



City of Grand Island

Tuesday, March 08, 2005

Council Session

Item E2

**Public Hearing on Acquisition of Property Located at 214 N.
Washington Street (Grand Island Public Library Foundation, Inc.
Previously Owned by Robert and Gail Mattke)**

Staff Contact: Doug Walker

Council Agenda Memo

From: Douglas R. Walker, City Attorney

Meeting: March 8, 2005

Subject: Public Hearing on Acquisition of Real Estate Located at
214 North Washington, Grand Island, Nebraska
and
Approving Acquisition of Real Estate Located at 214
North Washington, Grand Island, Nebraska

Item #'s: E-2 & G-13

Presenter(s): Douglas R. Walker, City Attorney

Background

Nebraska State Statutes require that the acquisition of property must be approved by the City Council. The public hearing for the acquisition of this property is being done to meet the requirements of Neb. Rev. Stat., §18-1755 and Neb. Rev. Stat., §25-2505. Subsequent to the public hearing, Item G-13 will be for approval for acquisition of this property.

Discussion

The Grand Island Library Foundation is continuing to acquire property in the block west of the city library for use in expanding the Edith Abbott Memorial Library. At several prior meetings of the City Council, including the meeting on October 19, 2004, presentations were made by the Library Board regarding plans for expanding the city library to the west of the current facility. This expansion will necessitate the acquisition of property in the block west of the current library building to accommodate the expansion and to provide parking for the enlarged facility. The Foundation has committed to purchase most of the property in the block west of the library to help facilitate the expansion. The property which is the subject of this public hearing is on the east side of that block. The Library Foundation has acquired this property and is donating it to the City of Grand Island.

Alternatives

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

1. Pass a resolution approving the acquisition of this real estate.
2. Do not pass a resolution approving the acquisition of the real estate.
3. Postpone the issue to future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the resolution for the acquisition of the real estate as set forth above.

Sample Motion

Motion to approve the acquisition of the real estate located at 1216 West Second Street and described as All of the Southerly Thirty Eight Feet (38') of Lot One (1), in Block Sixteen (16), in Arnold and Abbott's Addition to the City of Grand Island, Hall County, Nebraska.

SPECIAL WARRANTY DEED

THE GRAND ISLAND PUBLIC LIBRARY FOUNDATION, INC., A Nebraska Non-Profit Corporation, GRANTOR, in consideration of ---GIFT TO GRANTEE--- conveys to GRANTEE, CITY OF GRAND ISLAND, NEBRASKA, the following described real estate (as defined in Neb. Rev. Stat. §76-201) in Hall County, Nebraska:

All of the Southerly Thirty Eight Feet (38') of Lot One (1), in Block Sixteen (16), in Arnold and Abbott's Addition to the City of Grand Island, Hall County, Nebraska

Grantor covenants with the Grantee that Grantor:

- (1) is lawfully seized of such real estate and that it is free from encumbrances except easements, covenants and restrictions of record;
- (2) has legal power and lawful authority to convey the same;
- (3) warrants and will defend the title to the real estate against the lawful claims of all persons claiming the same or any part thereof through, by or under Grantor.

Executed: March _____, 2005.

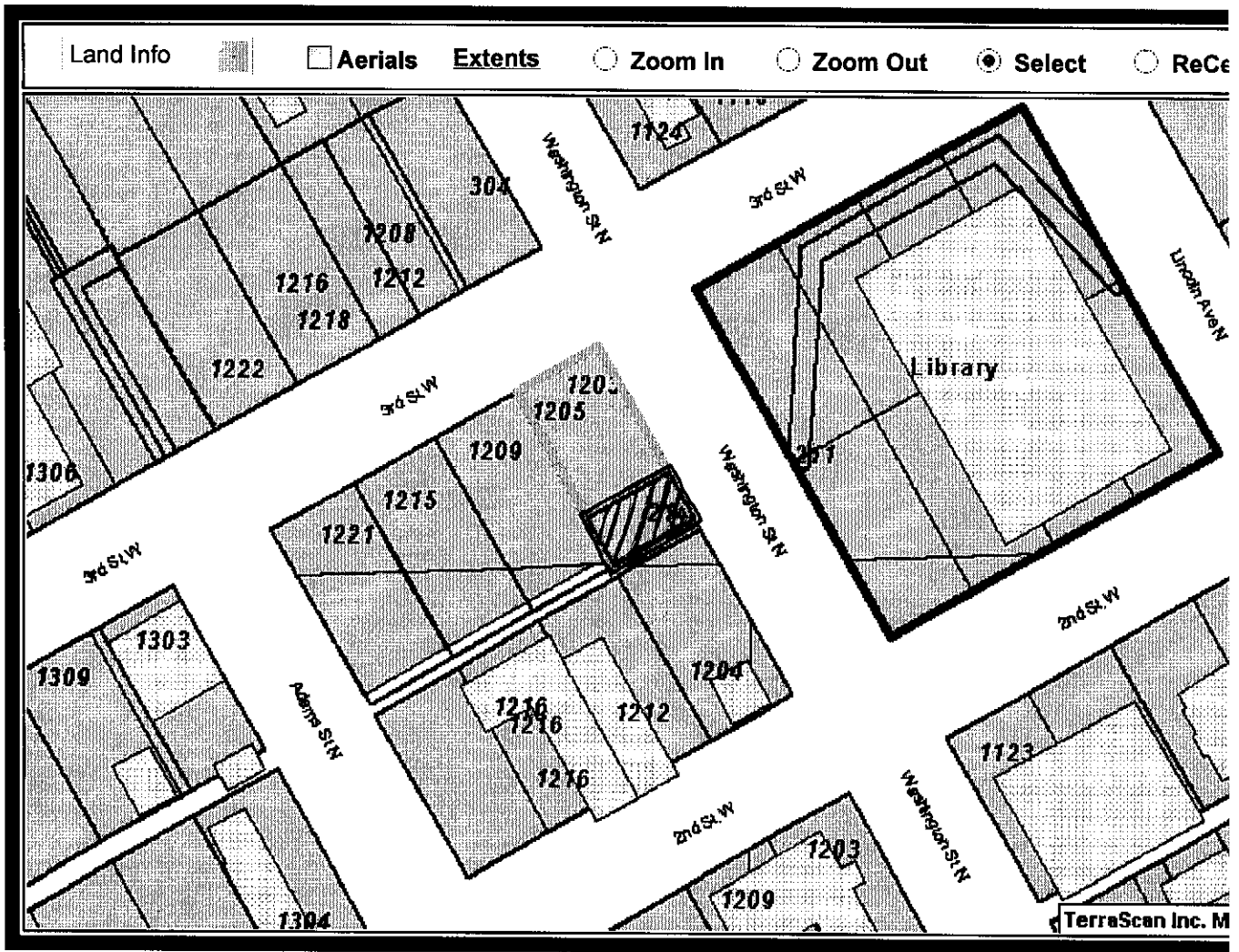
THE GRAND ISLAND PUBLIC LIBRARY
FOUNDATION, INC., A Nebraska Non-
Profit Corporation,

By _____
Duane A. Burns, President

STATE OF NEBRASKA)
) ss.
COUNTY OF HALL)

The foregoing instrument was acknowledged before me on the _____ day of March, 2005, by Duane A. Burns, President of The Grand Island Public Library Foundation, Inc., A Nebraska Non Profit Corporation, on behalf of said corporation.

Notary Public



214 Washington St N **Subdivision: Arnold & Abbotts' Add Lot: 1 Block: 16**
[Register of Deed's Information](#) [Assessor's Information](#) [Treasurer's Information](#) [District Information](#)

