



# City of Grand Island

Tuesday, October 9, 2012

Council Session

## Item G16

### **#2012-291 - Approving Acquisition of Utility Easement - GI Area Economic Development Corp. - Millard Warehouse**

*This item relates to the aforementioned Public Hearing item E-1.*

Staff Contact: Tim Luchsinger, Utilities Director

## RESOLUTION 2012-291

WHEREAS, a public utility easement is required by the City of Grand Island, from Grand Island Area Economic Development Corporation, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including lines and transformers; and;

WHEREAS, a public hearing was held on October 9, 2012, for the purpose of discussing the proposed acquisition of an easement twenty feet in width, the centerline of which is located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

Commencing at the northeast corner of the West Half of the East Half of the Southwest Quarter (W1/2, E1/2, SW1/4), Section Four (4), Township Eleven (11) North, Range Nine (9) West; thence southerly along the easterly line of the West Half of the East Half of the Southwest Quarter (W1/2, E1/2, SW1/4) said Section Four (4), a distance of one thousand nine hundred twenty eight and seventy nine hundredths (1,928.79) feet; thence westerly and perpendicular to the easterly line of the West Half of the East Half of the Southwest Quarter (W1/2, E1/2, SW1/4) said Section Four (4), a distance of ten (10.0) feet to the ACTUAL Point of Beginning; thence southerly and ten (10.0) feet parallel with the easterly line of the West Half of the East Half of the Southwest Quarter (W1/2, E1/2, SW1/4), said Section Four (4), a distance of ninety two and five hundredths (92.05) feet; thence deflecting left 26°23'51" and running in a southeasterly direction, a distance of two hundred eighty five and sixty six hundredths (285.66) feet a point on the northerly right-of-way line of the Burlington Northern Santa Fe Railway. The side lines of the above described tract shall be prolonged or shortened as required to terminate on the northern boundary of said Rail Road Right-of-Way.

The above-described easement and right-of-way containing 0.16 acres, more or less, as shown on the plat dated 9/20/2012, 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 the Grand Island Area Economic Development Corporation, on the above-described tract of land.

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Approved as to Form	☐ _____
October 5, 2012	☐ City Attorney

Adopted by the City Council of the City of Grand Island, Nebraska, October 9, 2012.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk

