



City of Grand Island

Tuesday, April 14, 2009

Council Session

Item I5

#2009-93 - Consideration of Resolution Directing Property Owner to Repair Sidewalk at 2605-2611 Forrest Street

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: April 14, 2009

Subject: Resolution Directing Property Owner to Repair Sidewalk at 2605-2611 Forrest Street

Item #'s: I-5

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

Background

On November 5, 2008 a letter was sent to Suzanne F. Swanson concerning necessary repairs to the sidewalk at 2605 - 2611 Forrest Street (Lot 1, Block 10, University Place, City of Grand Island, Hall County, Nebraska). The letter stated these repairs needed to be made by November 20, 2008 to prevent accident or injury to citizens using the sidewalk. Section 32-58 and 32-59 of the City Code and Section 16-662 R.S. Nebraska Statutes, make the property owner responsible for repairing sidewalks adjacent to their property.

Discussion

The Public Works Department is requesting that a resolution be passed giving the property owner 15 days to obtain the sidewalk permit and 15 days from issuance of such permit to complete the repairs of the sidewalk at 2605 - 2611 Forrest Street (Lot 1, Block 10, University Place, City of Grand Island, Hall County, Nebraska), as this is a public safety concern.

If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs 15 days after such permit is issued, the City of Grand Island will take steps to make the necessary repairs with all costs being the responsibility of Suzanne F. Swanson.

