

ORDINANCE NO. 4835

AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 2026-1; 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 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 FORM; AND RELATED MATTERS

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

Section 1. Street Improvement District No. 2026-1 (the “**District**”) of the City of Hastings, Nebraska (the “**City**”) is hereby created pursuant to Sections 16-619 to 16-623, inclusive, Reissue Revised Statutes of Nebraska, as amended.

Section 2. The District shall include and encompass the designated portions of the following streets in the Elm Meadows First Subdivision, and the improvements in the District are defined and established as follows:

THE STREETS TO BE IMPROVED BY PAVING, GRADING, CURBING AND GUTTERING, DRAINAGE AND STORM SEWER, AND INCIDENTAL WORK CONNECTED THEREWITH ARE:

New 6” thick, 31 foot wide concrete paving with curb and gutter, extending Morrell Lane to West 28th Street and extending West 28th Street to the west edge of Lakeview 11th Subdivision.

Section 3. The outer boundaries of the District are defined as follows:

A TRACT OF LAND LOCATED IN LAKEVIEW 11TH SUBDIVISION, PART OF LAKEVIEW 6TH ADDITION, AND AN UNPLATTED TRACT ALL IN THE SOUTHWEST QUARTER OF SECTION THIRTY-SIX (36), TOWNSHIP EIGHT (8) NORTH, RANGE TEN (10) WEST, OF THE 6TH P.M., IN THE CITY OF HASTINGS, ADAMS COUNTY, NEBRASKA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 11, LAKEVIEW 3RD ADDITION, IN SAID CITY OF HASTINGS, ADAMS COUNTY, NEBRASKA; THENCE S88°54’22”W (ASSUMED BEARING) ON THE NORTH LINE OF SAID LAKEVIEW 3RD ADDITION AND ALSO, BEING THE SOUTH LINE OF LAKEVIEW 11TH SUBDIVISION A DISTANCE OF 256.00 FEET; THENCE N00°39’54”W ON THE WEST LINE OF LAKEVIEW 11TH SUBDIVISION AND EXTENDING A DISTANCE OF 360.16 FEET; THENCE N89°20’06”E A DISTANCE OF 57.49 FEET TO SAID WEST LINE; THENCE CONTINUING ON SAID WEST LINE N00°39’54” A DISTANCE OF 62.34 FEET; THENCE N11°53’54”E A DISTANCE OF 283.75 FEET TO THE NORTH LINE OF SAID LAKEVIEW 11TH SUBDIVISION; THENCE S89°12’40”E ON SAID NORTH LINE A DISTANCE OF 485.39 FEET TO THE WEST LINE OF LAKEVIEW 6TH ADDITION IN SAID CITY OF HASTINGS, THENCE ON SAID WEST LINE OF LAKEVIEW 6TH ADDITION AND EXTENDING S00°24’33”W

A DISTANCE OF 302.69 FEET; TO THE SOUTH LINE OF LOT 4, BLOCK 2, LAKEVIEW 6TH ADDITION; THENCE S88°51'41"W ON SAID SOUTH LINE AND ALSO BEING THE NORTH LINE OF WHITSEL SECTION SUBDIVISION IN SAID CITY OF HASTINGS, AND ALSO BEING THE NORTH LINE OF LOT 1, BLOCK 2 OF SAID LAKEVIEW 6TH ADDITION A DISTANCE OF 245.29 FEET TO THE NORTHWEST CORNER OF SAID LOT 1, BLOCK 2 OF LAKEVIEW 6TH ADDITION; THENCE ON SAID WEST LINE OF LOT 1, BLOCK 2 OF LAKEVIEW 6TH ADDITION AND EXTENDING S00°44'02"E A DISTANCE OF 311.70 FEET TO THE SOUTH LINE OF LOT 2, BLOCK 1 LAKEVIEW 6TH ADDITION; THENCE S89°05'28"W ON SAID SOUTH LINE A DISTANCE OF 97.87 FEET TO THE SOUTHWEST CORNER OF SAID LOT 2, BLOCK 1 OF LAKEVIEW 6TH ADDITION THENCE S00°39'54"E ON THE WEST LINE OF LOT 1 OF SAID BLOCK 1, LAKEVIEW 6TH ADDITION A DISTANCE OF 68.45 TO THE POINT OF BEGINNING. CONTAINING 6.602 ACRES MORE OR LESS.

Section 4. The Developer's Consultant will prepare detailed plans, specifications and an estimate of costs, all of which will be filed with the Clerk.

Section 5. The improvements to be constructed in the District shall be made 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 improvements to be made in the District, 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 each District in proportion to the benefits derived from such improvements.

Section 7. After the passage and publication of this Ordinance, the Clerk shall publish in the Hastings Tribune, a newspaper of general circulation in the City, at least once each week for not less than three consecutive weeks, as provided by law, notice of the creation of the District in the form attached hereto (the "Notice").

Section 8. If the owners of record title representing more than 50% of the front footage of the property abutting or adjoining any streets, avenues or alleys which are within the District shall file with the Clerk within 20 days after the first publication of the Notice written objections to the creation of the District, the improvements proposed to be constructed therein shall not be made.

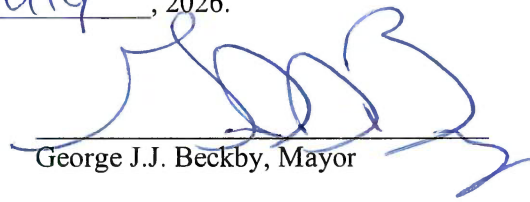
Section 9. If any section or other part of this Ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other provision of this Ordinance.

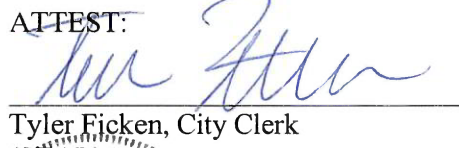
Section 10. All ordinances, resolutions or orders, or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 11. This Ordinance shall be published in pamphlet form 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 as provided by law.

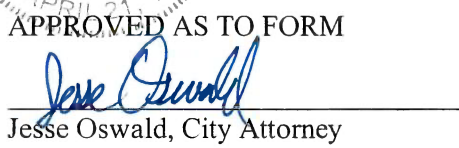
[The remainder of this page intentionally left blank.]

PASSED AND APPROVED this 13th day of July, 2026.


George J.J. Beckby, Mayor

ATTEST:

Tyler Ficken, City Clerk



APPROVED AS TO FORM

Jesse Oswald, City Attorney

