

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the proposed Resolution of Necessity for the FY 2022 Alley Resurfacing Program.

WHEREAS, this Council has adopted a Preliminary Resolution pursuant to Section 384.42 of the Code of Iowa covering the resurfacing of the following alleys also known as the FY 2022 Alley Resurfacing Program (herein referred to as the "Improvement Project"):

- the north-south residential alley from East Rusholme Street to East Denison Avenue between Brady Street and Pershing Avenue.
- the north-south residential alley from East 17th Street to East 18th Street between Perry Street and Pershing Avenue.
- the east-west commercial alley from Western Avenue to Scott Street between West 3rd Street and West 4th Street.
- the north-south commercial alley from East 4th Street to East 5th Street between Brady Street and Perry Street.
- the north-south commercial alley from West 4th Street to alley end between Harrison Street and Main Street.

WHEREAS, pursuant thereto, the Project Engineers have prepared preliminary plans and specifications, an estimated cost of the work, and a plat and preliminary schedule, including the valuation of each lot as previously determined by this Council, and the same have been duly adopted and are now on file with the Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa:

A. that it is hereby found and determined to be necessary and for the best interest of the City and its inhabitants to proceed with the aforementioned Improvement Project, and to assess the cost thereof to the property benefited thereby; and

B. that the Improvement Project shall constitute a single improvement and shall consist of, generally: Resurfacing of a certain alley with approximately a 2-inch thickness of Hot Mix Asphalt (HMA), and all associated work, all as more particularly described in the Preliminary Resolution relating to the Improvement Project previously adopted by this Council, which resolution is hereby referred to for a more complete description of the location and terminal points of the Improvement Project

and the property benefited thereby and proposed to be assessed to pay the cost of such improvement; and

C. that it is hereby found and determined that there is now on file in the office of the Clerk an estimated total cost of the proposed work and a preliminary plat and schedule showing the amount proposed to be assessed to each lot by reason of such improvement project; and

D. that this Council will meet at 5:30 P.M., in City Hall, on the 5th day of January, 2022, at which time and place it will hear the property owners subject to the proposed assessment or assessments and interested parties for or against the Improvement Project, its cost, the assessment thereof, or the boundaries of the properties to be assessed. Unless a property owner files objections with the Clerk at the time of the hearing on the resolution of necessity, he shall have deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using the special assessment procedure; and

E. that the Clerk is hereby authorized and directed to give notice as required by Section 384.50 of the Code of Iowa, 2021, as amended, by publication once each week for two consecutive weeks in the Quad-City Times, a newspaper published at least once weekly and having general circulation in the City and shall likewise mail a copy of such notice to each property owner whose property is subject to assessment for the Improvement Project as shown by the records in the office of the County Auditor not less than fifteen days prior to the hearing on this resolution. The first publication of such notice shall not be less than ten (10) nor more than twenty (20) days prior to the hearing; and

F. that such notice shall be in the form substantially at that as follows section G; and

G. that all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

Passed and approved this 8th day of December, 2021.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk