



City of Grand Island

Tuesday, January 11, 2022

Council Session

Item E-3

Public Hearing on Acquisition of Public Drainage Easement for Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1

Council action will take place under Consent Agenda item G-11.

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

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: January 11, 2022

Subject: Public Hearing on Acquisition of Public Drainage Easement for Capital Avenue - Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1

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

Background

The Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1 is for the improvement of Capital Avenue from the Moores Creek Drainway to the roundabout at North Road. This will be a concrete curb and gutter roadway section with associated sidewalk, traffic control, drainage and all other 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.

On October 12, 2021, via Resolution No. 2021-271, Grand Island City Council approved award of Capital Avenue - Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1 construction to Elsbury Construction, LLC of Grand Island, Nebraska in the amount of \$1,449,756.86.

Discussion

Public drainage easements are needed to accommodate the roadway improvements along Capital Avenue. The property owner has signed the necessary documents to grant the property, as shown on the attached exhibits.

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

| <i>Property Owner</i> | <i>Legal Description</i> | <i>Amount</i> |
|--|---|----------------|
| <p>Starostka Group Unlimited, Inc.</p> | <p>A PERMANENT DRAINAGE EASEMENT LOCATED IN PART OF THE NORTH HALF (N1/2) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 12, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:</p> <p>BEGINNING AT THE NORTHWEST CORNER OF LOT 1, STERLING ESTATES NINTH SUBDIVISION; THENCE ON AN ASSUMED BEARING S00°06'28"W ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 98.00 FEET; THENCE N89°53'32"W A DISTANCE OF 10.00 FEET; THENCE N00°06'28"E PARALLEL TO AND 10.00 FEET WEST OF THE WEST LINE OF SAID LOT 1, A DISTANCE OF 98.00 FEET; THENCE S89°52'56"E A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 980 SF MORE OR LESS.</p> <p style="text-align: center;">AND</p> <p>A PERMANENT DRAINAGE EASEMENT LOCATED IN PART OF THE NORTH HALF (N1/2) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 12, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:</p> <p>COMMENCING AT THE NORTHEAST CORNER OF NORTHWEST SUBDIVISION; THENCE ON AN ASSUMED BEARING S00°36'36"E ALONG THE EAST LINE OF SAID NORTHWEST SUBDIVISION, A DISTANCE OF 33.00 FEET; THENCE S00°25'18"E ALONG THE EAST LINE OF SAID NORTHWEST SUBDIVISION, A DISTANCE OF 7.00 FEET; THENCE S89°52'56"E A DISTANCE OF 12.11 FEET TO THE POINT OF BEGINNING; THENCE S89°52'56"E A DISTANCE OF 20.00 FEET; THENCE S38°22'48"W A DISTANCE OF 31.84 FEET; THENCE N00°32'01"W A DISTANCE OF 25.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 250 SF MORE OR LESS.</p> | <p>DONATED</p> |

