



City of Grand Island

Tuesday, May 8, 2018

Council Session

Item G-7

**#2018-122 - Approving Temporary Construction Easement for
13th Street Paving Improvements; Project No. 2018-P-1 (Pedersen)**

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 13th Street Paving Improvements; Project No. 2018-P-1 (Pedersen)

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

Background

Roadway improvements along 13th Street from Moores Creek to North Road, as well as intersection improvements at 13th 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 13th and North Road intersection.

A Temporary Construction easement is needed to accommodate the construction activities for 13th Street Paving Improvements; Project No. 2018-P-1, which must be approved by City Council. The temporary construction easements 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 13th 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, as well as restoration of the area upon construction completion.

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
Mitchel Petersen And Brandi Pedersen	The South One-Half of the South One-Half of the Southeast Quarter of the Southeast Quarter of Section 11, 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 Southeast corner of said Section 11, thence</i>	\$ 20,397.00

	<p><i>N01°54'35"W (assumed bearing) on the East line of said Section 11, 169.10 feet; thence S88°05'25"W, 33.00 feet to a point on the West right-of-way of North Road, said point being the point of beginning; thence S89°27'52"W, 20.01 feet; thence N01°54'35"W, 30.01 feet; thence N89°27'52"E, 13.00 feet; thence N01°54'35"W, 130.04 feet to a point on said West right-of-way line; thence on said West right-of-way line for the next two (2) courses; 1) N89°27'52"E, 7.00 feet, 2) S01°54'35"E, 160.05 feet to the point of beginning. Containing an area of 1,510.43 square feet (0.035 acres), more or less.</i></p> <p style="text-align: center;"><i>and</i></p> <p><i>Referring to the Southeast corner of said Section 11, thence N01°54'35"W (assumed bearing) on the East line of said Section 11, 68.80 feet; thence S88°05'25"W, 33.00 feet to a point on the West right-of-way of North Road, said point being the point of beginning; thence S61°37'49"W, 50.24 feet; thence S74°57'03"W, 46.21 feet to a point on the North right-of-way line of 13th Street; thence S89°26'25"W on said North right-of-way line, 195.00 feet; thence N00°33'35"W, 20.00 feet; thence N89°26'25"E, 223.59 feet; thence N61°37'49"E, 68.05 feet to a point on the West right-of-way line of North Road; thence S01°54'35"E on said West right-of-way line, 16.76 feet to the point of beginning. Containing an area of 5,355.20 square feet (0.123 acres), more or less.</i></p>	
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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 \$20,397.00.

Sample Motion

Move to approve the temporary construction easement.

RESOLUTION 2018-122

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

Mitchel Pedersen and Brandi Pedersen— \$20,397.00

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

Referring to the Southeast corner of said Section 11, thence N01°54'35"W (assumed bearing) on the East line of said Section 11, 169.10 feet; thence S88°05'25"W, 33.00 feet to a point on the West right-of-way of North Road, said point being the point of beginning; thence S89°27'52"W, 20.01 feet; thence N01°54'35"W, 30.01 feet; thence N89°27'52"E, 13.00 feet; thence N01°54'35"W, 130.04 feet to a point on said West right-of-way line; thence on said West right-of-way line for the next two (2) courses; 1) N89°27'52"E, 7.00 feet, 2) S01°54'35"E, 160.05 feet to the point of beginning. Containing an area of 1,510.43 square feet (0.035 acres), more or less.

and

Referring to the Southeast corner of said Section 11, thence N01°54'35"W (assumed bearing) on the East line of said Section 11, 68.80 feet; thence S88°05'25"W, 33.00 feet to a point on the West right-of-way of North Road, said point being the point of beginning; thence S61°37'49"W, 50.24 feet; thence S74°57'03"W, 46.21 feet to a point on the North right-of-way line of 13th Street; thence S89°26'25"W on said North right-of-way line, 195.00 feet; thence N00°33'35"W, 20.00 feet; thence N89°26'25"E, 223.59 feet; thence N61°37'49"E, 68.05 feet to a point on the West right-of-way line of North Road; thence S01°54'35"E on said West right-of-way line, 16.76 feet to the point of beginning. Containing an area of 5,355.20 square feet (0.123 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 \$20,397.00.

