

Attorney, Michael Mullally, introduced the following resolution:

**RESOLUTION NO.05-14**

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FRIEND, NEBRASKA THAT:

Section 1. The Mayor and City Council have heretofore designated the time and place for considering and levying assessments upon the property specially benefited by the improvements in Paving District No.2005-1 and to pay the costs of constructing the same; that notice of the time and place of holding this meeting for said purpose has been duly given as provided by statute by personal service by certified mail or has been waived in writing by the affected property owners in advance of such meeting; the Mayor and members of the City Council have each personally inspected said improvements and the real estate on and adjacent thereto; the Mayor and Council have, at this session, heard all persons who desire to be heard in reference to the valuation of each lot to be assessed and the special benefits or damages thereto and have considered the advice of the engineers in charge of the construction and improvements.

Section 2. The Mayor and City Council further find and determine that the cost of street improvements constructed in Paving District No.2005-1, are set forth on Attachment 1, which is incorporated herein and made a part hereof.

The Mayor and Council further find and determine that no lot or parcel of land in said districts have been damaged by the construction of said improvements, and that the amount of benefits specially accruing to each lot and parcel of land in said districts by reason of the construction of said improvements at least equals the amount to be assessed against each lot or parcel of the land to pay the cost of said improvements.

Section 3. There is hereby levied and assessed upon the several lots and parcels of land in said district, special assessments to pay the cost of constructing said improvement in the amount in dollars and cents set out on Attachment 2, which is incorporated herein and made a part hereto.

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

Section 4. Said special assessments shall be a lien on the property on which they are levied from the date of passage of this resolution and shall, at the option of the City Council, be certified by the City Clerk-Treasurer, to the County Treasurer for collection; the City Clerk-Treasurer shall also at the time provided by law, cause such assessments or the portion thereof then remaining unpaid, to be certified to the County Clerk of the county for entry upon the property tax list; the first said assessments shall be payable to the City Clerk-Treasurer; all ensuing assessments shall be payable to the County Treasurer.

Section 5. Said special assessments above provided for shall become due in sixty (60) days after the date of the passage of this resolution and may be paid within that time without interest, but if not paid, to bear interest thereafter at the rate of 7% per centum per annum for the improvements in the said district until delinquent; such assessments shall become due in 15 equal

equal annual installments with the first falling due 60 days from the date of passage of this resolution and subsequent installments falling due in each year thereafter on the anniversary date of passage of the resolution until paid in full. Delinquent installments shall bear interest at the rate of fourteen per centum (14%) per annum until paid.

BE IT FURTHER RESOLVED that a certified copy of said assessment schedules be filed by the City Clerk-Treasurer with the County Clerk of Saline County, Nebraska, as provided by law.

Councilmember Harlan Schrock moved, seconded by Councilmember Dustin Weber, that the resolution be adopted. Upon vote, the following Councilmembers voted Aye:

Fricke, Schrock, Weber

Nay: none

Absent: Councilman Gary Tuttle

The Mayor declared the resolution adopted.

Dated: November 1, 2005



Debbie Gilmer  
City Clerk/Treasurer

THE CITY OF FRIEND, NEBRASKA

Roger C. Horn  
Mayor

PAVING DISTRICT 2005-1  
10<sup>TH</sup> STREET PAVING IMPROVEMENTS  
CHERRY STREET TO CHESTNUT STREET

Construction Cost	=	\$57,056.70
Design Engineering	=	\$ 5,600.00
Construction Engineering	=	<u>\$ 6,500.00</u>
		\$69,156.70
Minus City General Obligation (Intersections)		
• Intersections - \$4,247.67		
• Driveway - \$1,328.35	=	\$ 5,576.02
Total Assessable Cost	=	\$63,580.68
Total Front Footage	=	918.00 Feet
Cost per Front Foot	=	\$ 69.26

NAME: 10<sup>th</sup> Street Paving Improvements  
 NAME: 10<sup>th</sup> Street, Chestnut to Cherry Street  
 NUMBER: 2005-1  
 FOOT: \$69.26

	LEGAL DESCRIPTION	DEPTH (FT)	PERCENTAGE OF BENEFIT	ABUTTING FRONTAGE (FT)	ASSESSED RATE PER FOOT	ASSESSMENT
t	Lot 28 and North 30 Feet of Former 10 <sup>th</sup> Street Abutting Lot 28 on the Southside in Burley and McLean's Southside Residence Tracts Addition to the City of Friend, Saline County, Nebraska.	150	100.00%	159.00	\$69.26	\$11,012.34
	Lot 29 and North Half of Vacated 10 <sup>th</sup> Street in Burley & McLean's Southside Residence Tracts Addition to the City of Friend, Saline County, Nebraska.	150	100.00%	150.00	\$69.26	\$10,389.00
	Lot 30, Burley & McLean's Southside Residence Tracts Addition to the City of Friend, Saline County, Nebraska.	150	100.00%	150.00	\$69.26	\$10,389.00
	Lots 31, 32 and 33, Burley & McLean's Southside Residence Tracts Addition to the City of Friend, Saline County, Nebraska.	150	100.00%	459.00	\$69.26	\$31,790.34
					TOTAL	\$63,580.68

**ASSESSMENT PLAT  
CITY OF FRIEND  
PAVING DISTRICT 2005-1**

