

ORDINANCE NO. 274

An ordinance to ratify the grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street designated as Avenue B between 6th Street and 7th Street of the City of Gothenburg, and the contract providing therefore; designating the property benefitting thereby and providing the method of assessment for the payment of the costs thereof, and specifying the time and conditions when this ordinance shall become effective.

WHEREAS, on or about the 21<sup>st</sup> day of September, 1943, the City Council of the City of Gothenburg, entered into a contract with the Paulsen Building and Supply, Inc. to supply grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street described as Avenue B between 6th Street and 7th Street in the City of Gothenburg, Dawson County, Nebraska, among other streets, and

WHEREAS, the establishment of said grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street designated as Avenue B between 6th Street and 7th Street of the City of Gothenburg, complies with Sections 18-001 to 18-005 of Revised Reissued Statutes of the State of Nebraska, 1943, as amended, <sup>and</sup> through oversight, was never formally introduced and passed as an Ordinance of the City of Gothenburg, nor was the assessment of the benefits against the property or properties improved and especially benefited thereby ever introduced and passed as such an Ordinance, and

WHEREAS, it is the desire of the Mayor and the City Council of the City of Gothenburg, at this time, to ratify its action of entering into contractual agreement for the grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street designated as Avenue B between 6th Street and 7th Street of the City of Gothenburg, and for assessing and designating the properties which are benefited thereby,

and establishing the method of assessment for the payments of the costs thereof and specifying the time and conditions when such ordinance shall become effective.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA.

SECTION I. The action of the City Council in contracting with Paulsen Building and Supply, Inc., to provide grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street designated as Avenue B between 6th Street and 7th Street in the City of Gothenburg, is hereby ratified and the same is hereby declared to be an improvement falling within the terms of Section 18-2001 to 18-2005 of the Revised Reissued Statutes of the State of Nebraska, 1943, as amended.

SECTION II. The following described property is hereby declared to be especially benefited by the improvement above described, to-wit: Commencing at the Southwest Corner of Lot 19, Block 6, Hiles and Reynolds Addition to the City of Gothenburg, Dawson County, Nebraska, thence Northerly to the Northwest Corner of Lot 6, Block 6, Hiles and Reynolds Addition, to the City of Gothenburg, Dawson County, Nebraska, thence Southeasterly along the northerly line of Block 6 extended to the Northeast Corner of Lot 1, Block B, Hiles And Reynolds Addition to the City of Gothenburg, Dawson County, Nebraska, thence Southerly to the Southeast Corner of Lot 6, Block B, Hiles and Reynolds Addition to the City of Gothenburg, Dawson County, Nebraska, thence Westerly along the Northerly line of 6th Street to the point of beginning.

SECTION III. The costs of such grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the street designated as Avenue B between 6th Street and 7th Street in the City of Gothenburg, except inter-sections, shall be assessed against each lot or parcel of property within the tract above described in proportion to the benefits accruing to said property. Such assessment shall be apportioned as to the benefits received thereby by the Mayor and City Council of the City of Gothenburg, sitting as a Board of Adjustment and Equalization.

SECTION IV. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed and approved this 20<sup>th</sup> day of May, 1975.

CITY OF GOTHENEURG.

BY: John A. Gallagher  
Mayor.

ATTEST:

marcia Oberg  
City Clerk.

APPROVED AS TO FORM:

Steve Wish  
City Attorney.