

# **City of Scottsbluff, Nebraska**

**Tuesday, January 3, 2017**

**Regular Meeting**

## **Item Resolut.1**

**Council to consider an Ordinance levying a special assessment in Paving District No. 312.**

**Staff Contact: Nathan Johnson, City Manager**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE FINDING, ASCERTAINING, DETERMINING, EQUALIZING AND FIXING THE BENEFITS TO AND LEVYING SPECIAL ASSESSMENTS UPON THE LAND AND REAL ESTATE ABUTTING UPON AND ADJACENT TO AND ESPECIALLY BENEFITTED BY THE IMPROVEMENTS IN PAVING DISTRICT NO. 312 OF THE CITY OF SCOTTSBLUFF, NEBRASKA, FOR THE PURPOSE OF PAYING THE COSTS OF SUCH IMPROVEMENTS TO THE EXTENT OF SPECIAL BENEFIT TO SUCH LANDS AND REAL ESTATE BY REASON OF SUCH IMPROVEMENTS.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:**

Section 1. That, for the purpose of paying the cost of the improvements in Paving District No. 312 in the City of Scottsbluff, County of Scotts Bluff, Nebraska, the Mayor and City Council, sitting as a Board of Equalization, after publication of notice to property owners as required by law, and after due consideration, determine such costs to be the amount of \$734,449.61, and find, ascertain, determine, equalize and fix special benefits to, and levy assessments on the following lands and real estate in such District as follows:

OWNER OF RECORD	BLOCK	ADDITION	BENEFIT	ASSESSMENT
2627 Lodging, LLC	Block 2	Reganis Subdivision, Situated in the Southeast 1/4 of the Southwest 1/4 of Section 13, Township 22N, Range 55 West of the 6 <sup>th</sup> P.M. in the City of Scottsbluff, Scotts Bluff County, Nebraska.	\$138,448.02	\$138,448.02
Western Nebraska Community College	Block 1A	Scotts Bluff County College Tract, A Replat of Block 1, Amended Plat of Scotts Bluff County College Tract and Unplatted Land situated in the West ½ of the Southeast 1/4 and the East ½ of the Southwest Quarter of Section 13, Township 22 N, Range 55 West of the 6 <sup>th</sup> P.M. in the City of Scottsbluff, Scotts Bluff, County, Nebraska	\$ 154,809.44	\$154,809.44
Reganis LLC	Parcel 2	Reganis Unplatted parcel which is a tract of land situated in the South ½ of Section 13, Township 22 North, Range 55 West of the 6 <sup>th</sup> P.M. in Scottsbluff, Scotts Bluff County, Nebraska with a metes and bounds description more particularly set forth in the Warranty Deed recorded as Inst. # 2007-6929 on November 11, 2007 in the Scotts Bluff County Register of Deeds Office.	\$441,192.15	\$441,192.15

Section 2. That such special assessments shall be, and the same are hereby made and declared to be, a lien upon such properties from and after this date, and shall be payable in fifteen (15) equal installments as follows:

- 1/15 within fifty days from date of this levy
- 1/15 within one year of said date;
- 1/15 within two years of said date;
- 1/15 within three years of said date;
- 1/15 within four years of said date;
- 1/15 within five years of said date;
- 1/15 within six years of said date;
- 1/15 within seven years of said date;
- 1/15 within eight years of said date;
- 1/15 within nine years of said date;
- 1/15 within ten years of said date;
- 1/15 within eleven years of said date;
- 1/15 within twelve years of said date;
- 1/15 within thirteen years of said date;
- 1/15 within fourteen years of said date;

Each of such installments except the first shall draw interest at the rate of four and ninety -one hundredths percent (4.91%) per annum from date of levy until the same shall become delinquent and, thereafter, any installment, including the first, shall draw interest at the rate of fourteen percent (14%) per annum (or as such rate may from time to time be adjusted by the Legislature) until paid; provided, the owner of any lands or real estate upon which an assessment has been made herein may pay the entire assessment within fifty (50) days after the date of this levy and, thereupon such lands or real estate, upon which an assessment has been made herein may pay the entire assessment within fifty (50) days after the date of this levy, and thereupon such lands or real estate be exempt from an lien charge therefor.

Section 3. Such special assessments shall be payable at the office of the City Finance Director in City Hall.

Passed and approved on this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

(Seal)

Approved as to Form:

\_\_\_\_\_  
Deputy City Attorney