



City of Grand Island

Tuesday, December 07, 2004

Council Session

Item G8

**#2004-311 - Approving Continuation of Street Improvement
District 1255; Independence Ave, Shanna St. & Lariat Lane**

Staff Contact: Steven P. Riehle, Public Works Director/City Engin

Council Agenda Memo

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

Meeting: December 7, 2004

Subject: Approving Continuation of Street Improvement District 1255, Independence Avenue, Shanna Street & Lariat Lane

Item #'s: G-8

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

Background

Street Improvement District 1255 was created by the City Council on October 26, 2004. Legal notice of creation of the District was published in the Grand Island Daily Independent on November 2, 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

This district completed the 20-day protest period at 5:00 p.m., Monday, November 22, 2004. No valid protests were filed against this district. One owner, Third City Christian Church, filed a protest due to the fact that their property along Shanna Street would be subject to an assessment for the paving of Independence Avenue. The church represents 12.02% of the total district frontage, however, they had waived the right of protest during the subdivision process. Accordingly, the District may be continued and constructed.

Alternatives

It appears that Council has the following alternatives concerning the issue at hand. The Council may:

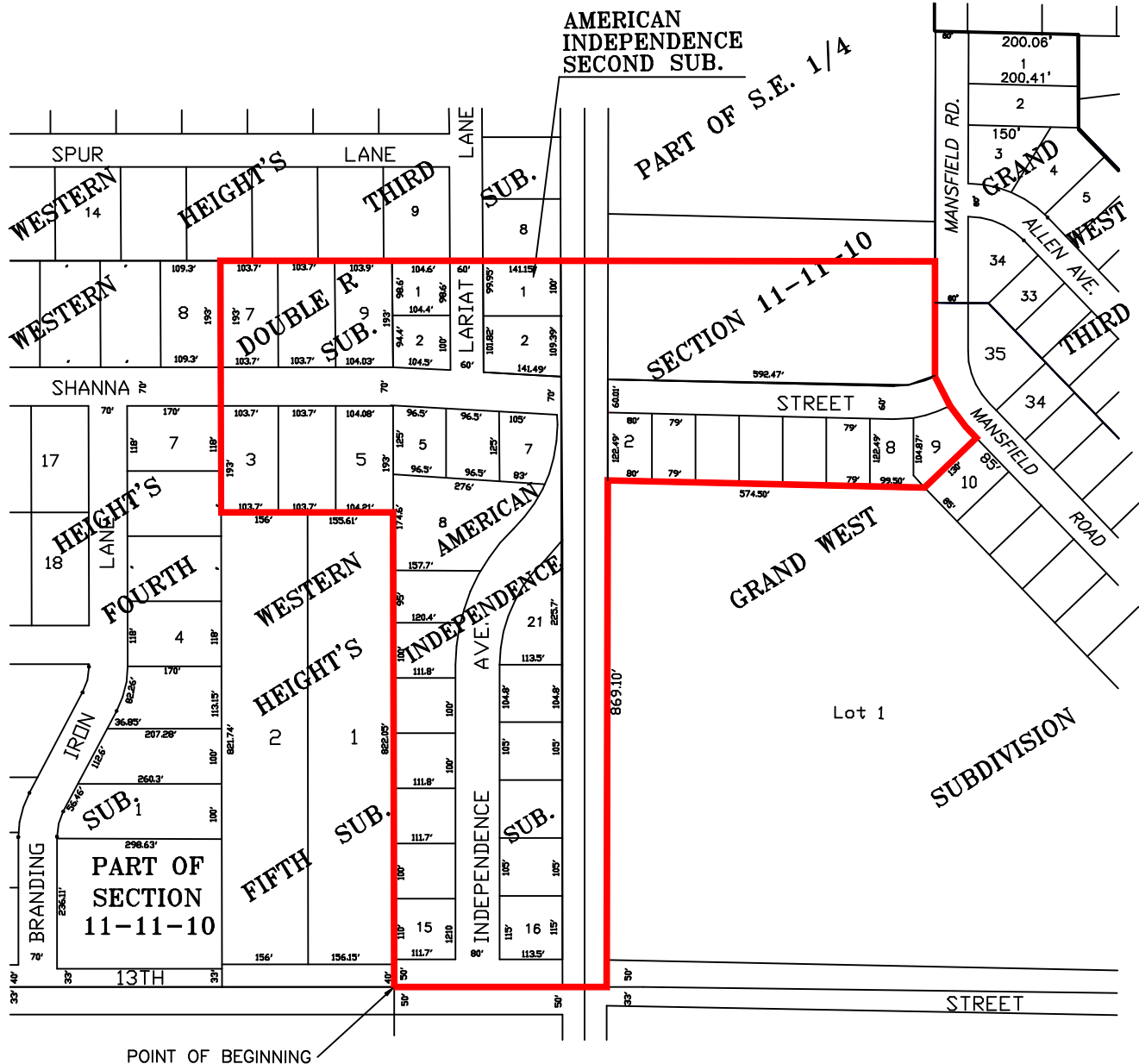
1. Move to approve the continuation and construction of District 1255
2. Refer the issue to committee.
3. Postpone the issue.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the continuation and construction of District 1255.

Sample Motion

Move to approve and continuation and construction of Street Improvement District 1255.



POINT OF BEGINNING



EXHIBIT "A"

STREET IMPROVEMENT DISTRICT NO. 1255

CITY OF
GRAND ISLAND
PUBLIC WORKS DEPARTMENT

DATE: 10/12/04
DRN BY: L.D.C.
SCALE: 1"=300'

PLAT ACCOMPANY ORDINANCE
NO. 8938

RESOLUTION 2004-311

WHEREAS, Street Improvement District No. 1255 comprising a part of Independence Avenue, Lariat Lane and Shanna Street was created by Ordinance No. 8938 on October 26, 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 November 22, 2004, and no valid protests were filed with the City Clerk against the creation of Street Improvement District 1255.

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. 1255, 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 7, 2004.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
December 2, 2004	☐ City Attorney