



City of Grand Island

Tuesday, September 27, 2022

Council Session

Item E-2

Public Hearing on Acquisition of Public Right-of-Way for Circle Drive Drainage Improvements; Project No. 2022-D-1 (Michael & Jean Wilson and LA Rentals, LLC)

Council action will take place under Consent item G-5.

Staff Contact: Keith Kurz PE, Interim Public Works Director

Council Agenda Memo

From: Keith Kurz PE, Interim Public Works Director

Meeting: September 27, 2022

Subject: Public Hearing on Acquisition of Public Right-of-Way for Circle Drive Drainage Improvements; Project No. 2022-D-1 (Michael & Jean Wilson and LA Rentals, LLC)

Presenter(s): Keith Kurz PE, Interim Public Works Director

Background

On March 8, 2022 Street Improvement District No. 1266; Circle Drive, which consists of the northwest area of Stewart Place Subdivision was presented to City Council for creation. Upon Council discussion Public Works was directed to design, bid and construct this paving and drainage improvement at City cost, rather than through the assessment district.

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

Public right-of-way is needed to accommodate one of the connections from Diers Avenue to the new Claude Road section. 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.

<i>Property Owner</i>	<i>Legal Description</i>
Michael R Wilson and Jean A Wilson	A PARCEL OF LAND LOCATED IN LOT 11, BLOCK 1, STEWART PLACE SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: REFERRING TO THE SOUTHEAST CORNER OF LOT 11, BLOCK 1, STEWART PLACE SUBDIVISION; THENCE NORTHERLY ON THE EAST LINE OF SAID LOT 11, A DISTANCE OF 53 FEET, MORE OR LESS TO THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED AND RECORDED IN INSTRUMENT NUMBER 78-002917 AND THE POINT OF BEGINNING; THENCE N00°03'12"E (ASSUMED BEARING) CONTINUING ON THE EAST LINE OF SAID LOT 11, A DISTANCE OF 18.00 FEET; THENCE N88°39'25"W, PARALLEL WITH AND 18.00 FEET DISTANT

	FROM THE SOUTH LINE OF SAID PARCEL, A DISTANCE OF 57.97 FEET TO THE WEST LINE OF SAID PARCEL; THENCE S00°02'56"W ON SAID WEST LINE, A DISTANCE OF 18.00 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL; THENCE S88°39'25"E ON SAID SOUTH LINE, A DISTANCE OF 57.97 FEET TO THE POINT OF BEGINNING, CONTAINING 1043 SQUIRE FEET, MORE OR LESS.
LA Rentals, LLC	A PARCEL OF LAND LOCATED IN LOT 11, BLOCK 1, STEWART SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: REFERRING TO THE SOUTHWEST CORNER OF LOT 11, BLOCK 1, STEWART PLACE SUBDIVISION; THENCE NORTHERLY ON THE WEST LINE OF SAID LOT 11, A DISTANCE OF 50 FEET, MORE OR LESS TO THE SOUTHWEST CORNER OF A PARCEL OF LAND DESCRIBED AND RECORDED IN INSTRUMENT NUMBER 2018-07816 AND THE POINT OF BEGINNING; THENCE N00°01'10"E (ASSUMED BEARING) CONTINUING ON SAID WEST LINE, A DISTANCE OF 21.00 FEET; THENCE S88°45'38"E, PARALLEL WITH AND 21.00 FEET DISTANT FROM THE SOUTH LINE OF SAID PARCEL, A DISTANCE OF 91.91 FEET TO THE EAST LINE OF SAID PARCEL; THENCE S00°02'56"W ON SAID EAST LINE, A DISTANCE OF 21.00 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL; THENCE N88°45'38"W ON SAID SOUTH LINE, A DISTANCE OF 91.90 FEET TO THE POINT OF BEGINNING, CONTAINING 1930 SQUARE FEET, MORE OR LESS.

