RESOLUTION NUMBER 774

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, DECLARING THAT CONVERTING EXISTING OVERHEAD ELECTRIC OR COMMUNICATION FACILITIES TO UNDERGROUND LOCATIONS WITHIN LOCAL IMPROVEMENT DISTRICT NUMBER 6E IS IN THE PUBLIC INTEREST; PROPOSING THAT THE COSTS AND EXPENSES OF SAID IMPROVEMENTS WILL BE LEVIED AND ASSESSED UPON THE PROPERTY BENEFITED THEREFROM; AND REQUESTING A COSTS AND FEASIBILITY REPORT REGARDING SAID CONVERSION FROM THE APPLICABLE PUBLIC UTILITIES SERVING SUCH IMPROVEMENT DISTRICT AREA.

WHEREAS, pursuant to the provisions of Idaho Code, Title 50, Chapter 25, the City Council of the City of Ketchum, Blaine County, Idaho, is authorized and empowered to create local improvement districts within its territorial limits to provide for the conversion of existing overhead electric and communication facilities to underground locations and the construction, reconstruction or relocation of any other electric or communication facilities which may be incidental thereto; and,

WHEREAS, the City Council has determined that the existing overhead electric and communication facilities along portions of Broadway Boulevard and Sunnyside Boulevard will (1) eliminate visual blight, (2) increase the value of abutting, adjoining and adjacent property, (3) eliminate obstructions within the public right-of-way, and (4) increase the public health, safety and welfare when traveling upon said right-of-way; and

WHEREAS, the City Council has determined that the conversion of existing overhead electric and communication facilities, along portions of Broadway Boulevard and Sunnyside Boulevard, to underground locations is in the public interest; and

WHEREAS, the City Council has determined that the formation of a local improvement district, for the purpose of converting existing overhead electric and communication facilities to underground locations along portions of Broadway Boulevard and Sunnyside Boulevard, will promote public convenience, necessity, and welfare; and

WHEREAS, the City Council intends that the local improvement district, for the purpose of converting overhead electric and communication facilities to underground locations along portions of Broadway Boulevard and Sunnyside Boulevard shall include the following described property within Ketchum, Idaho:

Lot 21 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 22 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 25 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 26 and North ½ of Lot 27 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 28 and South ½ of Lot 27 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 29 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 30 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 31 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 32 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 33 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 34 of Block 3, Sun Valley Subdivision, First Addition Revised; and

Lot 35 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 36 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 37 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 38 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 39 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 40 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 2 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 3 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 4 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 5 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 17B of Block 5, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 19A of Block 5, Sun Valley Subdivision, First Addition Revised; and
Lot 21 of Block 5, Sun Valley Subdivision, First Addition Revised; and
Lot 1 of McCollum's Retreat Subdivision; and
Lot 2 of McCollum's Retreat Subdivision; and
Tax Lot 7560; and
Tax Lot 3221; and
Lot 1 of the Kolouch Subdivision; and
Lot 2 of the Kolouch Subdivision; and
Lot 3 of the Kolouch Subdivision; and
Lot 4 of the Kolouch Subdivision; and
Lot 5 of the Kolouch Subdivision; and

WHEREAS, the City Council intends that the entire costs and expenses of said improvements will be levied and assessed upon the property benefited; and,

NOW THEREFORE, be it resolved by the Mayor and City Council of the City of Ketchum, Idaho:

SECTION 1. That the Mayor and City Council of the City of Ketchum, Idaho hereby declare that Local Improvement District Number 6E (hereinafter "LID 6E"), for the purpose of converting existing overhead electric and communication facilities to underground locations along portions of Broadway Boulevard and Sunnyside Boulevard is in the public interest.

SECTION 2. That the boundaries of LID 6E shall include the following described property within Ketchum, Idaho:

Lot 21 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 22 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 25 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 26 and North ½ of Lot 27 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 28 and South ½ of Lot 27 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 29 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 30 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 31 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 32 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 33 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 34 of Block 3, Sun Valley Subdivision, First Addition Revised; and

Lot 35 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 36 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 37 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 38 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 39 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 40 of Block 3, Sun Valley Subdivision, First Addition Revised; and
Lot 2 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 3 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 4 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Lot 5 of Block 4, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 17B of Block 5, Sun Valley Subdivision, First Addition Revised; and
Amended Lot 19A of Block 5, Sun Valley Subdivision, First Addition Revised; and
Lot 21 of Block 5, Sun Valley Subdivision, First Addition Revised; and
Lot 1 of McCollum's Retreat Subdivision; and
Lot 2 of McCollum's Retreat Subdivision; and
Tax Lot 7560; and
Tax Lot 3221; and
Lot 1 of the Kolouch Subdivision; and
Lot 2 of the Kolouch Subdivision; and
Lot 3 of the Kolouch Subdivision; and
Lot 4 of the Kolouch Subdivision; and
Lot 5 of the Kolouch Subdivision; and.

SECTION 3. That the kind and character of the proposed improvements are in the nature of conversion of existing overhead electric and communication facilities to underground locations to serve each individual lot or parcel of land identified in Section 2, and the repair of resurfacing of asphalt paved surfaces located in the public right-of-way relating thereto.

SECTION 4. That the formation of LID 6E is for a purpose authorized pursuant to Idaho Code Title 50, Chapter 25, to-wit: conversion of existing overhead electric and communication facilities to underground locations. Moreover, the formation of LID 6E for such purpose will promote the public convenience, necessity and welfare.

SECTION 5. That the cost and expenses for LID 6E will be levied and assessed upon the property benefited by said improvements. Furthermore, the costs and expenses of the improvements, including those associated with the public utility's preparation of the costs and feasibility report, the contract price of the improvements, the engineering and clerical service, the advertising, the cost of inspection, the cost of collecting assessments and interest upon warrants, if used, and the legal services for preparing proceedings and advising regarding thereto, will be apportioned and paid for in accordance with the provisions of Chapters 17 and 25 of Title 50, Idaho Code, as amended, in three (3) annual installments, together with interest thereon.

SECTION 6. That the Mayor and City Council of the City of Ketchum, Idaho, hereby request that the appropriate public utility serving the area within LID 6E by overhead electric or communication facilities shall, within 120 days after receipt of this Resolution, make a study of the cost of conversion of its facilities. Furthermore, that the appropriate public utility will be provided with the name and address of the owner of each parcel or lot within the proposed LID 6E and other such matters as may be required by the public utility in order to perform the work involved in the cost study.

SECTION 7. That this Resolution shall take effect and be in full force immediately upon its adoption.

ADOPTED AND APPROVED this 16th day of April 2001.

GUY P. COLES
Mayor

ATTEST:

Sandra E. Cady, CMC
City Clerk

CITY OF KETCHUM
BLAINE COUNTY, IDAHO