



City of Grand Island

Tuesday, September 25, 2007

Council Session

Item F2

#9141 - Consideration of Creation of Sidewalk District No. 1, 2007

Staff Contact: Steven P. Riehle, City Engineer/Public Works Direc

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: September 25, 2007

Subject: Consideration of Creation of Sidewalk District No. 1, 2007

Item #'s: F-2

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

Background

Council action is required to create Sidewalk Districts. July 26, 2006 the City Council passed a Resolution authorizing City Staff to notify property owners to install sidewalk.

On September 14, 2006 letters were sent out to property owners outlined in year one of the One and Five Year Sidewalk Plan. The deadline for the sidewalks to be installed was July 31, 2007.

Discussion

The owners of the following properties were notified to install sidewalk and have not taken action:

ADDRESS	LEGAL DESCRIPTION
507 E 13 th St	Lot 4, Block 65, Wheeler & Bennett's 2 nd Addition
511 E 13 th St	Lot 3, Block 65, Wheeler & Bennett's 2 nd Addition
515 E 13 th St	Lots 1 & 2, Block 65, Wheeler & Bennett's 2 nd Addition
412 E 14 th St	Lot 8, Block 78, Wheeler & Bennett's 3 rd Addition
424 E 14 th St	Lot 10, Block 78, Wheeler & Bennett's 3 rd Addition
504 E 14 th St	Lot 6, Block 79, Wheeler & Bennett's 3 rd Addition
507 E 14 th St	Lot 4, Block 66, Wheeler & Bennett's 2 nd Addition
519 E 14 th St	Lot 2, Block 66, Wheeler & Bennett's 2 nd Addition
523 E 14 th St	Lot 1, Block 66, Wheeler & Bennett's 2 nd Addition
304 E 16 th St	Lot 6, Block 91, Wheeler & Bennett's 4 th Addition
667 Bischeld St	Lot 1, Block 9, Meves 1 st Addition
2224 S Blaine St	Lot 1, Elmer's Subdivision

2226 S Blaine St	Lot 2, Elmer's Subdivision, an addition to the City of Grand Island, Hall County, Nebraska, excepting therefrom a tract conveyed to the City of Grand Island by warranty deed recorded as Document NO. 88-101716
2305 S Blaine St	Lots 31 & 33, Block C, Parkview Subdivision
2315 S Blaine St	Lots 32 & 34, Block C, Parkview Subdivision
2409 S Blaine St	Lot 40, Block D, Parkview Subdivision
2410 S Blaine St	A tract of land comprising a part of the West Half of the Northeast Quarter (W1/2NE1/4) of Section Twenty-Nine (29), Township Eleven (11) North, Range Nine (9) West of the 6 th p.m., in Hall County, Nebraska, more particularly described as follows: Beginning at a point on the east line of said West Half of the Northeast Quarter (W1/2NE1/4), said point being One Thousand Three Hundred Twenty-Five and Seven Tenths (1,325.7) feet west and One Thousand Three Hundred Twenty-One and Five Tenths (1,321.5) feet south of the northeast corner of said Section Twenty-Nine (29); thence running westerly and parallel to the north line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Four Hundred Twenty-Eight (428.0) feet; thence southerly parallel to the east line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Six Hundred Nine and Fifty-Five Hundredths (609.55) feet; thence easterly, a distance of Four Hundred Twenty-Eight (428.0) feet, to a point on the east line of said West Half of the Northeast Quarter (W1/2NE1/4); thence northerly along the east line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Six Hundred Ten and Seven Tenths (610.7) feet to the place of beginning and containing 5.995 acres, more or less.
4177 W Capital Ave	The easterly Eighty Eight and Ninety Four Hundredths (88.94) feet of Lot Two (2) and the westerly Nineteen and Seventy Hundredths (19.70) feet of Lot Three (3) in Sunset Subdivision, in the North Half of the Northeast Quarter (N1/2NE1/4) of Section Eleven (11), Township Eleven (11) North, Range Ten (10), West of the 6 th p.m., in Hall County, Nebraska.
230 S Cherry St	Lot 5, Griesman Subdivision
234 S Cherry St	Lot 4, Griesman Subdivision
238 S Cherry St	Lot 3, Griesman Subdivision
246 S Cherry St	Lot 1, Griesman Subdivision
250 N Darr Ave	Lot 4, and the South Six (6) feet of Lot Five (5), Block 20, Packer & Barr's 2 nd Addition
667 Groff St	Lot 1, Block 10 Joehnck's Addition
706 Kennedy Dr	Lot 10, Block 1, Colonial Estates 2 nd Subdivision
2104 W North Front St	Lot 1, Block 13, Packer & Barr's Addition
2117 W North Front St	The Easterly One-Half (E1/2) of Lot 6, in Block Twenty (20), in Packer & Barr's 2 nd Addition
2123 W North Front St	The West Half (W1/2) of Lot Six (6), in Block Twenty (20), in

