

ORDINANCE NO. 324

AN ORDINANCE CREATING SANITARY SEWER EXTENSION DISTRICT NO. 26 AND WATER EXTENSION DISTRICT NO. 1 OF THE CITY OF GOTHENBURG, NEBRASKA; DEFINING THE BOUNDARIES THEREOF; DIRECTING THE CONSTRUCTION OF THE EXTENSION OF THE SANITARY SEWERS AND WATER MAINS; 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 DISTRICTS ESPECIALLY BENEFITED THEREBY TO THE EXTENT OF SAID BENEFITS; PROVIDING FOR THE ISSUANCE OF DISTRICT WARRANTS AND DISTRICT BONDS AND FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; PROVIDING FOR REPEALING OF ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING THE TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG,

NEBRASKA:

Section 1. The Mayor and City Council of the City of Gothenburg, Nebraska, deem it necessary and advisable to extend the municipal water and sanitary sewer service to territory beyond the existing systems as herein provided.

Section 2. There is hereby created within the City of Gothenburg, Nebraska Sanitary Sewer Extension District No. 26, the outer boundaries of which shall be:

Beginning at a point on the North line of 23rd Street, said point being the Southwest corner of Lot 1, Country Acres Addition to the City of Gothenburg, Nebraska; thence Northerly a distance of 145 feet to the Northwest corner of said Lot 1; thence Northeasterly and continuing along the Northerly boundary line of Country Acres Addition to a point on the West line of M Avenue, said point being the Northeast corner of Country Acres Addition; thence South along the West line of M Avenue to the North line of 22nd Street; thence East a distance of 240 feet; thence Southerly and parallel to the East line of M Avenue a distance of 420 feet; thence Westerly along the South line of 21st Street extended to a point 114.71 feet West of the West line of M Avenue; thence Northerly to the Southwest corner of Lot 3, Block 2, Sitorius Addition; thence West to a point on the East line of J Avenue, said point being the Southwest corner of Lot 1, Block 1, Sitorius Addition; thence Northerly along the East line of J Avenue to the South line of 22nd Street; thence West along the South line of 22nd Street to a point 85 feet West of the West line of J Avenue; thence Northerly to a point on the South line of 23rd Street, said point being the Northwest corner of Lot 1 of Sitorius Replat of Block 28, Summitt Addition; thence East along the South line of 23rd Street to the East line of J Avenue; thence North to the point of beginning.

Section 3. There shall be constructed sanitary sewer mains within the District as follows:

An 8-inch line on M Avenue extending from the North line of 21st Street to the centerline of 22nd Street.

An 8-inch line in 22nd Street extending from the west line of J Avenue to the east line of M Avenue.

An 8-inch line in J Avenue extending a distance of 230 feet from the centerline of 22nd Street.

An 8-inch line in L Avenue extending from the centerline of 22nd Street to a point 20 feet north of the North line of 23rd Street.

An 8-inch line in Countryside Lane extending from the centerline of L Avenue to a point 90.22 feet west of the West Line of M Avenue.

An 8-inch line in 23rd Street from a point 10 feet East of the East line of L Avenue to a point 90 feet East of the East Line of J Avenue.

The type of pipe to be used will be vitrified clay.

Section 4. There is hereby created within the City of Gothenburg, Nebraska Water Extension District No. 1, the outer boundaries of which shall be:

Beginning at a point on the North Line of 23rd Street, said point being the Southwest corner of Lot 1, Country Acres Addition to the City of Gothenburg, Nebraska; thence Northerly a distance of 145 feet to the Northwest corner of said Lot 1; thence Northeasterly and continuing along the Northerly boundary line of Country Acres Addition to a point on the West Line of M Avenue, said point being the Northeast corner of Country Acres Addition; thence South along the West Line of M Avenue to a point on the south line extended of Lot 3, Block 2, Sitorius Addition; thence West to a point on the East Line of J Avenue, said point being the Southwest corner of Lot 1, Block 1, Sitorius Addition; thence Northerly along the East Line of J Avenue to the South Line of 22nd Street; thence West along the South Line of 22nd Street to a point 85 feet west of the West Line of J Avenue; thence Northerly to a point on the South Line of 23rd Street, said point being the Northwest corner of Lot 1 of Sitorius Replat of Block 28, Summitt Addition; thence East along the South Line of 23rd Street to the East Line of J Avenue; thence North to the point of beginning.

Section 5. There shall be constructed water mains within the District as follows:

A 6-inch line in J Avenue extending from the South Line of 22nd Street to the North Line of 23rd Street.

An 8-inch line in 23rd Street extending from the West Line of J Avenue to a point 10 feet East of the East Line of L Avenue.

An 8-inch line in L Avenue extending from the South line of 22nd Street to a point 20 feet North of the North line of 23rd Street.

A 6-inch line in Countryside Lane extending from the West Line of L Avenue to the East line of M Avenue.

A 6-inch line in 22nd Street extending from the West Line of J Avenue to the East Line of M Avenue.

The type of pipe to be used will be P. V. C. or asbestos.

Section 6. The construction of the water and sewer extensions shall be in accordance with the plans and specifications prepared by Great Plains Engineering & Architecture, Inc., now on file with the City Clerk, reference to which is hereby made. The engineer's estimate, now on file with the City Clerk, of the total cost of the proposed Sanitary Sewer Extension is \$50,276.50 and for the Water Extension is \$42,374.00. That said plans, specifications and estimates of cost be and the same are hereby approved.

Section 7. The work and improvements shall be made at public cost, but special assessments on the properties especially benefited thereby may be levied to reimburse the City to the extent provided by law. Property included within the boundaries and limits of said districts as hereinbefore described and defined is hereby declared to be benefited by said work and improvements to the extent as will be determined by the City Council as provided by law and special assessments against the same may be made as hereinafter prescribed.

Section 8. For the purpose of paying for said improvements, the Mayor and City Council of the City may issue District Improvement Warrants of Sanitary Sewer Extension District No. 26 and Water Extension District No. 1 of the City of Gothenburg, Nebraska, in the form and manner provided by law.

Section 9. To effect the final payment and retirement of said warrants and to pay the costs of said improvements, the Mayor and City Council shall issue bonds in the form and manner provided by law, and may assess the costs of said work to the property in said district in proportion to the benefits derived therefrom.

Section 10. This Ordinance shall be published in the Gothenburg Times, a legal newspaper published in the City of Gothenburg, 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.

Section 11. Bids shall be taken and contracts let for the construction of said extensions as provided by law. The City Clerk is hereby instructed to publish the official Advertisement for Bids, included in the specifications heretofore approved, in the Gothenburg Times as provided by law. The City Council shall have and hereby reserves the right to reject any and all bids received.

Section 12. All provisions of any prior ordinance of the City in conflict herewith are hereby repealed.

Section 13. Sanitary Sewer Extension District No. 26 and Water Extension District No. 1 of the City of Gothenburg are located entirely within the corporate limits of Gothenburg or within one mile thereof.

PASSED AND APPROVED this 19th day of July, 1977.

John H. Gallagher
Mayor

ATTEST:

Marcia Fokker
City Clerk

(S E A L)

Motion for adjournment.

Meeting adjourned.

John H. Gallagher
Mayor

ATTEST:

Marcia Fokker
City Clerk

(S E A L)