



# City of Grand Island

Tuesday, May 8, 2018

Council Session

## Item G-15

**#2018-130 - Approving Temporary Construction Easement for  
13th Street Paving Improvements; Project No. 2018-P-1 (Leiser)**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Keith Kurz PE, Assistant Public Works Director

**Meeting:** May 8, 2018

**Subject:** Approving Temporary Construction Easement for 13<sup>th</sup> Street Paving Improvements; Project No. 2018-P-1 (Leiser)

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

Roadway improvements along 13<sup>th</sup> Street from Moores Creek to North Road, as well as intersection improvements at 13<sup>th</sup> Street and North Road are planned consisting of a three lane curb and gutter roadway section with associated sidewalk and other miscellaneous improvements, including drainage improvements to the 13<sup>th</sup> and North Road intersection.

A Temporary Construction easement is needed to accommodate the construction activities for 13<sup>th</sup> Street Paving Improvements; Project No. 2018-P-1, which must be approved by City Council. The temporary construction easement will allow for the roadway improvements to this area.

A sketch is attached to show the temporary construction easement area.

## **Discussion**

A temporary construction easement is needed from one (1) property owner for 13<sup>th</sup> Street Paving Improvements; Project No. 2018-P-1 to be constructed.

Engineering staff of the Public Works Department negotiated with the property owner for use of such temporary construction easement.

<b><i>Property Owner</i></b>	<b><i>Legal Description</i></b>	<b><i>Amount</i></b>
Floyd D. Leiser, Jr. and Helen J. Young and David R. Young and Farren B. Johnson and Dorothy A. Johnson Joint Trust Agreement dated October 3, 2001	West One-Half of the Northwest Quarter of Section 13, Township 11 North, Range 10 West of the Sixth Principal Meridian in Hall County, Nebraska, and more particularly described as follows:  <i>Referring to the Northwest Corner of Said West One-Half, Thence</i>	\$ 822.45

and Leiser Trust dated November 16, 2012	<i>N89°05'09"E (assumed bearing) on the North line of said West One-Half, 33.28 feet; thence S00°54'51"E, 33.00 feet to a point at the intersection of the South right-of-way of 13<sup>th</sup> Street and the East right-of-way of North Road; thence S01°24'11"E on said East right-of-way of North Road, 94.26 feet to the point of beginning; thence N32°22'25"E, 40.68 feet; thence S13°15'51"W, 30.08 feet; thence S01°24'11"E, 200.00 feet; thence S88°35'49"W, 15.00 feet to a point on said East right-of-way; thence N01°24'11"W on said East right-of-way, 195.29 feet to the point of beginning. Containing an area of 3,164.94 square feet (0.073 acres), more or less.</i>	
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### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the Temporary Construction Easement between the City of Grand Island and the affected property owner for 13th Street Paving Improvements; Project No. 2018-P-1, in the amount of \$822.45.

### **Sample Motion**

Move to approve the temporary construction easement.

RESOLUTION 2018-130

WHEREAS, a temporary construction easement is required by the City of Grand Island, from an affected property owner in 13<sup>th</sup> Street Paving Improvements; Project No. 2018-P-1 project area:

Floyd D. Leiser, Jr. and Helen J. Young and David R. Young and Farren B. Johnson and Dorothy A. Johnson Joint Trust Agreement dated October 3, 2001 and Leiser Trust dated November 16, 2012– \$822.45

Rreal estate located in the West One-Half of the Northwest Quarter of Section 13, Township 11 North, Range 10 West of the Sixth Principal Meridian in Hall County, Nebraska, and more particularly described as follows:

