



City of Grand Island

Tuesday, December 17, 2013

Council Session

Item G-26

**#2013-401 - Approving Continuation of Drainage Improvement
District No. 2013-D-4; Westgate Subdivision**

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

Council Agenda Memo

From: Keith Kurz PE, Public Works Engineer

Meeting: December 17, 2013

Subject: Approving Continuation of Drainage Improvement
District No. 2013-D-4; Westgate Subdivision

Item #'s: G-26

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

Background

Drainage Improvement District No. 2013-D-4 was created by City Council on October 22, 2013. Legal notice of the creation of the District was published in the Grand Island Independent on October 28, 2013. A notification letter of the district creation was mailed to all affected property owners.

The District will be made up of the north half of Gold Road east to Claude Road and is shown on the attached exhibit. The project would consist of running a pipe along Gold Road and outletting to the existing drainage ditch to drain property within the district boundary which currently does not drain. Property owners in this area have signed the district creation petition form.

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., Monday, December 2, 2013, with one protest being filed against this district. The protest filed represents 1.03 acres of 15.68 total acres, resulting in a 6.5% area against the continuation of such district.

The construction of this Drainage Improvement District is budgeted in the 2013/2014 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:

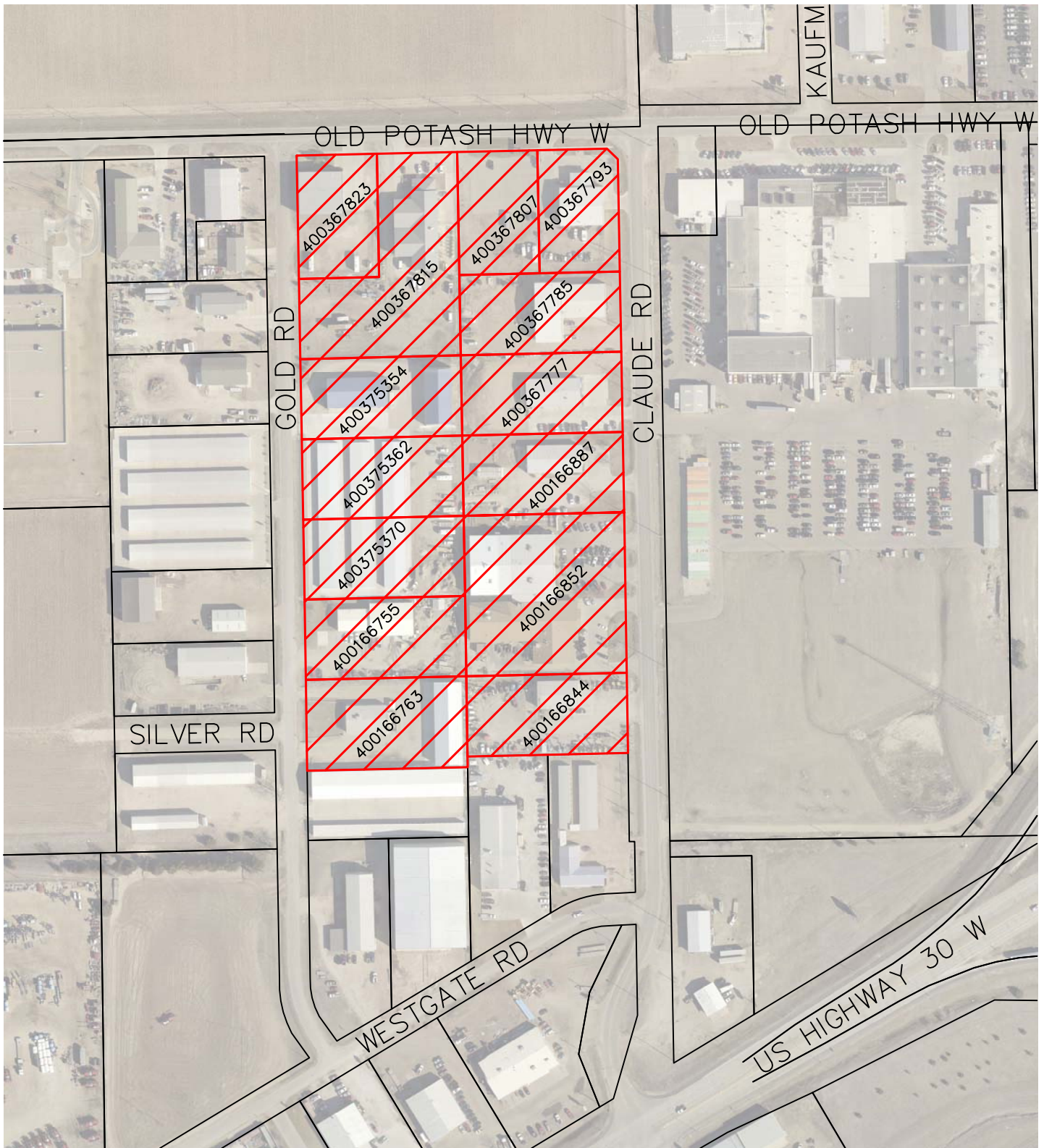
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the continuation of Drainage Improvement District No. 2013-D-4; Westgate Subdivision.

Sample Motion

Move to approve the continuation of Drainage Improvement District No. 2013-D-4.



= PROPOSED DRAINAGE DISTRICT 2013-D-4

CITY OF
GRAND ISLAND
PUBLIC WORKS DEPARTMENT

DATE: 10/14/2013

DRAWN BY: TJY

APPVD. BY:

SCALE: NONE

WESTGATE DRAINAGE PROPOSED
DISTRICT 2013-D-4

PLAN



RESOLUTION 2013-401

WHEREAS, Drainage Improvement District No. 2013-D-4; Westgate Subdivision, was created by Ordinance No.9457 on October 22, 2013; 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 December 2, 2013, with one protest being filed against this District; and

WHEREAS, the protest filed represents 1.03 acres of the total 15.68 acres within the district, resulting in a 6.5% 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. 2013-D-4, therefore such district shall be continued and constructed according to law.

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Adopted by the City Council of the City of Grand Island, Nebraska, December 17, 2013.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
December 13, 2013	☐ City Attorney