



City of Grand Island

Tuesday, March 09, 2004

Council Session

Item E4

**Public Hearing on Acquisition of Property Along South Locust
Street Between Stolley Park Road and Fonner Park Road**

Staff Contact: Steven P. Riehle, P.E. Director of Public Works

Council Agenda Memo

From: Steven P. Riehle, P.E., Director of Public Works

Meeting: March 9, 2003

Subject: Public Hearing to Acquire and Condemn Tracts of Land Along South Locust Street Between Stolley Park Road and Fonner Park Road for Right-of-Way Purposes

Item #'s: E-4 & G-15

Presenter(s): Steven P. Riehle, P.E., Director of Public Works

Background

Business Improvement District 4 was formed to make improvements along South Locust Street between Stolley Park Road and Fonner Park Road. Negotiations have been on going for tracts necessary to improve South Locust since April 2003.

Council action is necessary for the City of Grand Island to acquire public Right-of-Way, Landscape Easements, Utility Easements, and Ingress/Egress Easements. Temporary Construction Easements do not usually go to council for approval to acquire; however, Staff needs Council approval to acquire the Temporary Construction Easements on certain tracts because use of condemnation may be needed to continue with the project.

Discussion

A Public Hearing should be conducted and council approval given to acquire the Temporary Construction Easements.

Some changes have been made to the design of the project on tracts 10, 19, and 22 as a result of discussion with property owners. A Public Hearing should also be conducted on the changed tracts for Right-of-Way, Landscape Easements, and Permanent Utility Easements with approval to acquire.

Many property owners have signed agreements for the betterment of South Locust Street; however, tracts 10, 11, 15, 19, 20, 21, and 22 have not signed. Condemnation will only be used on these tracts for Temporary Construction Easements, Ingress/Egress Easements, Right-of-Way, and Permanent Utility Easements. Staff is not proposing to condemn for

Landscape Easements. No landscaping will be installed in front of the properties that are condemned.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the acquisition of the tracts.
2. Disapprove or /Deny the acquisition of the tracts.
3. Modify the request to meet the wishes of the Council.
4. Table the issue.

Recommendation

City Administration recommends that the Council conduct a Public Hearing and approve the acquisition of the tracts.

Sample Motion

Move to approve the acquisition of the tracts.