ORDINANCE NO. 436

AN ORDINANCE OF THE CITY OF GOTHENBURG, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NOS. 95, 96, 97, 98, 99, 100, 101, AND 102 DEFINING THE SAME AND THE LIMITS THEREOF; PROVIDING FOR PAVING, GRADING, CURBING AND GUTTERING OR SUCH OTHER WORK AS IS NECESSARY AND INCIDENTAL THERETO; PROVIDING FOR PLANS, SPECIFICATIONS AND ESTIMATES OF COST AND SECURING OF BIDS; PROVIDING FOR THE PAYMENT OF SUCH WORK AND OTHER EXPENSES INCIDENTAL THERETO; PROVIDING FOR ASSESSMENT OF THE COST OF SAID IMPROVEMENTS AGAINST THE PROPERTY IN SAID DISTRICTS ESPECIALLY BENEFITED THEREBY IN PROPORTION TO SAID BENEFITS; PROVIDING FOR THE ISSUANCE OF DISTRICT IMPROVEMENT WARRANTS AND DISTRICT AND INTERSECTION BONDS FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; PROVIDING FOR REPEALING OF ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING THE TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

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

Section 1. Street Improvement District Nos. 95, 96, 97, 98, 99, 100, 101, and 102 of the City of Gothenburg, Nebraska are hereby created.

Section 2. Said Street Improvement District Nos. 95, 96, 97, 98, 99, 100, 101 and 102 shall include and encompass the designated portions of the following streets in the City of Gothenburg, Nebraska and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 95

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of 16th Street from the east line of Avenue "I" to the east line of Avenue "K."

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

All of 16th Street from the east line of Avenue "I" to the east line of Avenue "K" and all lots and land abutting thereon together with Lots 6, 7, 8 and 9, Block 21 and Lots 13, 14, 15 and 16, Block 22, Hyde Park Addition, all in Hyde Park Addition and Hencey Replat of Hyde Park Addition to Gothenburg, Dawson County, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 96

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of Avenue "J" from the north line of 16th Street to the south line of 17th Street.

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

All of Avenue "J" from the north line of 16th Street to the south line of 17th Street and all lots and land abutting thereon, all in Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 97

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of Avenue "K" from the north line of 16th Street to the South line of 17th Street.

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

Beginning at the northeast corner of Lot 1, Block 22, of Hyde Park Addition to Gothenburg, Dawson County, Nebraska, thence east 247.5 feet to a point on the north line of Block 23 of said Hyde Park Addition, thence south to a point on the south line of said Block 23, thence west 440 feet to a point on the south line of said Block 22, thence north to a point on the north line of said Block 22, thence east 192.5 feet to the point of beginning, all in the City of Gothenburg, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 98

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of Avenue "H" from the north line of 20th Street to the south line of 24th Street.

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

Beginning at the northeast corner of Lot 1 of Speck and Knoles Subdivision to Gothenburg, Dawson County, Nebraska, thence east along the south line of 24th Street 247.13 feet to a point on the north line of Block 2 of Regency Estates Addition to Gothenburg, Dawson County, Nebraska, thence south to a point on the south line of said Block 2 of Regency Estates Addition which is 187.46 feet east of the east line of Avenue "H," thence south to a point on the north line of Block 29 of the resubdivision of Summit Addition to Gothenburg, Dawson County, Nebraska which is 187.50 feet east of the east line of Avenue "H," thence south parallel to and 187.50 feet east of the east line of Avenue "H" to a point on the north line of 20th Street, thence west 435 feet along the north line of 20th Street to a point 187.5 feet west of the west line of Avenue "H," thence north parallel to and 187.5 feet west of the west line of Avenue "H" to a point on the south line of 22nd street, thence northeast to the southwest corner of Lot 6 of the Resubdivision of Block 30 of said Summit Addition, thence north to the northwest corner of Lot 1 of said Resubdivision of Block 30, thence northwest to a point on the south line of said Speck and Knoles Subdivision which is 187.5 feet west of the west line of Avenue "H," thence north parallel to and 187.5 feet west of the west line of Avenue "H" to a point on the north line of said Speck and Knoles Subdivision, thence east along the south line of 24th Street 187.5 feet to the point of beginning, all in the City of Gothenburg, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 99

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of 24th Street from the east line of Avenue "G" to the east line of Avenue "H".