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

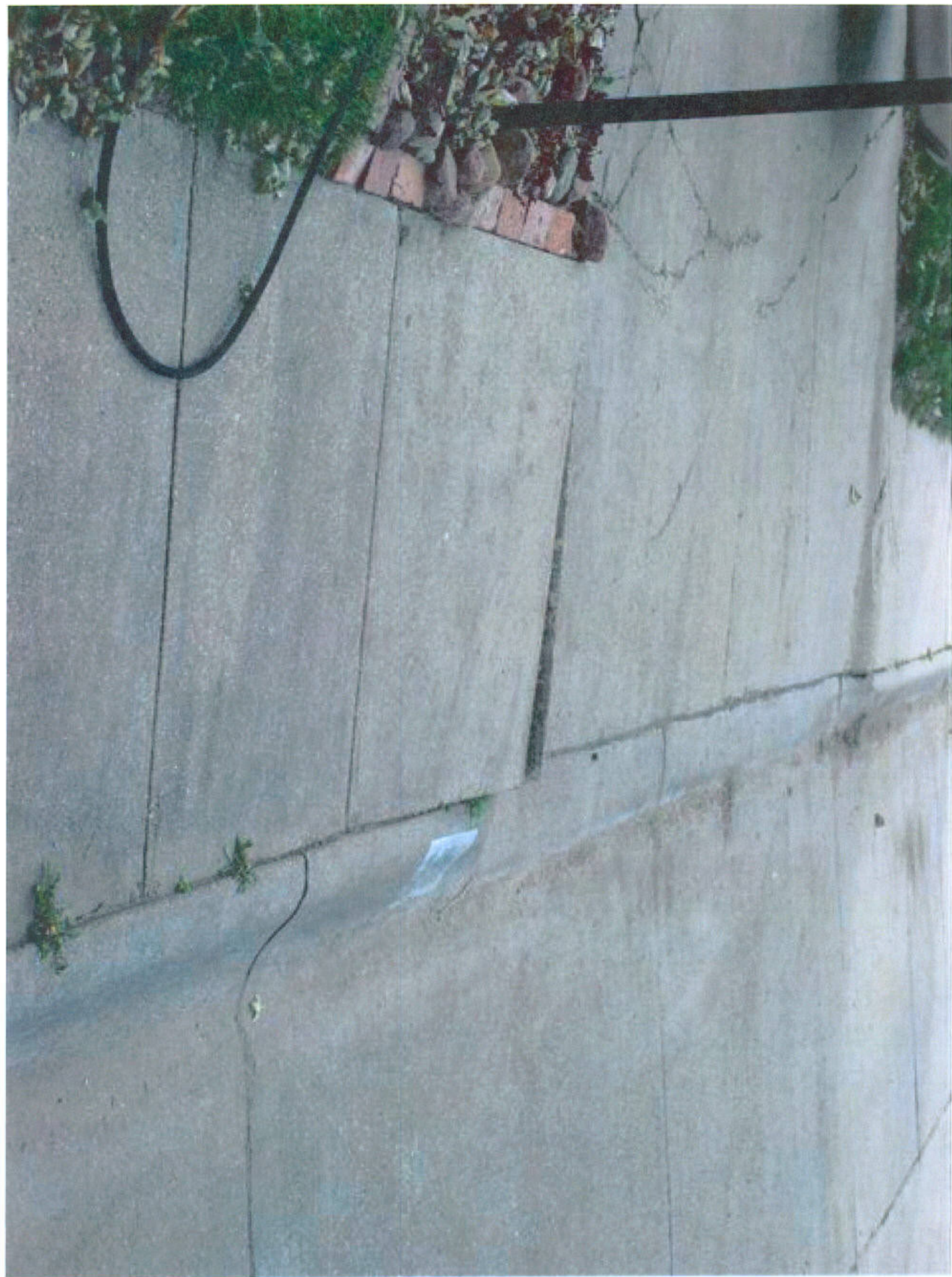
Recommendation

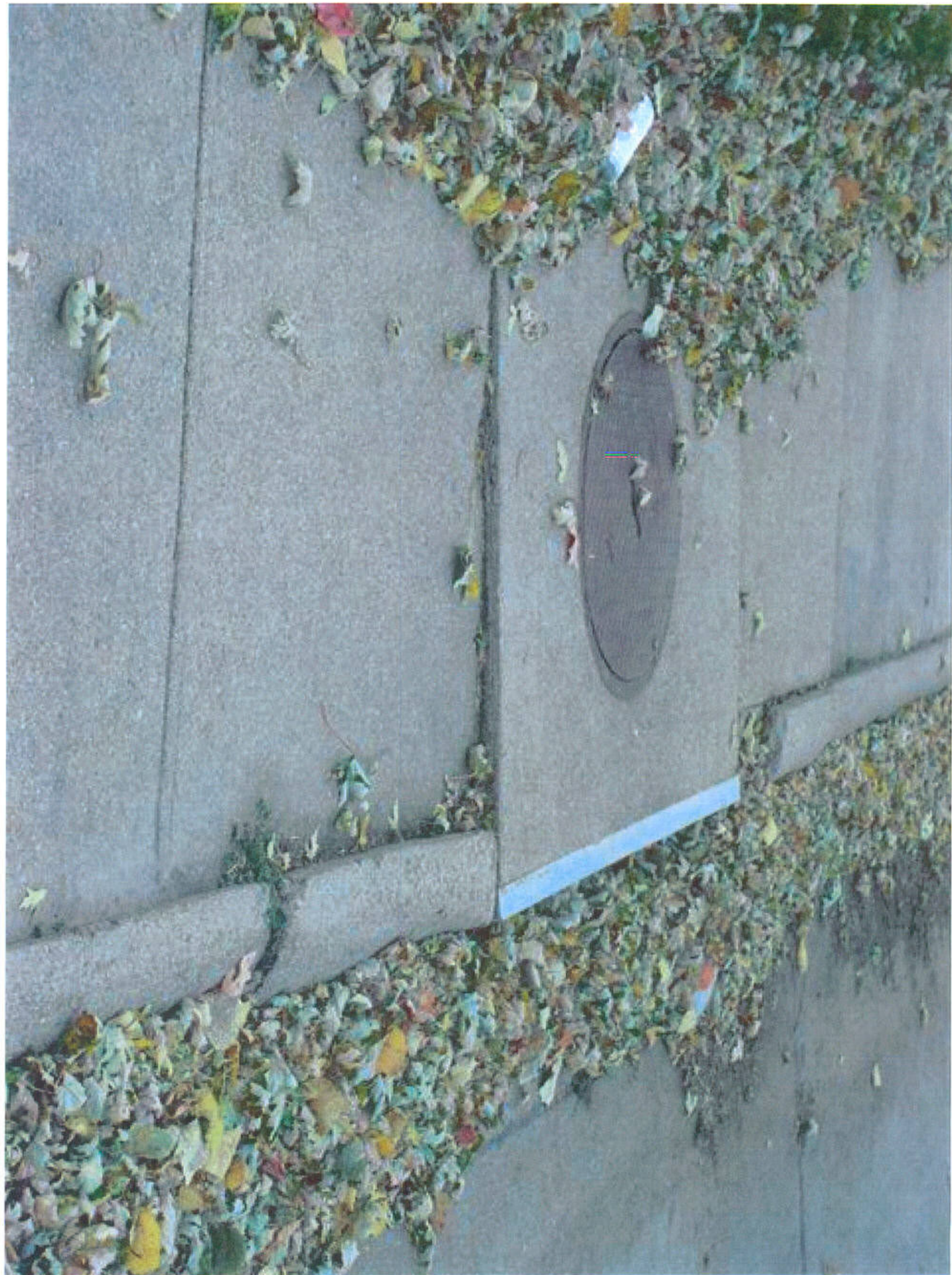
City Administration recommends that the Council approve a resolution directing Suzanne F. Swanson to repair the sidewalk located at 2605 - 2611 Forrest Street (Lot 1, Block 10, University Place, City Of Grand Island, Hall County, Nebraska).

Sample Motion

Move to approve a resolution directing Suzanne F. Swanson to obtain a sidewalk permit within 15 days and within 15 days of such permit issuance to complete the necessary repairs to the sidewalk located at 2605 - 2611 Forrest Street (Lot 1, Block 10, University Place, City of Grand Island, Hall County, Nebraska) and if the property owner fails to do so, the City will have the work done and assess the property.













RESOLUTION 2009-93

WHEREAS, the City has the authority under Neb. Rev. Stat., § 16-662, to direct the repair and replacement of sidewalks by owners of the abutting property; and

WHEREAS, the sidewalk abutting 2605 – 2611 Forrest Street, legally described as Lot 1, Block 10, University Place, City of Grand Island, Hall County, Nebraska, has been determined to be in need of repair and replacement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that notice be sent to Suzanne F. Swanson to obtain a sidewalk permit within 15 days and within 15 days of such permit issuance to make the necessary repairs to the sidewalk abutting the property located at 2605 – 2611 Forrest Street (Lot 1, Block 10, University Place, City of Grand Island, Hall County, Nebraska). If the property owner fails to either obtain the sidewalk permit in the 15 day timeframe or complete the necessary repairs within 15 days of such permit issuance, the City will cause the work to be done and assess the cost against the property at a later date.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 14, 2009.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 8, 2009	☐ City Attorney