



# City of Grand Island

Tuesday, December 23, 2003

Council Session

## Item G8

### **#2003-383 - Approving Acquisition of Utility Easement - 4413 East Highway 30 - Bamford**

*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 James W. Bamford, located on the north side of Capital Avenue, east of U.S. Highway 30, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.*

*This easement will be used for a downguy and anchor for the overhead power line crossing of Capital Avenue required by the widening of East Highway 30.*

***Recommendation:***

*Approve the request to obtain the needed easement.*

***Fiscal Effects:***

*Twenty five dollars (\$25.00) for the easement will be paid to the grantor.*

***Alternatives:***

*As suggested by City Council.*

**Staff Contact: Gary R. Mader**

RESOLUTION 2003-383

WHEREAS, a public utility easement is required by the City of Grand Island, from James W. Bamford, a single person, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on December 23, 2003, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of the Southwest Quarter of the Southeast Quarter (SW1/4, SE1/4) of Section One (1), Township Eleven (11) North, Range Nine (9) West of the 6<sup>th</sup> P.M. in Hall County, Nebraska, the centerline of the ten (10.0) foot wide easement and right-of-way being more particularly described as follows:

Referring to the southwest corner of the Southwest Quarter of the Southeast Quarter (SW1/4, SE1/4) of Section One (1), Township Eleven (11) North, Range Nine (9) West; thence easterly along the southerly line of said Quarter section, a distance of eight hundred thirty three and twenty one hundredths (833.21) feet; thence deflecting left 90°00'00" and running northerly, a distance of thirty three (33.0) feet to a point on the northerly right-of-way line of Capital Avenue, being the ACTUAL Point of Beginning; thence continuing northerly on the last described course, a distance of thirty (30.0) feet.

The above-described easement and right-of-way containing 300 square feet, more or less, as shown on the plat dated December 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 James W. Bamford, a single person, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, December 23, 2003.

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RaNae Edwards, City Clerk

Approved as to Form    ✕ \_\_\_\_\_  
December 18, 2003      ✕ City Attorney

