



Date: October 18, 2011

To: Thomas J. Bonfield, City Manager
Through: Theodore L. Voorhees, Deputy City Manager
From: Marvin G. Williams, Director of Public Works
Edward R. Venable, Manager of Engineering and Stormwater
Subject: Agenda Item – Public Hearing for Improvement

Sidewalk on Yorktown Avenue (West Side) from Martin Luther King, Jr.
Pkwy Northeast to Northeast Property Line of PIN 0739-01-05-9585

Executive Summary

A sufficient petition has been received for sidewalk on a portion of Yorktown Avenue, which is located inside the City. Funding for this project is subject to appropriations into the Petition Sidewalk account on an annual basis.

Pursuant to the Resolution Authorizing the City Manager or Designee to Set Public Hearings and to Declare the Adoption of Resolutions of Intent (Resolution 9709), the City Manager set the public hearing on the proposed improvement to be held at 7:00 PM, November 21, 2011, in the Council Chambers of City Hall.

Recommendation

The Public Works Department recommends that City Council accept a Certificate of Sufficiency for the petition, adopt a preliminary resolution for the proposed improvement, conduct a public hearing to consider ordering the subject improvement, and adopt a resolution ordering the improvement.

Background

A petition has been received for sidewalk on a portion of Yorktown Ave. It has been determined that the petition has been signed by over fifty percent of the owners, who in turn own at least a majority of all the lineal feet of frontage of land abutting the street proposed to be improved. Therefore, the petition has been found to be sufficient for the improvement to be considered for ordering by City Council.

Issues and Analysis

Section 77 of the Charter of the City of Durham dictates that a fixed time and place be set to hold a public hearing to determine whether the improvements shall be made. The public hearing for the subject improvement has been set for November 21, 2011.

Alternatives

There is not an alternative per the City Charter.

Financial Impacts

Holding a public hearing and ordering the subject improvement will have no immediate financial impact, but these are necessary steps in the process of making and assessing abutting properties for the improvement.

SBDE Summary

N/A

ERV/lca