

RESOLUTION NO. 153

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF PAYETTE, IDAHO, TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 89-1, FOR THE PURPOSE OF CONSTRUCTING AND INSTALLING CERTAIN STREET IMPROVEMENTS; DESCRIBING THE BOUNDARIES OF THE PROPOSED IMPROVEMENT DISTRICT AND THE PROPERTY PROPOSED TO BE ASSESSED FOR THE COSTS OF THE IMPROVEMENTS; GENERALLY DESCRIBING THE IMPROVEMENTS PROPOSED TO BE CONSTRUCTED AND THE ESTIMATED COSTS AND EXPENSES OF THE IMPROVEMENTS; STATING THE PORTION OF THE TOTAL COST WHICH WILL BE PAID FROM A LEVY OF ASSESSMENTS ON PROPERTY BENEFITED BY THE IMPROVEMENTS AND THE PORTION PAYABLE FROM OTHER SOURCES; STATING THE METHOD OF DETERMINING ASSESSMENTS; FIXING THE TIME WITHIN WHICH AND THE PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER SUCH PROTESTS; AND PROVIDING FOR OTHER MATTERS RELATING THERETO

WHEREAS, the City of Payette, Idaho (the "City"), is a municipal corporation operating and existing under and pursuant to the laws of the State of Idaho, and as such is authorized and empowered to create local improvement districts to construct improvements pursuant to Title 50, Chapter 17, Idaho Code; and

WHEREAS, the City Council (the "Council") of the City has adopted a resolution initiating the creation of a local improvement district for the proposed district; and

WHEREAS, the Council is of the opinion that it is in the best interest of the owners of property and of the inhabitants within the proposed Local Improvement District No. 89-1 ("L.I.D. No. 89-1"), and within the City, that the proposed L.I.D. No. 89-1 be formed and the proposed improvements as hereinafter described be constructed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PAYETTE, IDAHO, as follows:

Section 1: The Council hereby determines and states that it is its intention to form a local improvement district, to be designated Local Improvement District No. 89-1, to make the improvements as hereinafter set forth.

Section 2: The boundaries of the proposed L.I.D. No. 89-1 and of the properties to be assessed are generally described in Exhibit "B" which is annexed hereto and by reference incorporated herein.

Section 3: A general description of the improvements to be constructed (the "Improvements") is as follows: removal of existing curb, gutter, sidewalk, and street lighting and replacement with new curb, gutter, sidewalk, and street lighting,

together with related improvements and costs of engineering, legal services, publication, interest on borrowed funds during construction, bond issuance costs and reserves, and other related expenses.

Section 4: The estimated total cost of the Improvements is approximately \$580,000. Approximately \$125,000 will be paid by the City, representing the amount of benefit to the general public resulting from the Improvements. The balance of the cost will be paid by a levy of assessments on the property benefited.

Section 5: The assessable portion of the costs and expenses of the Improvements shall be assessed against the tracts, lots, and lands benefited by the Improvements according to the front-foot method of assessment, as provided by Section 50-1707, Idaho Code.

Section 6: Monday, the 8th day of May, 1989, at the hour of 7:00 o'clock P.M., at the Payette City Hall, 700 Center Avenue, Payette, Idaho, is hereby fixed as the time and place when and where the owners of the property to be assessed may appear before the Council and be heard as to the propriety and advisability of acquiring the Improvements, and which is the time and place when and where the Council will consider the creating of the proposed L.I.D. No. 89-1 and constructing the proposed Improvements, and hear all complaints, protests, and objections which may be made in writing and filed with the City Clerk on or before said time, by any owner of any parcel of land to be assessed.

Section 7: Written protests and objections to the creation of L.I.D. No. 89-1 or to the manner of assessment or inclusion of property therein may be filed with the City Clerk at or before 5:00 o'clock P.M. on Monday, May 8, 1989, by any owner of any parcel of land to be assessed.

