

18551

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91R-131

Introduce: 5-6-91

RESOLUTION NO. A- 74172

1 WHEREAS, the City of Lincoln, Nebraska, is authorized under Neb. Rev. Stat.
2 § 18-2001, et seq., to pave a portion of a street otherwise paved so as to make
3 one continuous paved street and to do so without petition or creating a street
4 improvement district; and

5 WHEREAS, a portion of 44th Street is unpaved and should be paved to make
6 one such continuous paved street; and

7 WHEREAS, it is the desire of the City to provide financial assistance in
8 the payment of the special assessments against property of low income families,
9 as defined herein.

10 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln,
11 Nebraska:

12 That 44th Street from the south curb line of Cleveland Avenue to the north
13 curb line of Madison Avenue is hereby designated as Paving Unit No. 79 and
14 is hereby ordered paved.

15 The roadway to be paved shall be 27 feet in width; grading to be from lot
16 line to lot line, and the cost of grading, curbing, guttering, and paving the
17 same; including the cost of grading, curbing, guttering, and paving the inter-
18 sections and returns, and the cost of grading the sidewalk space and relaying
19 the sidewalks, and all expenses incidental to all of said improvements shall be
20 assessed against the real estate benefited, to-wit: Lots 1, 2, 3, 10, 11 and
21 12, Block 14, Pitcher and Baldwin's 2nd Addition to University Place; and Lots 4
22 through 9, Block 45, University Place in the City of Lincoln, Lancaster County,
23 Nebraska, the assessments against said property benefited to be in proportion to
24 the benefits, not exceeding the cost thereof; provided however, that assessments

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1 against residentially zoned properties occupied by owners qualifying as low
 2 income (defined as families at or below 50% of City median income based on
 3 family size) shall be 100% subsidized by and paid out of City of Lincoln Commu-
 4 nity Development Block Grant Funds. In the event that easements or additional
 5 right-of-way must be acquired for the completion of this project, such property
 6 rights may be acquired by negotiation and purchase or by condemnation, if
 7 necessary, as provided by law.

8 BE IT FURTHER RESOLVED that, in the event that the actual bid price exceeds
 9 25 percent over the preliminary cost estimate for the improvements, then such
 10 bid shall not be awarded until the Council has approved such bid by resolution.

Introduced by:

Lynda Wilson

AYES: GUTGSELL, HAAR, HEMPEL, MINNICK,
 SENG, WILSON.
 NAYS: NONE
 ABSENCE: JOHANNIS

Approved as to Form & Legality:

William F. Spitzer
 City Attorney

Staff Review Completed:

Don F. H.
 Administrative Assistant

APPROVED

MAY 20, 1991

Bill Harris
 MAYOR

ADOPTED

MAY 18 1991

By City Council

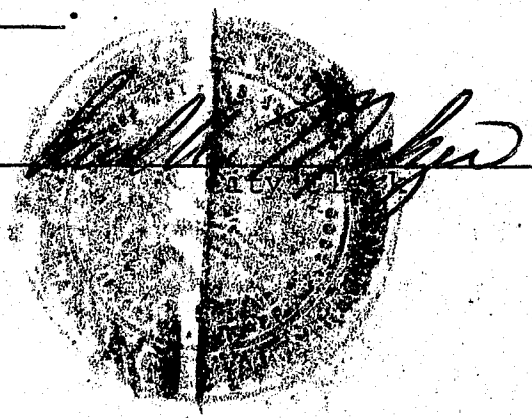
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C E R T I F I C A T E

I, Paul A. Malzer, City Clerk of the City of Lincoln, Nebraska, do certify that the above and foregoing is a true and correct copy of RESOLUTION NO. A-74172

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held MAY 13, 1991 as the original appears of record in my office, and is now in my charge remaining as City Clerk aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 14TH day of JUNE, 1991.



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Patched & Rebound 2

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PIBA2
CHECKED
ENTERED
EDITED

LANCASTER COUNTY, NEBR.
Dan Jels
REGISTER OF DEEDS
91 JUN 14 PM 4:17

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INST. NO. 91 18551

Return to City Clerk