



# City of Grand Island

Tuesday, November 9, 2021

Council Session

## Item E-6

**Public Hearing on Acquisition of Public Drainage Easement for  
North Road- Old Potash Highway to 13th Street Roadway  
Improvements; Project No. 2019-P-6 (The Leiser Trust- North of  
Faidley Avenue; East of North Road)**

*Council action will take place under Consent Agenda item G-13.*

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

# **Council Agenda Memo**

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

**Meeting:** November 9, 2021

**Subject:** Public Hearing on Acquisition of Public Drainage Easement for North Road- Old Potash Highway to 13<sup>th</sup> Street Roadway Improvements; Project No. 2019-P-6 (The Leiser Trust- North of Faidley Avenue; East of North Road)

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

## **Background**

The North Road- Old Potash Highway to 13<sup>th</sup> Street Roadway Improvements; Project No. 2019-P-6 is for the improvement of North Road from just north of the intersection with Old Potash Highway to the intersection with 13<sup>th</sup> Street. The Engineering Division of the Public Works Department is proposing a concrete curb and gutter roadway section with associated sidewalk, traffic control, drainage and related improvements needed to complete the project.

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**

A public drainage easement is needed to accommodate the roadway improvements along North Road. The property owner has signed the necessary documents 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.

<b><i>Property Owner</i></b>	<b><i>Legal Description</i></b>	<b><i>Amount</i></b>
The Leiser Trust	<p>AN EASEMENT IN THE WEST ½ NORTHWEST ¼ OF SECTION 13, TOWNSHIP 11 NORTH, RANGE TEN (10) WEST OF THE 6<sup>TH</sup> P.M., BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:</p> <p>COMMENCING AT THE SOUTHWEST CORNER OF THE WEST ½ NORTHWEST ¼, THENCE N89°14'43"W, A DISTANCE OF THIRTY THREE (33) FEET TO THE ACTUAL POINT OF BEGINNING; THENCE ALONG THE SOUTH LINE OF THE WEST ½ NORTHWEST ¼ ON A BEARING OF N89°14'43"E, A DISTANCE OF ONE HUNDRED THIRTY THREE (133) FEET; THENCE N01°24'14"W, A DISTANCE OF THIRTY (30) FEET; THENCE S89°14'43", A DISTANCE OF ONE HUNDRED THIRTY THREE (133) FEET; THENCE S01°24'14"E, A DISTANCE OF THIRTY (30) FEET TO THE POINT OF BEGINNING, CONTAINING 3990.00 SQUARE FEET MORE OR LESS.</p>	\$3,450.00

