



# Council Communication

Office of the City Manager

Date

December 18, 2006

Agenda Item No. 10  
Roll Call No. 06-  
Communication No. 06-780  
Submitted by: **Jeb E. Brewer, P.E.**  
City Engineer

## AGENDA HEADING:

Authorization to proceed on the State Avenue sidewalk from E. 32<sup>nd</sup> Street to E. 33<sup>rd</sup> Street.

## SYNOPSIS:

Recommend approval of the authorization to proceed on the State Avenue sidewalk from E. 32<sup>nd</sup> Street to E. 33<sup>rd</sup> Street. The City Council has received a petition for the construction of sidewalks at this location.

## FISCAL IMPACT:

Amount: \$5,000 (preliminary work only)

Funding Source: 2006-07 CIP, Page Sidewalk-6, School Routes and Priority Sidewalks, STR081, G.O. Bonds. The funding for construction will be included in the proposed 2007-08 CIP budget to be presented to Council at a later date.

## ADDITIONAL INFORMATION:

On October 23, 2006, by Roll Call No. 06-2109, the City Council received, filed, and referred to the City Manager a petition from property owners requesting the installation of sidewalks on State Avenue from E. 32<sup>nd</sup> Street to E. 33<sup>rd</sup> Street. Staff has canvassed the petition and found that 63% of the affected property owners are in favor of the project. On August 21, 2006, by Roll Call No. 06-1711, the City Council approved a revised policy for assessment of new sidewalk construction, wherein fifty percent of the construction cost of the sidewalk will be assessed. Council authorization to proceed with preliminary planning and design for installation of sidewalks on this street is requested at this time.

It is recommended the following procedure be used to establish the State Avenue Sidewalk from E. 32<sup>nd</sup> Street to E. 33<sup>rd</sup> Street as follows:

1. Council authorization to proceed with preliminary work.
2. Informational Mailing. Upon Council approval of the tentative program, each assessed property owner will be sent a packet from the City Engineer. The packet will contain general information about the sidewalk project and each owner's estimated assessment.
3. Informal Council Hearings. Notice will be given to all affected property owners so that they may have the opportunity to express their views before the expense of right-of-way acquisition and the preparation of final plans is incurred.

4. Decision to Proceed with Preparation of Design Plans and Specifications. At the Informal Council Hearing, the City Council should decide whether any sidewalks should be deleted from the program and then direct the City Engineer to prepare final plans on all remaining sidewalks.
5. Adoption of Resolution of Necessity. The Resolution of Necessity will be presented to Council shortly after Informal Hearings are held.

The proposed sidewalk on State Avenue will be assessed in accordance with recently adopted Council policy, wherein fifty percent of the construction cost of the sidewalk, plus an additional 10% for engineering costs, will be assessed to abutting property owners.

**PREVIOUS COUNCIL ACTION(S):**

Date: October 23, 2006

Roll Call Number: 06-2109

Action: [Communication](#) from Rev. Dr. George H. Mullins submitting a petition from property owners requesting sidewalks on State Avenue from 32<sup>nd</sup> Street to 33<sup>rd</sup> Street. Moved by Hensley to receive, file and refer to City Manager and City Engineer for review and recommendation. Motion Carried 5-1. Absent: Coleman.

Date: August 21, 2006

Roll Call Number: 06-1711

Action: [Revised](#) Assessment Policy for new sidewalk construction. ([Council Communication No. 06-530](#)) Moved by Mahaffey to adopt. Motion Carried 5-1.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Normal Council actions on special assessments and construction contracts.