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

Beginning at the northwest corner of Lot 4 of Speck and Knoles Subidivision to the City of Gothenburg, Dawson County, Nebraska, thence North 310 feet to a point on the east line of Avenue "G," thence east parallel to and 250 feet north of the north line of 24th Street a distance of 435 feet, thence south 450 feet to a point on the east line of Avenue "H," thence west to the southwest corner of Lot 5 of said Speck and Knoles Subdivision, thence north 140 feet to the point of beginning all in the City of Gothenburg, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 100

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of 21st Street from the east line of Avenue "F" to the west line of Avenue "G."

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

Beginning at the southwest corner of Lot 10, Block 20, Lakeview First Addition to the City of Gothenburg, Dawson County, Nebraska, thence north 350 feet to a point on the east line of Avenue "F," thence east parallel to and 150 feet north of the north line of 21st Street to a point on the west line of Avenue "G," thence south 350 feet to the southeast corner of Lot 1, Block 20 of said Lakeview First Addition, thence east to the point of beginning, all in the City of Gothenburg, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 101

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of 17th Street from the west line of Avenue "L" to the west line of Avenue "M."

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

All of 17th Street from the west line of Avenue "L" to the west line of Avenue "M" and all lots and land abutting thereon all in Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska.

STREET IMPROVEMENT DISTRICT NO. 102

THE STREET TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING AND INCIDENTAL WORK CONNECTED THEREWITH IS:

All that part of 18th Street from the east line of Avenue "L" to the west line of Avenue "M."

THE ABUTTING PROPERTY TO BE INCLUDED IN THE DISTRICT IS LOCATED WITHIN THE FOLLOWING BOUNDARIES:

All of 18th Street from the east line of Avenue "L" to the west line of Avenue "M" and all lots and land abutting thereon all in Hyde Park Addition to the City of Gothenburg, Dawson County, Nebraska.

Section 3. The City's special engineers shall make detailed plans and specifications for said improvements and an estimate of the cost thereof, and shall submit the same to the City Council. Upon approval of the same by the City Council, bids for construction of said work shall be provided by advertisement. On acceptance of any bid therefor, the Mayor and City Clerk are authorized to enter into a contract on behalf of the City for such work, and such contract shall be executed by said Mayor and attested by said City Clerk. The City Council shall have and hereby reserves the right to reject any and all bids received.

Section 4. The work and improvements shall be made at public cost, by special assessments on the properties especially benefited thereby, proportionate to benefits, shall be levied to reimburse the City to the extent provided by law. Property included within the boundaries and limits of said Districts, as hereinbefore described and defined, is hereby declared to be especially benefited by said work and improvements and special assessments against the same shall be made as hereinafter provided.

Section 5. The Districts created hereby are separate and distinct, and if any District is objected to by owners of record title representing more than fifty per cent of the front footage of the property directly abutting on the street, streets, alley or alleys to be improved and the work not constructed under the District, such objections shall not affect the validity of the creation of any remaining Districts.

Section 6. For the purpose of paying for the paving, grading, curbing and guttering or other necessary improvements incidental thereto, the Mayor and City Council of the City of Gothenburg may issue district improvement warrants of Street Improvement District Nos. 95, 96, 97, 98, 99, 100, 101 and 102 of the City of Gothenburg, Nebraska in the form and manner provided by law.

Section 7. To effect the final payment and retirement of said warrants and to pay for the cost of paving, grading, curbing and guttering or other necessary improvements incidental thereto, the Mayor and City Council shall issue bonds in the form and manner provided by law, and shall assess the costs of said work to the property in said Districts in proportion to the benefits derived therefrom.

Section 8. This ordinance shall be published one time in The Gothenburg Times, a legal newspaper published and of general circulation in the City of Gothenburg, Nebraska and shall take effect and be in full force from and after its passage, approval and publication as provided by law.

Section 9. After the passage, approval and publication of this ordinance as in Section 8 provided, there shall be published, as provided by law, in The Gothenburg Times, a legal newspaper published and of general circulation in the City of Gothenburg, Nebraska, a notice with respect to the Districts created by ther terms of this ordinance, which notice shall provide, among other things, that if owners of record title representing more than fifty percent of the front footage of the property directly abutting on the street, streets, alley or alleys to be improved in any of said Districts shall file with the City Clerk within twenty (20) days after the first publication of said notice, written objections to the creation of their respective District, the improvements in such District shall not be made as provided in this Ordinance.

Section 10. All provisions of any prior ordinance of the City in conflict herewith are hereby repealed.

PASSED AND APPROVED this 15 day of December, 1981.

Mayor

ATTEST:

City Clerk

(S E A L)