



City of Grand Island

Tuesday, March 24, 2020

Council Session

Item F-1

#9764 - Consideration of Amendments to Chapter 32 of the Grand Island City Code Relative to Streets and Sidewalks (Second and Final Reading)

Staff Contact: John Collins

Council Agenda Memo

From: John Collins PE, Public Works Director
Stacy Nonhof, Interim City Attorney

Meeting: March 24, 2020

Subject: Consideration of Amendments to Chapter 32 of the Grand Island City Code Relative to Streets and Sidewalks

Presenter(s): John Collins PE, Public Works Director

Background

On August 27, 2019, via Resolution No. 2019-267, City Council approved a cost share sidewalk repair program for single family residential properties to improve pedestrian safety and continue efforts to comply with applicable law. With the approval \$25,000.00 was appropriated from within the Public Works FY 2019/2020 budget to initiate development of such cost share program as proposed by the Public Works Director.

Suggested additions to Chapter 32 of the City Code have been drafted for City Council consideration and are attached for reference.

Discussion

The Sidewalk Assistance Program will address the repair of broken and/or ADA deficient sidewalks and construct segments of sidewalk to fill in the network along streets within the City of Grand Island.

The following items are addressed in the attachment and will allow for inclusion of the Sidewalk Assistance Program within City Code Chapter 32.

- Purpose
- Eligible Properties
- Reimbursement Rate
- Reimbursement Fund
- Homestead Exemptions
- Reimbursement Request
- Prioritization of Work

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the changes to Chapter 32 of the Grand Island City Code.

Sample Motion

Move to approve the changes to Chapter 32 of the Grand Island City Code.

RESOLUTION 2019-267

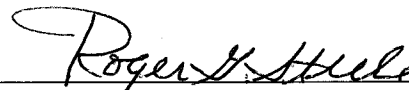
WHEREAS, various residential sidewalks found within the City are inadequate, defective, or do not comply with required standards established by the Americans with Disabilities Act; and

WHEREAS, a cost share sidewalk repair program for single family residential properties should be established by the City to improve pedestrian safety and continue efforts to comply with applicable law; and

WHEREAS, \$25,000.00 should be appropriated from within the Public Works FY2019-20 budget to initiate development of such cost share program as proposed by the Public Works Director.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that \$25,000.00 be appropriated from within the Public Works FY2019-20 budget to initiate development of a cost share sidewalk repair program for single family residential properties as proposed by the Public Works Director.

Adopted by the City Council of the City of Grand Island, Nebraska, August 27, 2019.

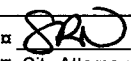


Roger G. Steele, Mayor

Attest:



RaNae Edwards, City Clerk

Approved as to Form 
August 26, 2019 City Attorney

ORDINANCE NO. 9764

An ordinance to amend Chapter 32 of Grand Island City Code; to add Sections 32-86 thru 32-92; to clarify and/or make general corrections to various code sections, to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

Article X. Sidewalk Assistance Program

§32-86. Purpose.

The Sidewalk Assistance Program is established to repair displaced, broken, and/or ADA deficient sidewalks in the public right of way and to construct segments of sidewalks to fill in the network along streets within the City of Grand Island. The City shall be responsible for installation and repair of ADA-compliant corner ramps.

§32-87. Eligible Properties.

Eligible properties for assistance are limited to existing owner-occupied single family dwellings. Sites located upon or adjacent to new developments and/or new construction shall not be eligible for this program.

§32-88. Reimbursement Rate.

Owners of eligible properties may be eligible for reimbursement funds at a rate equal to fifty percent (50%) of the amount the City would pay for the same or similar work based upon recent bids obtained by the City. The rate will be published yearly by the City Public Works Director.

§32-89. Reimbursement Fund.

The yearly funding for the Sidewalk Assistance Program shall be set by the Grand Island City Council as part of the yearly budget. Reimbursement for eligible properties shall only be available up to the amount budgeted for the fiscal year. No reimbursements will be made after the budgeted amount has been expended for the fiscal year.

§32-90. Homestead Exemptions.

Properties with a valid Homestead Exemption approved by the Nebraska Department of Revenue may be eligible for up to one hundred percent (100%) reimbursement.

Approved as to Form ² _____ March 20, 2020 <input type="checkbox"/> City Attorney

ORDINANCE NO. 9764 (Cont.)

§32-91. Reimbursement Request.

Property owners shall request reimbursement under this program prior to any work being done. Requests shall be made to the Public Works Department for the City of Grand Island on a form provided by the City.

After submittal of the request, the Public Works Director, or designee, will inspect the site and determine what work is needed. Only work deemed needed by the City will be eligible for reimbursement. The Public Works Director, or designee, will inspect the work as it progresses and assess the work upon completion. Only work completed and approved by the Public Works Director shall be eligible for reimbursement.

§32-92. Prioritization of Work.

The Public Works Director shall have sole discretion for prioritization of work under this program so as to optimize the effectiveness of this program. Work shall be handled in the order it is identified except that the Public Works Director may give higher priority to sidewalks based upon condition and/or pedestrian traffic volume or character.

SECTION 2. Any ordinance or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the *Grand Island Independent* as provided by law.

Enacted: March 24, 2020.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk