



# City of Grand Island

Tuesday, November 23, 2021

Council Session

## Item G-9

**#2021-333 - Approving Acquisition of Public Utility Easement for Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1**

*This item relates to the aforementioned Public Hearing item E-3.*

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

# RESOLUTION 2020-333

WHEREAS, a public utility easement is required by the City of Grand Island, from affected property owners in Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1 project area:

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
Martin Montelongo and Maria S. Montelongo	A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 3, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 3; THENCE ON AN ASSUMED BEARING OF S00°07'04"W ALONG THE EAST LINE OF SAID LOT 3, A DISTANCE OF 12.00 FEET; THENCE N89°53'03"W PARALLEL TO AND 12.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 5.00 FEET; THENCE N00°07'04"E PARALLEL TO AND 5.00 FEET WEST OF THE EAST LINE OF SAID LOT 3, A DISTANCE OF 12.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 3, POINT ALSO BEING ON THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE; THENCE S89°53'03"E ALONG THE NORTH LINE OF SAID LOT 3, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF SAID CAPITAL AVENUE, A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 60 SF MORE OR LESS.	\$100.00
Tommy Lee Anderson	A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 4, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 4; THENCE ON AN ASSUMED BEARING OF N89°57'05"E ALONG THE NORTH LINE OF SAID LOT 4, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE, A DISTANCE OF 5.00 FEET; THENCE S00°07'04"W PARALLEL TO AND 5.00 FEET EAST OF THE WEST LINE OF SAID LOT 4, A DISTANCE OF 12.00 FEET; THENCE S89°57'05"W PARALLEL TO AND 12.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 5.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 4; THENCE N00°07'04"E ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 12.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 60 SF MORE OR LESS. AND A PERMANENT UTILITY EASEMENT LOCATED IN LOT 4, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 4, THENCE ON AN ASSUMED BEARING OF S00°07'04"W ALONG THE EAST LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET;	\$160.00

Approved as to Form    ☐ \_\_\_\_\_  
November 19, 2021    ☐ City Attorney

	THENCE S89°57'05"W PARALLEL TO AND 10.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET; THENCE N00°07'04"E PARALLEL TO AND 10.00 FEET WEST OF THE EAST LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 4; THENCE N89°57'05"E ALONG THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT UTILITY EASEMENT CONTAINS 100 SF MORE OR LESS.	
TS12, LLC	A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 1, STERLING ESTATES SECOND SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE ON AN ASSUMED BEARING OF S89°52'30"W ALONG THE NORTH LINE OF SAID LOT 1, SAID LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE, A DISTANCE OF 80.53 FEET TO THE POINT OF BEGINNING; THENCE S00°07'30"W A DISTANCE OF 10.27 FEET; THENCE N89°52'30"W A DISTANCE OF 10.00 FEET; THENCE N00°07'30"E A DISTANCE OF 10.27 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 1; THENCE S89°52'30"E ALONG THE NORTH LINE OF SAID LOT 1, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF SAID CAPITAL AVENUE, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 103 SF MORE OR LESS.	Donated

***Total cost of Permanent Easements= \$260.00***

WHEREAS, Agreements for the public utility easements have 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 enter into the Agreements for the public utility easements on the above described tracts of land.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreements on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 23, 2021.

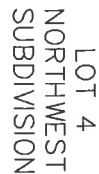
\_\_\_\_\_  
Roger G. Steele, Mayor

Attest:

\_\_\_\_\_  
- 2 -

RaNae Edwards, City Clerk

CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA  
TRACT NO. 3  
CAPITAL AVENUE PAVING IMPROVEMENTS



SEC. 12 T11N-R10W



A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 3, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 3; THENCE ON AN ASSUMED BEARING OF S00°07'04" W ALONG THE EAST LINE OF SAID LOT 3, A DISTANCE OF 12.00 FEET; THENCE N89°53'03" W PARALLEL TO AND 12.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 5.00 FEET; THENCE N00°07'04" E PARALLEL TO AND 5.00 FEET WEST OF THE EAST LINE OF SAID LOT 3, A DISTANCE OF 12.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 3, POINT ALSO BEING ON THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE; THENCE S89°53'03" E ALONG THE NORTH LINE OF SAID LOT 3, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF SAID CAPITAL AVENUE, A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 60 SF MORE OR LESS.

