



City of Grand Island

Tuesday, October 23, 2012

Council Session

Item I1

#2012-311- Approving the Exemption of the Capital Avenue Widening – Webb Road to Broadwell Avenue Project from being Partially Funded by a Paving Assessment District

Staff Contact: Terry Brown, Interim Public Works Director

Council Agenda Memo

From: Terry Brown, Manager of Engineering Services

Meeting: October 23, 2012

Subject: Approving the Exemption of the Capital Avenue Widening – Webb Road to Broadwell Avenue Project from being Partially Funded by a Paving Assessment District

Item #'s: I-1

Presenter(s): Terry Brown, Interim Public Works Director

Background

A public meeting was held on August 21, 2012 to provide information and accept input regarding the Capital Avenue Widening – Webb Road to Broadwell Avenue Project.

At the October 9, 2012 City Council meeting the Public Works Administration staff, along with Olsson Associates staff gave a presentation of the Capital Avenue Widening – Webb Road to Broadwell Avenue Project.

Discussion

It is recommended that a paving district not be created for this roadway project, based on the lack of benefit for the majority of property owners along the project to form a paving assessment district to partially fund this improvement. There have been numerous responses from the public disapproving the formation of a paving assessment district.

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 exempting the Capital Avenue Widening – Webb Road to Broadwell Avenue Project from being partially funded by a paving assessment district.

Sample Motion

Move to approve the resolution.

RESOLUTION 2012 -311

WHEREAS, by Resolution 2012-124 Grand Island City Council approved entering into an agreement with the Nebraska Department of Roads for the Capital Avenue Widening – Webb Road to Broadwell Avenue Project; and

WHEREAS, on August 21, 2012 the project team, consisting of staff from the Public Works Department and Olsson Associates, conducted an informational meeting and received numerous responses from the public disapproving formation of a paving assessment district to partially fund the improvement because of lack of benefit for the majority of property owners along the project; and

WHEREAS, Section 16-606 of the Nebraska Revised State Statute states “The Council may assess and levy the whole expense and damage incurred in the creation of any street, avenue, or alley upon the real property fronting upon the same and other property nearby that may be benefited thereby in proportions according to benefits, and

WHEREAS, current policies and procedures for establishing a paving assessment district dictate the boundary of the district to be all property which extends back from the improved street half way to the next parallel street – 300 feet is the maximum limit for this distance; and

WHEREAS, Capital Avenue at this location is an arterial road, and current policies and procedures for developing a paving assessment district on this project may be inconsistent with Section 16-606 of the Nebraska Revised State Statute.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, herby direct Public Works Administration to exempt the Capital Avenue Widening – Webb Road to Broadwell Avenue Project from being partially funded by a paving assessment district.

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Adopted by the City Council of the City of Grand Island, Nebraska, October 23, 2012.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
October 19, 2012	☐ City Attorney

RESOLUTION 2011-124

WHEREAS, the City of Grand Island Public Works Department prepared a Project Programming Request to the Nebraska Department of Roads for the Capital Avenue, Webb Road to Broadwell Avenue; and

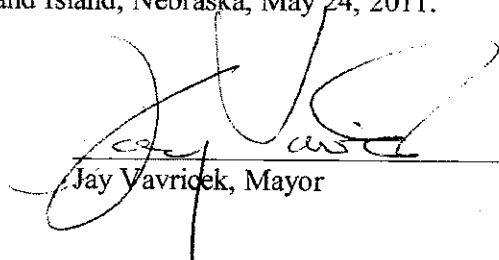
WHEREAS, such request was approved by the Nebraska Department of Roads on April 5, 2011; and

WHEREAS, the total project cost is currently estimated at \$3,250,639, with \$650,129 being the responsibility of the City of Grand Island; and

WHEREAS, an agreement with the Nebraska Department of Roads is required to proceed with this project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the agreement with the Nebraska Department of Roads for the Capital Avenue, Webb Road to Broadwell Avenue Project is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

Adopted by the City Council of the City of Grand Island, Nebraska, May 24, 2011.


Jay Vavricek, Mayor

Attest:


RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>
May 23, 2011	<input type="checkbox"/> City Attorney

Capital Avenue Project



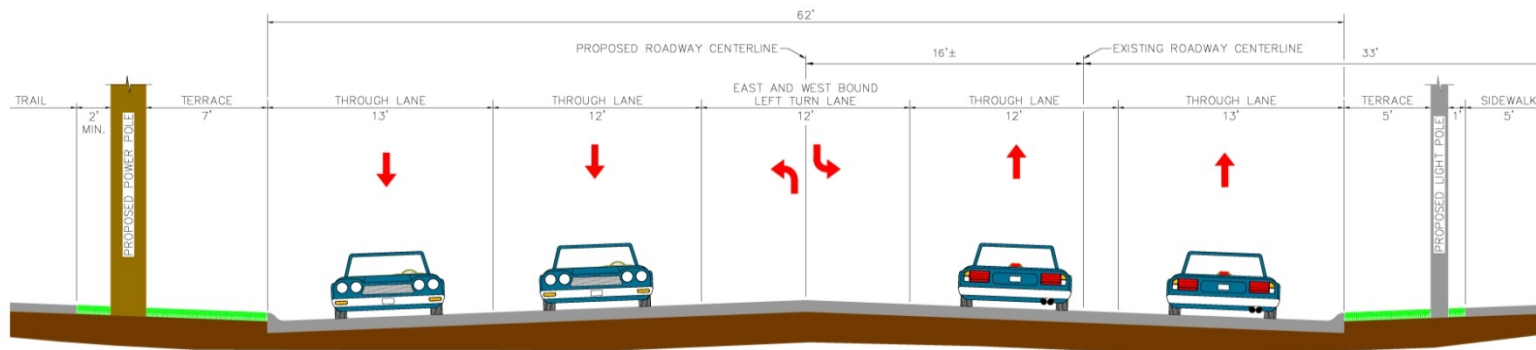
Capital Avenue – Webb Road to Broadwell Avenue Purpose and Need Statement

