

## RESOLUTION NUMBER 7301

**WHEREAS**, on or about May 8, 2023, the City of Beatrice, Nebraska ("City") entered into an agreement with School District 34-0015, a/k/a Beatrice Public School District and f/k/a the School District of the City of Beatrice ("BPS"), where, subject to the terms and conditions of said agreement, BPS agreed to convey to City certain real estate and outlining infrastructure improvements to be completed, the assignment of costs associated therewith, and all other obligations of the parties thereto (the "Agreement"); and

**WHEREAS**, City and BPS desire to execute this First Addendum to the Agreement to clarify that any and all references to BPS in the Agreement shall also refer to the School District of the City of Beatrice.

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

**SECTION 1.** That the Mayor and City Clerk of the City of Beatrice, Nebraska are hereby authorized to execute the First Addendum to Agreement with BPS to clarify that any and all references to BPS in the Agreement shall also refer to the School District of the City of Beatrice. A copy of said Agreement, marked as Exhibit "A", is attached hereto and incorporated herein by reference.

**SECTION 2.** That all resolutions or parts of resolutions in conflict herewith are hereby repealed.

RESOLUTION PASSED AND ADOPTED this 6<sup>th</sup> day of May, 2024.

Attest:

  
Erin Saathoff, CMC, City Clerk

  
Robert Morgan, Mayor

# Exhibit "A"

## FIRST ADDENDUM TO AGREEMENT

This First Addendum to Agreement ("First Addendum") dated this 16th day of May, 2024 is entered into by and between the City of Beatrice, Nebraska, a municipal corporation ("City"), and School District 34-0015, a/k/a Beatrice Public School District and f/k/a the School District of the City of Beatrice ("BPS").

### WITNESSETH:

**WHEREAS**, on or about May 8, 2023, City entered into an agreement with BPS, where BPS agreed to convey to City certain real estate, and outlining infrastructure improvements to be completed, the assignment of costs associated therewith, and all other obligations of the parties thereto, subject to the terms and conditions set forth in said agreement, ("Agreement"),

**WHEREAS**, City and BPS desire to execute this First Addendum to Agreement to clarify that any and all references to BPS in the Agreement shall also refer to the School District of the City of Beatrice; and

**NOW THEREFORE**, in consideration of mutual promises contained herein, the parties agree to as follows:

**1. REFERENCES TO BPS.** City and BPS hereby mutually agree that any and all references to School District 34-0015, a/k/a Beatrice Public School District and/or "BPS" in the Agreement shall refer to School District 34-0015, a/k/a Beatrice Public School District and f/k/a the School District of the City of Beatrice.

This First Addendum to Agreement is effective as of the date reflected in the first paragraph above.

Attest:

  
Erin Saathoff, CMC, City Clerk

CITY OF BEATRICE, NEBRASKA,  
a Municipal Corporation

By:

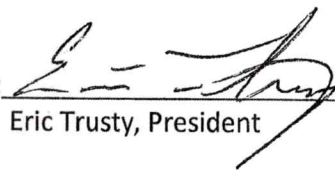
  
Robert Morgan, Mayor

Attest:

  
Jason Alexander, Superintendent

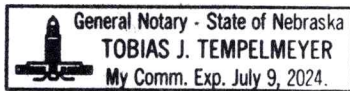
SCHOOL DISTRICT 34-0015,  
a/k/a Beatrice Public School District, and f/k/a  
School District of the City of Beatrice

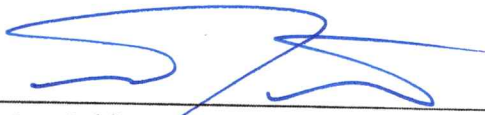
By:

  
Eric Trusty, President

STATE OF NEBRASKA       )  
  )ss.  
COUNTY OF GAGE        )

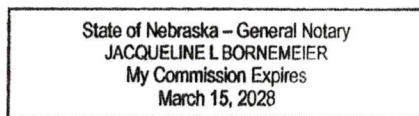
The foregoing instrument was acknowledged before me this 6 day of May, 2024 by Robert Morgan, Mayor of the City of Beatrice, Nebraska, a Municipal Corporation, and authorized signatory of the City of Beatrice, Nebraska, to be his voluntary act and deed on behalf of the City of Beatrice.




  
\_\_\_\_\_  
Notary Public

STATE OF NEBRASKA       )  
  )ss.  
COUNTY OF GAGE        )

The foregoing instrument was acknowledged before me this 24 day of April, 2024 by Eric Trusty, President of the Beatrice Public School Board and authorized signatory of School District 34-0015, a/k/a Beatrice Public School District and f/k/a the School District of the City of Beatrice, to be his voluntary act and deed on behalf of School District 34-0015, a/k/a Beatrice Public School District and f/k/a the School District of the City of Beatrice.



  
\_\_\_\_\_  
Notary Public



## MEMORANDUM

<b>TO:</b>	Mayor & City Council	<b>DATE SUBMITTED:</b>	April 29, 2024
<b>FROM:</b>	Tobias J. Tempelmeyer City Administrator and General Manager	<b>FOR AGENDA OF:</b>	May 6, 2024
<b>SUBJECT:</b>	First Addendum to Agreement with BPS	<b>EXHIBIT(S):</b>	Addendum

Beatrice Public Schools was once known as the School District of the City of Beatrice. In fact, this is how they took title to the ground where Stoddard School is located. To alleviate any issues with transferring the land this addendum simply states that School District 34-0015, Beatrice Public Schools, and School District of the City of Beatrice are all the same.