



City of Grand Island

Tuesday, July 09, 2002

Council Session

Item E6

Public Hearing on Acquisition of Right of Way Located in the SW1/4 of Section 13-11-10 by Eminent Domain. (T & E Cattle Company)

Following the Mayor and City Council's earlier approval of acquiring the right of way from T&E Cattle Company necessary for construction of a drainage ditch to serve two new subdivisions in the North Road/Potash Road area, representatives of the legal and public works departments met with Greg Baxter to negotiate terms for a voluntary acquisition of the right of way. Negotiations were not successful due to the landowner's position that he felt he was given binding assurances that this land transaction would not occur for several years during the course of a prior land sale. The proposals for the new subdivisions were unknown at the time of these discussions. The drainage ditch will serve not only the new subdivisions, but also will serve part of the Little B'S and T&E land when it is developed. The council amended the prior resolution regarding this acquisition to provide that the matter come back to a council meeting for permission to file an eminent domain action if voluntary negotiations proved fruitless. The action item is contained under the Consent Agenda.

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