	Packer & Barr's 2 nd Addition
414 N Oak St	Lot 2, Habitat for Humanity Subdivision
2526 Pioneer Ave	Lot 2, Parkview 2 nd Subdivision
359 S Plum St	The North Fifty-Four (54) Feet of Lot Twenty Two (22), in Block One (1), in Koehler Place an addition to the City of Grand Island, Hall County, Nebraska and also a certain part of Lot Twenty-Two (22) in Block One (1), Koehler Place as originally platted, more particularly described in warranty deed recorded as Document No. 97-104819
828 Saint Paul Rd	Lot 1, Nabob Subdivision – Being a part of Lot Twenty (20), part of Lots Twenty-One (21) and Twenty Two (22) of the County Subdivision of the West Half of the Southwest Quarter (W1/2SW1/4) of Section Ten (10), Township Eleven (11) North, Range Nine (9), West of the 6 th p.m., Hall County, Nebraska and in part of Lots One (1) and Two (2) and Three (3), Block Four (4), Voitle's Addition, all in the City of Grand Island, Hall County, Nebraska
930 Saint Paul Rd	Lot 5, Nabob Subdivision
1020 Saint Paul Rd	Those portions of Lots 1, 2, 3, 4, 7, 8, and 9 of Block 33 of Russell Wheeler's Addition to Grand Island, Hall County, Nebraska, lying West of Saint Paul Road and lying Easterly of a line drawn parallel with a distance 65.0 feet Easterly, as measure at right angles from the Westerly line of said Block 33 AND also known as a tract of land comprising all of Lots Two (2), Three (3) and Eight (8) and a part of Lots Four (4) and Seven (7) and that part of the vacated alley lying adjacent to said aforementioned lots, all being in Block Thirty Three (33), Russell Wheeler's Addition to the City of Grand Island, Hall County, Nebraska, more particularly described as follows: Beginning at the point of intersection of the northwesterly line of said Block Thirty Three (33) and the Westerly right of way line of Saint Paul Road; thence running Southerly, along and upon said Westerly right of way line of Saint Paul Road, a distance of Two Hundred Eighty Nine and Forty Seven Hundredths (289.47) feet; thence deflecting right 150 degrees 06'24" and running northwesterly, a distance of Two Hundred Fifty Two and Five Tenths (252.50) feet to a point on the Northwesterly line of said Block Thirty Three (33); thence deflecting right 90 degrees 36'49" and running Northeasterly along and upon the northwesterly line of said Block Thirty Three (33), a distance of One Hundred Forty Four and Twenty Seven Hundredths (144.27) feet to the point of beginning
1804 N Webb Rd	Lot 1, Conestoga North Subdivision
1812 N Webb Rd	Lot 2, Conestoga North Subdivision
1816 N Webb Rd	Lot 3, Conestoga North Subdivision

Alternatives

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

1. Move to approve
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 an ordinance creating Sidewalk District No. 1, 2007.

Sample Motion

Motion to approve creation of Sidewalk District No. 1, 2007.

ORDINANCE NO. 9141

An ordinance to create Sidewalk District No. 1, 2007; to define the district where sidewalks are to be constructed; to provide for the construction or repair of such sidewalks within the district by paving and all incidental work in connection therewith; and to provide for publication and the effective date of this ordinance.

WHEREAS, the Mayor and Council of the City of Grand Island have heretofore by Resolution 2002-323 determined the necessity for certain sidewalk improvements, pursuant to Section 19-2417, R.R.S., 1943, and Section 32-58 of the Grand Island City Code; and

WHEREAS, a number of property owners have failed to construct sidewalks within the time specified; and

WHEREAS, it is the determination of this Council that such sidewalks should be constructed by the district method.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF
GRAND ISLAND, NEBRASKA:

SECTION 1. Sidewalk District No. 1, 2007, of the City of Grand Island, Nebraska, is hereby created.

