RESOLUTION SETTING HEARING FOR THE ESTABLISHMENT OF SPECIAL ASSESSMENTS FOR RURAL ROAD IMPROVEMENT DISTRICT 2016-1 – LYMAN HYLANDS AND FOR THE ESTABLISHMENT OF AN INSTALLMENT PERIOD AND INTEREST RATE

WHEREAS, the County of Sarpy of the State of Nebraska, a body politic and corporate, is committed to the improvement of streets and highways within the County in order to promote the public health, safety, and welfare; and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1638, Sarpy County has been petitioned to create a Rural Road Improvement District (“District”) within the area described as follows:

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 6, T 13 N, R 11 E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, BOUNDED AS FOLLOWS: ON THE NORTH BY THE SOUTHERLY RIGHT-OF-WAY LINE OF SCHRAM ROAD; ON THE EAST BY THE EASTERLY LINE OF LYMAN HYLANDS; ON THE SOUTH BY THE SOUTHERLY LINE OF LYMAN HYLANDS; AND ON THE WEST BY THE WESTERLY LINE OF LYMAN HYLANDS AND THE REPLAT THEREOF; and,

WHEREAS, such District was established via resolution of the County Board on March 29, 2016; and,

WHEREAS, on April 26, 2016 via Resolution 2016-133, the Sarpy County Board of Commissioners appointed an Advisory Committee for District as required by Neb. Rev. Stat. §39-1643; and,

WHEREAS, bids for the rural road improvement project were solicited, made, opened, reviewed, and awarded to Oldcastle Materials Midwest, Co. d/b/a Omni Engineering on May 9, 2017 via resolution 2017-150; and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1647, the County Engineer has accepted the improvements as complete and has filed with the County Clerk a statement of the complete costs of the improvements and a proposed schedule of assessments; and,

WHEREAS, it is now necessary for the Sarpy County Board of Equalization to equalize and levy such Special Assessments and to establish an installment period and interest rate for such payments.

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF EQUALIZATION THAT pursuant to Neb. Rev. Stat. §39-1647, the resolution as attached hereto will be considered by the Board in the Sarpy County Boardroom, 1210 Golden Gate Drive,
Papillion, Nebraska 68046 on November 6, 2018 at 3:00pm. At such time consideration will be
given to said resolution and any objections thereto, and said resolution may be passed, amended,
or denied.

BE IT FURTHER RESOLVED that the Clerk give such notice as required by law.

The above Resolution was approved by a vote of the Sarpy County Board of Equalization
at a public meeting duly held in accordance with applicable law on the 16th day of October, 2018.

Attest
SEAL

Sarpy County Board Chairman

County Clerk
Memo

To: Sarpy County Board

From: Brian Hanson

Re: Lyman Hylands Rural Road Improvement District (RRID)

On March 29, 2016, the County Board approved the creation of the Lyman Hylands RRID. The improvements have been completed and accepted by the County Engineer. A statement of complete costs and a proposed schedule of assessments has been filed with the County Clerk.

The next step is for the Sarpy County Board to set a time and place when it will sit as the Board of Equalization to establish the special assessments. The attached resolution will set the hearing date for November 6, 2018 at 3:00.

Please let me know if you have any questions.

October 9, 2018

Brian E. Hanson, Fiscal Administrator
BOARD OF COUNTY EQUALIZATION  
SARPY COUNTY, NEBRASKA

RESOLUTION EQUALIZING AND LEVYING SPECIAL ASSESSMENTS FOR RURAL 
ROAD IMPROVEMENT DISTRICT 2016-1 – LYMAN HYLANDS AND 
ESTABLISHING AN INSTALLMENT PERIOD AND INTEREST RATE

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §77-1501 the County Board of Equalization has the duty to fairly and impartially equalize the values of all items of real property in the county so that all real property is assessed uniformly and proportionately; and,

WHEREAS, pursuant to Neb. Rev. Stat. Chapter 39, Article 16, a Rural Road Improvement District (“District”) has been created within the area described as follows:

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 6, T 13 N, R 11 E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, BOUNDED AS FOLLOWS: ON THE NORTH BY THE SOUTHERLY RIGHT-OF-WAY LINE OF SCHRAM ROAD; ON THE EAST BY THE EASTERNLY LINE OF LYMAN HYLANDS; ON THE SOUTH BY THE SOUTHERLY LINE OF LYMAN HYLANDS; AND ON THE WEST BY THE WESTERNLY LINE OF LYMAN HYLANDS AND THE REPLAT THEREOF; and,

WHEREAS, the rural road improvements have been completed and certified by the County Engineer as required by Neb. Rev. Stat. §39-1647; and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1647, the County Board of Equalization shall equalize and levy special assessments for payment of such improvements, as well as establish an installment period and interest rate for such assessments consistent with the interest rates specified in Neb. Rev. Stat. §45-104.01, and County Board resolution 2016-333; and,

WHEREAS, as required by Neb. Rev. Stat. §39-1647, the time and date of hearing for this resolution was previously set by the County Board of Equalization, such time and date were published in a newspaper of general circulation for not less than two weeks, and notice of such time and date were mailed to each record owner of the property proposed to be specially assessed.

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF EQUALIZATION THAT this Board hereby equalizes and levies Special Assessments for Rural Road Improvement District 2016-1 – Lyman Hylands according to the Special Assessment Schedule, a copy of which is attached hereto.
BE IT FURTHER RESOLVED THAT the Board establishes a rate for interest for annual payments over a ten year installment period as follows:
   a. All Special Assessments shall become due fifty (50) days after the date of the levy, such date being that which is signed below. Any payment made within such fifty (50) days shall not be subject to interest.
   b. If such Special Assessment shall be paid in installments not to exceed a period of ten (10) years, such installments to be made annually in the usual manner for the collection of taxes.
   c. All installment payments shall bear interest at the rate of ten percent (10%) per annum; however, if such payments become delinquent such interest rate shall be set at fourteen percent (14%) until paid.

The above Resolution was approved by a vote of the Sarpy County Board of Equalization at a public meeting duly held in accordance with applicable law on the 6th day of November, 2018.

Attest

SEAL

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Sarpy County Board Chairman   County Clerk