*Referring to the Northwest Corner of Said West One-Half, Thence N89°05'09"E (assumed bearing) on the NRoTh line of said West One-Half, 33.28 feet; thence S00°54'51"E, 33.00 feet to a point at the intersection of the South right-of-way of 13<sup>th</sup> Street and the East right-of-way of North Road; thence S01°24'11"E on said East right-of-way of North Road, 94.26 feet to the point of beginning; thence N32°22'25"E, 40.68 feet; thence S13°15'51"W, 30.08 feet; thence S01°24'11"E, 200.00 feet; thence S88°35'49"W, 15.00 feet to a point on said East right-of-way; thence N01°24'11"W on said East right-of-way, 195.29 feet to the point of beginning. Containing an area of 3,164.94 square feet (0.073 acres), more or less.*

WHEREAS, such Temporary Construction easement has been reviewed and approved by the City Legal Department.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to compensate the affected property owner for the Temporary Construction easement on the above described tract of land, in the total amount of \$822.45.

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Adopted by the City Council of the City of Grand Island, Nebraska, May 8, 2018.

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Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 4, 2018	☐ City Attorney

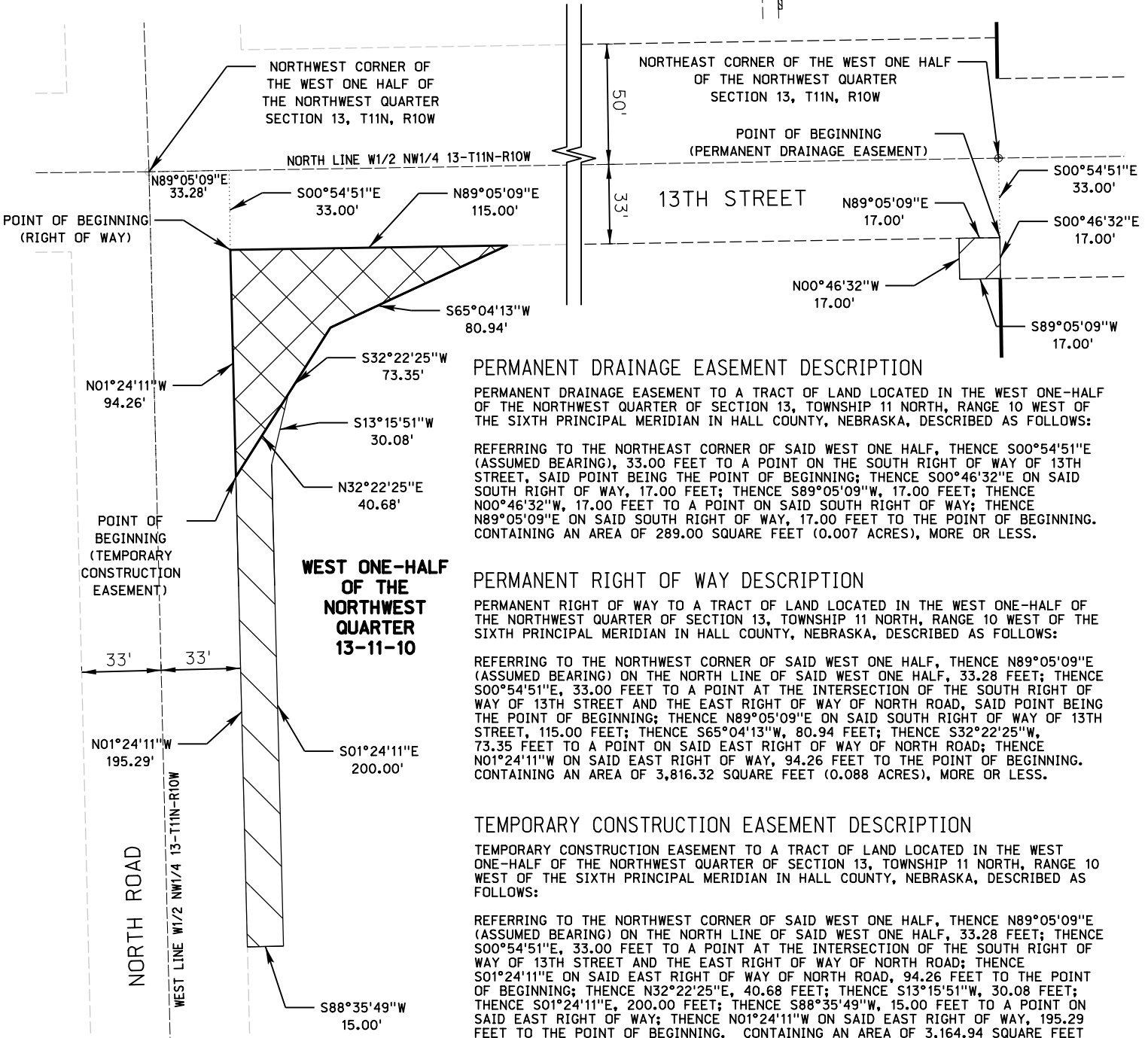
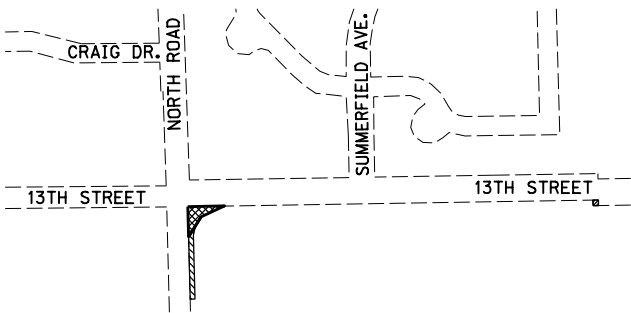


