



City of Grand Island

Tuesday, May 8, 2018

Council Session

Item E-7

Public Hearing on Acquisition of Public Right-of-Way at 3993 West 13th Street (Leiser)

Council action will take place under Consent Agenda item G-16.

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: Public Hearing on Acquisition of Public Right-of-Way at 3993 W 13th Street (Leiser)

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.

Nebraska State Statutes stipulate that the acquisition of property requires a public hearing to be conducted with the acquisition approved by the City Council.

Discussion

Public right-of-way is needed to accommodate intersection improvements at 13th Street & North Road. The property owner has signed the necessary document to grant the property, as shown on the attached drawing.

Engineering staff of the Public Works Department negotiated with the property owner for such purchase.

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
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	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"E (ASSUMED BEARING) ON THE NORTH LINE OF SAID WEST ONE-HALF, 33.28 FEET; THENCE	\$4,961.22

	<p>S00°54'51"E, 33.00 FEET TO A POINT AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF 13TH STREET AND THE EAST RIGHT-OF-WAY OF NORTH ROAD, SAID POINT BEING THE POINT OF BEGINNING; THENCE N89°05'09"E ON SAID SOUTH RIGHT-OF-WAY OF 13TH STREET, 115.00 FEET; THENCE S65°04'13"W, 80.94 FEET; THENCE S32°22'25"W, 73.35 FEET TO A POINT ON SAID EAST RIGHT-OF-WAY OF NORTH ROAD; THENCE N01°24'11"W ON SAID EAST RIGHT-OF-WAY, 94.26 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 3,816.32 SQUARE FEET (0.088 ACRES), MORE OR LESS.</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 conduct a Public Hearing and approve acquisition of the public right-of-way from the affected property owner, in the amount of \$4,961.22.

Sample Motion

Move to approve the acquisition.