USER: Istoltenberg

DWG: F:\2020\0501-1000\020-0583\40-Design\Exhibits\ROW & Easements\PE\03\_PE\_200583.dwg  
DATE: Jan 18, 2021 9:31am XREFS: V\_XRWAY-ROADWAY\_0200583

PROJECT NO: 020-0583

DRAWN BY: LS

DATE: 1.18.2021

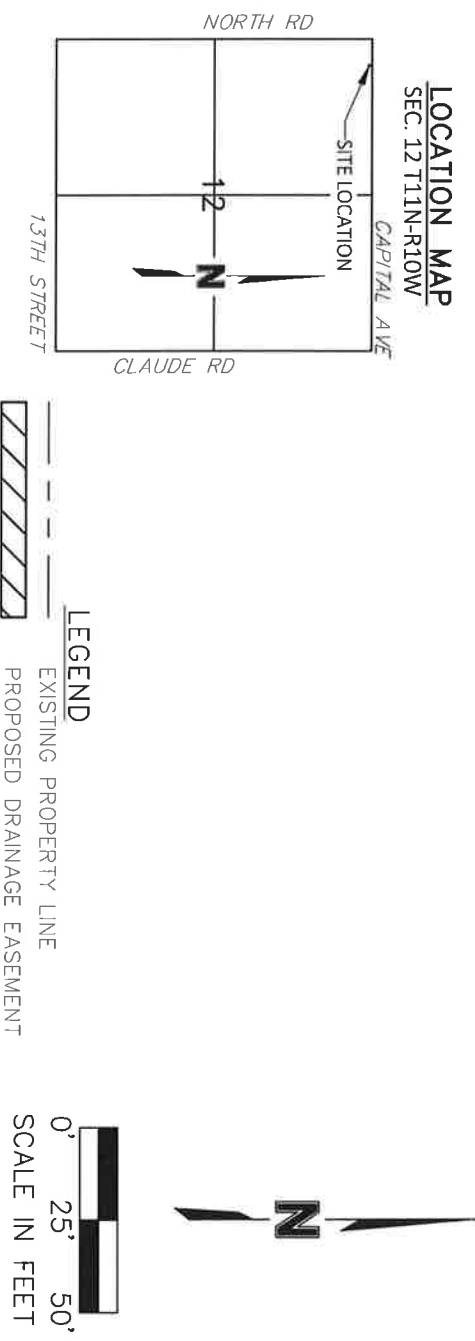
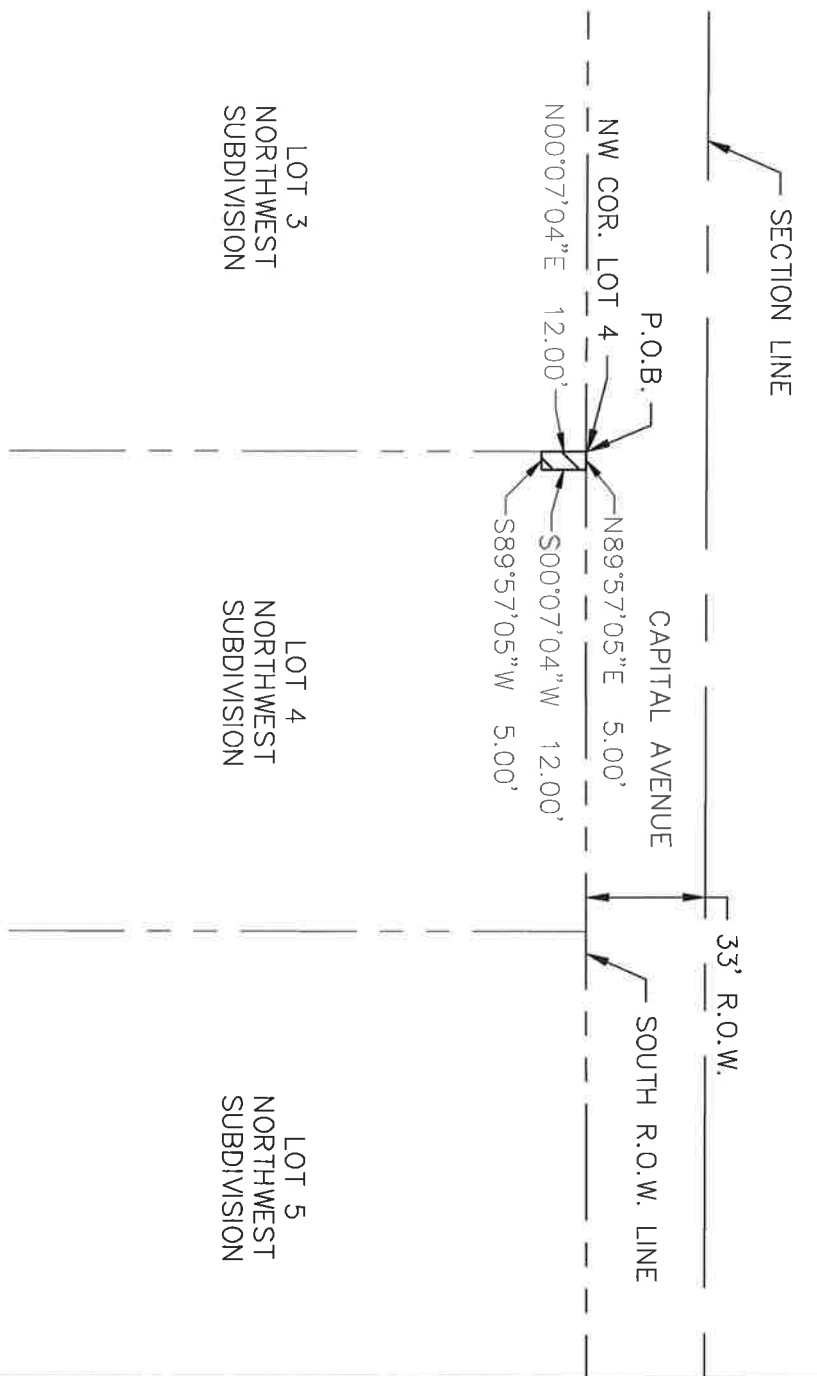
# PERMANENT EASEMENT

