

RESOLUTION NO. 03-17

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

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 Street Improvement District Nos. 2002-2 and 2002-1 and Street Improvement Project Nos. 2001-1, 2001-2 and 2001-3, to pay the cost of constructing the same; notice of the time and place of holding the meeting for said purpose was duly given as provided by statute by publication in the Friend Sentinel, a legal newspaper published in this City in accordance with law, said publication being made once each week for at least three weeks before the date of this meeting; the Mayor and the Members of the City Council have each personally inspected said street improvements and the real estate abutting 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 advise of the engineers in charge of the construction and improvements.

Section 2. The Mayor and City Council further find and determine that the costs of the street improvements constructed in Street Improvement District Nos. 2002-2 and 2002-1 and Street Improvement Project Nos. 2001-1, 2001-2 and 2001-3 are as follows:

<u>DISTRICT/ PROJECT NO.</u>	<u>SPECIAL BENEFIT</u>	<u>GENERAL BENEFIT</u>	<u>INTERSECTIONS</u>	<u>TOTAL</u>
Dist. 2002-2	49,914.00	2.96	23,902.84	73,819.80
Dist. 2002-1	120,826.38	14,315.52	14,281.23	149,423.13
Dist. 2001-1	30,664.56	689.50	4,802.32	36,156.38
Dist. 2001-2	42,067.40	2,361.04	--	44,428.44
Dist. 2001-3	26,090.40	8,836.29	9,192.20	44,118.89
TOTAL	269,562.74	26,205.31	52,178.59	347,946.64

The Mayor and City Council further find and determine that no lot or parcel of land in Street Improvement District Nos. 2002-2 and 2002-1 and Street Improvement Project Nos. 2001-1, 2001-2 and 2001-3 has been damaged by the construction of said improvements, and that the amount of benefits specially accruing to each lot and parcel of land in each of said Districts by reason of the construction of said street improvements exceeds the amount assessed against each lot or parcel of 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 Street Improvement District Nos. 2002-2 and 2002-1 and Street

Improvement Project Nos. 2001-1, 2001-2 and 2001-3, special assessments to pay the cost of constructing said improvements in the amount in dollars and cents set out in Attachment #2 hereto attached, and which are made a part hereof by reference. That the assessment upon each lot and parcel of land is not in excess of benefits 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 be certified by the City Clerk to the Treasurer of this City for collection. The City Clerk 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 Saline County for entry upon the proper tax list. Such assessments shall be payable to the City Treasurer.

Section 5. Said special assessments above provided for shall become due in fifty (50) 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 seven per cent (7%) per annum until delinquent; such assessments shall become delinquent in equal annual installments over a fifteen (15) year period, the first installment becoming due fifty (50) days after the date of passage of this resolution, as provided by law. The City Clerk shall advise the owner of each property on which special assessments have been levied that (a) the first installment is due and payable fifty (50) days from the date of adoption of this resolution, and (b) that all or any portion of the total special assessment may be paid without interest within such fifty (50) day period. Delinquent installments shall bear interest at the rate provided by law until paid and shall be collected as provided by law. A certified copy of said assessment schedule be filed by the City Clerk with the City Treasurer and with the County Clerk of Saline County, Nebraska, as provided by law.



Roger C. Hoarner
Mayor

Debra Dilmer
City Clerk

This Resolution no. 03-17, amends Resolution no. 02-11 that was passed in October 01, 2002. Councilmember Tuttle moved the adoption of said Resolution. Councilmember Weber seconded the motion. Upon vote the following Councilpersons voted aye, Fricke, Kunert, Weber, Tuttle. Nays none. Motion carried.

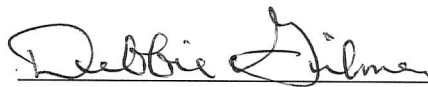
Passed and approved this 4th day of February, 2003.

CERTIFICATION

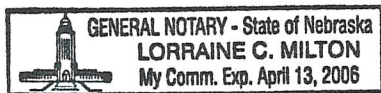
STATE OF NEBRASKA)
)
COUNTY OF SALINE)
)
CITY OF FRIEND)

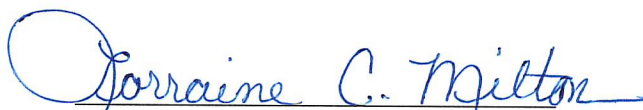
SS.

I, Debbie Gilmer, City Clerk of the City of Friend, Saline County, Nebraska, do hereby certify that the attached and foregoing Resolution No. 03-17 was passed and adopted at the regular meeting of the Friend City Council, Friend, Nebraska, on February 4, 2003 and is a true and correct copy of the Resolution No. 03-17.


Debbie Gilmer

SUBSCRIBED in my presence and sworn to before me on this 30th day of May 2003.




Notary Public