



# **City of Grand Island**

**Tuesday, September 8, 2020**

**Council Session**

## **Item G-10**

**#2020-214 - Approving Continuation of District No. 2020- 1;  
Portions of Platte Valley Industrial Park 3rd, 4th, 6th, 8th, 9th &  
10th Subdivisions**

**Staff Contact: John Collins, P.E. - Public Works Director**

# **Council Agenda Memo**

**From:** Keith Kurz PE, Public Works Engineer

**Meeting:** September 8, 2020

**Subject:** Approving Continuation of District No. 2020- 1; Portions of Platte Valley Industrial Park 3<sup>rd</sup>, 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup> & 10<sup>th</sup> Subdivisions

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

## **Background**

Drainage Improvement District No. 2020-1 was created by City Council on July 14, 2020. Legal notice of the creation of the District was published in the Grand Island Independent on July 20, 2020. A notification letter of the district creation was mailed to all affected property owners.

The District will be made up properties on both the east and west side of Gold Core Drive, south of Schimmer Drive, as shown on the attached exhibit. The project would consist of creating an outlet for the Platte Valley Industrial Park (PVIP) and connecting it to a ditch, which would be constructed in partnership with the Central Platte Natural Resources District (CPNRD), City of Grand Island, Hall County, and the Grand Island Area Economic Development Corporation (GIAEDC). Property owners have inquired about improving drainage in this area and a plan has been developed by the above partnership. The new ditch will improve drainage both up and down stream of the PVIP.

A draft Memorandum of Understanding (MOU) is currently being worked through involving the Central Platte Natural Resources District (CPNRD), City of Grand Island, Hall County, and the Grand Island Area Economic Development Corporation (GIAEDC). The MOU is contingent on the establishment of an assessment district. An agreement will be developed from the MOU detailing each entities responsibility and will be presented for City Council review and subsequent approval.

The assessment to the property owners within the district will be based on contributing area. Because all of the lots included in this district contribute to the drainage creating the problem, the assessment distribution will be based on each property owner's lot size relative to the whole district area. If owner "A" owns a one (1) acre parcel within a ten (10) acre district, owner "A" will pay 10% of the project cost as owner "A"'s land creates 10% of the runoff.

## **Discussion**

The district completed the 30-day protest period at 5:00 p.m., Friday, August 21, 2020, with one protest being filed against this district. The protest filed represents 4.63 acres of 160.33 total acres, resulting in a 2.89% area against the continuation of such district.

The construction of this Drainage Improvement District is budgeted in the 2020/2021 fiscal year Capital Improvement Projects 400 Fund. Construction costs will be assessed to the properties within the district, based on contributing area. Because all of the lots included in this district contribute to the drainage creating the problem, the assessment distribution will be based on each property owner's lot size relative to the whole district area. If owner "A" owns a one (1) acre parcel within a ten (10) acre district, owner "A" will pay 10% of the project cost as owner "A"'s land creates 10% of the runoff.

## **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 continuation of Drainage Improvement District No. 2020-1; Portions of Platte Valley Industrial Park 3<sup>rd</sup>, 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup> & 10<sup>th</sup> Subdivisions.

## **Sample Motion**

Move to approve the continuation of Drainage Improvement District No. 2020-1.

RESOLUTION 2020-214

WHEREAS, Drainage Improvement District No. 2020-1; Portions of Platte Valley Industrial Park 3<sup>rd</sup>, 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup> & 10<sup>th</sup> Subdivisions was created by Ordinance No.9774 on July 14, 2020; and

WHEREAS, notice of the creation of such drainage improvement district was published in the Grand Island Independent, in accordance with the provisions of Section 16-667.01, R.R.S. 1943; and

WHEREAS, Section 16-667.01 R.R.S. 1943, provides that if the owners of record title representing more than 50% of the front footage of the property abutting upon the streets, avenues, or alleys, or parts thereof which are within such proposed district shall file with the City Clerk within thirty days from the first publication of said notice written objections to such district, said work shall not be done and the ordinance shall be repealed, and

WHEREAS, the protest period ended on August 21, 2020, with one protest being filed against this District; and

WHEREAS, the protest filed represents 4.63 acres of the total 160.33 acres within the district, resulting in a 2.89% area against the continuation of such district.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that insufficient protests have been filed with the City Clerk against the creation of Drainage Improvement District No. 2020-1, therefore such district shall be continued and constructed according to law.

