



City of Grand Island

Tuesday, September 14, 2004

Council Session

Item G10

**#2004-218 - Approving Continuation of Asphalt Street
Improvement District No. 1254; Dale Roush and Dale Roush 2nd
Subdivisions (Indian Acres)**

Staff Contact: Steven P. Riehle, P.E., Public Works Director

Council Agenda Memo

From: Steven P. Riehle, P.E., Director of Public Works

Meeting: September 14, 2004

Subject: Continuation of Street Improvement District No. 1254; Dale Roush and Dale Roush 2nd Subdivisions (Indian Acres)

Item #'s: G-10

Presenter(s): Steven P. Riehle, Director of Public Works

Background

Street Improvement District 1254, Dale Roush and Dale Roush 2nd Subdivisions (Indian Acres), was created by the City Council on July 13, 2004. Legal notice of the district creation was published in the *Grand Island Daily Independent* on July 20, 2004. Notification was also mailed to the 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.

Discussion

The District completed the 20-day protest period at 5:00 p.m. on August 9, 2004. There were thirteen protests filed against this district by abutting property owners. These owners represented 1,671.05 front feet, or 9.43% of the total district frontage of 17,724.00 feet. Accordingly, this district may be continued and constructed.

Alternatives

1. Approve the continuation of Street Improvement District 1254.
2. Disapprove or /Deny the continuation of the District.
3. Modify the recommendation to meet the wishes of the Council.
4. Table the issue.

Recommendation

City Administration recommends that the Council pass a resolution for continuation of the district.

Sample Motion

Move to approve the continuation of Street Improvement District 1254.

WESTWOOD
PARK FOURTH
SUB.

WESTWOOD
PARK SIXTH
SUB.

REDWOOD
FAIDLEY AVENUE
ROAD

PART N.W. 1/4,
S.E. 1/4
SECTION 14-11-10

PART S.W. 1/4,
S.E. 1/4
SECTION 14-11-10

PART S.E. 1/4,
N.W. 1/4
SECTION 14-11-10

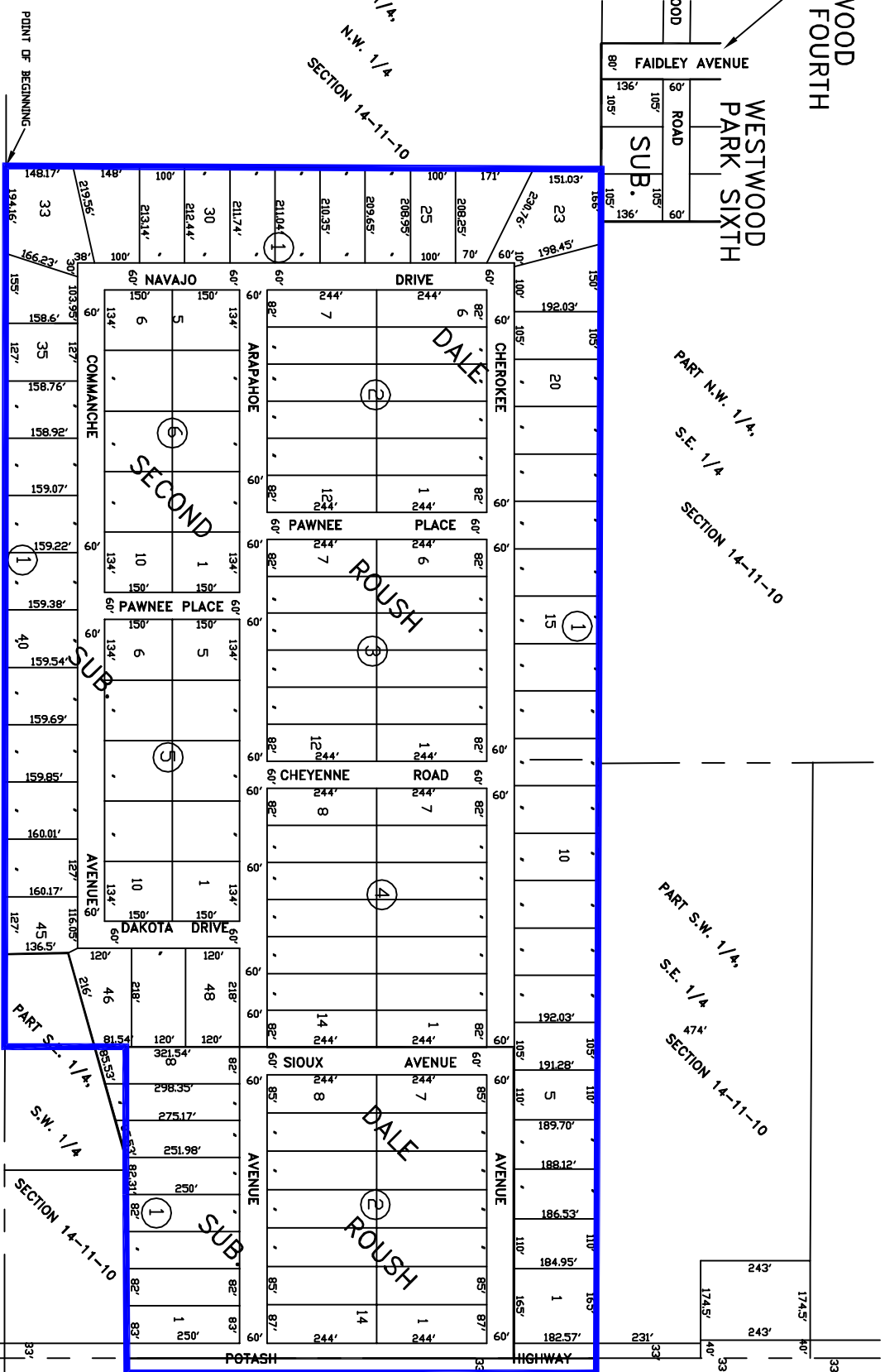


EXHIBIT "A"

GRAND JURY
PUBLIC WORKS DEPARTMENT

PLAT TO ACCOMPANY ORDINANCE
NO. 8915

STREET IMPROVEMENT DISTRICT 1254

SCALE 1" = 200' L.D.C. 4/15/04

RESOLUTION 2004-218

WHEREAS, Street Improvement District No. 1254 located in Dale Roush First Subdivision and Dale Roush Second Subdivision (Indian Acres) was created by Ordinance No. 8915 on July 13, 2004; and

WHEREAS, notice of the creation of such street improvement district was published in the Grand Island Independent 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 August 9, 2004, and protests were filed with the City Clerk against the creation of Street Improvement District 1254 by property owners representing 9.43% 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 having been filed with the City Clerk against the creation of Street Improvement District No. 1254, such district shall be continued and constructed according to law.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, September 14, 2004.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
September 9, 2004	☐ City Attorney