



# City of Grand Island

Tuesday, June 10, 2003

Council Session

## Item G9

### **#2003-149 - Approving Acquisition of Utility Easement - Off of Englemen Road, South of Stolley Park Road - Stahla**

*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 Raymond E. and Dianne R. Stahla, located off of Engleman Road, south of Stolley Park Road, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.*

*The primary underground cables in this area are approaching 30 years old and are in need of replacement. The transformers fed by the aging cable are fed radially. The easement to be acquired will be used to create two-way feeds. This will allow the replacement of cable without day long outages.*

***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**

## RESOLUTION 2003-149

WHEREAS, a public utility easement is required by the City of Grand Island, from Raymond E. Stahla and Dianne R. Stahla, husband and wife, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on June 10, 2003, for the purpose of discussing the proposed acquisition of easements and rights-of-way through a part of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West of the 6<sup>th</sup> P.M. in Hall County, Nebraska, utility easement and right-of-way tracts being more particularly described as follows:

### Tract No. 1:

A Twenty (20.0) foot wide tract of land, the easterly line being more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West; thence southerly along the westerly line of the Northwest Quarter (NW1/4) of said Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of Three Hundred Twenty Three (323.0) feet; thence easterly, parallel to the northerly line of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of One Thousand Three Hundred Sixty Five and Nine Hundredths (1,365.09) feet to the Actual Point of Beginning of Tract No. 1; thence deflecting right 80°24'20" and running southerly, a distance of Six Hundred Twenty Nine and Five Tenths (629.5) feet.

### Tract No. 2:

A Twenty (20.0) foot wide tract of land, the centerline being particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West; thence southerly along the westerly line of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of Three Hundred Twenty Three (323.0) feet; thence easterly, parallel to the northerly line of the Northwest Quarter (NW1/4) of said Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of One Thousand Three Hundred Sixty Five and Nine Hundredths (1,365.09) feet; thence deflecting right 80°24'20" and running southerly, a distance of Two Hundred Seventy (270.0) feet to the Actual Point of Beginning of Tract No. 2; thence deflecting right 90°35'40" and running westerly, a distance of One Hundred Thirty Two and Eight Tenths (132.8) feet.

### Tract No. 3

A Twenty (20.0) foot wide tract of land, the centerline being more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter (NW1/4) of Section

Twenty Six (26), Township Eleven (11) North, Range Ten (10) West; thence southerly along the westerly line of the Northwest Quarter (NW1/4) of said Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of Three Hundred Twenty Three (323.0) feet; thence easterly, parallel to the northerly line of the Northwest Quarter (NW1/4) of Section Twenty Six (26), Township Eleven (11) North, Range Ten (10) West, a distance of One Thousand Three Hundred Sixty Five and Nine Hundredths (1,365.09) feet; thence deflecting right 80°24'20" and running southerly, a distance of Five Hundred Ten (510.0) feet to the Actual Point of Beginning of Tract No. 3; thence deflecting right 90°35'40" and running westerly, a distance of One Hundred Thirty Five and Twenty One Hundredths (135.21) feet.

The above-described easement and right-of-way tracts containing a combined total of 0.394 acres, more or less, are shown on the plat dated May 8, 2003, marked Exhibit "A" attached hereto and incorporated herein by reference.

