



City of Grand Island

Tuesday, October 9, 2012

Council Session

Item G17

#2012-292 - Approving Agreement for Temporary Construction Easements for the Southwest Outfall Drainage Project No. 2011-D-1

Staff Contact: Terry Brown, Interim Public Works Director

Council Agenda Memo

From: Terry Brown, Manager of Engineering Services

Meeting: October 9, 2012

Subject: Approving Agreement for Temporary Construction Easements for the Southwest Outfall Drainage Project No. 2011-D-1

Item #'s: G-17

Presenter(s): Terry Brown, Interim Public Works Director

Background

The Southwest Outfall Drainage project will intercept drainage from the US Highway 281 area southwest of the Brentwood area and take the storm water east towards the Wood River in accordance with the drainage plan prepared for this area in 1978.

Temporary Construction easements are necessary for this project to be completed, which must be approved by City Council.

Discussion

The planned work, as stated in the background will aid in alleviating flooding that occurs in the Brentwood area during high rainfall events. A temporary construction easement will be needed from 3 property owners in this drainage project area. All easement documents have been signed and returned by the property owners. Authorization of the easement documents is contingent upon City Council approval.

Alternatives

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

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the Agreement for Temporary Construction Easements between the City of Grand Island, Public Works Department and the affected property owners in the Southwest Outfall Drainage Project No. 2011-D-1 area.

Sample Motion

Move to approve the Temporary Construction Easements.

RESOLUTION 2012-292

WHEREAS, temporary easements are required by the City of Grand Island, from the affected property owners in the Southwest Outfall Drainage Project No. 2011-D-1 area, as follows:

Clark Gauthier –

Easement No. 1 Description

Consisting of part of Lot 5 of Riverside Farm Fourth Subdivision, Located in the Southeast Quarter (SE1/4) of Section 29, Township 11 North, Range 9 west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

Commencing at the south corner of said Lot 5, said point being on the north right-of-way (R.O.W.) line of Highway 34; thence on an assumed bearing of N03°09'15"W along a westerly line of said Lot 5 a distance of 12.17 feet to the point of beginning; thence continuing along said westerly line N03°09'15"W a distance of 11.69 feet to the southwest corner of City of Grand Island Drainage Project 2011-D-1 permanent drainage easement; thence S89°57'04"E along the south line of said permanent drainage easement a distance of 33.29 feet to the southeast corner of said permanent drainage easement, said point also being on a easterly line of said Lot 5; thence S53°20'59"W along said easterly line a distance of 19.69 feet; thence N89°37'13"W a distance of 16.85 feet to the pint of beginning. Said temporary construction easement contains 294.24 square feet or 0.01 acres more or less.

Easement No. 2 Description

Consisting of part of Lot 5 of Riverside Farm Fourth Subdivision, located in the Southeast Quarter (SE ¼) of Section 29, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

Commencing at the south corner of said Lot 5, said point also being on the north right-of-way (R.O.W.) line of Highway 34; thence on an assumed bearing of N03°09'15"W along a westerly line of said Lot 5 a distance of 63.92 feet to the northwest corner of City of Grand Island Drainage Project 2011-D-1 permanent drainage easement, said point also being the point of beginning; thence continuing along said westerly line N03°09'15"W a distance of 17.60 feet; thence S88°36'46"E a distance of 110.34 feet to a point on a easterly line of said Lot 5; thence S53°20'59"W along said easterly line a distance of 25.10 feet to the northeast corner of said City of Grand island permanent drainage easement; thence N89°57'04"W along the north line of said permanent drainage easement a distance of 89.20 feet to the point of beginning. Said temporary construction easement contains 1637.16 square feet or 0.04 acres more or less.

