

RESOLUTION NO. A-_____

1 WHEREAS, in 2008 the Nebraska State Historical Society Foundation
 2 conveyed to the City of Lincoln a permanent preservation easement (Original
 3 Preservation Easement) to conserve and protect the landmark designation of the Lewis-
 4 Syford House and other improvements on property generally located at 700 N. 16th
 5 Street and legally described as the West Half of Lots J and K, Tuttle et al’s Subdivision
 6 of Lot 1, Little’s Subdivision, Lincoln, Lancaster County, Nebraska (“Property”); and

7 WHEREAS, the City possesses other preservation easements for historic real
 8 property in Lincoln such as the Harris House, Phi Delta Theta Fraternity, and the former
 9 U.S. Post Office and Courthouse (Old Federal Building) and Comfort Station; and

10 WHEREAS, Sartore Family Revocable Trust (“Sartore”), owner of the
 11 property, believes that the Original Preservation Easement is unduly cumbersome for
 12 the continued upkeep and use of Lewis-Syford House and therefore threatens its
 13 preservation; and

14 WHEREAS, Sartore has requested the City to amend the Original
 15 Preservation Easement granted in 2008 by entering into this Amended and Restated
 16 Preservation Easement modeled on easements possessed by the City for other Lincoln
 17 landmarks in order to better enable Sartore to preserve the Lewis-Syford House; and

18 WHEREAS, the Amended and Restated Preservation Easement has been
 19 submitted to the Lincoln City-Lancaster County Planning Commission for review and
 20 recommendation and on October 13, 2013 the Planning Commission held a public
 21 hearing relating to the City’s acceptance of the Amended and Restated Preservation

1 Easement and found the acquisition to be in conformance with the Comprehensive
2 Plan; and

3 WHEREAS, the City is willing to enter into this Amended and Restated
4 Preservation Easement.

5 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
6 Lincoln, Nebraska:

7 That, on behalf of the City of Lincoln, Nebraska, the offer of an Amended and
8 Restated Preservation Easement by Sartore over the property legally described above
9 and in accordance with the terms of the Amended and Restated Preservation
10 Easement, attached hereto and marked as Attachment "A", is hereby accepted and
11 approved.

12 BE IT FURTHER RESOLVED that the Mayor is authorized to execute the
13 Amended and Restated Preservation Easement on behalf of the City of Lincoln,
14 Nebraska.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ___ day of _____, 2014: _____ Mayor
