



# **City of Grand Island**

**Tuesday, January 8, 2013**

**Council Session**

## **Item G12**

**#2012-10 - Approving Agreements for Temporary Construction Easements for the US-30 Drainage Improvement Project – AutoZone & O’Connor Residential, LLC.**

**Staff Contact: Terry Brown, Interim Public Works Director**

# **Council Agenda Memo**

**From:** Scott Griepenstroh, PW Project Manager

**Meeting:** January 8, 2013

**Subject:** Approving Agreements for Temporary Construction Easements for the US-30 Drainage Improvement Project – AutoZone & O’Connor Residential, LLC.

**Item #’s:** G-12

**Presenter(s):** Terry Brown, Interim Public Works Director

## **Background**

The purpose of the US-30 Drainage Improvement project is to construct storm sewer to the detention cell at the former location of the Wasmer Elementary School from connections on Second Street at Logan Street, Broadwell Avenue, and Madison Street. The improvements will significantly reduce the likelihood of flooding during storm events on Second Street. The project includes constructing drainage inlets on First Street and Division Street between Logan Street and Madison Street, which will provide drainage relief in those areas as well.

This project will receive Federal Funding through the Surface Transportation Program (STP).

Temporary Construction easements and Leasehold Agreements are necessary for this project to be completed, which must be approved by City Council.

City Council approved 15 temporary construction easements from property owners, along with 3 leasehold agreements, in this drainage project area at the November 13, 2012 Council meeting.

## **Discussion**

The planned work, as stated in the background will significantly reduce the likelihood of flooding during storm events on Second Street. A temporary construction easement is needed from AutoZone and O’Connor Residential, LLC, along with a permanent easement from O’Connor Residential, LLC for this drainage project to proceed. All documents have been signed and returned by the property owners for such easements to

be granted to the City. Authorization of the documents is contingent upon City Council approval.

AutoZone will receive \$1,020.00 for use of the temporary easement site, as well as \$1,150.00 for the replacement of damaged underground sprinklers, for a total payment of \$2,170.00.

O'Connor Residential, LLC will receive \$2,000.00 for use of the temporary easement site, \$440.00 to disconnect and repair the lawn irrigation system, and \$830.00 for purchase of the permanent easement, for a total payment of \$3,270.00.00. The permanent easement is being presented at tonight's meeting, as a separate item.

### **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 approve the Easement Agreements with AutoZone and O'Connor Residential, LLC and the City of Grand Island for the US-30 Drainage Improvement Project.

### **Sample Motion**

Move to approve the Easements.

# RESOLUTION 2013-10

WHEREAS, temporary construction easements are required by the City of Grand Island, from the affected property owner in the US-30 Drainage Improvement Project area, as follows:

No.	Property Owner	Temp Easement Address	Legal Description	Easement Payment (minimum \$100.00)	Payment of Damages	Total
17	AutoZone	1717 W 2 <sup>nd</sup> St	The E 10' of the N 139.37' of the S 225.00' of Lot 1, AutoZone Subdivision in the City of Grand Island, Hall County, Nebraska, except that part of Instrument No. 200610814, containing 1,394 s.f., more or less.	1,394 s.f. @ \$.73/s.f.	Replace damaged underground sprinkler system @ \$1,150.00	\$ 2,170.00
19	O'Connor Residential, LLC	1811 W 2 <sup>nd</sup> St	Part of Lot 6, Block 23, Charles Wasmer Addition in the City of Grand Island, Hall County, Nebraska	2,521 s.f @ \$7.30 (10%)/s.f.	Disconnect/repair the lawn irrigation system @ \$440.00	\$ 2,280.00
20	O'Connor Residential, LLC	1811 W 2 <sup>nd</sup> St	Part of Lot 4, Block 15, Kernohan & Decker's Addition in the City of Grand Island, Hall County, Nebraska	214 s.f. @ \$7.30 (10%)/s.f.	N/A	\$ 160.00
<b>Grand Total of Temporary Easement &amp; Damages</b>						<b>\$ 4,610.00</b>

WHEREAS, an Agreement for Temporary Easement Agreement has 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 Temporary Easement 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.

Approved as to Form ☐ \_\_\_\_\_  
January 4, 2013 ☐ City Attorney

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Adopted by the City Council of the City of Grand Island, Nebraska, January 8, 2013.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk

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