### **Alternatives**

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

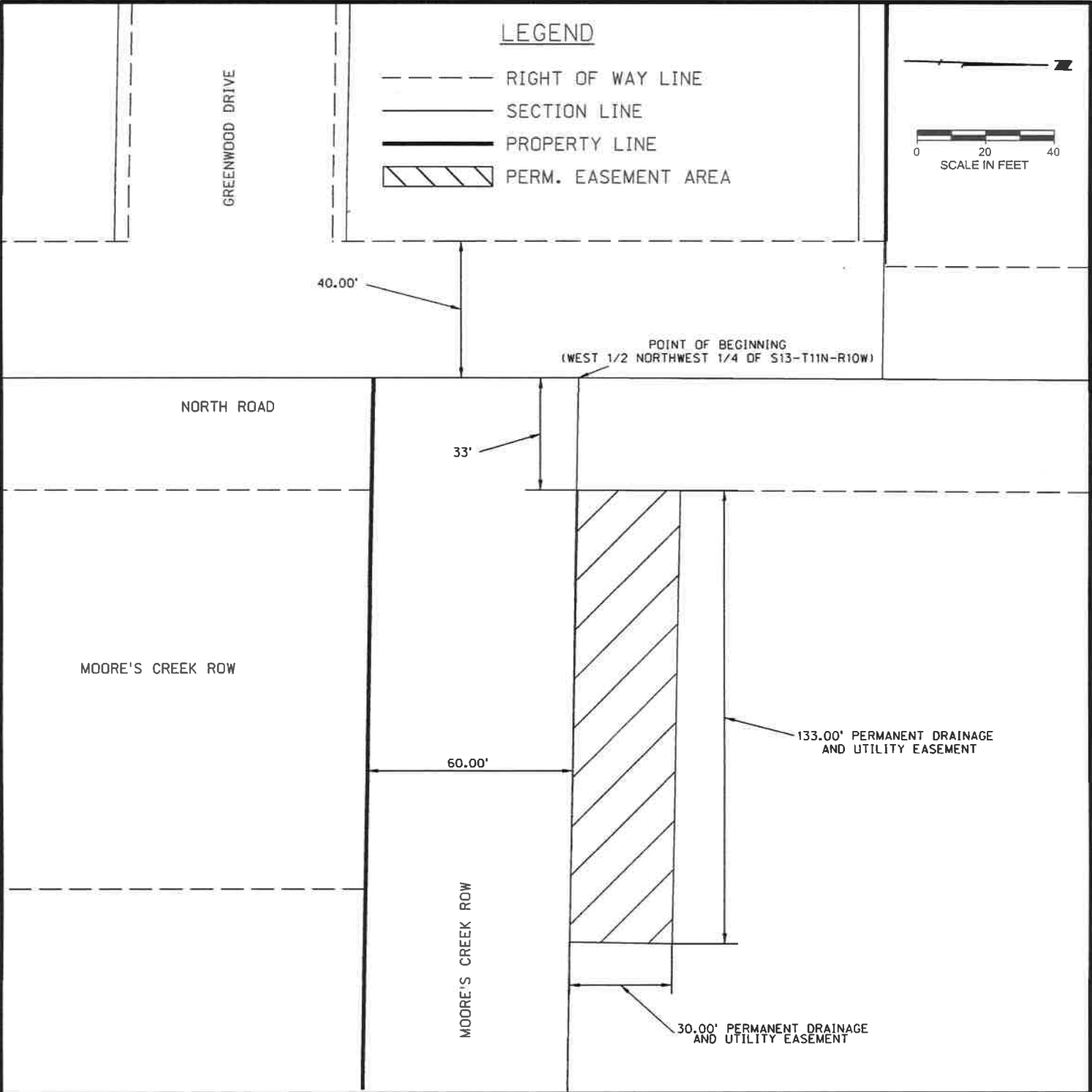
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council conduct a Public Hearing and approve acquisition of the public drainage easement from the affected property owner for North Road- Old Potash Highway to 13<sup>th</sup> Street Roadway Improvements; Project No. 2019-P-6, in the amount of \$3,450.00.

### **Sample Motion**

Move to approve the acquisition.



PERMANENT DRAINAGE AND UTILITY EASEMENT DESCRIPTION

AN EASEMENT IN THE WEST 1/2 NORTHWEST 1/4 OF SECTION 13 TOWNSHIP 11 NORTH RANGE 10 WEST OF THE 6<sup>TH</sup> P.M. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

COMMENCING AT THE SOUTHWEST CORNER OF THE WEST 1/2 NORTHWEST 1/4, THENCE N 89°14'43" W, A DISTANCE OF THIRTY THREE (33.00') FEET TO THE ACTUAL POINT OF BEGINNING; THENCE ALONG THE SOUTH LINE OF THE WEST 1/2 NORTHWEST 1/4 ON A BEARING OF N 89°14'43" E, A DISTANCE OF ONE HUNDRED THIRTY THREE(133.00') FEET; THENCE N 01°24'14" W, A DISTANCE OF THIRTY (30.00') FEET; THENCE S 89°14'43", A DISTANCE OF ONE HUNDRED THIRTY THREE (133.00') FEET; THENCE S 01°24'14" E, A DISTANCE OF THIRTY (30.00') FEET TO THE POINT OF BEGINNING, CONTAINING 3990.000 SQUARE FEET MORE OR LESS