



City of Grand Island

Tuesday, September 10, 2002

Council Session

Item G8

#2002-274 - Approving Acquisition of Utility Easement - Pedcor Investments

This item relates to the aforementioned Public Hearing.

Background:

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to property of Pedcor Investments located in the Pedcor Subdivision north of Husker Highway and west of Highway 281, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

This easement will be needed to locate underground cable and pad-mounted transformers to serve the new apartment buildings.

Recommendation:

Approve the request to obtain the needed easement.

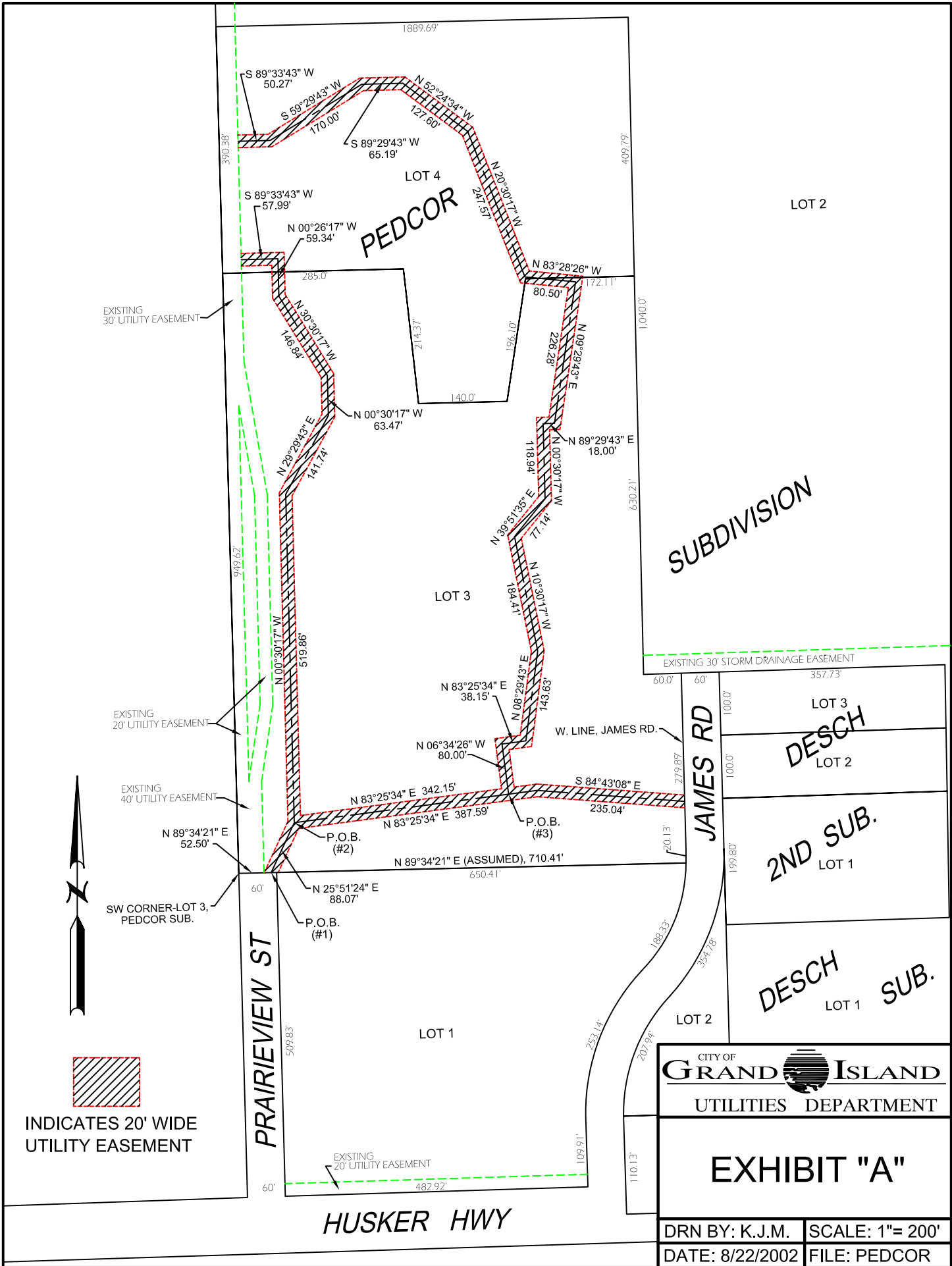
Fiscal Effects:

One dollar (\$1.00) for the easement will be paid to the grantor.

Alternatives:

As suggested by City Council. See attached RESOLUTION.

Staff Contact: Gary R. Mader



PEDCOR

LOT 2

SUBDIVISION

LOT 3

JAMES RD

DESCH
LOT 2

2ND SUB.
LOT 1

DESCH
LOT 1 SUB.

LOT 1

LOT 2

PRAIRIEVIEW ST

HUSKER HWY

CITY OF GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M. SCALE: 1"= 200'
 DATE: 8/22/2002 FILE: PEDCOR

R E S O L U T I O N 2002-274

WHEREAS, public utility easements are required by the City of Grand Island, from Pedcor Investments-199-XL, L.P., an Indiana limited partnership, and Pedcor Investments, a Wyoming limited liability company, to install, upgrade, maintain, and repair power appurtenances, including lines and transformers; and

WHEREAS, a public hearing was held on September 10, 2002, for the purpose of discussing the proposed acquisition of easements and rights-of-way through a part of Lots Three (3) and Four (4) Pedcor Subdivision in the City of Grand Island, Hall County, Nebraska, the centerline of the twenty (20.0) foot wide utility easements and rights-of-way being more particularly described as follows:

Utility Easement No. 1:

