



City of Grand Island

Tuesday, September 27, 2011

Council Session

Item G34

**#2011-287 - Approving Continuation of Water Main District #460 -
Grand Avenue, Riverview Drive, and August Street - Ordinance
#9302**

Staff Contact: Tim Luchsinger

Council Agenda Memo

From: Timothy Luchsinger, Utilities Director

Meeting: September 27, 2011

Subject: Continuation of Water Main District #460 – Riverview Drive, Grand Avenue, and August Street - Ordinance #9302

Item #'s: G-34

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Water Main District 460 was created at the request of area residence to provide municipal water service to the area. The district will serve the properties along Riverview Drive, Grand Avenue, and August Street.

Discussion

The proposed project would install an 8” diameter water main and service lines within the district. The work would be done as an assessment district, which is the Utility Department’s standard method for installing water lines when a petition is received. The eligible construction costs will be charged to the property owners within the district’s boundary. Assessments will be collected over a five year period, at 7% simple interest on the unpaid balance.

All owners of record title within the district’s boundary were notified of this information and had 30 days to submit objection to the project. The protest period for District #460 ended at 5:00 p.m., September 16, 2011. Protests received represented 38.63% of the front footage of the district.

Since less than 50% of the land owners protested the creation of the district, the district may be continued by Council, per Nebraska Statute, 16.667.01, R.R.S. 1943.

Attached for reference is a plat indicating the district’s boundaries and the protests received.

Alternatives

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

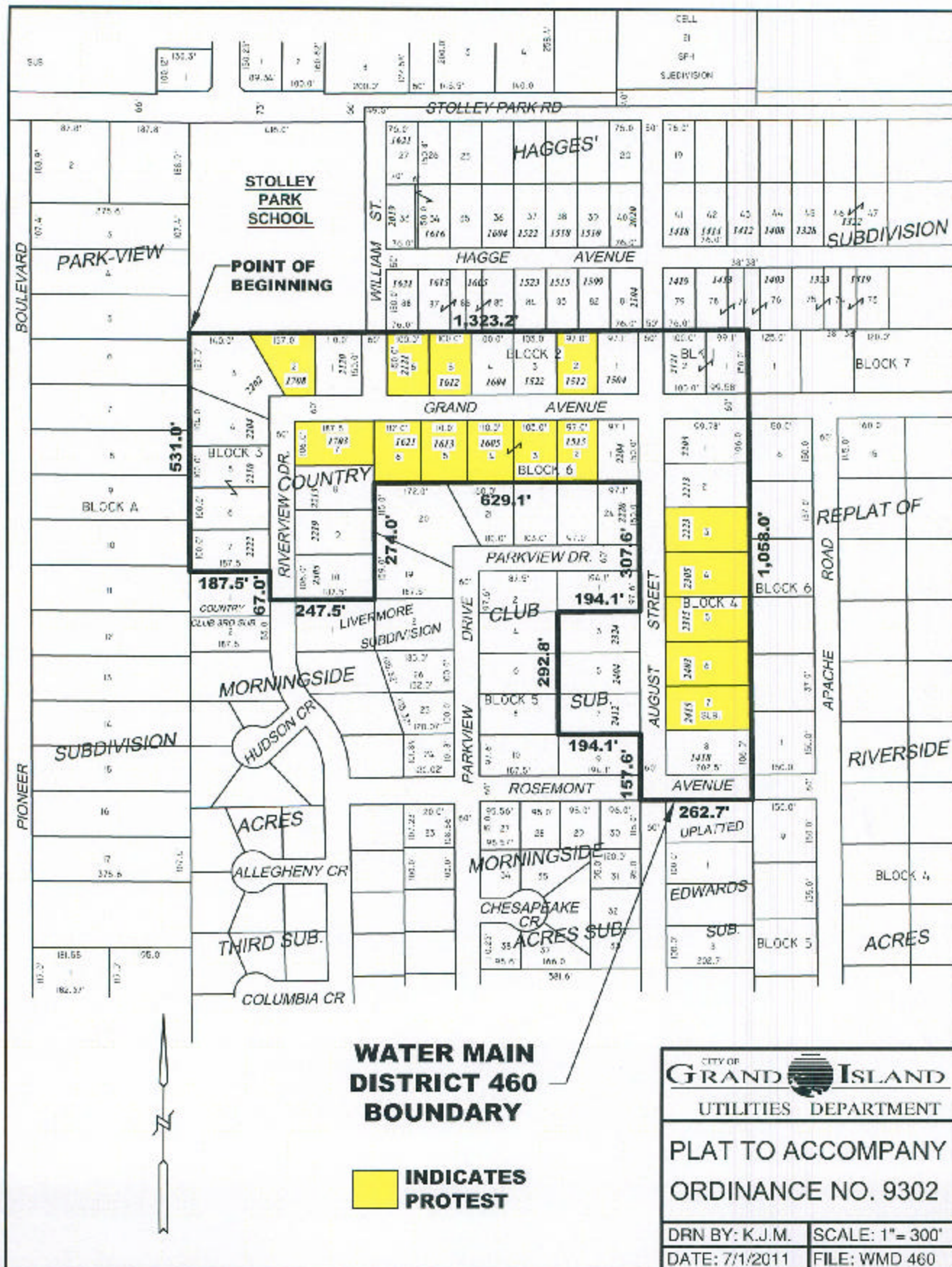
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council continue Water Main District #460 along Riverview Drive, Grand Avenue, and August Street.