Total cost of Permanent Easements= DONATED

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

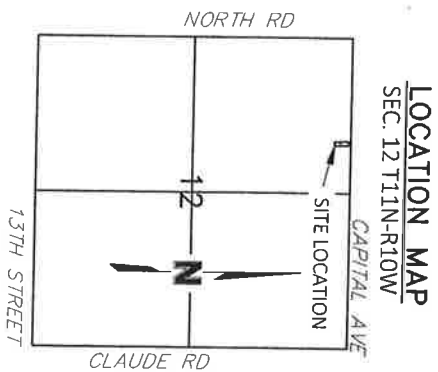
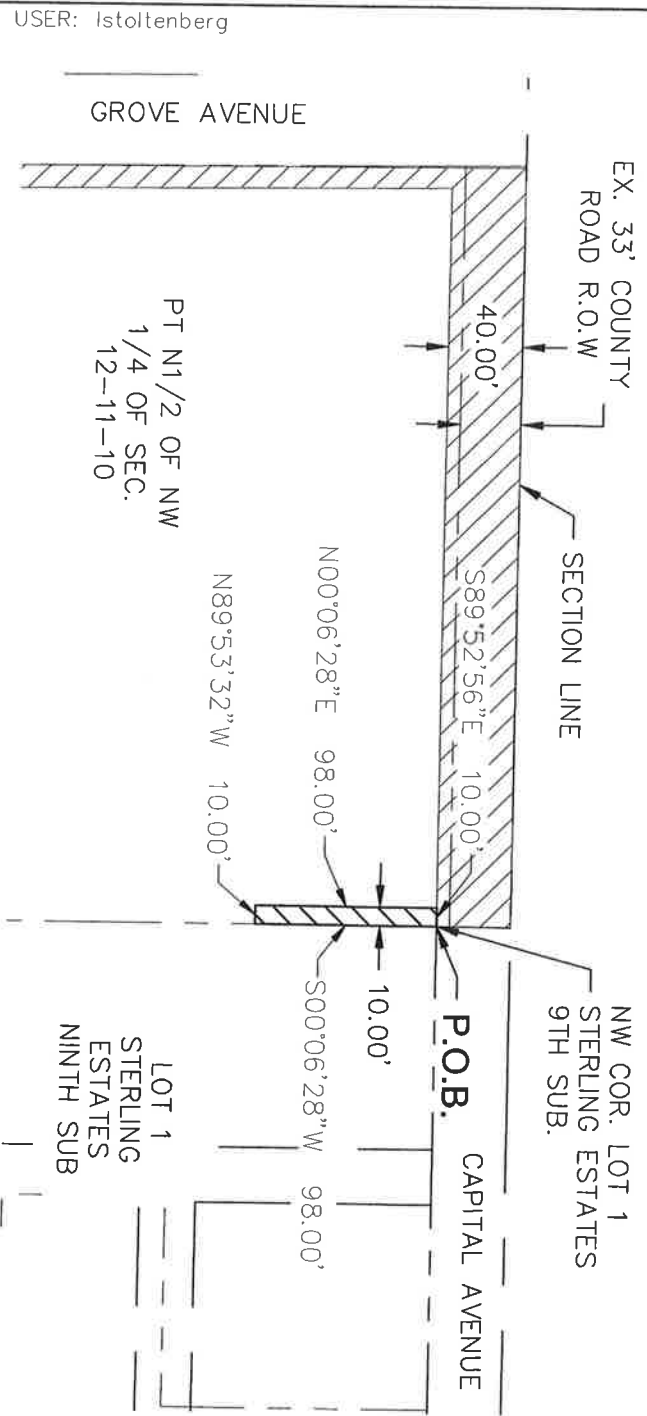
Recommendation

City Administration recommends that the Council conduct a Public Hearing and approve acquisition of the public drainage easements from the affected property owner for Capital Avenue- Moores Creek Drainway to North Road Roadway Improvements; Project No. 2020-P-1, at no cost.

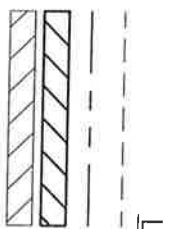
Sample Motion

Move to approve the acquisitions.

DRAINAGE EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 TRACT NO. 9
 CAPITAL AVENUE PAVING IMPROVEMENTS



LOCATION MAP
 SEC. 12 T11N-R10W



LEGEND



DRAINAGE EASEMENT DESCRIPTION

A PERMANENT DRAINAGE EASEMENT LOCATED IN PART OF THE NORTH HALF (N1/2) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 12, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 1, STERLING ESTATES NINTH SUBDIVISION; THENCE ON AN ASSUMED BEARING S00°06'28"W ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 98.00 FEET; THENCE N89°53'32"W A DISTANCE OF 10.00 FEET; THENCE N00°06'28"E PARALLEL TO AND 10.00 FEET WEST OF THE WEST LINE OF SAID LOT 1, A DISTANCE OF 98.00 FEET; THENCE S89°52'56"E A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING. SAID PERMANENT DRAINAGE EASEMENT CONTAINS 980 SF MORE OR LESS.

USER: Istollenberg

DWG: F:\2020\0501-1000\020-0583\40-Design\Exhibits\ROW & Easements\P,E\09A_PE_200583.dwg
 DATE: Sep 08, 2021 8:46am XREFS: V_XRWAY-ROADWAY_0200583