SECTION 2. The district where sidewalks shall be constructed shall include the following lots and parcels of ground:

ADDRESS	LEGAL DESCRIPTION
507 E 13 th St	Lot 4, Block 65, Wheeler & Bennett's 2 nd Addition
511 E 13 th St	Lot 3, Block 65, Wheeler & Bennett's 2 nd Addition
515 E 13 th St	Lots 1 & 2, Block 65, Wheeler & Bennett's 2 nd Addition
412 E 14 th St	Lot 8, Block 78, Wheeler & Bennett's 3 rd Addition
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507 E 14 th St	Lot 4, Block 66, Wheeler & Bennett's 2 nd Addition
519 E 14 th St	Lot 2, Block 66, Wheeler & Bennett's 2 nd Addition

Approved as to Form ☒ _____
 July 25, 2006 ☒ City Attorney

ORDINANCE NO. 9141 (Cont.)

523 E 14 th St	Lot 1, Block 66, Wheeler & Bennett's 2 nd Addition
304 E 16 th St	Lot 6, Block 91, Wheeler & Bennett's 4 th Addition
667 Bischeld St	Lot 1, Block 9, Meves 1 st Addition
2224 S Blaine St	Lot 1, Elmer's Subdivision
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2410 S Blaine St	A tract of land comprising a part of the West Half of the Northeast Quarter (W1/2NE1/4) of Section Twenty-Nine (29), Township Eleven (11) North, Range Nine (9) West of the 6 th p.m., in Hall County, Nebraska, more particularly described as follows: Beginning at a point on the east line of said West Half of the Northeast Quarter (W1/2NE1/4), said point being One Thousand Three Hundred Twenty-Five and Seven Tenths (1,325.7) feet west and One Thousand Three Hundred Twenty-One and Five Tenths (1,321.5) feet south of the northeast corner of said Section Twenty-Nine (29); thence running westerly and parallel to the north line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Four Hundred Twenty-Eight (428.0) feet; thence southerly parallel to the east line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Six Hundred Nine and Fifty-Five Hundredths (609.55) feet; thence easterly, a distance of Four Hundred Twenty-Eight (428.0) feet, to a point on the east line of said West Half of the Northeast Quarter (W1/2NE1/4); thence northerly along the east line of said West Half of the Northeast Quarter (W1/2NE1/4), a distance of Six Hundred Ten and Seven Tenths (610.7) feet to the place of beginning and containing 5.995 acres, more or less.
4177 W Capital Ave	The easterly Eighty Eight and Ninety Four Hundredths (88.94) feet of Lot Two (2) and the westerly Nineteen and Seventy Hundredths (19.70) feet of Lot Three (3) in Sunset Subdivision, in the North Half of the Northeast Quarter (N1/2NE1/4) of Section Eleven (11), Township Eleven (11) North, Range Ten (10), West of the 6 th p.m., in Hall County, Nebraska.
230 S Cherry St	Lot 5, Griesman Subdivision
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238 S Cherry St	Lot 3, Griesman Subdivision
246 S Cherry St	Lot 1, Griesman Subdivision
250 N Darr Ave	Lot 4, and the South Six (6) feet of Lot Five (5), Block 20,

ORDINANCE NO. 9141 (Cont.)