Sample Motion

Move to approve the continuation of Water Main District #460 along Riverview Drive, Grand Avenue, and August Street.



WMD	Owner Name	Owner Address	Renter Address	Lot	Block	Subdivision / Section	Legal	Frontage	Square Footage	For	Against
450	Clayton L. & Jeanette M. Hansen	2121 S. August Street		1	1	Country Club Sub		99.58	14,911.20		
450	Clayton L. & Jeanette M. Hansen	2121 S. August Street		2	1	Country Club Sub		250.00	15,010.30		
450	Floyd J. & Elgene R. Rockwell	1504 Grand Avenue		1	2	Country Club Sub		247.10	14,575.10		
450	Duane D. & Courtney S. Fuller	1512 Grand Avenue		2	2	Country Club Sub		97.00	14,560.10	X	97.00
460	Jimmy R. Vann	1522 Grand Avenue		3	2	Country Club Sub		103.00	15,460.80		
460	Kenneth E. & Marrell L. VanHousen	1604 Grand Avenue		4	2	Country Club Sub		100.00	15,010.50		
460	Kimberly K. Fritz	1612 Grand Avenue		5	2	Country Club Sub		100.00	15,010.60	X	100.00
460	Dana L. Traudt	2121 William Street		6	2	Country Club Sub		100.00	15,010.60	X	100.00
460	J & B Rentals	PO Box 1042	2120 William Street	1	3	Country Club Sub		110.00	16,511.80		
460	LoVerne J. Webb	1708 Grand Avenue		2	3	Country Club Sub		72.00	17,187.30	X	72.00

460	Shawn & Tanya Clark	2202 Riverview Drive		3	3	Country Club Sub		92.50	30,396.90		
460	Edwin L. & Becky L. Whipple	2204 Riverview Drive		4	3	Country Club Sub		62.00	18,951.20		
460	Gloria J. Thesewitz	2210 Riverview Drive		5	3	Country Club Sub		100.00	18,753.60		
460	Gloria J. Thesewitz	2210 Riverview Drive		6	3	Country Club Sub		100.00	18,753.60		
460	Michelle J. Hyatt	2222 Riverview Drive		7	3	Country Club Sub		100.00	187,763.60		
460	David L. & June M. Prokesh	2203 S. August Street		1	4	Country Club Sub		305.78	21,207.10		
460	Michael J. & Deborah L. Delvaux	2213 S. August Street		2	4	Country Club Sub		106.00	21,244.90		
460	William & June Urbanek	25163 Marion Avenue, Lot 45 Punta Gorda, FL 33950	2223 S. August Street	3	4	Country Club Sub		106.00	21,281.10	X	106.00
460	Richard P. & Phyllis O. Newhouse	2305 S. August Street		4	4	Country Club Sub		106.00	21,317.20	X	106.00
460	Larry C. & Debra K. Wilkerson	2315 S. August Street		5	4	Country Club Sub		106.00	21,353.40	X	106.00

460	Thomas J. & Dianne L. Dunning	2403 S. August Street			6	4	Country Club Sub		106.00	21,389.60		X	106.00
460	Mary A. Huebner	2415 S. August Street			7	4	Country Club Sub		106.00	21,425.70		X	106.00
460	Paul F. & Connie L. Luther	1418 Rosemont Avenue			8	4	Country Club Sub		106.00	21,461.90			
460	David L. Thuermer	2324 S. August Street			3	5	Country Club Sub		97.60	19,020.70			
460	Shane A. & Lisa A. Arends	2404 S. August Street			5	5	Country Club Sub		97.60	19,007.50			
460	Franklin L. Ange and Roxanne C. Smith	711 Peach Street	2412 S. August Street		7	5	Country Club Sub		97.60	18,964.40			
460	Steven R. Spearman	2204 S. August Street			1	6	Country Club Sub		247.10	14,577.20			
460	Dorothy K. Moore	1513 Grand Avenue			2	6	Country Club Sub		97.00	14,560.20		X	97.00
460	James M. & Edna J. Shelton	1605 Grand Avenue			3	6	Country Club Sub		103.00	14,460.90		X	103.00
460	James M. & Edna J. Shelton	1605 Grand Avenue			4	6	Country Club Sub		110.00	15,511.90		X	110.00

460	Betty L. Buddecke	1613 Grand Avenue			5	6	Country Club Sub			110.00	16,511.90	X	110.00
460	Gordon E. & Doris M. Cox	1621 Grand Avenue			6	6	Country Club Sub			112.00	16,812.20	X	112.00
460	Judy C. Pospisil	1703 Grand Avenue			7	6	Country Club Sub			293.50	19,948.20	X	293.50
460	Blake M. Corman	2213 Riverview Drive			8	6	Country Club Sub			106.00	19,931.50		
460	Darrell E. & Kelly S. Johnson	2219 Riverview Drive			9	6	Country Club Sub			106.00	19,914.70		
460	Robert W. Strong and Kendra K. Hays	2305 Riverview Drive			10	6	Country Club Sub			106.00	19,897.80		
										4,164.36	828,717.20		1,724.50
												% of Protest	38.63%

RESOLUTION 2011-287

WHEREAS, Water Main District No. 460 was created by Ordinance No. 9302 on August 9, 2011; and

WHEREAS, notice of the creation of such water district was 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 is 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 30 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 September 16, 2011; and

WHEREAS, protests were filed with the City Clerk against the creation of Water Main District No. 460 which represented 38.63% 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. 460, and 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, September 27, 2011.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
September 22, 2011	☐ City Attorney