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*Carol Aivona*

DODGE COUNTY  
REGISTER OF DEEDS  
COMMISSIONER

29.50

Resolution No. 2004-034

**A Resolution of the City Council of the City of Fremont, Nebraska, levying a special tax and assessment upon certain parcels of real estate in Dodge County, Nebraska, to pay the costs in Paving District No. 535**

Resolved that all persons desiring a hearing having been heard, the Board having considered recommendations of the Engineer in charge of said improvements and the members of the Council having heretofore personally inspected the improvements and the real estate abutting upon and adjacent thereto.

SECTION I. The Mayor and Council find and determine; that the costs of improvements in the following District or Improvement Unit in said City are as follows:

**PAVING DISTRICT NO. 535 - \$54,390.95**

The Council has heretofore designated this time and place for considering and levying assessments upon the property especially benefited by said improvements to pay the cost of constructing the same; that notice of the time and place holding this meeting for said purpose has been duly given as provided by statute by publication in the Fremont Tribune, a legal newspaper, published and of general circulation in this City, for more than ten (10) days before the time designated therein for holding this meeting, said publication made in the issues of said paper published on February 9, 2004 and February 16, 2004; and the Mayor and members of the City Council have each personally inspected said improvements and the real estate abutting on and adjacent thereto; the Mayor and City Council have, at this session, heard all persons who desired to be heard in reference to the valuation of each lot to be charged; and the special benefits or damages thereto by reason of the construction of said improvements and with reference thereto have considered the advice of the Engineer in charge of the construction of said improvements.

SECTION II. The Mayor and Council find and determine that no parcel of land in said District or Improvement Unit has been damaged by the construction of said improvements, that the amount of benefits especially accruing to each parcel of land in said areas by reason of construction of said improvements exceeds the amount charged against each parcel of land to pay the cost of said improvements.

SECTION III. There is hereby levied and charged upon the parcels of land in said District or Improvement Unit, special assessments to pay the cost of constructing said improvements in the amount of dollars and cents set out in the Schedule of Assessments, Exhibit "A" attached hereto.

Levy Resolution  
Paving District No. 535

SECTION IV. That the assessment upon each parcel of land is not in excess of benefits thereto especially accruing from the construction of said improvements and the special assessments have been apportioned among the several parcels of land subject to the assessments in proportion to the special benefits accruing to said lots and parcels of land respectively from such improvements.

SECTION V. Said special assessments shall be a lien on the property of which they are levied from the date of the passage of this resolution and shall be certified by the City Clerk to the Treasurer of this City for collection; the City Clerk shall also at the time provided by law cause such assessments or the portion thereof remaining unpaid to be certified to the County Clerk of this County for the entry upon the proper tax list; said assessments shall be payable to the City Treasurer until so certified to the County Clerk and shall thereafter be collected by the County Treasurer.

SECTION VI. Said assessments are payable in fifteen (15) equal installments of which the first shall become delinquent fifty (50) days after the date of the passage of this resolution and subsequent installments shall become delinquent in one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen and fourteen years respectively from the date of the passage of this resolution; each of said installments, except the first, shall draw interest from the date of the passage of this resolution at the rate of seven (7) per centum per annum, payable annually until the same become delinquent and after the same become delinquent, interest at the rate as prescribed by State Statute shall be paid thereof, provided all of said installments may be paid at one time on any lot or parcel of land within fifty (50) days from the date of the levy, without interest.

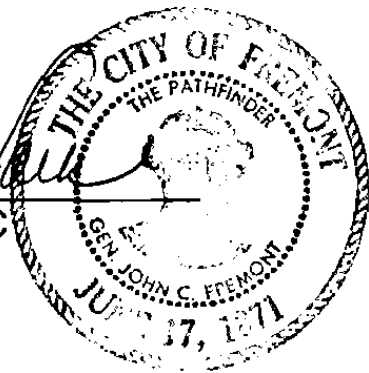
Council member Mark Schumacher offers this Resolution and moves its adoption, seconded by Council member Roy Benson

PASSED AND APPROVED THIS 24th DAY OF February, 2004

Donald B. Edwards  
Donald B. Edwards, Mayor

ATTEST:

Kimberly Volk  
Kimberly Volk, CMC  
City Clerk



**SCHEDULE OF ASSESSMENTS**  
PAVING DISTRICT NO. 535

**EXHIBIT "A"**

To the Honorable Mayor and City Council  
Fremont, Nebraska

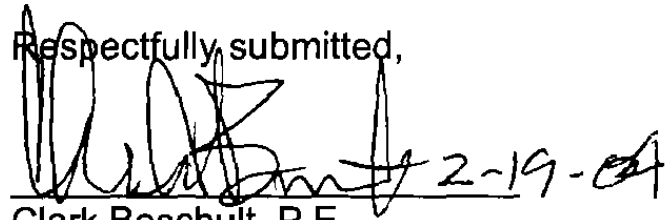
Following is a schedule of assessments of paving in Paving District No. 535. Said District comprises and includes the paving of that portion LaVerna Street from a point 100 feet south of the South Line of 27<sup>th</sup> Street north to the North Line of Central Park Addition to the City of Fremont, Dodge County, Nebraska,. Said district being created for the paving of said street with portland cement concrete

Barry D. Sieh	Lot 1A Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,740.79
Don Peterson & Associates	Lot 1B Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,139.78
Don Peterson & Associates	Lot 2A Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,194.41
Don Peterson & Associates	Lot 2B Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,194.41
Don Peterson & Associates	Lot 3A Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,194.41
Don Peterson & Associates	Lot 3B Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,194.41
Don Peterson & Associates	Lot 4A Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,139.78
Don Peterson & Associates	Lot 4B Replat of Lots 1 Thru 4 Block 2 Central Park Addition	\$2,843.52
Don Peterson & Associates	Block 3 Lot 10 Central Park Addition	\$4,926.26
Kathryn S. McCartin	Block 1 Lot 6 Central Park Addition	\$4,379.89
Richard J. Pohlrad	Lot 5B Replat of Lots 4 and 5 Block 1 Central Park Addition	\$2,170.37
Richard J. Pohlrad	Lot 5A Replat of Lots 4 and 5 Block 1 Central Park Addition	\$2,170.37
Richard J. Pohlrad	Lot 4B Replat of Lots 4 and	\$2,194.41

	5 Block 1 Central Park Addition	
Sarah J. Heller	Lot 4A Replat of Lots 4 and 5 Block 1 Central Park Addition	\$2,194.41
J. Marlin Brabec	Lot 3 Block 1 Central Park Addition	\$4,379.89
J. Marlin Brabec	Lot 2 Block 1 Central Park Addition	\$4,379.89
Arvin H. Vogel	Lot 1 Block 1 Central Park Addition	\$4,731.19
New Horizon Land & Farm	Block 1 Lot 2 Yorkshire Third Addition	\$2,111.38
Fremont Care Center Inc. Nye Point Health	N. 350.55' Block 2 Yorkshire Manor Subdivision	\$2,111.38

**TOTAL ASSESSMENTS \$54,390.95**

Respectfully submitted,



Clark Boschult, P.E.  
Director of Public Works