

1997-39

"RESOLUTION OF NECESSITY"

"BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF
GOTHENBURG, NEBRASKA, as follows:

Section 1. That the Mayor and Council deem and hereby declare it advisable and necessary to pass this Resolution and to construct improvements to the existing sewage collection system of the City, which improvements to the existing sewage collection system of the City, which improvements shall consist of sanitary sewer main ranging in size from 6" to 10" diameter to be constructed within or adjacent to the existing State of Nebraska Highway No. 47 right-of-way within the City of Gothenburg, together with such other necessary appurtenances thereto as may be required, and the Mayor and Council further find that said improvements shall be made at public cost, but special assessments on any properties determined by the City Council to the especially benefited thereby, proportionate to benefits, shall be levied to reimburse the City to the extent provided by law.

Section 2. That the improvements described in Section 1 shall be constructed in accordance with the plans and specifications prepared by the engineer for the City. Reference is hereby made to said plans and specifications, which plans, specifications and estimate of cost for the project have heretofore been filed with the City Clerk and are hereby approved and adopted.

The size, location and terminal points for said sanitary sewer main shall be as follows:

A six (6) inch to ten (10) inch diameter sanitary sewer main to be constructed within or adjacent to State of Nebraska Highway No. 47 right-of-way commencing at a point on the Easterly right-of-way line of said Highway No. 47, approximately 630 feet south of the North Line of the SW $\frac{1}{4}$ of Section 15, T11N, R25W and proceeding south approximately 1250 feet to a point on the Westerly right-of-way line of said State Highway No. 47, thence extending West approximately 800 feet to a point on the West Line of Gothenburg Improvement Company Third Addition, formerly Rosewood Subdivision, all within the City of Gothenburg, Nebraska.

Said sewer mains shall be constructed of cement concrete pipe, vitrified clay pipe, or such other material deemed suitable by the engineer for the City. In advertising for bids for such work,

such notice to bidders shall state the kind of materials to be bid upon, including types specified in this resolution.

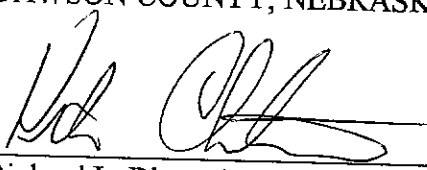
Section 3. That for the purpose of the construction of the propose of the construction of the proposed improvements there is hereby created in the City of sewer district to be known and designated as Sanitary Sewer District No. 31 the outer boundaries of which shall include the following described property, to-wit:

The S1/2NE1/4SE1/4, Gov. Lot 3, and Gov. Lot 4 of Section 16 lying South of the present North Channel of the Platte River; Gov. Lot 1 of Section 15 lying South of the North right-of-way Line of the Cozad Canal; and Gov. Lot 2 of Section 22 lying South of the present North Channel of the Platte River; all located in Township 11 North, Range 25 West any lying North of the Northerly right-of-way line of Interstate Highway No. I-80.

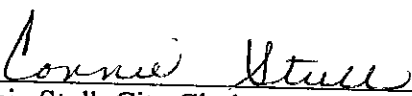
Section 4. That to pay the cost of the sewer improvements herein provided for, the Mayor and Council will, after said improvements have been completed and accepted by the City, cause to be issued the negotiable bonds of the City to be called 'Sewer Bond'. Such bonds shall be issued only in an amount sufficient to pay the costs of the project after taking into account all other funds which may become available to the City.'

Section 5. That the engineer's estimate of cost for such improvements is in the range of \$240,000 to \$430,000.

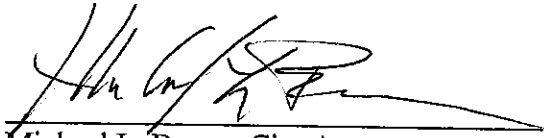
CITY OF GOTHENBURG,
DAWSON COUNTY, NEBRASKA.


Richard L. Blase, Mayor

ATTEST:


Connie Stull, City Clerk

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Michael L. Bacon", written over a horizontal line.

Michael L. Bacon, City Attorney