



City of Grand Island

Tuesday, August 08, 2006

Council Session

Item G8

**#2006-219 - Approving Continuation of Street Improvement
District 1256; Widening of Capital Avenue from the Moores Creek
Drain to Webb Road**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: August 8, 2006

Subject: Approving Continuation of Street Improvement District 1256; Widening of Capital Avenue from the Moores Creek Drain to Webb Road

Item #'s: G-8

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

Background

Street Improvement District 1256 was created by the City Council on July 12, 2005. Legal notice of creation of the District was published in the Grand Island Independent on July 22, 2005. Notification was also mailed to the property owners stating that the construction would take place unless more than 50% of the abutting landowners submitted written protests during the protest period. An information meeting was held on May 5, 2005 to explain the process to the abutting property owners.

The District consists of widening Capital Avenue from the Moores Creek Drain to Webb Road. The district is an upgrade to a multi-lane concrete curb and gutter roadway with storm sewer. The costs for construction of sidewalks will be assessed where sidewalks do not already exist. A width of 41' or no more than 20% of the project costs will be assessed to the benefiting properties, with the balance of the project paid with by federal funds.

Discussion

The Nebraska Department of Roads (NDOR) and the Federal Highway Administration have approved the mandated noise study that was completed in April 2006 by Olsson Associates of Grand Island, NE. Both the NDOR and the Federal Highway Administration have authorized the City of Grand Island to proceed with the Right-of-Way acquisitions and to continue the district.

This district completed the 20-day protest period at 5:00 p.m., August 8, 2005. No protests were filed against this district.

Alternatives

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

1. Move to approve the continuation and construction of Street Improvement District 1256.
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 approve continuation and construction of Street Improvement District 1256.

Sample Motion

Motion to approve continuation and construction.

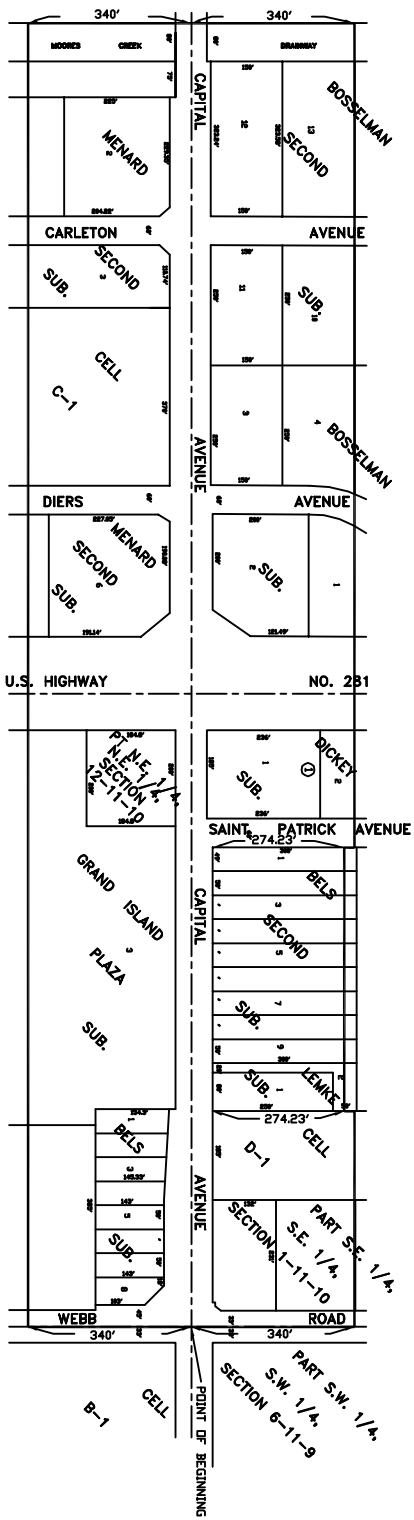


EXHIBIT "A"

GENSLER & PARTNERS
 ARCHITECTS
 1000 MARKET STREET, SUITE 200
 DENVER, CO 80202

PLAT TO ACCOMPANY ORDINANCE
 NO. 8985

SCALE 1" = 200' L.D.C. 6/27/05

STREET IMPROVEMENT DISTRICT 1256

RESOLUTION 2006-219

WHEREAS, Street Improvement District No. 1256 (widening of Capital Avenue from the Moore's Creek Drainway to Webb Road), was created by Ordinance No. 8985 on July 12, 2005; 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, an informational meeting was held on May 5, 2005 to further explain said project; and

WHEREAS, on July 22, 2005, letters were sent to abutting property owners advising them of the creation of such improvement district; and

WHEREAS, the protest period ended on August 8, 2005, and no protests were filed with the City Clerk against the creation of Street Improvement District No. 1256.

WHEREAS, a mandated noise study has been completed, and the Nebraska Department of Roads and the Federal Highway Administration have now authorized the City to proceed with right-of-way acquisitions and the construction such project; and

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. 1256, 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 8, 2006.

Jay Vavricek, Mayor

Attest:

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| Approved as to Form | ☐ _____ |
| August 3, 2006 | ☐ City Attorney |

RaNae Edwards, City Clerk