



City of Grand Island

Tuesday, November 24, 2020

Council Session

Item G-17

#2020-307 - Approving Temporary Construction Easement for Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2 (Parcel No. 400149524- Irvine - North of Capital Avenue, East of North Road)

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

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: November 24, 2020

Subject: Approving Temporary Construction Easement for Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2 (Parcel No. 400149524-Irvine North of Capital Avenue, East of North Road)

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

Background

The Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2 is for drainage improvements associated with the paving improvement project known as Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1. The Engineering Division of the Public Works Department is proposing a concrete curb and gutter roadway section with associated sidewalk, traffic control, drainage and all other related improvements needed to complete the project.

Discussion

A temporary construction easement is needed for Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2 to be constructed.

Public Works staff negotiated with the affected property owner for use of the temporary construction easement area, with the necessary documents signed. The cost for this easement is for the impacts to the property.

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
Pamela S. Irvine and Robin R. Irvine	A TEMPORARY EASEMENT LOCATED IN THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 1, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SW 1/4 OF SEC. 1, T11N, R10W, THENCE ON AN ASSUMED BREAIING N89°52'56"W ALONG THE SOUTH LINE OF SAID SEC. 1, A DISTANCE OF 110.00 FEET;	\$36,800.00

	<p>THENCE N00°31'57"W ALONG THE WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 105.00 FEET TO A POINT OF BEGINNING; THENCE N89°52'56"W ALONG THE NORTH LINE OF A PROPOSED RIGHT-OF-WAY TRACT, A DISTANCE OF 2126.83 FEET TO A POINT ON THE EAST LINE OF LOT 1, PRIMROSE SUBDIVISION; THENCE N00°29'56"W ALONG SAID EAST LINE OF SAID LOT 1, PRIMROSE SUBDIVISION, A DISTANCE OF 10.00 FEET; THENCE S89°52'56"E A DISTANCE OF 2126.82 FEET TO A POINT ON THE WEST LINE OF SAID INSTRUMENT #84005216; THENCE S00°31'57"E ALONG SAID WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 10.00 FEET TO A POINT OF BEGINNING. SAID TEMPORARY EASEMENT CONTAINS 0.49 ACRES MORE OR LESS.</p>	
--	--	--

TOTAL= \$36,800.00

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 Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2.

Sample Motion

Move to approve the temporary construction easement.

RESOLUTION 2020-307

WHEREAS, a temporary construction easement is required by the City of Grand Island for Capital Avenue Drainage Improvements- North Road to Moores Creek; Project No. 2020-D-2, to construct such project; and

WHEREAS, acquisition of the temporary easement is as follows:

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
<p>Pamela S. Irvine and Robin R. Irvine</p>	<p>A TEMPORARY EASEMENT LOCATED IN THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 1, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:</p> <p>COMMENCING AT THE SOUTHEAST CORNER OF THE SW 1/4 OF SEC. 1, T11N, R10W, THENCE ON AN ASSUMED BEAING N89°52'56"W ALONG THE SOUTH LINE OF SAID SEC. 1, A DISTANCE OF 110.00 FEET; THENCE N00°31'57"W ALONG THE WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 105.00 FEET TO A POINT OF BEGINNING; THENCE N89°52'56"W ALONG THE NORTH LINE OF A PROPOSED RIGHT-OF-WAY TRACT, A DISTANCE OF 2126.83 FEET TO A POINT ON THE EAST LINE OF LOT 1, PRIMROSE SUBDIVISION; THENCE N00°29'56"W ALONG SAID EAST LINE OF SAID LOT 1, PRIMROSE SUBDIVISION, A DISTANCE OF 10.00 FEET; THENCE S89°52'56"E A DISTANCE OF 2126.82 FEET TO A POINT ON THE WEST LINE OF SAID INSTRUMENT #84005216; THENCE S00°31'57"E ALONG SAID WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 10.00 FEET TO A POINT OF BEGINNING. SAID TEMPORARY EASEMENT CONTAINS 0.49 ACRES MORE OR LESS.</p>	<p>\$36,800.00</p>

TOTAL= \$36,800.00

Approved as to Form ✕ _____ November 23, 2020 ✕ City Attorney

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 acquire such temporary easement from the listed property owner, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 24, 2020.