	Packer & Barr's 2 nd Addition
667 Groff St	Lot 1, Block 10 Joehnck's Addition
706 Kennedy Dr	Lot 10, Block 1, Colonial Estates 2 nd Subdivision
2104 W North Front St	Lot 1, Block 13, Packer & Barr's Addition
2117 W North Front St	The Easterly One-Half (E1/2) of Lot 6, in Block Twenty (20), in Packer & Barr's 2 nd Addition
2123 W North Front St	The West Half (W1/2) of Lot Six (6), in Block Twenty (20), in Packer & Barr's 2 nd Addition
414 N Oak St	Lot 2, Habitat for Humanity Subdivision
2526 Pioneer Blvd.	Lot 2, Parkview 2 nd Subdivision
359 S Plum St	The North Fifty-Four (54) Feet of Lot Twenty Two (22), in Block One (1), in Koehler Place an addition to the City of Grand Island, Hall County, Nebraska and also a certain part of Lot Twenty-Two (22) in Block One (1), Koehler Place as originally platted, more particularly described as follows: Beginning at a point on the West line of said Lot, such point being 69.3 feet South of the Northwest corner of said Lot; running thence North along the West line of said Lot, 11.3 feet; running thence East, parallel to the North line of said Lot, 54.8 feet; to the Easterly line of said Lot; running thence Southwesterly along the Southeasterly line of said Lot, 32.2 feet; to a point 10.0 feet Northeasterly from, as measured at right Angles, to the concrete curb now located; running thence Northwesterly on a line concentric with, and parallel to, the concrete curb as now located, 36.8 feet to the point of beginning.
828 Saint Paul Rd	Lot 1, Nabob Subdivision – Being a part of Lot Twenty (20), part of Lots Twenty-One (21) and Twenty Two (22) of the County Subdivision of the West Half of the Southwest Quarter (W1/2SW1/4) of Section Ten (10), Township Eleven (11) North, Range Nine (9), West of the 6 th p.m., Hall County, Nebraska and in part of Lots One (1) and Two (2) and Three (3), Block Four (4), Voitle's Addition, all in the City of Grand Island, Hall County, Nebraska, except a tract of land comprising a part of Lot One (1), Nabob Subdivision, in the City of Grand Island, Hall County, Nebraska, more particularly described as follows: Beginning at the southwest corner of said Lot One (1); thence running northwesterly along the westerly line of said Lot One (1), a distance of Sixty Six and Thirty Six Hundredths (66.36.) feet to the northwest corner of said Lot One (1); thence deflecting right 90°28'00" and running northwesterly along the northerly line of said Lot One (1), a distance of Thirty Three and Eighty Eight Hundredths (33.88) feet; thence deflecting

ORDINANCE NO. 9141 (Cont.)

	right 89°07'06" and running southeasterly a distance of Sixty Six and Seven Hundredths (66.07) feet to a point on the southerly line of said Lot One (1); thence deflecting right 90°24'30" and running southwesterly along the southerly line of said Lot One (1), a distance of Thirty Four and Thirty Five Hundredths (34.35) feet, to the point of beginning.
930 Saint Paul Rd	Lot 5, Nabob Subdivision
1020 Saint Paul Rd	Those portions of Lots 1, 2, 3, 4, 7, 8, and 9 of Block 33 of Russell Wheeler's Addition to Grand Island, Hall County, Nebraska, lying West of Saint Paul Road and lying Easterly of a line drawn parallel with a distance 65.0 feet Easterly, as measure at right angles from the Westerly line of said Block 33 AND also known as a tract of land comprising all of Lots Two (2), Three (3) and Eight (8) and a part of Lots Four (4) and Seven (7) and that part of the vacated alley lying adjacent to said aforementioned lots, all being in Block Thirty Three (33), Russell Wheeler's Addition to the City of Grand Island, Hall County, Nebraska, more particularly described as follows: Beginning at the point of intersection of the northwesterly line of said Block Thirty Three (33) and the Westerly right of way line of Saint Paul Road; thence running Southerly, along and upon said Westerly right of way line of Saint Paul Road, a distance of Two Hundred Eighty Nine and Forty Seven Hundredths (289.47) feet; thence deflecting right 150 degrees 06'24' and running northwesterly, a distance of Two Hundred Fifty Two and Five Tenths (252.50) feet to a point on the Northwesterly line of said Block Thirty Three (33); thence deflecting right 90 degrees 36'49" and running Northeasterly along and upon the northwesterly line of said Block Thirty Three (33), a distance of One Hundred Forty Four and Twenty Seven Hundredths (144.27) feet to the point of beginning
1804 N Webb Rd	Lot 1, Conestoga North Subdivision
1812 N Webb Rd	Lot 2, Conestoga North Subdivision
1816 N Webb Rd	Lot 3, Conestoga North Subdivision

SECTION 3. The sidewalks in the district shall be constructed or repaired by paving and all incidental work in connection therewith; said improvements shall be made in accordance with plans and specifications prepared by the Public Works Department for the City.

ORDINANCE NO. 9141 (Cont.)

SECTION 4. The improvements shall be made at public cost, but the cost thereof shall be assessed upon the lots and lands in the district specially benefited thereby as provided by Section 19-2418, R.R.S. 1943.

SECTION 5. This ordinance shall be in force and take effect from and after its passage, approval and publication as provided by law.

Enacted: September 25, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk