



City of Grand Island

Tuesday, April 09, 2002

Council Session

Item G11

#2002-93 - Approving Continuation of Street Improvement District 1243 - Alley from Elm to Cleburn between 3rd Street and South Front Street.

Street Improvement District 1243 was created by the City Council on February 26, 2002. Legal notice of creation of the District was published in the Grand Island Daily Independent March 5, 2002. Notification was also mailed to all property owners on that date, stating that the construction would take place unless more than 50% of the abutting landowners submitted written protests during the protest period. The District was created for paving, public storm sewer and private roof drain storm sewer connections.

This district completed the 20-day protest period at 5:00 p.m., Monday, March 25, 2002. There were no protests filed against this district. Adequate funds for the project are available in account no. 40033530-90052. There are no alternatives because State statute provides that the District must be continued since it passed the protest period. The District should be continued as this phase will complete the downtown alley projects. See attached RESOLUTION.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

RESOLUTION 2002-93

WHEREAS, Street Improvement District No. 1243 was created by Ordinance No. 8718 on February 26, 2002; and

WHEREAS, notice of the creation of such street improvement district was published in the Grand Island Independent on March 5, March 12, and March 19, 2002, in accordance with the provisions of Section 16-619, R.R.S. 1943; and

WHEREAS, Section 16-620, 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 twenty days from the first publication of said notice written objections to such street improvement district, said work shall not be done and the ordinance shall be repealed; and

WHEREAS, the protest period ended on March 25, 2002, and no protests were filed with the City Clerk against the creation of Street Improvement District 1243 by abutting property owners.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that insufficient protests having been filed with the City Clerk against the creation of Street Improvement District No. 1243, 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 on April 9, 2002.

RaNae Edwards, City Clerk

Approved as to Form ? _____
April 4, 2002 ? City Attorney