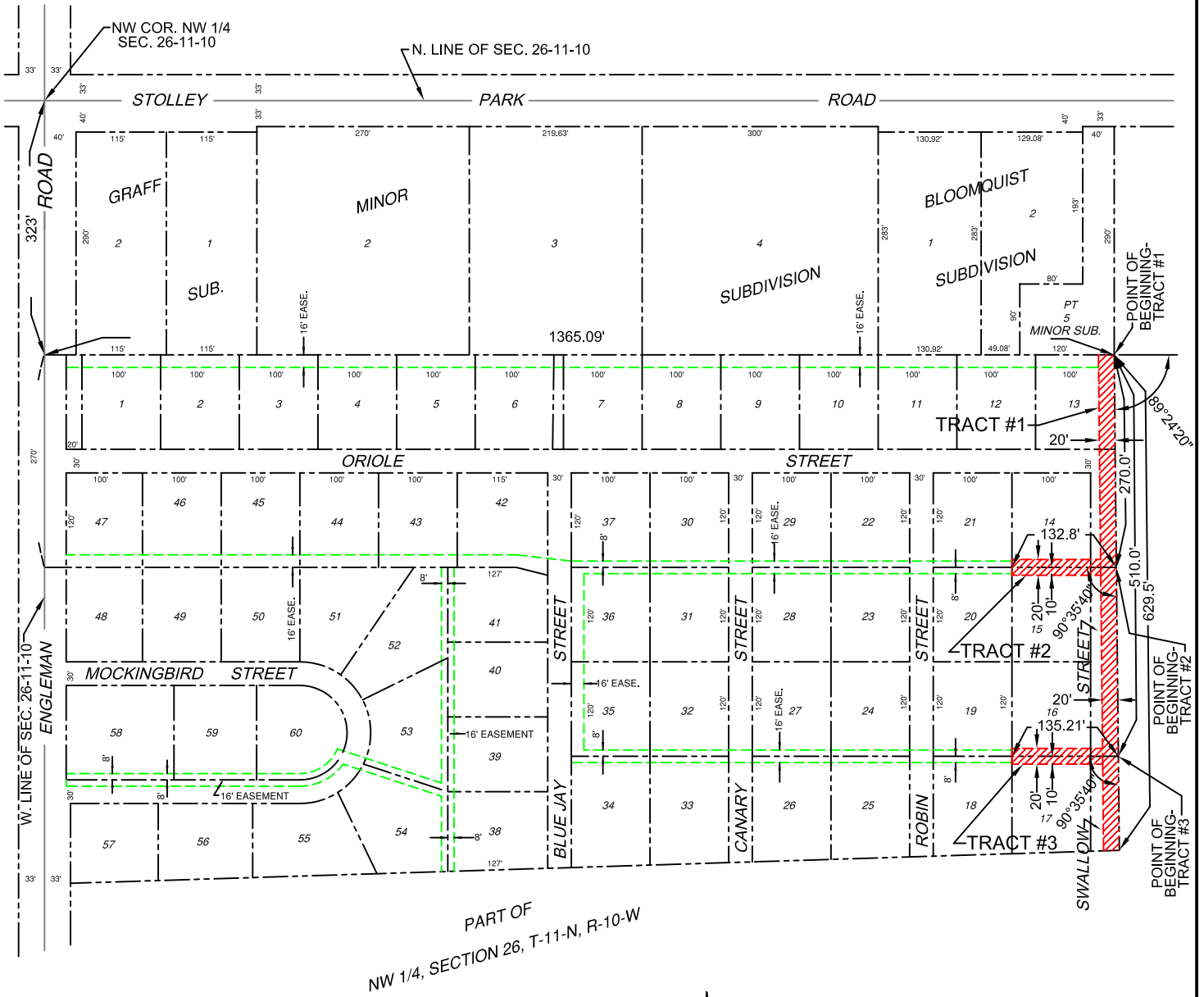
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Raymond E. Stahla and Dianne R. Stahla, husband and wife, on the above-described tracts of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, June 10, 2003.

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RaNae Edwards, City Clerk



LEGEND

 INDICATES 20' WIDE UTILITY EASEMENT



<p>CITY OF <b>GRAND ISLAND</b> UTILITIES DEPARTMENT</p>	
<p><b>EXHIBIT "A"</b></p>	
<p>DRN BY: K.J.M.</p>	<p>SCALE: 1"=200'</p>
<p>DATE: 5/8/2003</p>	<p>FILE: 26-11-10</p>