Section 8: Notice of Hearing substantially in the form attached hereto as Exhibit "A" and hereby made a part hereof shall be given as follows:

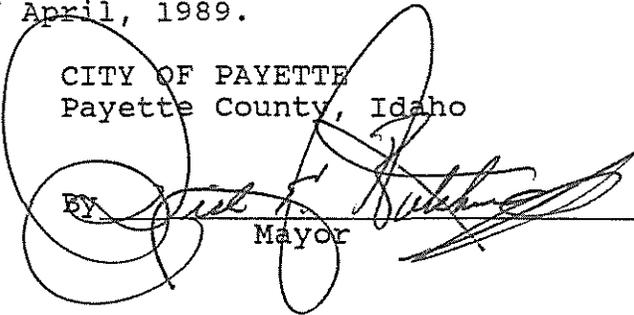
(A) By publication of such notice in The Independent Enterprise, of Payette, Idaho, a newspaper of general circulation within the City, which notice shall be published once a week for two consecutive weeks, the first publication being at least ten (10) days prior to the date of said hearing.

(B) By mailing, at least ten (10) days prior to the date of said hearing, a copy of such notice to each owner of property, if known, or his agent, if known, within the limits of the proposed L.I.D. No. 89-1, addressed to such person at his post office address, if known, or if unknown, to the post office in Payette, Idaho. Ownership of property shall be determined as of the date of the adoption of this Resolution.

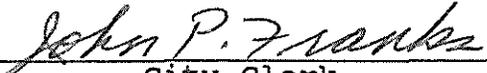
Section 9: This Resolution shall take effect and be in full force from and after its passage and approval.

DATED this 17th day of April, 1989.

CITY OF PAYETTE
Payette County, Idaho

By 
Mayor

ATTEST:


City Clerk

(S E A L)

NOTICE OF HEARING ON CREATION
OF LOCAL IMPROVEMENT DISTRICT

CITY OF PAYETTE, IDAHO

Local Improvement District No. 89-1

NOTICE IS HEREBY GIVEN that Monday, the 8th day of May, 1989, at the hour of 7:00 o'clock P.M., at the Payette City Hall, 700 Center Avenue, Payette, Idaho, has been fixed, pursuant to Resolution No. 153, as the time and place for public hearing at which the owners of property to be assessed within proposed Local Improvement District No. 89-1 ("L.I.D. No. 89-1") may appear before the City Council (the "Council") of the City of Payette (the "City") and be heard as to the propriety and advisability of creating L.I.D. No. 89-1 and acquiring and constructing the Improvements, as hereinafter described, and as the time and place when and where the Council will consider the creating of the proposed L.I.D. No. 89-1 and the acquisition and construction of the proposed improvements, and hear all complaints, protests, and objections which may be made in writing and filed with the City Clerk on or before said time by any owner of any parcel of land to be assessed.

The boundaries of and the property to be assessed for the costs of the improvements within the proposed L.I.D. No. 89-1 are described in Exhibit "B" which is annexed hereto and by reference made a part hereof. The street addresses of the property to be assessed for the costs of the improvements are shown on Exhibit "C" which is attached hereto.

A general description of the improvements to be constructed (the "Improvements") is as follows: removal of existing curb, gutter, sidewalk, and street lighting and replacement with new curb, gutter, sidewalk, and street lighting, together with related improvements and costs of engineering, legal services, publication, interest on borrowed funds during construction, bond issuance costs and reserves, and other related expenses.

The estimated total cost of the proposed project is \$580,000. Approximately \$125,000 will be paid by the City, representing benefits to the general public accruing by reason of the Improvements. The balance of the cost will be paid for by the levy of assessments on the property benefited.

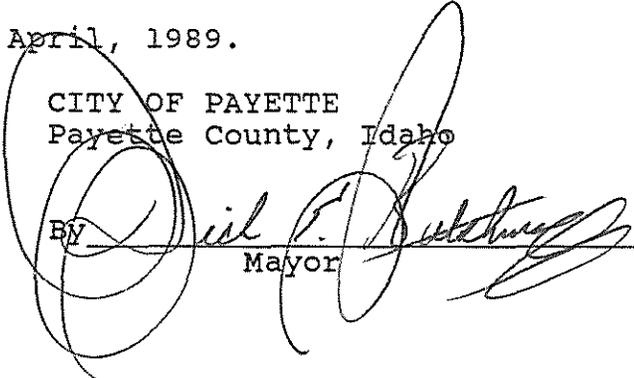
The costs and expenses of the Improvements to be paid from special assessments shall be assessed against the tracts, lots, and lands benefiting the Improvements according to the front-foot method of assessment.

Written protests and objections to the creation of L.I.D. No. 89-1 or to the manner of assessment or inclusion of property therein may be filed with the City Clerk at or before 5:00 o'clock P.M. on May 8, 1989, by any owner of any parcel of land to be assessed.

