



City of Grand Island

Tuesday, November 22, 2022

Council Session

Item E-5

Public Hearing on Acquisition of Utility Easement - 2550 S. Engleman Rd (Gary and Dee Rowe)

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

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

From: Tim Luchsinger, Utilities Director
Laura McAloon, City Attorney

Meeting: November 22, 2022

Subject: Acquisition of Utility Easement – 2550 S. Engleman Rd
–Gary and Dee Rowe

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Statutes state that the acquisition of property requires a public hearing to be conducted with the acquisition approved by the City Council. The Utilities Department needs to acquire an additional easement on and over a part of the Northeast Quarter of the Northeast Quarter (NE1/4, NE1/4), of Section Twenty Seven (27), Township Eleven (11) North, Range Ten (10) West, of the 6th PM, Hall County, Nebraska (2550 S. Engleman Rd), in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The subject property is owned by Gary and Dee Rowe and has a street address of 2550 S. Engleman Road, Grand Island, NE. The City has an existing thirty (30.0) foot wide access easement over the subject property in the same location, but that easement is only for ingress and egress and does not address the existing single phase overhead power line along the westerly line of the property described above, as depicted on the attached map. City staff have been in communication with the property owners and they are in agreement with the City's request to obtain additional easement rights over the subject property for consideration as mutually agreed.

Discussion

The proposed easement will allow the Utilities Department to install, access, operate, and maintain the electrical infrastructure at this location and resolve an inconsistency in the existing City easement rights and the installed power line and associated appurtenances. Because the electrical infrastructure has existed for a period of time, the City believes compensation of one dollar and mutual benefits received is appropriate.

Alternatives

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

1. Make a motion 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 resolution for the acquisition of the easement for one dollar (\$1.00) and mutual benefits received.

Sample Motion

Move to adopt resolution authorizing the acquisition of a 30 foot wide Utility Easement, in a form approved by legal counsel, from Gary and Dee Rowe over certain real property located at 2550 S. Engleman Road, Grand Island, NE.

