



# City of Grand Island

Tuesday, November 04, 2003

## Council Session

### Item G17

#### **#2003-333 - Approving Continuation of Water Main District 443 - American Independence Subdivision**

***Background:***

*A request was received from Gary Valasek for creation of a water main district to serve property for the referenced subdivision. The district was created by the City Council to provide water service to Mr. Valasek's property.*

***Discussion:***

*The protest period for the referenced district ended at 5:00 p.m., Thursday, October 30, 2003. Since there is no protest by the owner of record title within the boundaries of Water Main District 443, it may be continued as per Nebraska Statute, 16.667.01, R.R.S. 1943.*

***Recommendation:***

*It is the recommendation of the Utilities Department that Council authorize the department to proceed with preparing plans and the solicitation of bids, so that the district can be constructed.*

***Fiscal Effects:***

*There are sufficient funds allocated in Enterprise Fund 525 for installation of District 443. Upon completion of the district, assessments will be computed.*

***Alternatives:***

*Cancel or revise the district.*

**Staff Contact: Gary R. Mader**

RESOLUTION 2003-333

WHEREAS, Water Main District No. 443 was created by Ordinance No. 8852 on September 23, 2003; and

WHEREAS, notice of the creation of such water district was published in the Grand Island Independent on September 30, 2003, 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publication of said notice written objections to such district, said work shall not be done and the ordinance shall be repealed; and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 October 30, 2003, and no protests have been filed against the creation 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 Water Main District No. 443, 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, November 4, 2003.

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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
October 31, 2003	☐ City Attorney

