



City of Grand Island

Tuesday, August 13, 2002

Council Session

Item G16

#2002-239 - Approving Continuation and Construction of Water Main District 440 - Robert, Gretchen, and Del Mar Avenues

Background:

The subject district was created by Council to provide water service to properties along Roberta Avenue, Gretchen Avenue, and Del Mar Avenue within Kay Dee Subdivision. The construction will be done as an "Assessment District", which is the Department's standard method for installing water mains in developed areas, at the request of the property owners. See the attached plat.

Discussion:

The protest period ended at 5:00 p.m., Thursday, July 18th. There is a total of 4,604.6 feet of frontage within the district's boundary. Two protests were received from area property owners. The protests represent a total frontage distance of 454.27 feet. This correlates to 9.87% of the total frontage.

Recommendations:

Protests representing less than 50% of the front footage of the District were received from the owners of record title within Water Main District 440. The District may be continued as per Nebraska Statute, '16-667.01, R.R.S. 1943. It is the recommendation of the Utilities Department that the City Council authorize construction of the project.

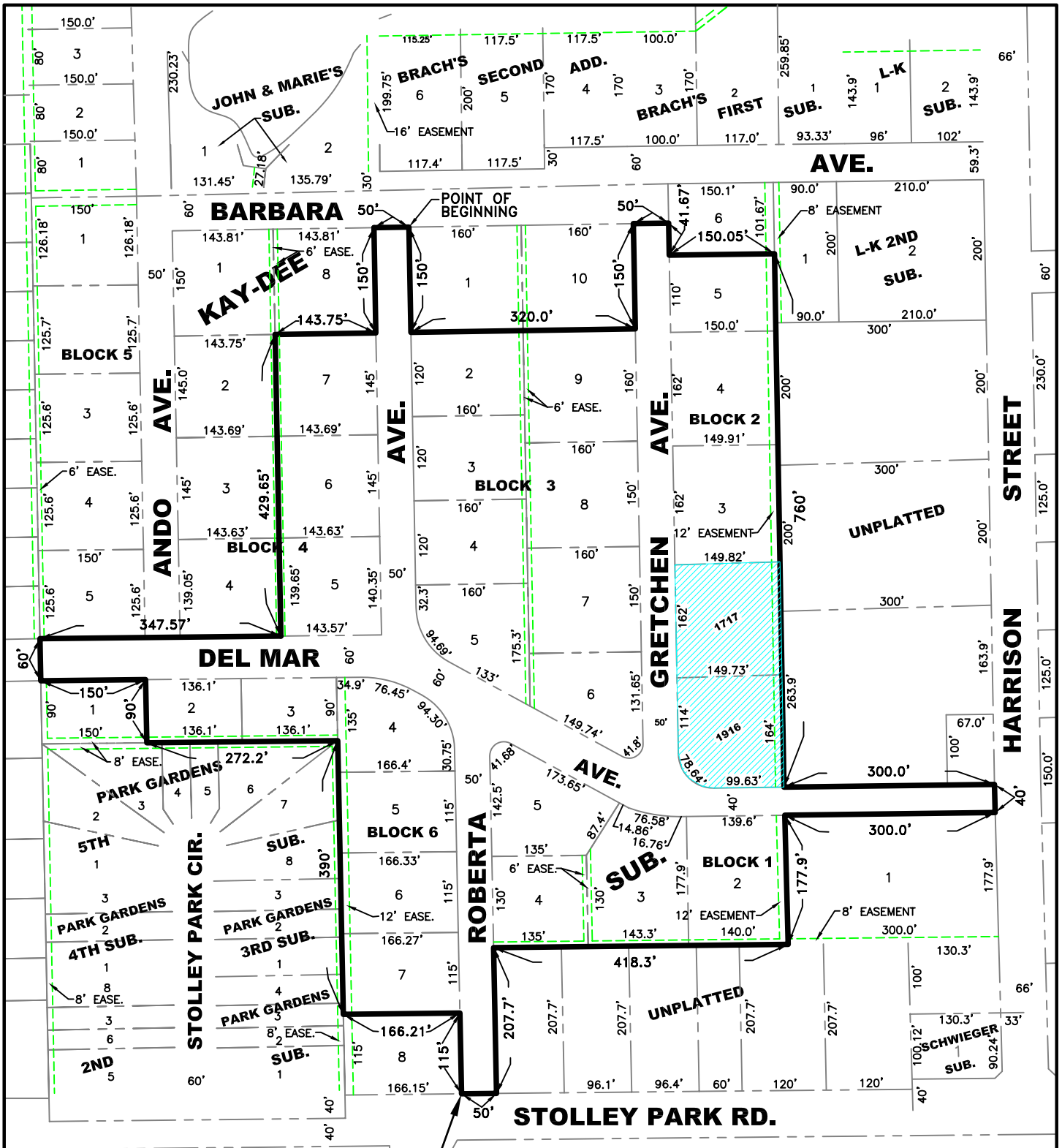
Fiscal Effects:

There are sufficient funds available in Water Enterprise Fund 525 for installation of District 440. Upon completion, assessments will be computed for those properties receiving service from the district.

Alternatives:

Cancel or revise the district. See attached RESOLUTION.

Staff Contact: Gary R. Mader



**WATER MAIN
DISTRICT 440
BOUNDARY**

 INDICATES PROTESTS RECEIVED



CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

**PLAT TO ACCOMPANY
ORDINANCE 8740**

DRN BY: K.J.M.	SCALE: 1"=200'
DATE: 5/21/2002	FILE: WMD 440

RESOLUTION 2002-239

WHEREAS, Water Main District No. 440 was created by Ordinance No. 8740 on June 11, 2002; and

WHEREAS, notice of the creation of such water district was published in the Grand Island Independent on June 18, 2002, 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 July 18, 2002, and protests have been filed against the creation of such district which represents 9.87% of the total district frontage.

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 Water Main District No. 440, 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, August 13, 2002.

RaNae Edwards, City Clerk

Approved as to Form ? _____ August 9, 2002 ? City Attorney