PROJECT NO: 020-0583
 DRAWN BY: LS
 DATE: 9.8.2021

PERMANENT EASEMENT

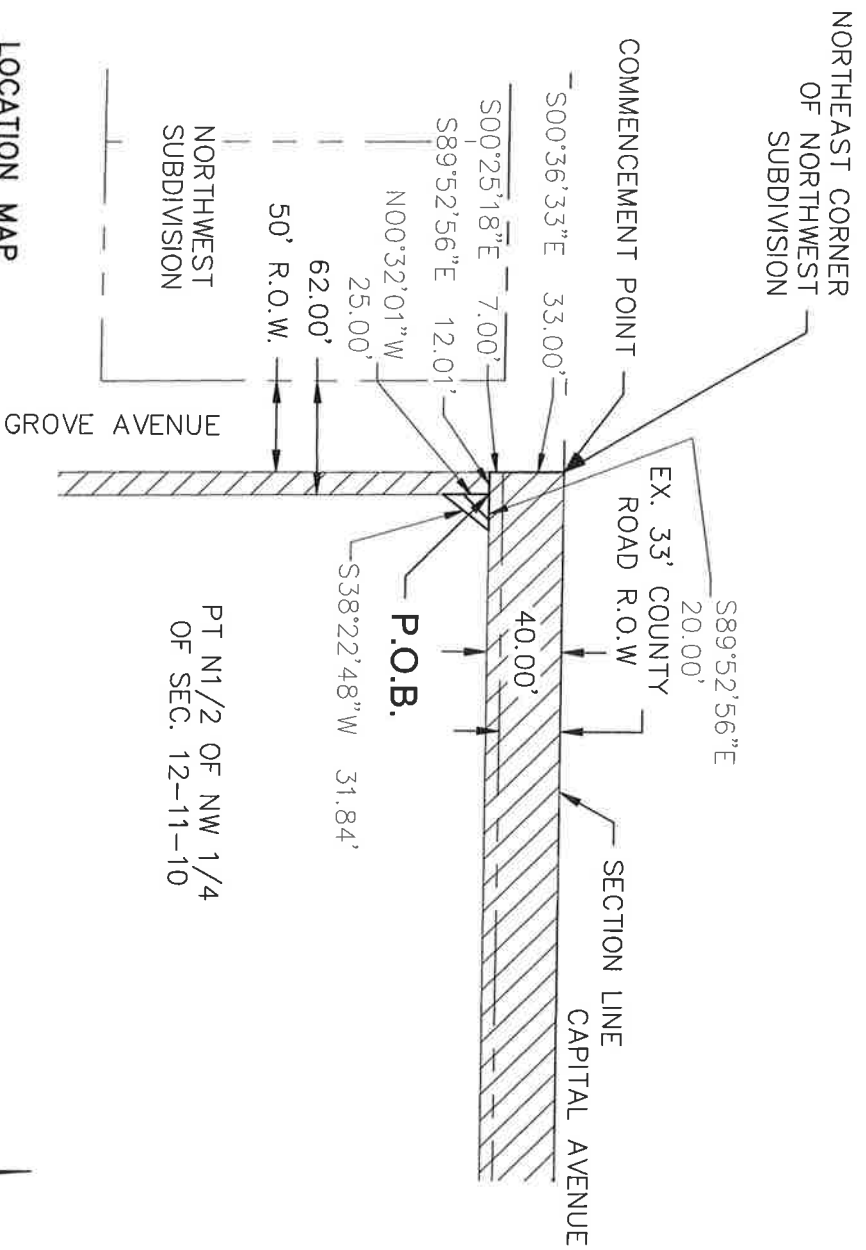
Olsson

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

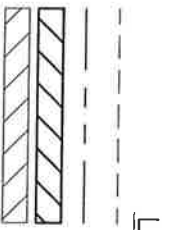
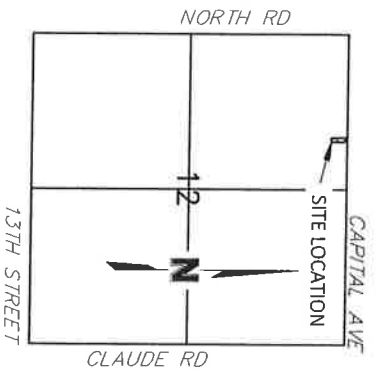
EXHIBIT

1

DRAINAGE EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 TRACT NO. 9
 CAPITAL AVENUE PAVING IMPROVEMENTS



LOCATION MAP
 SEC. 12 T11N-R10W



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COMMENCING AT THE NORTHEAST CORNER OF NORTHWEST SUBDIVISION; THENCE ON AN ASSUMED BEARING S00°36'33\"/>

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 DATE: Oct 04, 2021 7:05am XREFS: V_XRWAY-ROADWAY_0200583

PROJECT NO: 020-0583
 DRAWN BY: LS
 DATE: 10.4.2021

PERMANENT EASEMENT



201 East 2nd Street
 Grand Island, NE 68801
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EXHIBIT

1