**olsson**

201 East 2nd Street  
Grand Island, NE 68801  
TEL 308.384.8750

**EXHIBIT**

# ***DRAINAGE EASEMENT*** CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA TRACT NO. 4 CAPITAL AVENUE PAVING IMPROVEMENTS



## **DRAINAGE EASEMENT DESCRIPTION**

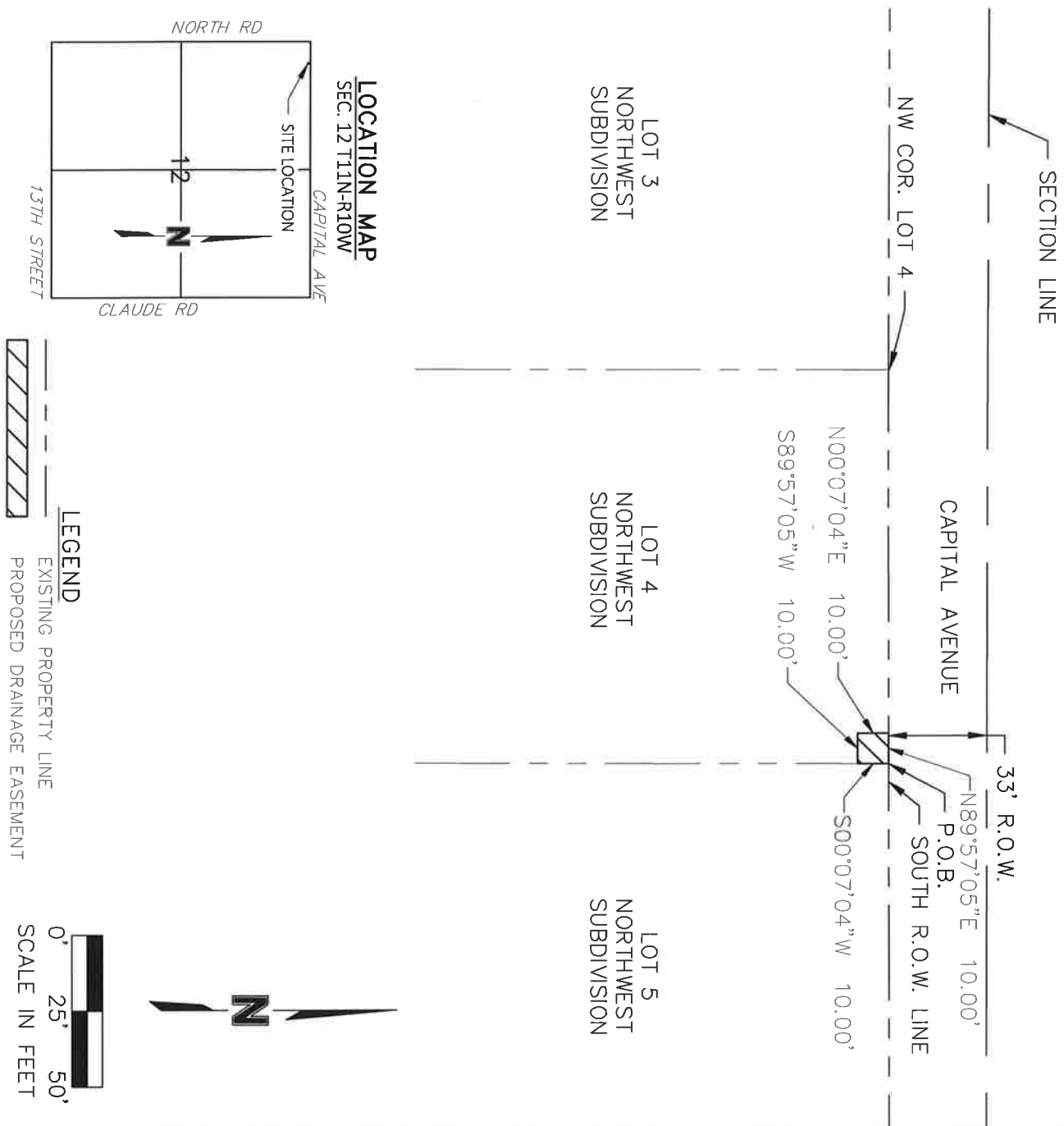
A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 4, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 4; THENCE ON AN ASSUMED BEARING OF N89°57'05"E ALONG THE NORTH LINE OF SAID LOT 4, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE, A DISTANCE OF 5.00 FEET; THENCE S00°07'04"W PARALLEL TO AND 5.00 FEET EAST OF THE WEST LINE OF SAID LOT 4, A DISTANCE OF 12.00 FEET; THENCE S89°57'05"W PARALLEL TO AND 12.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 5.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 4; THENCE N00°07'04"E ALONG THE WEST LINE OF SAID LOT 4, A DISTANCE OF 12.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 60 SF MORE OR LESS.