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

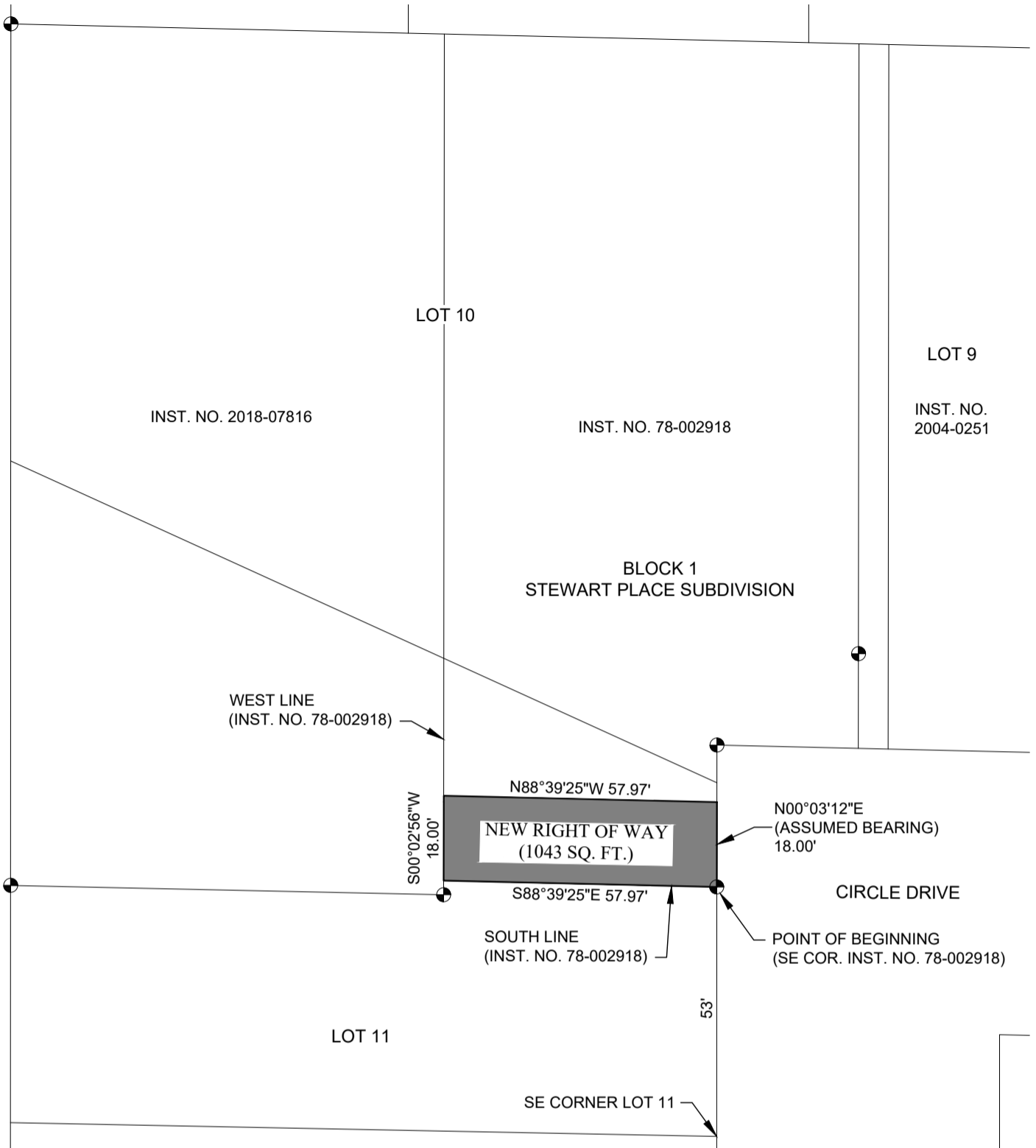
Recommendation

City Administration recommends that the Council conduct a Public Hearing and approve acquisition of the public right-of-way from the affected property owners, at no cost to the City.

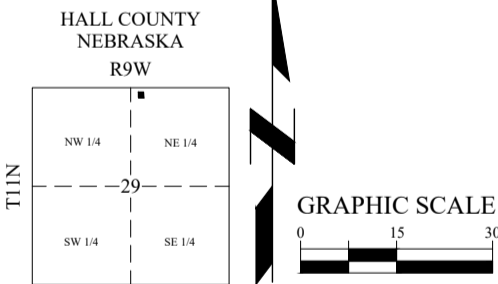
Sample Motion

Move to approve the acquisitions.

NEW RIGHT OF WAY EXHIBIT



VICINITY SKETCH



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NOTE: ALL BEARINGS ARE ASSUMED.

