

ORDINANCE NO. 1509

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 2001-1; 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, 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 AND INTERSECTION IMPROVEMENT BONDS AND FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM AND THE TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

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

Section 1. Street Improvement District No. 2001-1 (the "District") of the City of Crete, Nebraska (the "City") is hereby created pursuant to Sections 16-617, *et seq.*, of the Reissue Revised Statutes of Nebraska, as amended.

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

STREET IMPROVEMENT DISTRICT NO. 2001-1

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

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Thirteenth Street from Juniper Avenue to Hawthorne Avenue
 Hawthorne Avenue from Thirteenth Street to Eighteenth Street
 State Highway 33 from Eighteenth Street to a point, a distance
 approximately 675.5 feet east of the centerline of the intersection
 with Boswell Avenue, including water and sewer replacement,
 storm sewer, and all necessary appurtenances.

THE PROPERTY TO BE INCLUDED IN THE DISTRICT CONSISTS OF THE
 AREA DESCRIBED AS FOLLOWS:

A tract of land located in the City of Crete and in the W ½ of Section 26 and
 the E ½ of Section 27, T8N, R4E of the 6th P.M. in Saline County, Nebraska,
 described as follows:

Beginning at the southeast corner of Lot 6, Block 78, Original City of Crete;
 thence westerly to the southwest corner of Lot 15, Block 78; thence southerly
 to the southwest corner of Lot 11, Block 79; thence westerly to the southwest
 corner of Lot 16, Block 80; thence southerly to the northwest corner of Lot 12,
 Block 94; thence westerly to the southwest corner of Lot 6, Block 93; thence
 southerly to the southwest corner of Lot 6, Block 116; thence southerly to the
 northwest corner of Lot 12, Block 138; thence westerly to the northeast corner
 of Lot 21, Block 141; thence northerly to the southeast corner of Lot 3, Block
 130; thence easterly to the southeast corner of Lot 10, Block 132; thence
 northerly to a point on the south line of Block 77, said point being 122 feet
 east of the west line of said Block 77, and said point also being on the north
 right-of-way line of the C. B. & Q Railroad; thence northeasterly on said
 railroad right-of-way line to a point 320 feet east of the west line of the NW
 1/4 of Section 26; thence southeasterly 350 feet normal to said railroad right-
 of-way line; thence southwesterly 450 feet, more or less, to a point on the
 south line of the NW 1/4 of said Section 26, said point being 335 feet east of
 the southwest corner of said NW 1/4; thence southerly 150 feet, parallel with
 the west line of the SW 1/4 of Section 26; thence westerly to a point on the
 east line of Lot 1, Block 78, Original City of Crete; thence southerly to the
 point of beginning.

THE FOLLOWING PARCELS OF LAND ARE INCLUDED IN SAID DISTRICT
 AND ARE SUBJECT TO ASSESSMENT:

A portion of Benne's Addition to the City of Crete.

And

A tract of land described as follows: Beginning at a point on the south line of the NW 1/4 of
 Section 26, T8N, R4E of the 6th P.M. in Saline County, Nebraska, said point being 68.0 feet
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east of the southwest corner of said NW 1/4, and said point also being on the southeasterly right-of-way line of Nebraska Highway No. 33; thence northwesterly, 675.5 feet on said highway right-of-way line; thence southeasterly, 648.4 feet, to a point on the south line of said NW 1/4, said point being 1,023.67 feet east of the southwest corner of said NW 1/4; thence westerly, 955.67 feet, to the point of beginning.

AND

The following lots and blocks:

Block 78, Lots 1-6 and 15-18	Block 116, Lots 7-12
Block 80, Lots 1-7 and 16-19	Block 117, Lots 1-6
Block 92, Lots 1-6	Block 131, Lots 4-9
Block 93, Lots 1-6 and 13-21	Block 132, Lots 1-9
Block 98, Lots 7-12	Block 133, Lots 7-12
Block 99, Lots 1-6	Block 138, Lots 4, 5, and 6
Block 110, Lots 1-6	Block 139, Lots 1-6
Block 111, Lots 7-12	Block 140, Lots 1-6

Section 3. The City's special engineers, Gilmore & Associates Inc., Columbus, Nebraska, 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, but special assessments on the properties especially benefitted thereby shall be levied to reimburse the City to the extent provided by law.

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Section 5. For the purpose of paying for the paving, grading, curbing and guttering, sidewalks, drainage and storm sewer, or such other necessary improvements incidental thereto, the Mayor and City Council may issue district improvement warrants or bond anticipation notes of the City in the form and manner provided by law.

Section 6. To effect the final payment and retirement of said warrants and bond anticipation notes, and to pay for the cost of paving, grading, curbing and guttering, sidewalks, drainage and storm sewer, or other necessary improvements incidental thereto, the Mayor and City Council shall issue bonds in the form and manner provided by law.

Section 7. After the passage and publication of this ordinance as in Section 8 provided, there shall be published at least once each week for not less than twenty (20) days, as provided by law, in The Crete News, a newspaper of general circulation in the City, a notice with respect to the District created by the terms of this ordinance, which notice shall provide, among other things, that if owners of record title representing more than fifty percent (50%) of the front footage of the property directly abutting on the street, streets, alley or alleys to be improved in said District shall file with the City Clerk within twenty (20) days after the first publication of said Notice, written objections to the creation of such District, the improvements in such District shall not be made as provided in this ordinance.

Section 8. This ordinance shall be published in pamphlet form, and in the form and manner provided by law, and shall take effect and be in full force from and after its passage, approval and publication as provided by law.

PASSED AND ADOPTED THIS 16TH DAY OF JANUARY, 2001.

Judith Henning
Mayor

ATTEST:

Gary L. Yank
City Clerk

(SEAL)



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No.	Gov.	Min.	Pages
#4	✓	✓	✓
DK Register of Deeds			

From, Chg. and Return to:
City of Crete
P. O. Box 86
Crete, NE 68333-0086
Fee: \$78.00 Chg.

STATE OF NEBRASKA } ss
SALINE COUNTY }
Entered in numerical index and filed on
record, the 19 day of January
2001 at 9:00 o'clock A. M. and recorded
in Book 57 of Misc. Page 460-463
Shylla Zypa
County Clerk