

ORDINANCE NO. 2260

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA CREATING STREET IMPROVEMENT PROJECT NOS. 2024-1, 2024-2, 2024-3, AND 2024-4 DEFINING THE BOUNDARIES AND LIMITS THEREOF; PROVIDING FOR PAVING, GRADING, CURBING, GUTTERING, AND OTHER NECESSARY AND INCIDENTAL WORK; PROVIDING FOR THE PAYMENT OF SUCH IMPROVEMENTS AND OTHER INCIDENTAL EXPENSES BY THE RECEIPT OF GRANT FUNDS, ISSUANCE OF WARRANTS, BOND ANTICIPATION NOTES AND BONDS; PROVIDING FOR ASSESSMENT OF THE COSTS OF SUCH IMPROVEMENTS AGAINST THE PROPERTY SPECIALLY BENEFITED THEREBY AND THE LEVY OF GENERAL TAXES; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET OR ELECTRONIC FORM; AND RELATED MATTERS

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CRETE, NEBRASKA:

Section 1. The Mayor and Council of the City of Crete, Nebraska (the “City”) hereby find and determine as follows:

(a) Pursuant to Section 18-2001 to 18-2004, inclusive, Reissue Revised Statutes of Nebraska, as amended (the “Act”), the City is authorized to grade, curb, gutter, and pave any unpaved street or alley that intersects a paved street for a distance of not to exceed one block on either side of such paved street.

(b) It is necessary, desirable, advisable, and in the best interest of the City to grade, curb, gutter, and pave the following:

(1) Oak Avenue for a distance of not to exceed two blocks South of its intersection with 22nd Street including the 21st Street intersection under and pursuant to the Act, such work to be known as Street Improvement Project No. 2024-1 of the City (the “**Project 2024-1**”);

(2) 21st Street for a distance of not to exceed one block West of its intersection with Norman Avenue under and pursuant to the Act, such work to be known as Street Improvement Project No. 2024-2 of the City (the “**Project 2024-2**”);

(3) The alley in Block 2, parallel to 13th Street between Oak Avenue and Norman Avenue for a distance of not to exceed one block under and pursuant to the Act, such work to be known as Street Improvement Project No. 2024-3 of the City (the “**Project 2024-3**”);

(4) The alley connected to Block 143, legally described as following: BEGINNING AT THE NORTHWEST CORNER OF LOT 7, BLOCK 143, CRETE CITY, CITY OF CRETE, SALINE COUNTY, NEBRASKA; THENCE SOUTH ON THE WEST LINE OF LOTS 7 THROUGH 18, INCLUSIVE OF SAID BLOCK 143, A DISTANCE OF 264 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID LOT 18; THENCE EAST ON THE SOUTH LINE OF SAID LOT 18, A DISTANCE OF 116 FEET, MORE OR LESS TO THE SOUTHEAST CORNER OF SAID LOT 18; THENCE EAST, A DISTANCE OF 20 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF LOT 19 OF SAID BLOCK 143; THENCE EAST ON THE SOUTH LINE OF SAID LOT 19, A DISTANCE OF 122 FEET, MORE OR LESS TO THE SOUTHEAST CORNER OF SAID LOT 19; THENCE NORTH ON THE EAST LINE OF

LOTS 19 THROUGH 24, INCLUSIVE, OF SAID BLOCK 143, A DISTANCE OF 132 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID LOT 24; THENCE WEST LINE ON THE NORTH LINE OF SAID LOT 24, A DISTANCE OF 71 FEET, MORE OR LESS TO THE INTERSECTION WITH THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 4, OF SAID BLOCK 143; THENCE NORTH, A DISTANCE OF 20 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID LOT 4; THENCE NORTH ON THE EAST LINE OF SAID LOT 4, A DISTANCE OF 116 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID LOT 4; THENCE WEST ON THE NORTH LINE OF LOTS 4 THROUGH 7, INCLUSIVE, OF SAID BLOCK 143, A DISTANCE OF 187 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, under and pursuant to the Act, such work to be known as Street Improvement Project No. 2024-4 of the City (the “**Project 2024-4**”; and Project 2024-1, Project 2024-2, Project 2024-3 and Project 2024-4 shall be collectively known as the “**Projects**”);

Section 2. The Projects are hereby authorized to be constructed pursuant to the Act and shall include the grading, curbing, guttering, and paving portions of Oak Avenue, 21st Street, Alley connected to Block 2 and Alley connected to Block 143 as described in Section 1 above, including all incidental drainage improvements.

Section 3. The property to be included in the Projects consists of the area for each respective Project, which are subject to special assessment, are described as follows:

Project 2022-3: The outer boundaries of Project 2024-3 consist of a boundary line which surrounds and encompasses all of the following lots in the City of Crete, Saline County, Nebraska: Lots 1 through 12 in Block 2.

Project 2022-4: The outer boundaries of Project 2024-4 consist of a boundary line which surrounds and encompasses all of the following lots in the City of Crete, Saline County, Nebraska: Lots 4 through 24 in Block 143.

Section 4. The City’s special engineer, JEO Consulting Group, Lincoln, Nebraska (the “**Engineer**”), has been engaged to prepare detailed plans and specifications for the Projects. Prior to the letting of bids for the construction of the Projects, the Engineer shall submit the plans and specifications for and an estimate of the costs of the Projects to the Mayor and Council for approval.

Section 5. The City shall advertise for bids for the construction of the improvements to be made in the Projects in accordance with all applicable provisions of law. Upon acceptance of any bid therefor, the Mayor and City Administrator are authorized to enter into a contract on behalf of the City for such work, and such contract shall be executed by the Mayor and attested by the Clerk. The City Council shall have and hereby reserves the right to reject any and all bids received.

Section 5. The costs of the Projects shall be paid for through grant funding and at public cost, but special assessments on the properties especially benefited thereby shall be levied to reimburse the City to the extent provided by law.

Section 6. For the purpose of paying the costs of the Projects, the Mayor and Council may issue warrants or bond anticipation notes of the City in the form and manner provided by law. To effect the final payment and retirement of such warrants and bond anticipation notes, or to pay for any of the improvements authorized herein, the Mayor and Council shall issue bonds in the manner and form provided by law and

shall assess the costs of such improvements to the property in the Projects in proportion to the benefits derived from such improvements.

Section 7. If any section or other part of this Ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other provision of this Ordinance.

Section 8. All ordinances, resolutions or orders, or parts thereof in conflict with the provisions of this Ordinance, are to the extent of such conflict or conflicts hereby repealed.

Section 9. This Ordinance shall be published in the manner and form provided by law and shall take effect and be in full force from and after its due passage, approval and publication in pamphlet or electronic form as provided by law.

Dated as of this 7th day of October, 2025.

CITY OF CRETE, NEBRASKA

ATTEST:

By: _____
Mayor

By: _____
Clerk

[S E A L]