🇺🇸 The purpose of this project is to reconstruct Capital Avenue to accommodate traffic volumes and enhance motorist and pedestrian safety. This project will meet current and future traffic needs by constructing a 5-lane street section with a 10 foot wide Hike/Bike Trail

*Project is Federally Funded up to 80% with a 20% Local match

Traffic Review

Proposed Roadway Section




HAWK Pedestrian Signal



Paving Assessment District

Nebraska State Revised Statute 16-606

 The council may assess and levy the whole expense and damage incurred in the creation of any street, avenue, or alley upon the real property fronting upon the same and other property nearby that may be benefited thereby **in proportions according to benefits .”**

 State statute requires government properties to be included in assessed costs

Paving Assessment Districts (cont.)

- District creation may occur either by petition from property owner(s) or order via an Ordinance by City Council
- Although each district must be reviewed individually, the same basic principles are generally used in each case. The assessable area, or district boundary, is usually established by including all property which extends back from the improved street half way to the next parallel street. 300 feet is the maximum limit for this distance.

Paving Assessment District (cont.)

- ➊ Improvements due to street widths over 37 feet for residential streets and 41 feet commercial streets are not assessed to property owners
- ➋ Replacement costs for existing paving are not included in assessment costs

Proposal for Federally Funded Routes

- 🇺🇸 Review as each project is presented and make a determination based on benefits to properties involved in the improvement area.

Capital Ave Widening from the Moores Creek Drain to Webb Rd VS.

Capital Ave Widening from Webb Rd to Broadwell Ave

- 🇺🇸 The Moores Creek Drain to Webb Road Widening project was through a commercial corridor, with the project benefiting businesses by providing better traffic flow to their location
- 🇺🇸 The Webb Road to Broadwell Avenue Widening project is mainly through a residential area, with the project benefiting motorists traveling into/through the City

Paving Project Assessment History

STREET IMPROVEMENT ASSESSMENT DISTRICTS

Date	District No.	Resolution / Ordinance No.	Assessed Amount	Project Location
2/14/2012	1256	2012-BE-1	\$ 732,831.98	Capital Ave from Moores Creek Drain to Webb Rd
1/23/2007	1258	2007-BE-2	\$ 132,300.28	Extending Faidley Ave west of Diers Ave 650' (new roadway)
2/14/2006	1255	2006-BE-2	\$ 315,637.57	Independence Ave; Shanna St & Lariat Ln (new roadway)
4/12/2005	1221	2005-BE-4	\$ 66,739.20	S Locust from US Hwy 34 to Stolley Park Rd
6/22/2004	1248	2004-BE-9	\$ 99,849.46	Faidley Ave from Moore's Creek Drainway easterly towards Diers Ave (new roadway)
11/18/2003	1239	2003-BE-23	\$ 695,493.98	Gold Core Dr in Platte Valley Industrial Park (new roadway)
2/26/2002	1237	2002-BE-3	\$ 399,311.75	Wortman Dr (new roadway)
3/13/2001	1233	2001-BE-7	\$ 132,373.52	Juergen Rd (new roadway)
1/9/2001	1225	2001-BE-1	\$ 432,970.63	Allen Dr (new roadway)
11/22/1999	1218	99-BE-19	\$ 334,495.62	Juergen Rd (Platte Valley Industrial Park)
11/22/1999	1212	99-BE-18	\$ 140,751.84	Ada St
8/14/1995	1188	95-BE-011	\$ 218,617.84	State St
7/3/1989	1130G	-	\$ 9,719.60	Broadwell Ave from Oklahoma Ave to Anna St
6/20/1988	1125	-	\$ 20,451.65	Wheeler Ave from 17th St to Capital Ave

Capital Avenue Widening from Webb Road to Broadwell Avenue Cost Per Budget Year

Total Project Cost = \$7,850,000

Total City Share of Project = \$1,549,000

Fiscal Year	Total Funds Expended	Federal Reimbursements to City	Actual City Funds Expended
2012	\$ 66,000.00	\$ -	\$ 66,000.00
2013	\$ 433,000.00	\$ 320,000.00	\$ 113,000.00
2014	\$ 1,818,800.00	\$ 1,280,000.00	\$ 538,800.00
2015	\$ 831,200.00	\$ -	\$ 831,200.00
Total	\$ 3,149,000.00	\$ 1,600,000.00	\$ 1,549,000.00

....In Summary

Capital Avenue Widening from Webb Road to Broadwell Avenue

🌊 Total Project Cost = \$7,850,000

🌊 Total Local Cost = \$1,549,000

🌊 It is recommended that a resolution be passed by City Council to inform Federal Highway Administration and Nebraska Department of Roads of the City's local funding for this project.