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

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

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

TEMPORARY CONSTRUCTION EASEMENT / NEW RIGHT OF WAY EXHIBIT

CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA

TEMPORARY CONSTRUCTION EASEMENT #1 DESCRIPTION

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

REFERRING TO THE SOUTHEAST CORNER OF SAID SECTION 11, THENCE N01°54'35"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SECTION 11, 169.10 FEET; THENCE S88°05'25"W, 33.00 FEET TO A POINT ON THE WEST RIGHT OF WAY OF NORTH ROAD, SAID POINT BEING THE POINT OF BEGINNING; THENCE S89°27'52"W, 20.01 FEET; THENCE N01°54'35"W, 30.01 FEET; THENCE N89°27'52"E, 13.00 FEET; THENCE N01°54'35"W, 130.04 FEET TO A POINT ON SAID WEST RIGHT OF WAY LINE; THENCE ON SAID WEST RIGHT OF WAY LINE FOR THE NEXT TWO (2) COURSES: 1) N89°27'52"E, 7.00 FEET, 2) S01°54'35"E, 160.05 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 1,510.43 SQUARE FEET (0.035 ACRES), MORE OR LESS.

TEMPORARY CONSTRUCTION EASEMENT #2 DESCRIPTION

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

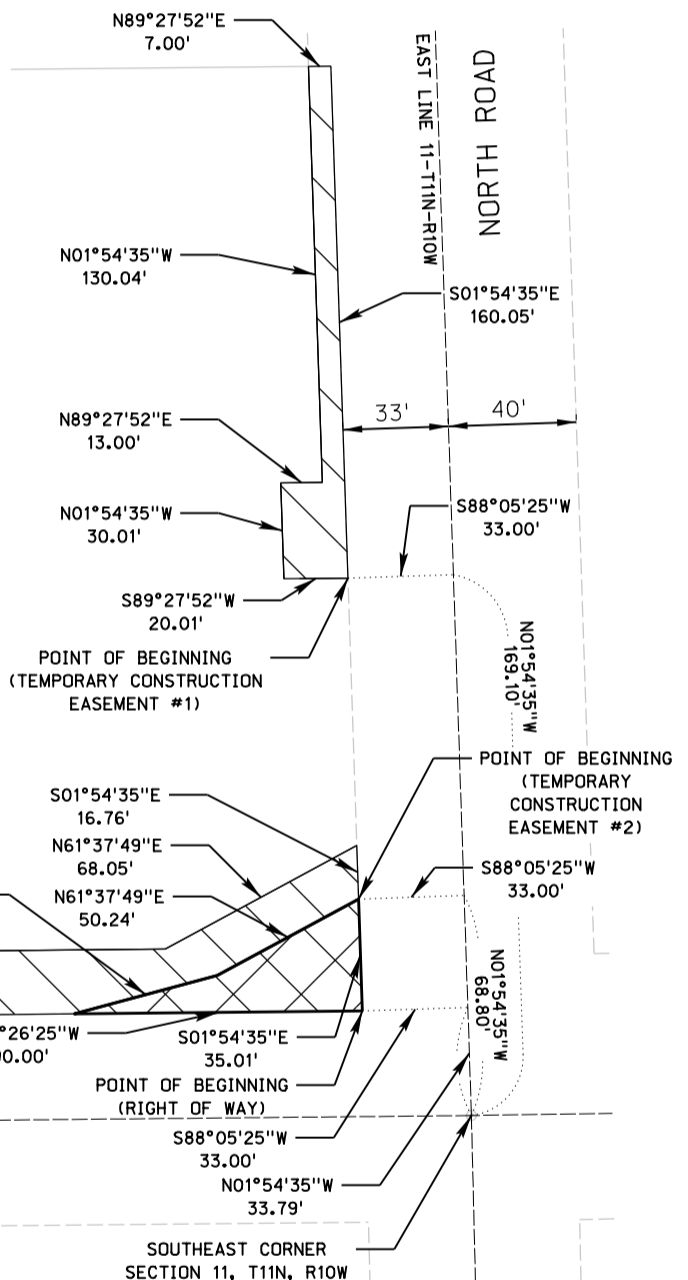
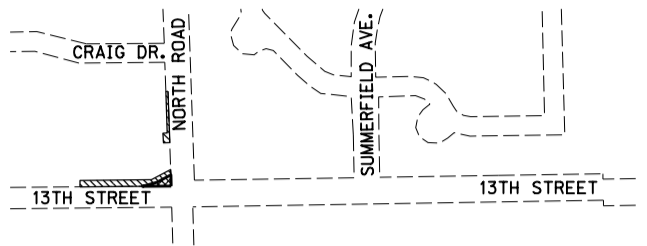
REFERRING TO THE SOUTHEAST CORNER OF SAID SECTION 11, THENCE N01°54'35"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SECTION 11, 68.80 FEET; THENCE S88°05'25"W, 33.00 FEET TO A POINT ON THE WEST RIGHT OF WAY OF NORTH STREET, SAID POINT BEING THE POINT OF BEGINNING; THENCE S61°37'49"W, 50.24 FEET; THENCE S74°57'03"W, 46.21 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 13TH STREET; THENCE S89°26'25"W ON SAID NORTH RIGHT OF WAY LINE, 195.00 FEET; THENCE N00°33'35"W, 20.00 FEET; THENCE N89°26'25"E, 223.59 FEET; THENCE N61°37'49"E, 68.05 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF NORTH ROAD; THENCE S01°54'35"E ON SAID WEST RIGHT OF WAY LINE, 16.76 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 5,355.20 SQUARE FEET (0.123 ACRES), MORE OR LESS.

