



City of Grand Island

Tuesday, January 22, 2002

Council Session

Item G26

#2002-32 - Approving Acquisition of Detention Cell Property Located South of Westridge Middle School

City Council approval by Resolution is required for the mayor to sign the Agreement for acquisition of the Detention Cell property. The cell is located South of Westridge Middle School and West of Mansfield Road. It detains storm water runoff from properties upstream (south) of the cell as well as storm water runoff from R & B and Grand West Subdivisions. The location of the cell was included in the study of Moore's Creek drainage that was completed in 1975. The network of cells detailed in the study has been used when planning drainage for all developments in the area.

The Public Works Department has been working with this developer on the detention cell project since the summer of 1999. The developer purchased the ground and is using the excavated material for fill in the Grand West Subdivision.

The Public Works Department has committed to designing a cell that will have amenities to make it a desirable addition to the neighborhood including a sprinkler system, landscaping, concrete ditch lining, and seeding or sodding. The City will own the completed cell and will be responsible for future maintenance of the cell. The ditch south of Cannon between Mansfield Road and North road will be cleaned out to improve flow out of the cell.

There are no alternative locations for the cell because of the area that drains into the cell. Properties may experience flooding from storm water runoff from developed properties in the area if the cell is not constructed.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

RESOLUTION 2002-32

WHEREAS, Grand West, LLC, a Limited Liability Company, has expressed an interest in constructing a detention cell immediately to the south of Westridge Middle School and selling it to the City of Grand Island; and

WHEREAS, the purchase price of \$11,990 plus reimbursement of all special assessments paid by the Seller on the property for Street Improvement District No. 1232; and

WHEREAS, a public hearing was held on December 20, 1999, for the purpose of discussing the proposed acquisition of such detention cell located in an area bounded on the west and north by the Moore's Creek Drainway owned by the City of Grand Island, on the east by Mansfield Road, and on the south by Shanna Street, more particularly described as follows:

A part of the Southeast Quarter (SE $\frac{1}{4}$) of Section Eleven (11), Township Eleven (11) North, Range Ten (10) West of the 6th P.M. in the City of Grand Island, Hall County, Nebraska; the real property being more particularly described as follows:

First to ascertain the point of beginning, start at the southwest corner of said Southeast Quarter (SE $\frac{1}{4}$); thence running easterly, along and upon the south line of said Southeast Quarter (SE $\frac{1}{4}$), a distance of Forty and One Hundredth (40.01) feet; thence deflecting left 91°02000" and running northerly, parallel with the west line of said Southeast Quarter (SE $\frac{1}{4}$), a distance of One Thousand One Hundred One and Forty Five Hundredths (1,101.45) feet to a point which is One Thousand Forty (1,040.0) feet south of the south line of Sussex Place Subdivision, said point being the ACTUAL point of beginning; thence deflecting right 91°10020" and running easterly, parallel with the south line of said Sussex Place Subdivision, a distance of Five Hundred Ninety Two and Forty Nine Hundredths (592.49) feet; thence deflecting left 91°10020" and running northerly, parallel with the west line of said Southeast Quarter (SE $\frac{1}{4}$), a distance of Six Hundred Forty Five and One Hundredth (645.01) feet to a southwest corner of R. & B. Second Subdivision; thence deflecting left 00°11034" and running northerly, along and upon the west line of said R. & B. Second Subdivision, a distance of Three Hundred Fifty Four and Ninety Nine Hundredths (354.99) feet to a point which is Forty (40.0) feet south of the northwest corner of said R. & B. Second Subdivision, said point also being Forty (40.0) feet south of the south line of said Sussex Place Subdivision; thence deflecting left 88°32000" and running westerly, parallel with the south line of said Sussex Place Subdivision, a distance of Five Hundred Ninety One and Twenty Nine Hundredths (591.29) feet to a point which is Forty (40.0) feet east of the west line of said Southeast Quarter (SE $\frac{1}{4}$); thence deflecting left 91°07000" and running southerly, parallel with the west line of said Southeast Quarter (SE $\frac{1}{4}$), a distance of One Thousand (1,000.0) feet to the ACTUAL point of beginning and containing 13.594 acres, more or less; and

Approved as to Form ? _____ January 17, 2002 ? City Attorney

WHEREAS, an Agreement for Warranty Deed has been prepared by the City Attorney's office for the acquisition of such property.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Agreement for Warranty Deed by and between the City and Grand West, LLC, a Limited Liability Company, for the conveyance of a detention cell immediately south of Westridge Middle School is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island, Nebraska.

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Adopted by the City Council of the City of Grand Island, Nebraska on January 22, 2002.

RaNae Edwards, City Clerk

Approved as to Form ? _____ January 17, 2002 ? City Attorney
