



City of Grand Island

Tuesday, April 26, 2005

Council Session

Item G16

**#2005-127 - Approving Continuation of Water Main Districts 450
and 451**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Gary R. Mader, Utilities Director

Meeting: April 26, 2005

Subject: Continuation of Water Main District 450 – Ordinance #8964
& Water Main District 451 – Ordinance #8965

Item #'s: G-16

Presenter(s): Gary R. Mader, Utilities Director

Background

The Utilities Department received a petition requesting the creation of a water main district to serve the existing multiple-family housing development along the east end of Circle Drive. The area is located south of Stolley Park Road and west of Blaine Street and includes parts of Stewart Place Subdivision; Stewart Place 2nd Subdivision; Stewart Place 3rd Subdivision; Elmer's Subdivision; and an unsubdivided portion of Section 22-11-9. See the attached drawing for reference.

Discussion

Two assessment districts were created for providing water service to the area at the March 8, 2005 City Council meeting. The boundary for District 450 encompasses the area east of Circle Drive and is under one ownership, that being the individual who requested the water system extension.

District 451 covers the west area of Circle Drive and the district creation provided those residents an opportunity for City water extensions. That area is a combination of single family homes and multiple-family units. By creating two districts, the total neighborhood could be served, either independently or jointly. Both Districts passed the protest period; a single contract for construction can be issued. There should be a cost savings from the economy of scale for the two district contract.

Assessment districts are the Department's standard method for installing water mains into developed areas requesting City service. The eligible cost of construction will be charged to the property owners within the respective districts. These assessments may be financed for a five year period, at 7% simple interest on the unpaid balance.

One letter was received against District 450. This represents 164.44 feet of the total 1,496.29 feet of frontage, or 11.19% of the front footage against continuing the district. Two letters against Water main District 451 were received. They represent a total of 382.92 feet of the district's 2,229.25 feet of frontage, or 17.17% protest.

Since less than 50% of the land owners protested the creation of each of the districts, the Council may continue the districts as per Nebraska Statute, 16.667.01, RRS 1943. See the attached plat indicating the protesting properties.

Alternatives

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

1. Move to approve the continuation of Ordinance 8964 creating Water Main District 450, and approve continuation of Ordinance 8965, creating Water Main District 451
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council continue Water Main Districts 450 and 451.

Sample Motion

Motion to continue Water Main District 450 and Water Main District 451.

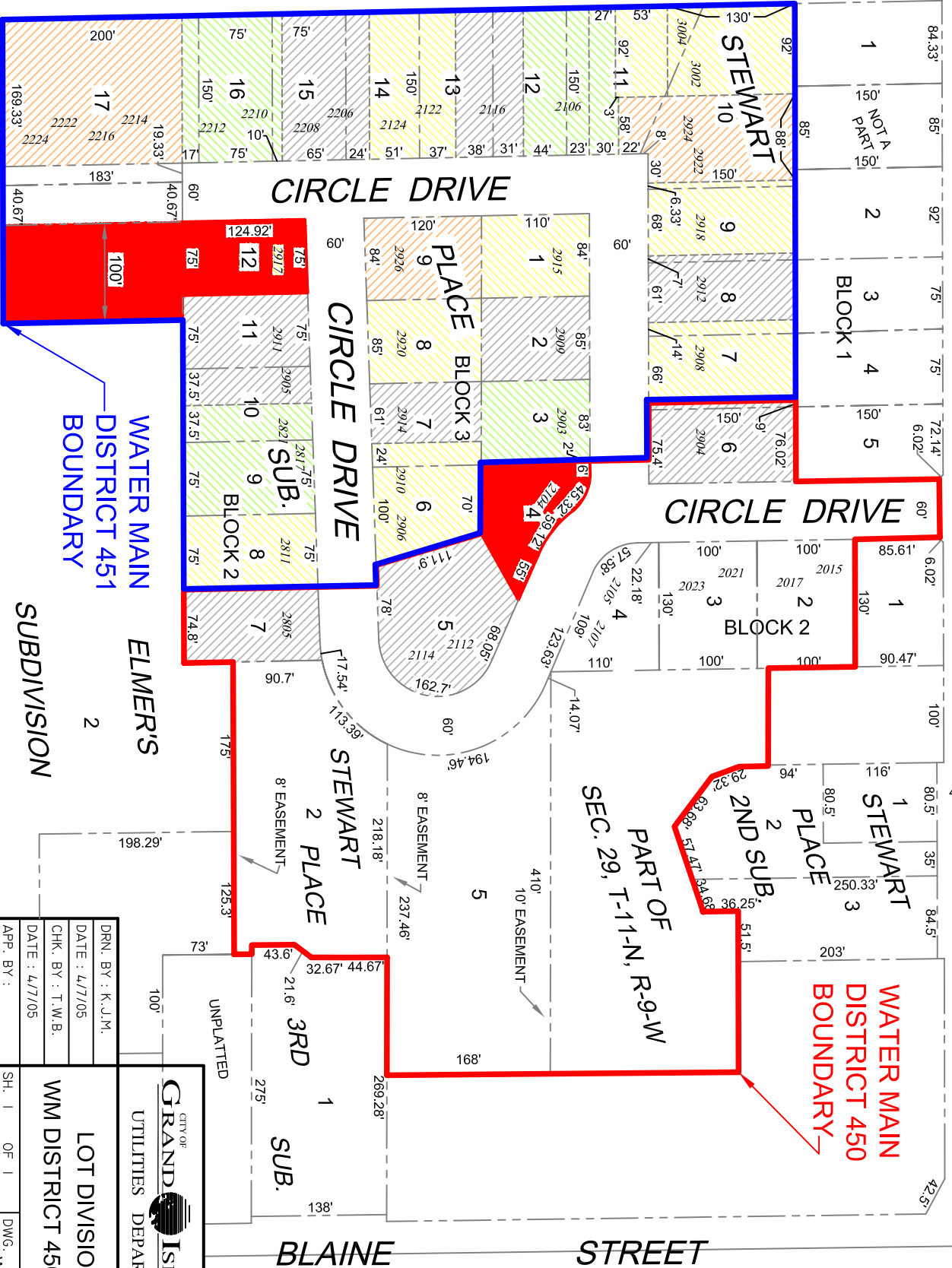


UPRR SPUR

STOLLEY

PARK

ROAD



WATER MAIN DISTRICT 451 BOUNDARY

SUBDIVISION

CITY OF GRAND ISLAND UTILITIES DEPARTMENT

LOT DIVISIONS WM DISTRICT 450 & 451

DRN. BY : K.J.M.	SH. 1	OF 1	DWG. NO.
DATE : 4/7/05			WM 450 / 451
CHK. BY : T.W.B.			
DATE : 4/7/05			
APP. BY :			
DATE :			

R E S O L U T I O N 2005-127

WHEREAS, Water Main District No. 450 was created by Ordinance No. 8964 on March 8, 2005; and

WHEREAS, Water Main District No. 451 was created by Ordinance No. 8965 on March 8, 2005; and

WHEREAS, notices of the creation of such water districts were published in the Grand Island Independent, 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 for both districts ended on April 14, 2005; and

WHEREAS, protests were filed against the creation of Water Main District No. 450 which represented 11.19% of the total district front footage; and

WHEREAS, protests were filed against the creation of Water Main District No. 451 which represented 17.17% of the total district front footage.

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. 450 and Water Main District No. 451, and such districts shall be continued and constructed according to law.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 26, 2005.

RaNae Edwards, City Clerk

Approved as to Form <input type="checkbox"/> _____	
April 20, 2005	<input type="checkbox"/> City Attorney