

ORDINANCE NO. 177-3

"AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 1977-1, DEFINING THE SAME AND THE LIMITS THEREOF; PROVIDING FOR GRADING AND PAVING OF CERTAIN STREETS THEREIN; PROVIDING FOR SUCH OTHER WORK AS IS NECESSARY AND INCIDENTAL THERETO; PROVIDING FOR PLANS, SPECIFICATIONS, 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 DISTRICT ESPECIALLY BENEFITED THEREBY IN PROPORTION TO SAID BENEFITS; PROVIDING FOR THE ISSUANCE OF DISTRICT IMPROVEMENT WARRANTS AND DISTRICT IMPROVEMENT BONDS AND FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; PROVIDING FOR REPEALING OF ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING THE TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT."

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA:

Section 1. Street Improvement District No. 1977-1 of the Village of Eagle, Nebraska is hereby created.

Section 2. Said Street Improvement District shall include and encompass the designated portions of the following streets in the Village of Eagle, Nebraska, and the limits, boundaries and improvements are defined and established as follows:

STREET IMPROVEMENT DISTRICT NO. 1977-1

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

The West half of First Street from the North line of U.S. Highway 34 North to the center line of "A" Street.

FOLLOWS: THE PROPERTY TO BE INCLUDED IN THE DISTRICT IS AS

Commencing at the Southeast corner of Section 20 Township 10 North Range 9 East of the 6th P.M. thence North along the East line of said Section 20 to a point on the North line of U. S. Highway 34, said point being the point of beginning, thence continuing North along the East line of said Section 20 to the East quarter-corner of said Section 20, said quarter-corner being on the centerline of "A" Street, thence West along the centerline of "A" Street a distance of 165 feet, thence South along a line parallel to the East line of said Section 20 to a point on the North line of U. S. Highway 34, thence Easterly along the North line of U. S. Highway 34 to the point of beginning.

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

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Section 4. The work and improvements shall be made at public cost, but special assessments on the properties especially benefited thereby shall be levied to reimburse the Village to the extent provided by law. Property included within the boundaries and limits of said district 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 prescribed.

Section 5. For the purpose of paying for the grading and paving of the street described therein, and the cost of such other work as is necessary and incidental thereto, the Chairman and Board of Trustees of the Village may issue warrants of Street Improvement District No. 1977-1, of the Village of Eagle, Nebraska, in the form and manner provided by law.

Section 6. To effect the final payment and retirement of said warrants and to pay the cost of the improvements herein described, the Chairman and Board of Trustees shall issue bonds in the form and manner provided by law, and shall assess the costs of said work to the property in said district in proportion to the benefits derived therefrom.

Section 7. A written or printed copy of this ordinance shall be posted in each of three public places in the Village of Eagle, Nebraska in the form and manner provided by law, and shall take effect and be in full force from and after its passage, approval and posting. This ordinance shall also be published one time in The Louisville Messenger, a legal newspaper of general circulation in the Village of Eagle, Nebraska.

Section 8. After the passage, approval, posting and publication of this ordinance as in Section 7 provided, there shall be published, as provided by law, in The Louisville Messenger, a legal newspaper of general circulation in the Village of Eagle, Nebraska, a notice with respect to the district created by the terms of this ordinance, which notice shall provide, among other things, that if a majority of the resident owners of the property directly abutting on the streets to be improved in said district shall file with the Village Clerk within twenty (20) days after the first publication of said notice, written objections to the creation of said districts, said improvements in such district shall not be made as provided in this ordinance.

Section 9. All provisions of any prior ordinance of the Village in conflict herewith are hereby repealed.

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PASSED AND APPROVED this 9th day of March, 1977.

Fyle W. Writz
Chairman

ATTEST:

Charles Ballance
Village Clerk