DATED this 17th day of April, 1989.

CITY OF PAYETTE
Payette County, Idaho

BY


Mayor

ATTEST:

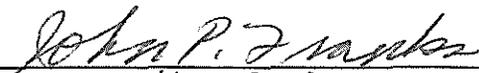

City Clerk

EXHIBIT "B"

The boundaries of the local improvement district encompass the following-described real property, all situate in the City of Payette, Payette County, Idaho:

Lots 1 through 10, inclusive, Block 2, Chase Addition to the City of Payette, as shown on the recorded plat thereof in the records of Payette County, Idaho.

Lots 1 through 10, inclusive, and Lot 20, Block 1; Lot 1 and Lots 11 through 20, inclusive, Block 2; Lots 11 through 20, inclusive, Block 5; Lots 1 through 10, inclusive, Block 6; Lots 1 through 11, inclusive, Block 7; and Lots 11 through 20, inclusive, Block 8; all in Gorrie Addition to the City of Payette, as shown on the recorded plat thereof in the records of Payette County, Idaho.

Lots 11 through 20, inclusive, and Lot 1, Block 4; Lots 4, 5, and 6, Block 5; Lots 4, 5, and 6, Block 6; Lots 1 through 10, inclusive, Block 7; Lots 1 through 10, inclusive, Block 8; and Lots 1 through 10, inclusive, and Lot 20, Block 9; all in Master's Original Townsite of the City of Payette, as shown on the recorded plat thereof in the records of Payette County, Idaho.

Lots 1, 2, 3, and 4, Block 1; and Lots 1, 2, 3, and 4, Block 2, Pence Subdivision, as shown on the recorded plat thereof in the records of Payette County, Idaho.

EXHIBIT "C"

The street addresses of the property included within Local Improvement District No. 89-1 are as follows:

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|--------------------|--------------------|
| 1 No. 8th Street | 705 Center Ave. |
| 6 No. 8th Street | 715 Center Ave. |
| 11 No. 8th Street | 717 Center Ave. |
| 15 No. 8th Street | 811 Center Ave. |
| 16 No. 8th Street | 823 Center Ave. |
| 18 No. 8th Street | 826 Center Ave. |
| 19 No. 8th Street | 827 Center Ave. |
| 21 No. 8th Street | 828 Center Ave. |
| 22 No. 8th Street | 2 So. 8th Street |
| 24 No. 8th Street | 11 So. 8th Street |
| 28 No. 8th Street | 14 So. 8th Street |
| 29 No. 8th Street | 18 So. 8th Street |
| 30 No. 8th Street | 23 So. 8th Street |
| 32 No. 8th Street | 26 So. 8th Street |
| 33 No. 8th Street | 31 So. 8th Street |
| 40 No. 8th Street | 34 So. 8th Street |
| 102 No. 8th Street | 35 So. 8th Street |
| 107 No. 8th Street | 39 So. 8th Street |
| 109 No. 8th Street | 101 So. 8th Street |
| 111 No. 8th Street | 102 So. 8th Street |
| 112 No. 8th Street | 118 So. 8th Street |
| 115 No. 8th Street | 121 So. 8th Street |
| 116 No. 8th Street | 124 So. 8th Street |
| 117 No. 8th Street | 126 So. 8th Street |
| 120 No. 8th Street | 132 So. 8th Street |
| 127 No. 8th Street | 218 So. 8th Street |
| 129 No. 8th Street | 219 So. 8th Street |
| 134 No. 8th Street | 223 So. 8th Street |
| 137 No. 8th Street | 224 So. 8th Street |
| 203 No. 8th Street | 229 So. 8th Street |
| 204 No. 8th Street | 250 So. 8th Street |
| 211 No. 8th Street | 252 So. 8th Street |
| 213 No. 8th Street | 315 So. 8th Street |
| 224 No. 8th Street | 330 So. 8th Street |
| 235 No. 8th Street | 340 So. 8th Street |
| 240 No. 8th Street | 400 So. 8th Street |
| 300 No. 8th Street | |
| 420 No. 8th Street | |
| 307 No. 9th Street | |
| 830 3rd Ave. N. | |
| 840 3rd Ave. N. | |
| 720 2nd Ave. N. | |
| 815 1st Ave. So. | |
| 730 2nd Ave. So. | |
| 735 2nd Ave. So. | |
| 815 2nd Ave. So. | |