

ORDINANCE NUMBER 841

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, CREATING A MODIFIED LOCAL IMPROVEMENT DISTRICT NUMBER 7A FOR THE CITY OF KETCHUM, IDAHO; PROVIDING BOUNDARIES OF DISTRICT AND REAL PROPERTIES INCLUDED WITHIN DISTRICT; PROVIDING FOR AND ORDERING ACQUISITION, CONSTRUCTION AND INSTALLATION OF A NEW BROADWAY BRIDGE AND RELATED IMPROVEMENTS; PROVIDING COSTS, EXPENSES, ASSESSMENTS AND PAYMENT IN THREE EQUAL ANNUAL INSTALLMENTS; PROVIDING APPOINTMENT OF ENGINEER; PROVIDING PROCEDURE FOR COMPETITIVE BIDDING; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Ketchum, Idaho, is pursuant to the provisions of Title 50, Chapter 17 of the Idaho Code, granted authority to initiate the organization of local improvement districts; and,

WHEREAS, the Ketchum City Council adopted Resolution Number 741 declaring its intent to create Modified Local Improvement District Number 7A and held the public hearing as designated therein upon notice thereof as required by law, and,

WHEREAS, it is hereby found and declared for the purposes of public health, safety and welfare that certain property described below will benefit from the construction of a new Broadway Bridge over the Big Wood River; and,

WHEREAS, it is hereby found and declared that said modified local improvement district, as permitted by I.C. §50-1705, is to include the following described property within the City of Ketchum, Idaho:

Amended Lot 7, Lot 8, Lot 9, and Lot 10 of Block 2, Sun Valley Subdivision First

Addition Revised; and

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 26, 27, 28,

29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42 of Block 3, Sun Valley

Subdivision First Addition Revised; and

Amended Lot 25 of Block 3, Sun Valley Subdivision First Addition Revised; and

Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Block 4, Sun Valley Subdivision First Addition Revised; and

Lots 1, 2, 3, 5, 10, 11, 13, and 21 of Block 5, Sun Valley Subdivision First Addition Revised;

and

Amended Lot 4A, amended Lot 6, amended Lot 7A, amended Lot 8A, amended Lot 9A, the

west 1/3 of Lot 12, amended Lot 17B, amended Lot 19A of Block 5, Sun Valley

Subdivision First Addition Revised; and

Lots 1, 2, 3, 4, 5, 6, 7, and 8 of Block 6, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 4, and 5 of the Kolouch Subdivision; and
Lots 1, 2, 3, and 4A of the Silver Bend Subdivision; and
Lots 1 and 2 of McCollum's Retreat Subdivision; and
Tax Lot Number 3221; and
Tax Lot Number 7560; and
Tax Lot Number 7617; and
Tax Lot Number 3217; and

WHEREAS, the Mayor and City Council of the City of Ketchum, Idaho, have heard and considered all protests which have been made in accordance with law.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Ketchum, Idaho, as follows:

SECTION 1. FINDINGS. The City Council hereby finds and declares:

- (a) That Modified Local Improvement District Number 7A will be for the best interest of the property affected and the City;
- (b) That there is reasonable probability that the obligations of Modified Local Improvement District Number 7A will be paid; and
- (c) That the value of the property within Modified Local Improvement District Number 7A (such value to be determined by a reference to the assessed valuation of such property for property tax proposed in the current year) exceed the sum of the estimated costs to be assessed against the property within said district and all other outstanding and unpaid local improvement assessments against the property included in said district.

SECTION 2. DISTRICT CREATED. There shall be and is hereby created Modified Local Improvement District Number 7A for the City of Ketchum, Idaho, (herein referred to as "Modified Local Improvement District Number 7A"). The boundaries of Modified Local Improvement District Number 7A shall be as set forth in Section 3 of this Ordinance and the real properties included therein shall be as particularly described in Section 3 of this Ordinance and depicted on the map attached hereto as Appendix A. The property within Modified Local Improvement District Number 7A shall be benefited and improved by the acquisition, construction and installation of a new Broadway Bridge over the Big Wood River and related improvements set forth in

Section 4 of this Ordinance. The cost and expense of which are to be levied and assessed upon the real property within said district as set forth in Section 5 of this Ordinance.

