



City of Grand Island

Tuesday, July 12, 2022

Council Session

Item G-11

#2022-175 - Resolution Directing Property Owner to Repair Sidewalk at 1320 N Broadwell Avenue

Staff Contact: Keith Kurz PE, Interim Public Works Director

Council Agenda Memo

From: Keith Kurz PE, Interim Public Works Director

Meeting: July 12, 2022

Subject: Resolution Directing Property Owner to Repair Sidewalk at 1320 N Broadwell Avenue

Presenter(s): Keith Kurz PE, Interim Public Works Director

Background

On July 22, 2020, Code Enforcement received a complaint about the broken sidewalk at 1320 N Broadwell Avenue. An Engineering Technician evaluated the condition of the public sidewalk and deemed it to be out of compliance with the Americans with Disabilities Act (ADA). Over the course of the past two (2) years both Code Enforcement and Public Works Engineering staff have tried to reach the property owner to make the necessary repairs, to no avail.

On July 1, 2022 a letter was sent to the property owner concerning necessary repairs to the sidewalk at 1320 N Broadwell Avenue (Lot 272, West Lawn Addition to the City of Grand Island, Hall County, Nebraska). The letter stated the matter of uncompleted sidewalk repairs at 1320 N Broadwell Avenue would be presented to City Council on July 12, 2022 to prevent accident or injury to citizens using the sidewalk. Section 32-58 of the City Code and Section 16-662 R.S. Nebraska Statutes, make the property owner responsible for repairing sidewalks adjacent to their property.

Discussion

The Public Works Department is requesting that a resolution be passed giving the property owner 15 days to obtain the sidewalk permit and 15 days from issuance of such permit to complete the repairs of the sidewalk at 1320 N Broadwell Avenue (Lot 272, West Lawn Addition to the City of Grand Island, Hall County, Nebraska), as this is a public safety concern.

If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs 15 days after such permit is issued, the City of Grand Island will take steps to make the necessary repairs with all costs being the responsibility of the property owner.

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 a resolution directing the property owner to obtain a permit and repair the sidewalk located at 1320 N Broadwell Avenue (Lot 272, West Lawn Addition to the City of Grand Island, Hall County, Nebraska).

Sample Motion

Move to approve a resolution directing the property owner to obtain a sidewalk permit and repair the sidewalk.

RESOLUTION 2022-175

WHEREAS, the City has the authority under Neb. Rev. Stat., §16-662 and Section 32-58 of the City Code, to direct the repair and replacement of sidewalks by owners of the abutting property; and

WHEREAS, the sidewalk abutting 1320 N Broadwell Avenue, legally described as Lot 272, West Lawn Addition to the City of Grand Island, Hall County, Nebraska, has been determined to be in need of repair and replacement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that notice be sent to the property owner to obtain a sidewalk permit within 15 days and within 15 days of such permit issuance to make the necessary repairs to the sidewalk abutting the property located at 1320 N Broadwell Avenue (Lot 272, West Lawn Addition to the City of Grand Island, Hall County, Nebraska). If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs within 15 days of such permit issuance, the City will cause the work to be done and assess the cost against the property.

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Adopted by the City Council of the City of Grand Island, Nebraska, July 12, 2022.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
July 11, 2022	☒ City Attorney

Notes:
110.4 SqFt. Sidewalk



SIDEWALK REPAIRS
1320 N. BROADWELL AVENUE
GRAND ISLAND, NEBRASKA

