



# **City of Grand Island**

**Tuesday, April 23, 2013**

**Council Session**

## **Item E-8**

### **Public Hearing on Acquisition of Right-of-Way for the Various Locations 2013 Federal Aid Resurfacing Project**

**Staff Contact: John Collins PE, Public Works Director**

# **Council Agenda Memo**

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

**Meeting:** April 23, 2013

**Subject:** Public Hearing Approving Acquisition of Right-of-Way for the Various Locations 2013 Federal Aid Resurfacing Project

**Item #'s:** E-8 & G-13

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

## **Background**

The City of Grand Island Public Works Department sought federal Surface Transportation Program (STP) funds for the Various Locations in Grand Island Resurfacing project. This proposed project consists of removing 2" of existing bituminous surfacing (i.e. asphalt) by cold milling and placement of 2" new Asphaltic Concrete in the following locations.

- Blaine Street – Garland Street to Stolley Park Road
- Blaine Street – Stolley Park Road to the Beltline Trail
- First Street – Walnut Street to Sycamore Street
- North Road - 13th Street to State Street
- Independence Avenue – Capital Avenue to Nebraska Highway 2
- Broadwell Avenue - Anna Street to Second Street
- Broadwell Avenue – Second Street to State Street

This project is coordinated with and supplements the Grand Island Streets Division Pavement Preservation Plan. This project will relieve the City of funding these improvements solely with Capital Improvement Program funds.

Right-of-Way is necessary for this project to be completed, which must be approved by City Council.

## Discussion

Right-of-Way will be needed from 4 property owners in this project area. All documents have been signed and returned by the property owners. Authorization of the documents is contingent upon City Council approval. Following is a summary of the payments, totaling \$620.00, for each of the properties.

No.	Property Owner	Legal Description	Right-of-Way Payment (minimum \$100.00)	Payment of Damages	Total
14	Julio Minjarez-Torres and Nicolasa Minjarez	Part of Lot 2, Block 1 of Packer and Barr's Addition, located in the Northeast Quarter of the Southeast Quarter (NE 1/4, SE 1/4) of Section 17, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the northeast corner of said Lot 2, Block 1 of Packer and Barr's Addition, said point also being the point of intersection of the west right-of-way (R.O.W.) line of Broadwell Avenue and the south R.O.W. line of Faidley Avenue, said point also being the point of beginning; thence S00 54'46"E along said west R.O.W. line a distance of 10.00 feet; thence N51 28'53"W a distance of 15.97 feet to a point on the north line of said Lot 2, said point also being on the south R.O.W. line of Faidley Avenue; thence N89 45'09"E along said south R.O.W. line a distance of 12.34 feet to the point of beginning. Said tract contains a calculated area of 61.65 square feet more or less.	61.65 s.f. @ \$2.00/s.f.	None	\$130.00

15	Lorraine S Tagge	Part of Lot 10, Block 1 of Bonnie Brae Addition, located in the Northwest Quarter of the Southwest Quarter (NW 1/4, SW 1/4) of Section 16, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the southwest corner of Lot 4, Block 2 of Bonnie Brae Addition, said point also being on the east right-of-way (R.O.W.) line of Broadwell Avenue; thence on an assumed bearing of N01 00'7"W along said east R.O.W. line a distance of 241.52 feet to the southwest corner of said Lot 10, said point also being the intersection of the east R.O.W. line of Broadwell Avenue and the north R.O.W. line of 6th Street, said point also being the point of beginning; thence continuing N01 00'7"W along said east R.O.W. line of Broadwell Avenue and the west line of said Lot 10 a distance of 6.09 feet; thence N88 59'45"E a distance of 11.30 feet to a point on the south line of said Lot 10, said point also being on the north R.O.W. line of 6th Street; thence S60 41'19"W along said north R.O.W. line a distance of 12.84 feet to the point of beginning. Said tract contains a calculated area of 34.39 square feet more or less.	34.39 s.f. @ \$2.00/s.f.	None	\$100.00
20	J & B Rentals, LLC	Part of Lot 1, Block 1 of Boggs and Hill's Addition, located in the Northeast Quarter of the Northeast Quarter (NE 1/4, NE 1/4) of Section 17, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the southeast corner of Lot 16, Block 1 of Boggs and Hill's Addition, said point also being the point of intersection of the west right-of-way (R.O.W.) line of Broadwell Avenue and the north R.O.W. line of 12th Street; thence on an assumed bearing of N01 01'21"W along said west R.O.W. line a distance of 120.32 feet to the southeast corner of said Lot 1, Block 1; thence continuing N01 01'21"W along said west R.O.W. line a distance of 103.17 feet to the point of beginning; thence N45 38'36"W a distance of 24.37 feet to a point on the north line of said Lot 1, said point also being on the south R.O.W. line of 13th Street; thence N89 44'08"E along said south R.O.W. line a distance of 7.12; thence S45 38'36"E a distance of 14.24 feet to a point on said west R.O.W. line; thence	96.51 s.f. @ \$2.00/s.f.	none	\$200.00

		S01 01'21"E along said west R.O.W. line a distance of 7.12 feet to the point of beginning. Said tract contains a calculated area of 96.51 square feet more or less.			
21	James D and Colleen M Goodwin	Part of Lot 276 of West Lawn Addition, located in the Southeast Quarter of the Southeast Quarter (SE 1/4, SE 1/4) of Section 8, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows: Commencing at the southeast corner of said Section 8; thence on an assumed bearing of N00 53'38"W along the east line of said Section 8 a distance of 44.20 feet; thence N89 06'22"W a distance of 33.42 feet to a southeasterly corner of said Lot 276 described in Document No. 93-101561. Said point also being on the west right-of-way (R.O.W.) line of Broadwell Avenue and the point of beginning; thence S43 43'33"W along a southeasterly line of said Lot 276 a distance of 14.02 feet to a point on the south line of said Lot 276, said point also being on the north R.O.W. line of 13th Street; thence S89 51'35"W along said north R.O.W. line a distance of 6.94 feet; thence N43 43'33"E a distance of 23.94 feet to a point on said west R.O.W. line; thence S00 39'44"E along said west R.O.W. line a distance of 7.15 feet to the point of beginning. Said tract contains a calculated area of 94.91 square feet more or less.	94.91 s.f. @ \$2.00/s.f.	None	\$190.00
					<b>\$ 620.00</b>

### **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 acquisition of Right-of-Way between the City of Grand Island, Public Works Department and the affected property owners/lessees in the Various Locations 2013 Federal Aid Resurfacing Project.

## **Sample Motion**

Move to approve the acquisition of Right-of-Way.