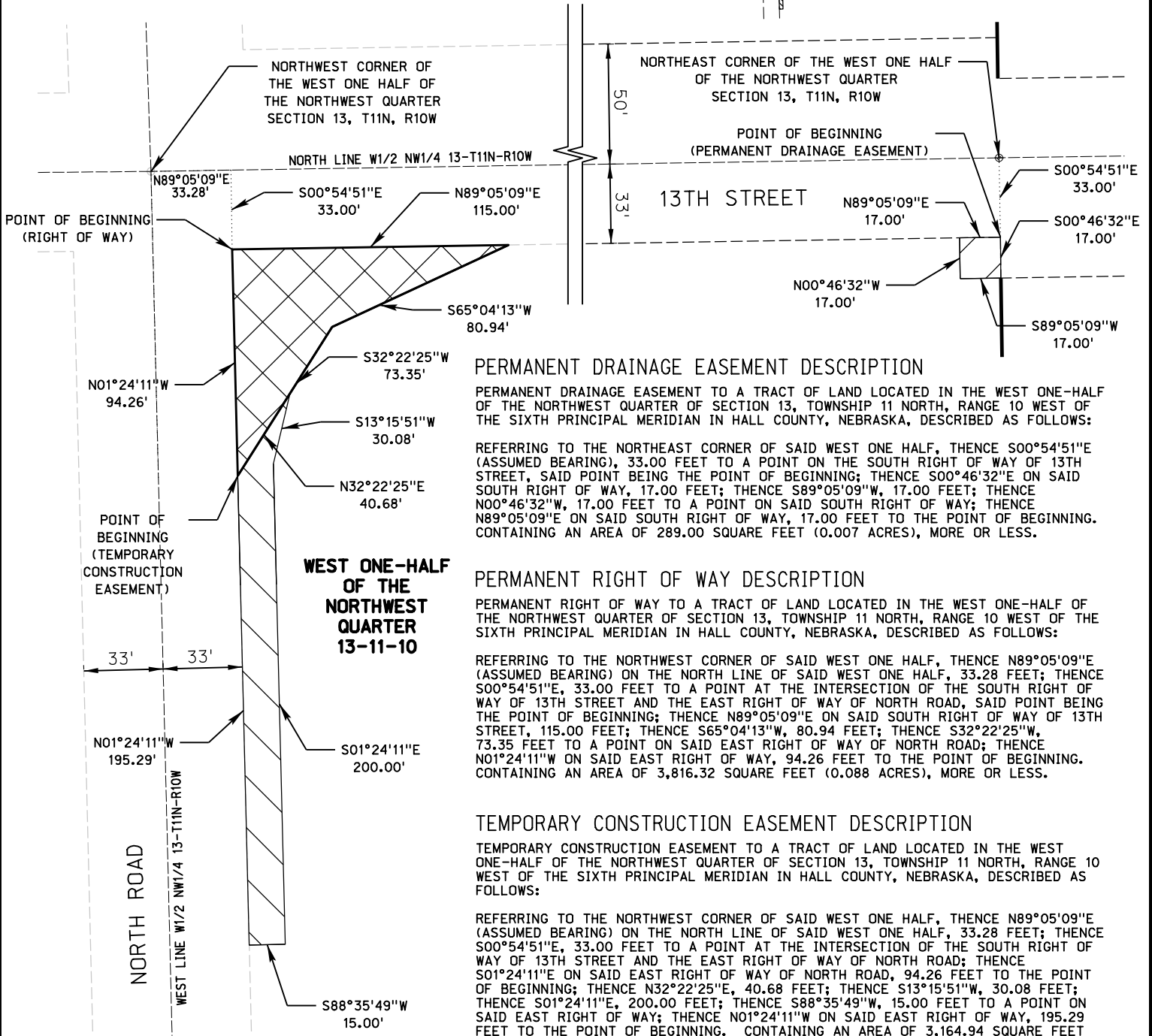
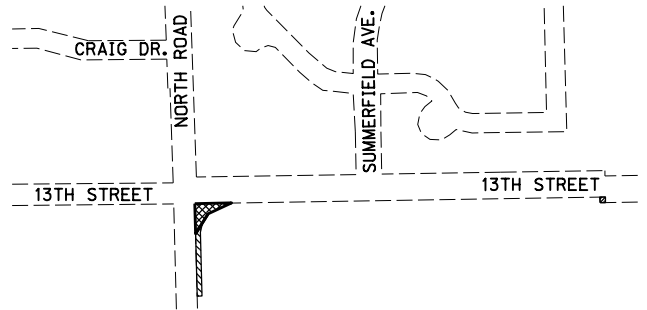
TEMPORARY CONSTRUCTION EASEMENT / PERMANENT DRAINAGE EASEMENT / NEW RIGHT OF WAY EXHIBIT

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"E (ASSUMED BEARING), 33.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY OF 13TH STREET, SAID POINT BEING THE POINT OF BEGINNING; THENCE S00°46'32"E ON SAID SOUTH RIGHT OF WAY, 17.00 FEET; THENCE S89°05'09"W, 17.00 FEET; THENCE N00°46'32"W, 17.00 FEET TO A POINT ON SAID SOUTH RIGHT OF WAY; THENCE N89°05'09"E ON SAID SOUTH RIGHT OF WAY, 17.00 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 289.00 SQUARE FEET (0.007 ACRES), MORE OR LESS.

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"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 13TH STREET AND THE EAST RIGHT OF WAY OF NORTH ROAD, SAID POINT BEING THE POINT OF BEGINNING; THENCE N89°05'09"E ON SAID SOUTH RIGHT OF WAY OF 13TH STREET, 115.00 FEET; THENCE S65°04'13"W, 80.94 FEET; THENCE S32°22'25"W, 73.35 FEET TO A POINT ON SAID EAST RIGHT OF WAY OF NORTH ROAD; THENCE N01°24'11"W ON SAID EAST RIGHT OF WAY, 94.26 FEET TO THE POINT OF BEGINNING. CONTAINING AN AREA OF 3,816.32 SQUARE FEET (0.088 ACRES), MORE OR LESS.

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"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 13TH 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.

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.

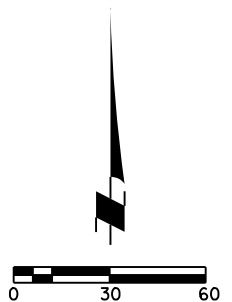


EXHIBIT PROJECT NO: III672.00

DRAWN BY: CLR

DATE: JAN. 2018

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