- - -

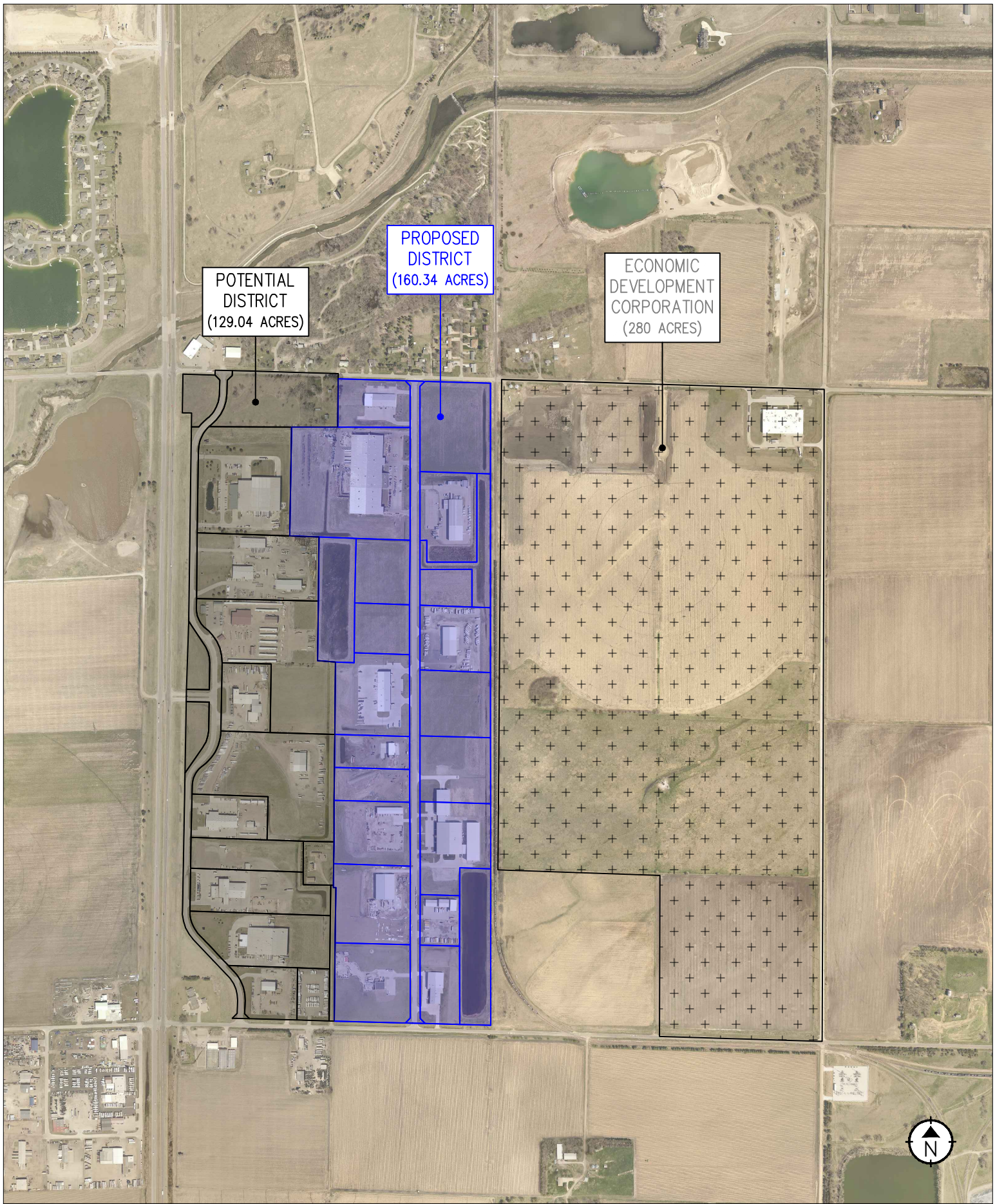
Adopted by the City Council of the City of Grand Island, Nebraska, September 8, 2020.

\_\_\_\_\_  
Mike Paulick, Council President

Attest:

\_\_\_\_\_  
Aaron Schmid, Acting City Clerk

Approved as to Form	☐ _____
October 23, 2020	☐ City Attorney



POTENTIAL DISTRICT PARCELS