



# City of Grand Island

Tuesday, April 9, 2019

Council Session

## Item I-2

**#2019-135 - Consideration of Referring Un-annexed Area of the Central Nebraska Veterans Home Property to the City Council for Consideration of Annexation**

Staff Contact: Chad Nabity

# **Council Agenda Memo**

**From:** Chad Nabity, Regional Planning Director

**Meeting:** April 9, 2019

**Subject:** Consideration of Annexation of Portions of the Central Nebraska Veterans Home Property in Section 5, Township 11 North Range 9 West of the 6<sup>th</sup> P.M. and adjacent Right-of-Way not already in the City Limits

**Presenter(s):** Chad Nabity, Regional Planning Director

## **Background**

In March of 2016 the Grand Island City Council approved a Memorandum of Agreement with the State of Nebraska to accept the Central Nebraska Veteran's Home property in two phases. The Phase 1 property was received by the City of Grand Island on April 20, 2016 and the deed to the property was recorded.

Any owner of property located adjacent to or contiguous with the municipal limits of the City of First Class may request that such property be annexed into the City. The City of Grand Island as the owner of the property in question may petition the City Council to consider annexation. Portions of this property have been previously annexed but one portion in north of the rail road tracks and west of Eagle Scout Park and the Veteran's Ball Fields remains outside the city limits.

## **Discussion**

Nebraska Revised Statute §16-117 provides for the process of annexation. Since the City is the owner of this property and as the owner is requesting this annexation, the City can consider an ordinance to annex this property at a future meeting. Based on the requirements outlined in §16-117 (7) the City can consider an ordinance for annexation and pass that ordinance after three reading by Council. City staff will prepare an annexation ordinance for consideration at the meetings schedule for April 23, 2019, May 14, 2019 and May 28, 2019.

## **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**

Administration recommends that the City, as owner of the property, petition for annexation of the property owned by the City and that the Council direct staff to bring forward an annexation ordinance for this property following the procedures outlined in Nebraska Revised Statute §16-117.

## **Sample Motion**

Move to petition for annexation and direct Staff to prepare an ordinance to that effect.

R E S O L U T I O N   2019-135

WHEREAS, in March of 2016 the Grand Island City Council approved a memorandum of agreement with the State of Nebraska providing for conveyance of the Phase 1 property of the Central Nebraska Veterans Home; and

WHEREAS, the City is the current owner of the Phase I Property, including the property identified and described in Exhibit A; and

WHEREAS, the property described in Exhibit A is adjacent to and contiguous with the Municipal Limits of the City of Grand Island; and

WHEREAS, pursuant to Nebraska State Statute §16-117 (7), the owner of property that is adjacent to and contiguous with the Municipal Limits of a City of the First Class may petition for annexation of said property; and

WHEREAS, the City of Grand Island, as owner of record, hereby petitions for annexation of the property identified as described in Exhibit A and as shown on the map Exhibit B including all property owned by the City of Grand Island along with any adjacent road right-of-way as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, the annexation petition is hereby approved, with an annexation ordinance to be brought forward at a future council meeting.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 9, 2019.

\_\_\_\_\_  
Roger G. Steele, Mayor

Attest:

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

Approved as to Form	☐ _____
April 4, 2019	☐ City Attorney

## Exhibit A

A description of the property owned by the City of Grand Island located in Section 5, Township 11 north Range 9 west of the 6<sup>th</sup> P.M. in Hall County Nebraska along with all adjacent road rights-of-way more particularly described as:

Beginning at the northeast property corner of Lot 2 Schumman Subdivision and proceeding in a northerly direction along the west line of Section 5, Township 11 north, Range 9 west of the 6<sup>th</sup> P.M. to the northeast corner of Lot 1 Lawton Subdivision, thence in a westerly direction to the northwest corner of Lot 1 Lawton Subdivision the edge of the Webb Road right of way, thence northerly along the Webb Road right of way to the Intersection of the Webb Road and Airport Road right of way, thence easterly to the west line of parcel 400187192 owned by the Nebraska Department of Transportation as right of way for U.S. Highway 281, thence north to the northwest corner of the Nebraska Department of Transportation right of way, thence easterly along the north right of way line to the current municipal limits of the City of Grand Island, thence in a southwesterly direction to a point at the southeast corner of parcel 400187192 owned by the Nebraska Department of Transportation as right of way for U.S. Highway 281, thence in a southerly direction along the municipal limits line of the City of Grand Island to the northerly right of way line of Old Nebraska Highway 2, thence in a northwesterly direction along the north right of way line of Old Nebraska Highway 2 to the west line of Section 5, Township 11 north, Range 9 west of the 6<sup>th</sup> P.M., thence north along the west line of Section 5, Township 11 north, Range 9 west of the 6<sup>th</sup> P.M. to the point of beginning.