SECTION 3. BOUNDARIES. There shall be and the same are hereby included within Modified Local Improvement District Number 7A, the following described property within the City of Ketchum, Idaho:

Amended Lot 7, Lot 8, Lot 9, and Lot 10 of Block 2, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42 of Block 3, Sub Valley Subdivision First Addition Revised; and
Amended Lot 25 of Block 3, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Block 4, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 5, 10, 11, 13, and 21 of Block 5, Sun Valley Subdivision First Addition Revised;
and
Amended Lot 4A, amended Lot 6, amended Lot 7A, amended Lot 8A, amended Lot 9A, the west 1/3 of lot 12, amended Lot 17B, amended Lot 19A of Block 5, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 4, 5, 6, 7, and 8 of Block 6, Sun Valley Subdivision First Addition Revised; and
Lots 1, 2, 3, 4, and 5 of the Kolouch Subdivision; and
Lots 1, 2, 3, and 4A of the Silver Bend Subdivision; and
Lots 1 and 2 of McCollum's Retreat Subdivision; and
Tax Lot Number 3221; and
Tax Lot Number 7560; and
Tax Lot Number 7617; and
Tax Lot Number 3217.

SECTION 4. IMPROVEMENTS. The kind and character of the improvements shall consist of the design and original construction of a new Broadway Bridge over the Big Wood River; removal and replacement of the existing Broadway Bridge; construction of roadway approaches and of the asphalt paved surfaces relating thereto where necessary; relocation of utility services where necessary; and, removal or relocation of all other obstruction where necessary to accomplish the construction of the new Broadway Bridge.

SECTION 5. COSTS, EXPENSES, ASSESSMENTS AND PAYMENT. The total estimated aggregate cost and expense of said improvements is between \$250,000 and \$300,000 depending on the design of the new Broadway Bridge. Of this amount it is estimated that between \$25,000 and \$30,000 (10% of the estimated total cost) will be assessed against the property located within the modified local improvement district to be equally assessed on each separate parcel of property. Final assessments will be determined after construction is complete and all costs are determined. The remaining amount or 90% of the total estimated cost, will be paid by the City. To the extent of the estimate chargeable to the

modified local improvement district hereinabove set out, the cost and expense of the improvements, including the contract price of the improvements, clerical service, advertising, cost of inspection, cost of collecting assessments and interest thereon, and for legal services for preparing proceedings and advising in regard thereto, payment of all necessary preliminary expenses permitted by law shall be apportioned and paid for in accordance with the provision of Chapter 17 of Title 50, Idaho Code, as amended, in three (3) equal annual installments, together with interest thereon not to exceed eight percent (8%) per annum.

SECTION 6. ENGINEER. The City Council hereby appoints Galena Engineering, Inc. as engineer for the improvements and project set forth hereinabove and the engineer shall prepare the necessary plans and specifications for construction of said improvements to be made in Modified Local Improvement District Number 7A. Advertisement for bids for such work and contracts therefore shall be done in the manner required by law.

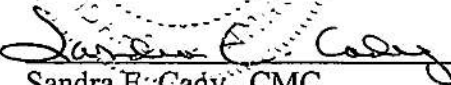
SECTION 7. ADVERTISEMENT FOR BIDS. The City Council hereby authorizes and instructs the City Clerk, upon receipt of the plans and specifications from the engineer, to advertise for sealed bids for said improvements or portions thereof in accordance with the legal requirements therefore.


SECTION 8. EFFECTIVE DATE. This Ordinance shall become effective upon its passage, approval and publication according to law.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO and approved by the Mayor this 3rd day of April 2000.