Roger G. Steele, Mayor

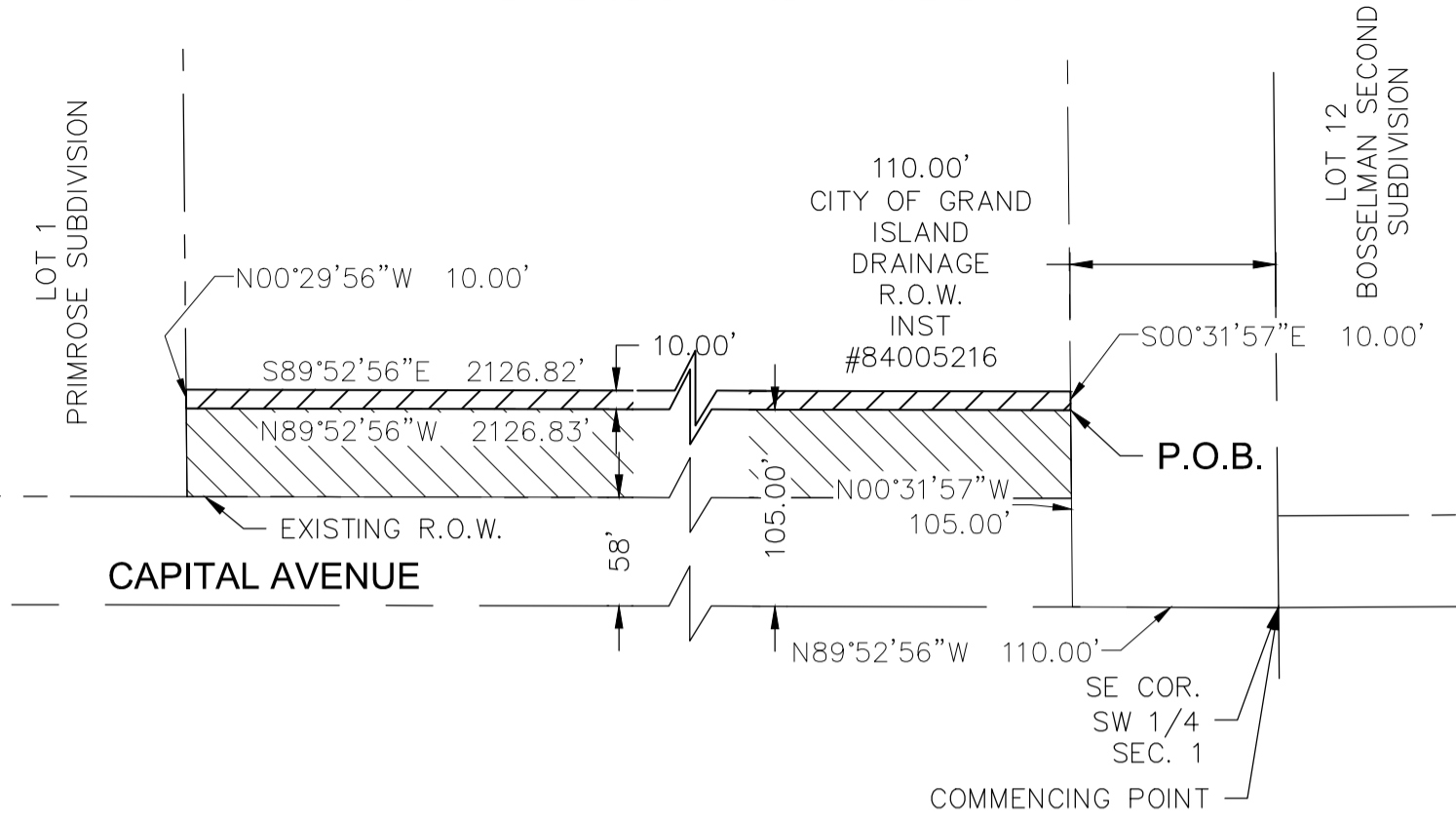
Attest:

RaNae Edwards, City Clerk

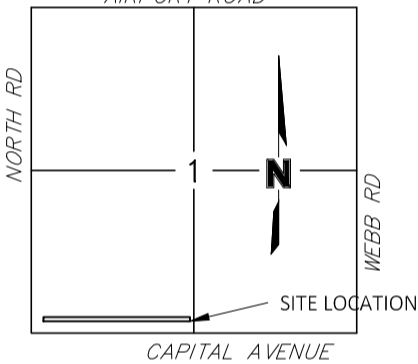
- 2 -

TEMPORARY EASEMENT

CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
CAPITAL AVENUE DRAINAGE IMPROVEMENTS



LOCATION MAP
SEC. 1 T11N-R10W
AIRPORT ROAD



LEGEND

- EXISTING PROPERTY LINE
- PROPOSED TEMPORARY EASEMENT
- PROPOSED RIGHT-OF-WAY



TEMPORARY EASEMENT DESCRIPTION

A TEMPORARY EASEMENT LOCATED IN THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 1, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SW 1/4 OF SEC. 1, T11N, R10W, THENCE ON AN ASSUMED BEARING OF N89°52'56" W ALONG THE SOUTH LINE OF SAID SEC. 1, A DISTANCE OF 110.00 FEET; THENCE N00°31'57" W ALONG THE WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 105.00 FEET TO A POINT OF BEGINNING; THENCE N89°52'56" W ALONG THE NORTH LINE OF A PROPOSED RIGHT-OF-WAY TRACT, A DISTANCE OF 2126.83 FEET TO A POINT ON THE EAST LINE OF LOT 1, PRIMROSE SUBDIVISION; THENCE N00°29'56" W ALONG SAID EAST LINE OF SAID LOT 1, PRIMROSE SUBDIVISION, A DISTANCE OF 10.00 FEET; THENCE S89°52'56" E A DISTANCE OF 2126.82 FEET TO A POINT ON THE WEST LINE OF SAID INSTRUMENT #84005216; THENCE S00°31'57" E ALONG SAID WEST LINE OF INSTRUMENT #84005216, A DISTANCE OF 10.00 FEET TO A POINT OF BEGINNING. SAID TEMPORARY EASEMENT CONTAINS 0.49 ACRES MORE OR LESS.

USER: Istoltenberg
 F:\2020\0501-1000\020-0583\40-Design\Exhibits\TE_LEGAL_11.16.2020.dwg
 DATE: Nov 18, 2020 12:58pm
 XREFS: V_XRWAY_0200583

PROJECT NO: 020-0583	TEMPORARY EASEMENT	olsson	201 East 2nd Street Grand Island, NE 68801 TEL 308.384.8750	EXHIBIT
DRAWN BY: LS				
DATE: 11.18.2020				