratified, confirmed and approved.

Section 2. That all actions taken by the City Manager on behalf of the City in negotiating, executing and completing the Purchase Agreements and the purchases of the real estate, including without limitation the execution of the Purchase Agreements, closing statements, and all other closing documents, and the payment of the purchase prices, are hereby ratified, confirmed and approved as the acts of the City.

Section 3. That the City Manager is hereby authorized and directed to execute such further documents and take such further actions as may be necessary to carry out the terms of the Purchase Agreements and this Resolution, including the transfer of all environmental permits associated with the wastewater treatment facility.

PASSED AND APPROVED this 13th day of October, 2026.

CITY OF LEXINGTON, NEBRASKA

ATTEST:

By: _____
City Clerk

By: _____
Mayor

(SEAL)

CITY OF LEXINGTON
Seal
NEBRASKA