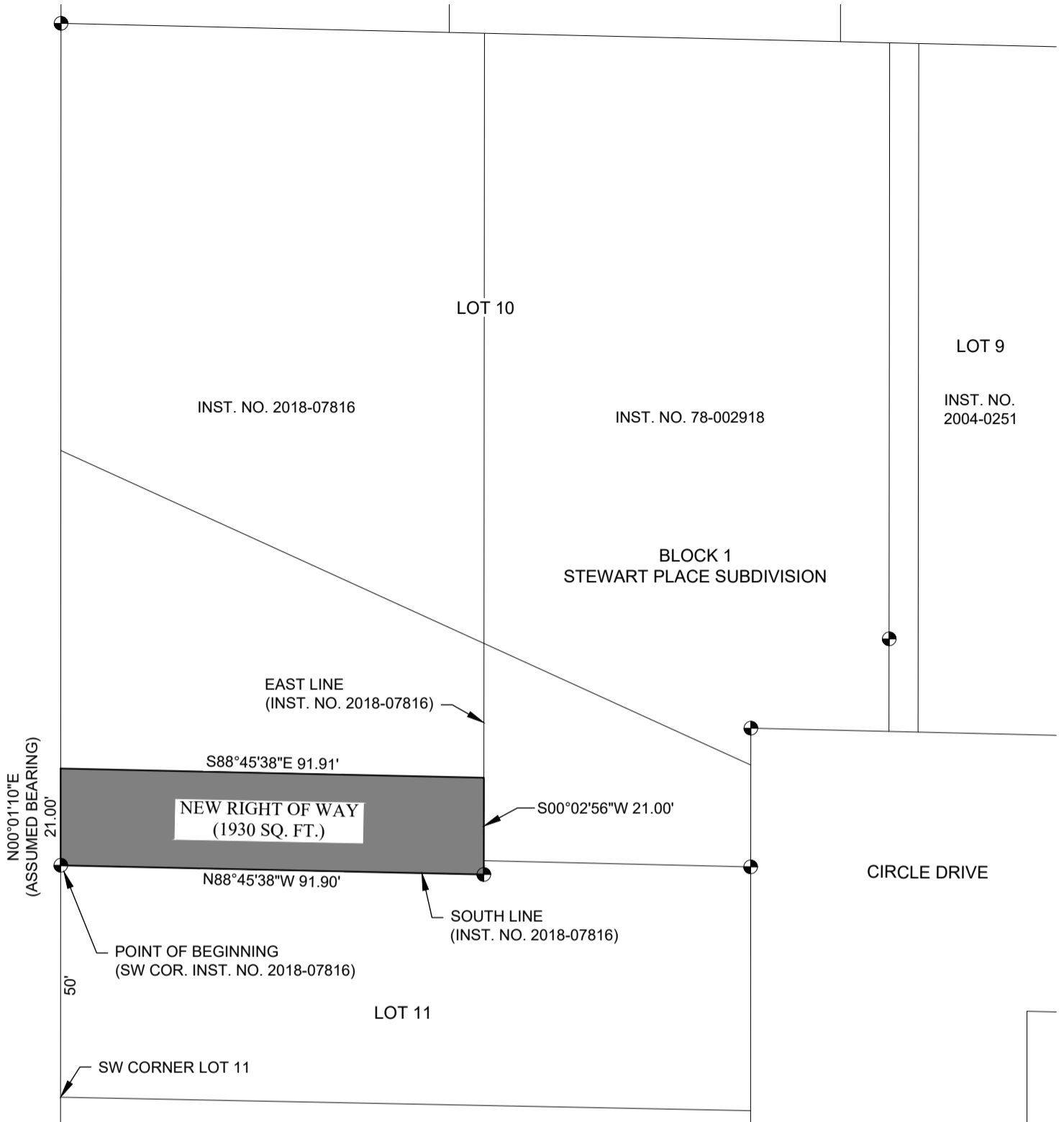
LEGEND

- MONUMENT FOUND
 - MONUMENT SET
 - CALCULATED POINT
 - D DEEDED DISTANCE
 - G GOVERNMENT DISTANCE
 - M MEASURED DISTANCE
 - P PLATTED DISTANCE
 - R RECORDED DISTANCE
- PROPERTY LINE
- █ RIGHT OF WAY AREA

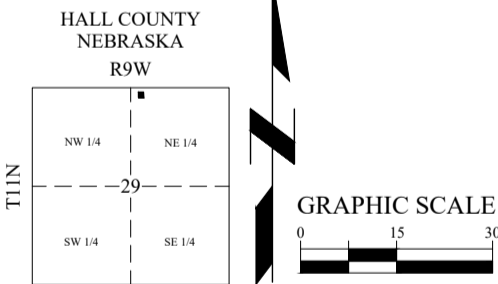
DATE	8/25/2022
SCALE	1" = 30'
DRAWN	AG
JOB NO.	R201607
FIELD BOOK	GRAND ISLAND #9
FIELD WORK	BS
SHEET	1 OF 1
TRACT NO.	2

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