A twenty (20.0) foot wide strip of land being part of Lot Three (3) Pedcor Subdivision, an addition to the City of Grand Island, Hall County, Nebraska, with the centerline of said twenty (20.0) foot wide strip of land being more particularly described as follows:

Referring to the southwest corner of the above said Lot Three (3) and assuming the South line of said lot as bearing N89°34'21"E and all bearings contained herein are relative thereto; thence N89°34'21"E on said South line, a distance of Fifty Two and Five Tenths (52.5) feet to the Actual Place of Beginning, said place of beginning on the centerline of said Twenty (20.0) foot strip of land; thence N25°51'24"E, a distance of Eighty Eight and Seven Hundredths (88.07) feet; thence N83°25'34"E, a distance of Three Hundred Eighty Seven and Fifty Nine Hundredths (387.59) feet; thence S84°43'08"E, a distance of Two Hundred Thirty Five and Four Hundredths (235.04) feet to the point of termination, said point being on the West line of James Road, a street in Grand Island, Hall County, Nebraska, and Ninety Seven and Eight Hundredths (97.08) feet North of the Southeast corner of said Lot Three (3).

Utility Easement No. 2:

A twenty (20.0) foot wide strip of land being part of Lot Three (3) and Lot Four (4) Pedcor Subdivision, an addition to the City of Grand Island, Hall County, Nebraska, with the centerline of said twenty (20.0) foot wide strip of land being more particularly described as follows:

Referring to the Southwest corner of above said Lot Three (3) and assuming the South line of said lot as bearing N89°34'21"E and all bearings contained herein are relative thereto; thence N89°34'21"E on said South line, a distance of Fifty Two and Five Tenths (52.5) feet; thence N25°51'24"E, a distance of Eighty Eight and Seven Hundredths (88.07) feet to the Actual Place of Beginning, said place of beginning being on the centerline of said

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Twenty (20.0) foot strip of land; thence N00°30'17"W, a distance of Five Hundred Nineteen and Eighty Six Hundredths (519.86) feet; thence N29°29'43"E, a distance of One Hundred Forty One and Seventy Four Hundredths (141.74) feet; thence N00°30'17"W, a distance of Sixty Three and Forty Seven Hundredths (63.47) feet; thence N30°30'17"W, a distance of One Hundred Forty Six and Eighty Four Hundredths (146.84) feet; thence N00°26'17"W, a distance of Fifty Nine and Thirty Four Hundredths (59.34) feet; thence S89°33'43"W, a distance of Fifty Seven and Ninety Nine Hundredths (57.99) feet to the point of termination, said point being on the East line of a Thirty (30.0) foot wide Utility Easement and Three Hundred Sixty Eight and Forty Six Hundredths (368.46) feet South of the North line of said Lot Four (4).

Utility Easement No. 3:

A twenty (20.0) foot wide strip of land being part of Lot Three (3) and Four (4) Pedcor Subdivision, an addition to the City of Grand Island, Hall County, Nebraska, with the centerline of said twenty (20.0) foot wide strip of land being more particularly described as follows:

Referring to the Southwest corner of above said Lot Three (3) and assuming the South line of said lot as bearing N89°34'21"E and all bearings contained herein are relative thereto; thence N89°34'21"E on said South line a distance of Fifty Two and Five Tenths (52.5) feet; thence N25°51'24"E, a distance of Eighty Eight and Seven Hundredths (88.07) feet; thence N83°25'34"E, a distance of Three Hundred Forty Two and Fifteen Hundredths (342.15) feet to the Actual Place of Beginning, said place of beginning being on the centerline of said Twenty (20.0) foot wide strip of land; thence N06°34'26"W, a distance of Eighty (80.0) feet; thence N83°25'34"E, a distance of Thirty Eight and Fifteen Hundredths (38.15) feet; thence N08°29'43"E, a distance of One Hundred Forty Three and Sixty Three Hundredths (143.63) feet; thence N10°30'17"W, a distance of One Hundred Eighty Four and Forty One Hundredths (184.41) feet; thence N39°51'35"E, a distance of Seventy Seven and Fourteen Hundredths (77.14) feet; thence N00°30'17"W, a distance of One Hundred Eighteen and Ninety Four Hundredths (118.94) feet; thence N89°29'43"E, a distance of Eighteen (18.0) feet; thence N09°29'43"E, a distance of Two Hundred Twenty Six and Twenty Eight Hundredths (226.28) feet; thence N83°28'26"W, a distance of Eighty and Fifty Hundredths (80.50) feet; thence N20°30'17"W, a distance of Two Hundred Forty Seven and Fifty Seven Hundredths (247.57) feet; thence N52°24'34"W, a distance of One Hundred Twenty Seven and Sixty Hundredths (127.60) feet; thence S89°29'43"W, a distance of Sixty Five and Nineteen Hundredths (65.19) feet; thence S59°29'43"W, a distance of One Hundred Seventy (170.0) feet; thence S89°33'43"W, a distance of Fifty and Twenty Seven Hundredths (50.27) feet to the point of termination, said point being on the East line of a Thirty (30.0) foot wide Utility Easement and One Hundred Eighty One and Five Hundredths (181.05) feet South of the North line of said Lot Four (4).

The above-described easements and rights-of-way containing a combined total of 1.52 acres, more or less as shown on the plat dated August 22, 2002, marked Exhibit "A" attached hereto and incorporated herein by reference.

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 acquire public utility easements from Pedcor Investments-199-XL, L.P., an Indiana limited partnership, and Pedcor Investments, a Wyoming limited liability company, on the above-described tracts of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, September 10, 2002.

RaNae Edwards, City Clerk

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September 6, 2002 ? City Attorney