PERMANENT RIGHT OF WAY DESCRIPTION

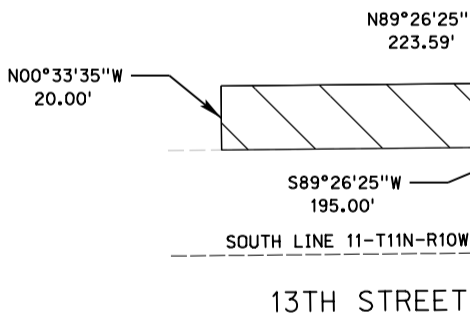
PERMANENT RIGHT OF WAY TO A TRACT OF LAND LOCATED IN THE SOUTH ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE SIXTH PRINCIPAL MERIDIAN IN HALL COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHEAST CORNER OF SAID SECTION 11, THENCE N01°54'35"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SECTION 11, 33.79 FEET; THENCE S88°05'25"W, 33.00 FEET TO A POINT AT THE INTERSECTION OF THE WEST RIGHT OF WAY OF NORTH ROAD AND THE NORTH RIGHT OF WAY OF 13TH STREET, SAID POINT BEING THE POINT OF BEGINNING; THENCE S89°26'25"W ON SAID NORTH RIGHT OF WAY OF 13TH STREET, 90.00 FEET; THENCE N74°57'03"E, 46.21 FEET; THENCE N61°37'49"E, 50.24 FEET TO A POINT ON SAID WEST RIGHT OF WAY OF NORTH ROAD; THENCE S01°54'35"E ON SAID WEST RIGHT OF WAY, 35.01 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 1,307.57 SQUARE FEET (0.030 ACRES), MORE OR LESS.

LOCATION MAP
NOT TO SCALE



MISC. TRACK 11-11-10 S1/2 S1/2 SE1/4 SE1/4



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.

LEGEND

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



EXHIBIT PROJECT NO: III672.00

DRAWN BY: CLR

DATE: JAN. 2018

13TH STREET ROADWAY IMPROVEMENT NO. 2018-P-I
GRAND ISLAND, NEBRASKA

