



# City of Grand Island

Tuesday, January 13, 2004

Council Session

## Item G14

### **#2004-3 - Approving Acquisition of Utility Easement - 527 North Diers Avenue - Encinger Properties II, L.L.C.**

*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 Encinger Properties II, L.L.C, located in the southeast corner of property located at 527 N. Diers Avenue, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.*

***Discussion:***

*This easement will be used to locate a new pad-mounted transformer to serve a new building at 527 North Diers Avenue.*

***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.*

**Staff Contact: Gary R. Mader**

## RESOLUTION 2004-3

WHEREAS, a public utility easement is required by the City of Grand Island, from Encinger Properties II, L.L.C., a Nebraska limited liability company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on January 13, 2004, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Three (3) Richmond Second Subdivision located in the city of Grand Island, Hall County, Nebraska, the easement and right-of-way being more particularly described as follows:

The southerly ten (10.0) feet of the easterly sixty (60.0) feet of Lot Three (3) Richmond Second Subdivision.

The above-described easement and right-of-way containing 600 square feet, more or less, as shown on the plat dated December 22, 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 Encinger Properties II, L.L.C., a Nebraska limited liability company, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, January 13, 2004.

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RaNae Edwards, City Clerk