PROJECT NO: 020-0583	PERMANENT EASEMENT	<p>201 East 2nd Street  Grand Island, NE 68801  TEL 308.384.8750</p>	EXHIBIT
DRAWN BY: LS			1
DATE: 1.18.2021			

DWG: F:\2020\0501-1000\020-0583\40-Design\Exhibits\ROW & Easements\P.E\04\_PE\_200583.dwg  
DATE: Jan 18, 2021 9:39am  
XREFS: V\_XRWAY-ROADWAY\_0200583  
USER: lstoltenberg

CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA  
TRACT NO. 4  
CAPITAL AVENUE PAVING IMPROVEMENTS



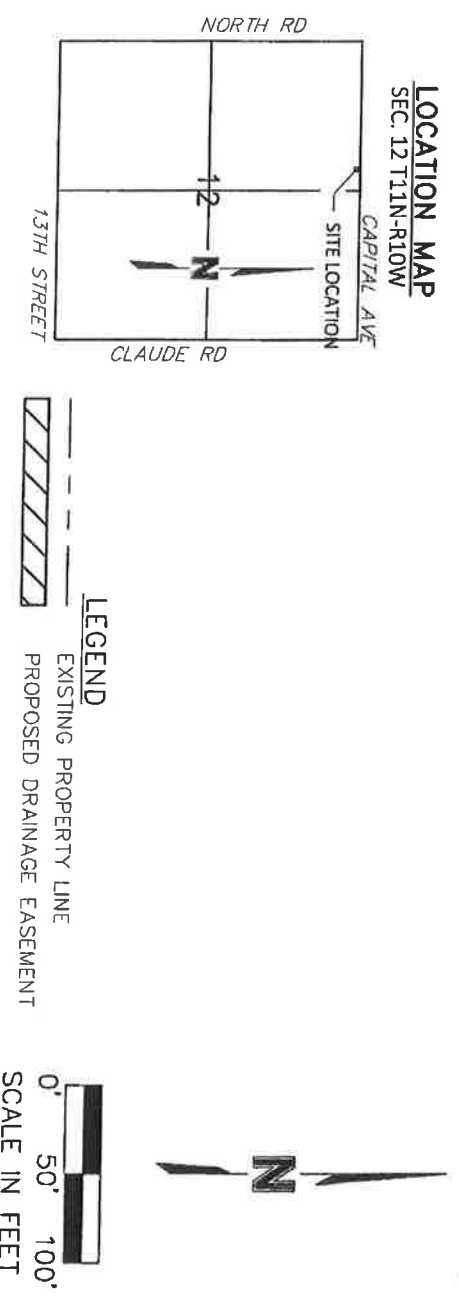
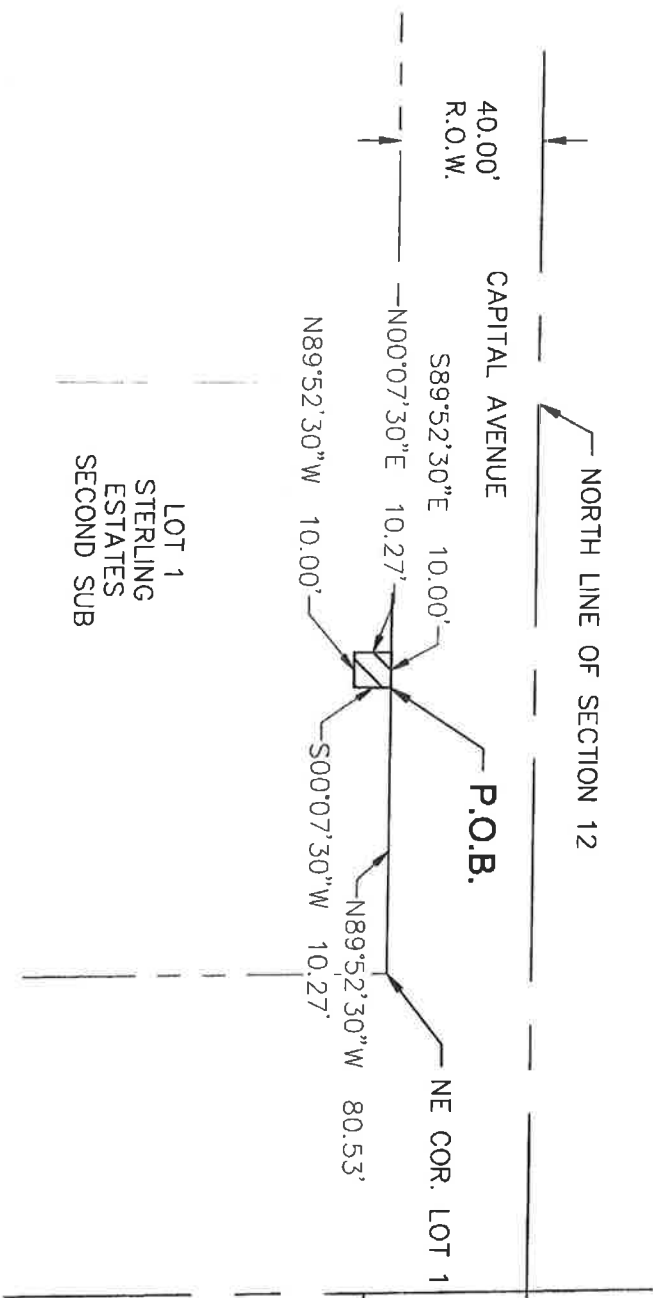
A PERMANENT UTILITY EASEMENT LOCATED IN LOT 4, NORTHWEST SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 4; THENCE ON AN ASSUMED BEARING OF S00°07'04"W ALONG THE EAST LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET; THENCE S89°57'05"W PARALLEL TO AND 10.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET; THENCE N00°07'04"E PARALLEL TO AND 10.00 FEET WEST OF THE EAST LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 4; THENCE N89°57'05"E ALONG THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT UTILITY EASEMENT CONTAINS 100 SF MORE OR LESS.

