

From, Chg. and Return to:  
City of Crete  
P. O. Box 86  
Crete, NE 68333  
Fee: \$47.50 Chg.



STATE OF NEBRASKA } ss  
SALINE COUNTY  
Entered in numerical index and filed on  
record, the 13 day of April  
2006 at 9:00 o'clock A.M. and recorded  
in Book 64 of Misc. Page 608-610

*Linda Krastavik*  
County Clerk *Ram Siebravick, Deputy*

ORDINANCE NO. 1647

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 2006-1; DEFINING THE BOUNDARIES AND LIMITS THEREOF; PROVIDING FOR PAVING, GRADING, CURBING, GUTTERING, AND OTHER NECESSARY AND INCIDENTAL WORK; APPROVING PLANS, SPECIFICATIONS, AND ESTIMATES OF COST; PROVIDING FOR THE SECURING OF BIDS; PROVIDING FOR THE PAYMENT OF SUCH IMPROVEMENTS AND OTHER INCIDENTAL EXPENSES BY THE ISSUANCE OF WARRANTS, BOND ANTICIPATION NOTES AND BONDS; PROVIDING FOR ASSESSMENT OF THE COSTS OF SUCH IMPROVEMENTS AGAINST THE PROPERTY SPECIALLY BENEFITED THEREBY AND THE LEVY OF GENERAL TAXES; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND RELATED MATTERS

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

**Section 1.** Street Improvement District No. 2006-1 (the "District") of the City of Crete, Nebraska (the "City") is hereby created pursuant to Sections 16-619 to 16-623, inclusive, Reissue Revised Statutes of Nebraska, as amended.

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

**STREET IMPROVEMENT DISTRICT NO. 2006-1**

THE STREETS TO BE IMPROVED BY GRADING, PAVING, CURBING, GUTTERING, DRAINAGE, STORM SEWER AND RELATED INCIDENTAL WORK ARE:

Nineteenth Street from Main Avenue to Ivy Avenue  
Kingwood Avenue from Nineteenth Street to Twenty-First Street  
Juniper Avenue from Nineteenth Street to approximately 132 feet south

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

Beginning at the southeast corner of Lot 7, Block 59, Original Town of Crete, said point being on the north right-of-way line of 21st Street; thence easterly on said north right-of-way line of 21st Street to the southwest corner of Lot 2, Block 60, Original Town of Crete; thence southerly to the northwest corner of the S 1/2 of Lot 1, Block 67, Original Town of Crete; thence easterly on the north line of the S 1/2 of Lot 1, Block 67, Original Town of Crete, to the northeast corner of the S 1/2 of Lot 1, Block 67, Original Town of Crete; thence southeasterly to the southwest corner of Block 66, Original Town of Crete, said point being on the easterly line of Ivy Avenue; thence southerly on said easterly line

of Ivy Avenue to a point, said point being on westerly line of Block 77, Original Town of Crete, and 68 feet east of the southeast corner of Lot 3, Block 81, Original Town of Crete; thence westerly to the southwest corner of Lot 3, Block 81, Original Town of Crete, said point being on the easterly right-of-way line of an existing north-south alley way; thence southerly on said easterly line of said alley way to a point 20 feet easterly of the southeast corner of Lot 10, Block 81, Original Town of Crete; thence westerly to the southwest corner of Lot 19, Block 82, Original Town of Crete; thence southwesterly to the southeast corner of Lot 3, Block 83, Original Town of Crete; thence westerly to the southeast corner of Lot 3, Block 85, Original Town of Crete, said point being on the westerly right-of-way line of Main Avenue; thence northerly on said westerly right-of-way line of Main Avenue to the southeast corner of Lot 3, Block 74, Original Town of Crete; thence easterly to the southeast corner of Lot 10, Block 76, said point being on the westerly line of a north-south alley way; thence northerly to the southeast corner of Lot 7, Block 59, Original Town of Crete, said point being the point of beginning.

THE FOLLOWING PARCELS OF LAND, OR PORTIONS THEREOF, ARE INCLUDED IN THE DISTRICT AND ARE SUBJECT TO ASSESSMENT:

Lots 2 through 11, Block 67, Original Town of Crete  
 S 1/2 Lot 1, Block 67, Original Town of Crete  
 Lots 1 through 3 and 10 through 15, Block 81, Original Town of Crete  
 Lots 1 through 6 and 19 through 24, Block 82, Original Town of Crete  
 Lots 1 through 3 and 10 through 12, Block 83, Original Town of Crete  
 Lots 1 through 3 and 10 through 12, Block 84, Original Town of Crete  
 Lots 4 through 9, Block 75, Original Town of Crete  
 Lots 1 through 9, Block 76, Original Town of Crete  
 Lots 1 through 6, Block 68, Original Town of Crete

**Section 3.** The City's special engineer, Gilmore & Associates, Inc., Columbus, Nebraska, has prepared detailed plans and specifications for the improvements to be constructed in the District together with an estimate of costs for the same in the amount of \$290,000, all of which have been filed with the Clerk and are hereby approved.

**Section 4.** The City shall advertise for bids for the construction of the improvements to be made in the District in accordance with the applicable provisions of law. Upon acceptance of any such bid, the Mayor and Clerk are hereby authorized to enter into a contract for on behalf of the City for the completion of such work. The Mayor and Council hereby reserve the right to reject any and all bids received.

**Section 5.** The improvements to be constructed in the District shall be made at public cost, but special assessments on the properties especially benefited thereby shall be levied to reimburse the City to the extent provided by law.

**Section 6.** For the purpose of paying the costs of the improvements to be made in the District, the Mayor and Council may issue warrants or bond anticipation notes of the City in the form and manner provided by law. To effect the final payment and retirement of such warrants and bond anticipation notes, or to pay for any of the improvements authorized herein, the Mayor and Council shall issue bonds in the manner and form provided by law and shall assess the costs of such improvements to the property in the District in proportion to the benefits derived from such improvements.

**Section 7.** After the passage and publication of this Ordinance, the Clerk shall publish in *The Crete News*, a newspaper of general circulation in the City, at least once each week for not less than three consecutive weeks, as provided by law, notice of the creation of the District in the form attached hereto as **Attachment 1** (the "Notice").

**Section 8.** If the owners of record title representing more than 50% of the front footage of the property abutting or adjoining any streets, avenues or alleys which are within the District shall file with the Clerk within 20 days after the first publication of the Notice written objections to the creation of the District, the improvements proposed to be constructed therein shall not be made.

**Section 9.** If any section or other part of this Ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other provision of this Ordinance.

**Section 10.** All ordinances, resolutions or orders, or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

**Section 11.** This ordinance shall be published in pamphlet form in the manner and form provided by law and shall take effect and be in full force from and after its due passage, approval and publication as provided by law.

**CITY OF CRETE, NEBRASKA**

ATTEST:

By: Gary L. Yank  
Clerk

By: Judith Henning  
Mayor

[SEAL]