TEMPORARY CONSTRUCTION EASEMENT  
/ PERMANENT DRAINAGE EASEMENT  
/ NEW RIGHT OF WAY EXHIBIT  
CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA

LOCATION MAP  
NOT TO SCALE

LEGEND

- RIGHT OF WAY LINE
- SECTION LINE
- TEMP. EASEMENT AREA
- RIGHT OF WAY AREA
- PERM. EASEMENT AREA



PERMANENT DRAINAGE EASEMENT DESCRIPTION

PERMANENT DRAINAGE EASEMENT TO A TRACT OF LAND LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE SIXTH PRINCIPAL MERIDIAN IN HALL COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHEAST CORNER OF SAID WEST ONE HALF, THENCE S00°54'51\"/>

PERMANENT RIGHT OF WAY DESCRIPTION

PERMANENT RIGHT OF WAY TO A TRACT OF LAND LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE SIXTH PRINCIPAL MERIDIAN IN HALL COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHWEST CORNER OF SAID WEST ONE HALF, THENCE N89°05'09\"/>

TEMPORARY CONSTRUCTION EASEMENT DESCRIPTION

TEMPORARY CONSTRUCTION EASEMENT TO A TRACT OF LAND LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE SIXTH PRINCIPAL MERIDIAN IN HALL COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHWEST CORNER OF SAID WEST ONE HALF, THENCE N89°05'09\"/>



CERTIFICATION

I, CORY L. REINKE, A PROFESSIONAL REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEBRASKA, CERTIFY THAT THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION ON JANUARY 5TH, 2018. I FURTHER CERTIFY THAT THE INFORMATION SHOWN IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. ALL DISTANCES SHOWN ARE REPRESENTED IN FEET AND DECIMALS OF A FOOT.

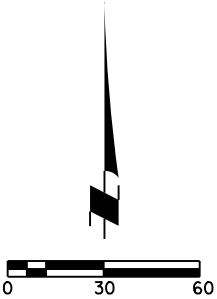


EXHIBIT	PROJECT NO: III672.00	13TH STREET ROADWAY IMPROVEMENT NO. 2018-P-I GRAND ISLAND, NEBRASKA	 benesch engineers - scientists - planners
I	DRAWN BY: CLR		
	DATE: JAN. 2018		