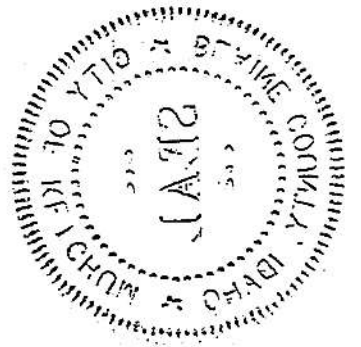


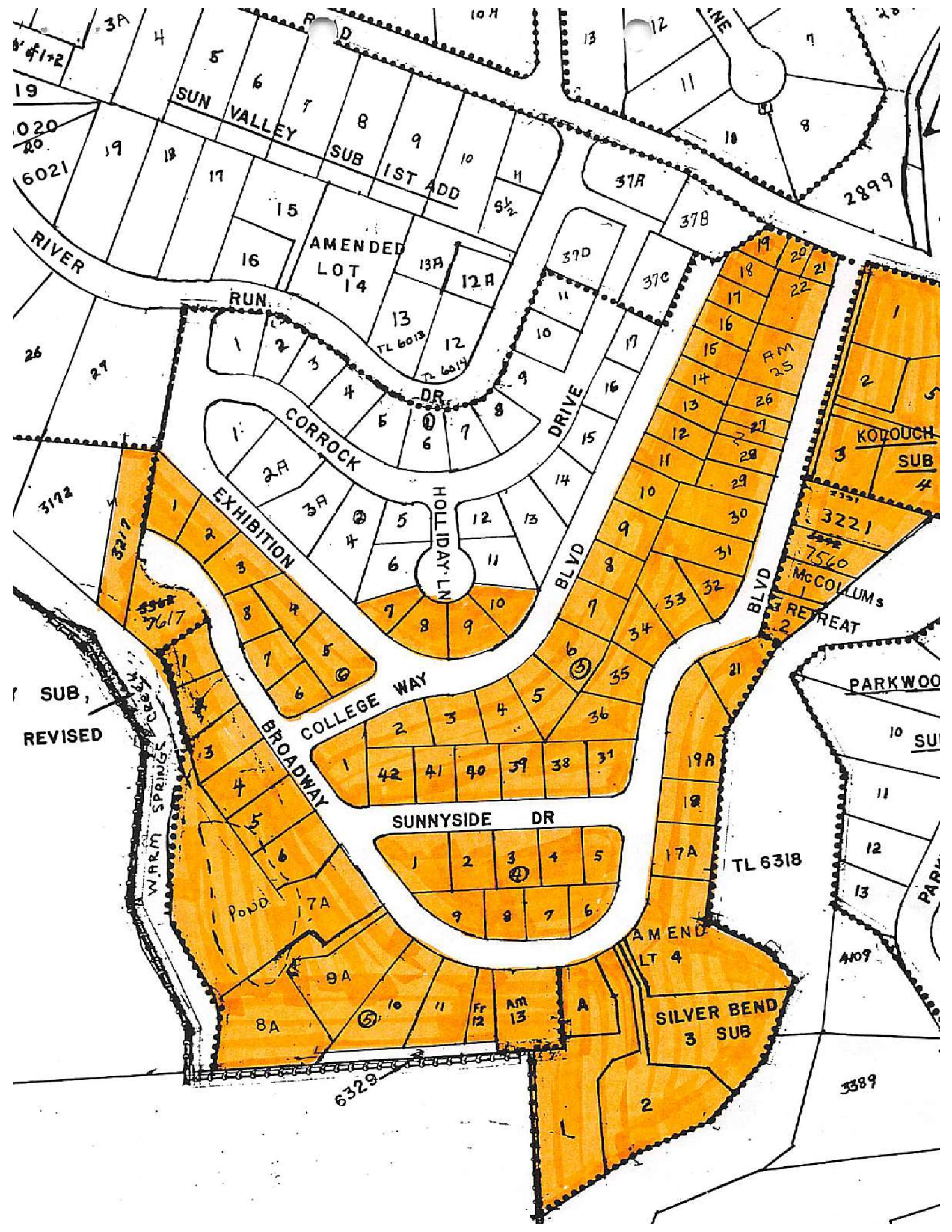
ATTEST:


Sandra E. Cady, CMC
City Clerk


Guy P. Coles
Mayor

Publish: Idaho Mountain Express
April 12, 2000





SUN VALLEY SUB 1ST ADD

AMENDED LOT 14

CORROCK DRIVE

HOLIDAY LN

EXHIBITION DRIVE

BROADWAY COLLEGE WAY

SUNNYSIDE DR

AMEND LT 4

SILVER BEND 3 SUB

KOZOUCH SUB 4

MCCOLLUM'S RETREAT

PARKWOOD

SUB REVISED

WARM SPRINGS CREEK

POND

6329

3389

4109

TL 6318

020 20

6021

37A

37B

37D

37C

2899

3122

7617

327

327

3221

7560

MCCOLLUM'S

RETREAT

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PARK

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