DWG: F:\2020\0501-1000\020--0583\40-Design\Exhibits\ROW & Easements\PE\04\_PE\_200583.dwg USER: zloomis  
DATE: Jan 27, 2021 9:43am XREFS: V\_XRWAY-ROADWAY\_0200583

PROJECT NO: 020-05683	PERMANENT EASEMENT	 201 East 2nd Street Grand Island, NE 68801 TEL. 308.384.8750	EXHIBIT
DRAWN BY: LS			1
DATE: 1.27.2021			

# **DRAINAGE EASEMENT** CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA TRACT NO. 12 CAPITAL AVENUE PAVING IMPROVEMENTS



## **DRAINAGE EASEMENT DESCRIPTION**

A PERMANENT DRAINAGE EASEMENT LOCATED IN LOT 1, STERLING ESTATES SECOND SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE ON AN ASSUMED BEARING OF S89°52'30"W ALONG THE NORTH LINE OF SAID LOT 1, SAID LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF CAPITAL AVENUE, A DISTANCE OF 80.53 FEET TO THE POINT OF BEGINNING; THENCE S00°07'30"W A DISTANCE OF 10.27 FEET; THENCE N89°52'30"W A DISTANCE OF 10.00 FEET; THENCE N00°07'30"E A DISTANCE OF 10.27 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 1; THENCE S89°52'30"E ALONG THE NORTH LINE OF SAID LOT 1, LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF SAID CAPITAL AVENUE, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 103 SF MORE OR LESS.

DWG: F:\2020\0501-1000\020-0583\40-Design\Exhibits\ROW & Easements\P.E\12_PE_200583.DWG DATE: Jan 18, 2021 11:33am XREFS: V_XRWAY-ROADWAY_0200583		USER: Istoltenberg	
PROJECT NO: 020-0583	PERMANENT EASEMENT		<p>201 East 2nd Street Grand Island, NE 68801 TEL 308.384.8750</p>
DRAWN BY: LS			
DATE: 1.18.2021			
			EXHIBIT 1