Carl & Lori Armstrong –

Easement No. 1 Description

Consisting of a part of Lot 1 of Riverside Farm Fourth Subdivision, Located in the Southeast Quarter (SE1/4) of Section 29, Township 11 North, Range 9 west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

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

Commencing at the southwest corner of said Lot 1, said point also being on the north right-of-way (R.O.W.) line of Highway 34; thence on an assumed bearing of N03°09'15"W along a westerly line of said Lot 1 a distance of 10.00 feet to the point of beginning; thence continuing along said westerly line N03°09'15"W a distance of 11.22 feet to the southwest corner of City of Grand Island Drainage Project 2011-D-1 permanent drainage easement; thence S89°57'04"E along the south line of said permanent drainage easement a distance of 80.74 feet to the southeast corner of said permanent drainage easement, said point also being on an easterly line of said Lot 1; thence S03°09'15"E along said easterly line a distance of 11.69 feet; thence N89°37'13"W a distance of 80.77 feet to the point of beginning. Said temporary construction easement contains 923.54 square feet or 0.02 acres more or less.

Easement No. 2 Description

Consisting of part of Lot 1 of Riverside Farm Fourth Subdivision, located in the Southeast Quarter (SE ¼) of Section 29, Township 11 North, Range 9 West of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

Commencing at the southwest corner of said Lot 1, said point also being on the north right-of-way (R.O.W.) line of Highway 34; thence on an assumed bearing of N03°09'15"W along a westerly line of said Lot 1 a distance of 61.28 feet to the northwest corner of City of Grand Island Drainage Project 2011-D-1 permanent drainage easement, said point also being the point of beginning; thence continuing along said westerly line N03°09'15"W a distance of 19.50 feet; thence S88°36'46"E a distance of 80.87 feet to a point on an easterly line of said Lot 1; thence S03°09'15"E along said easterly line a distance of 17.60 feet to the northeast corner of said City of Grand Island permanent drainage easement; thence N89°57'04"W along the north line of said permanent drainage easement a distance of 80.74 feet to the point of beginning. Said temporary construction easement contains 1495.41 square feet or 0.03 acres more or less.

Kevin & Karen Houtwed - Consisting of part of Lot 8 of Riverside Farm Subdivision, Located in the Southeast Quarter (SE1/4) of Section 29, Township 11 North, Range 9 west of the 6th P.M., City of Grand Island, Hall County, Nebraska and more particularly described as follows:

Commencing at the point of intersection of the north right-of-way (R.O.W.) line of Highway 34 and a westerly line of said Lot 8, said point also being the south corner of Lot 5 of Riverside Farm Subdivision in the City of Grand Island, Hall County, Nebraska; thence on an assumed bearing of N53°20'59"E along said westerly line of said Lot 8 a distance of 20.17 feet to the point of beginning; thence continuing along said westerly line N53°20'59"E a distance of 19.69 feet to the southwest corner of City of Grand Island Drainage Project 2011-D-1 permanent drainage easement; thence S89°57'04"E along the south line of said permanent drainage easement a distance of 385.02 feet to the southeast corner of said permanent drainage easement; thence N00°02'56"E along the east line of said permanent drainage easement a distance of 40.00 feet to the northeast corner of said permanent drainage easement; thence N89°57'04" W along the north line of said permanent drainage easement a distance of 331.36 feet to the northwest corner of said permanent drainage easement, said point also being on the westerly line of said Lot 8; thence N53°20'59"E along said easterly line a distance of 25.10 feet; thence S89°57'04"E a distance of 321.23 feet; thence S00°02'56"W a distance of 60.00 feet; thence N89°57'04"W a

distance of 111.97 feet; thence S29°44'44"W a distance of 32.85 feet to a point on the north R.O.W. line of highway 34; thence N88°05'20"W along said north R.O.W. line a distance of 25.20 feet; thence N70°12'19"W a distance of 48.85 feet; thence N88°44'48"W a distance of 211.45 feet to the point of beginning. Said temporary easement contains 11066.99 square feet or 0.25 acres more or less.

WHEREAS, an Agreement for Temporary Easements has been reviewed and approved by the City Legal Department.

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 enter into the Agreements for Temporary Easements on the above described tracts of land.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreements on behalf of the City of Grand Island.

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

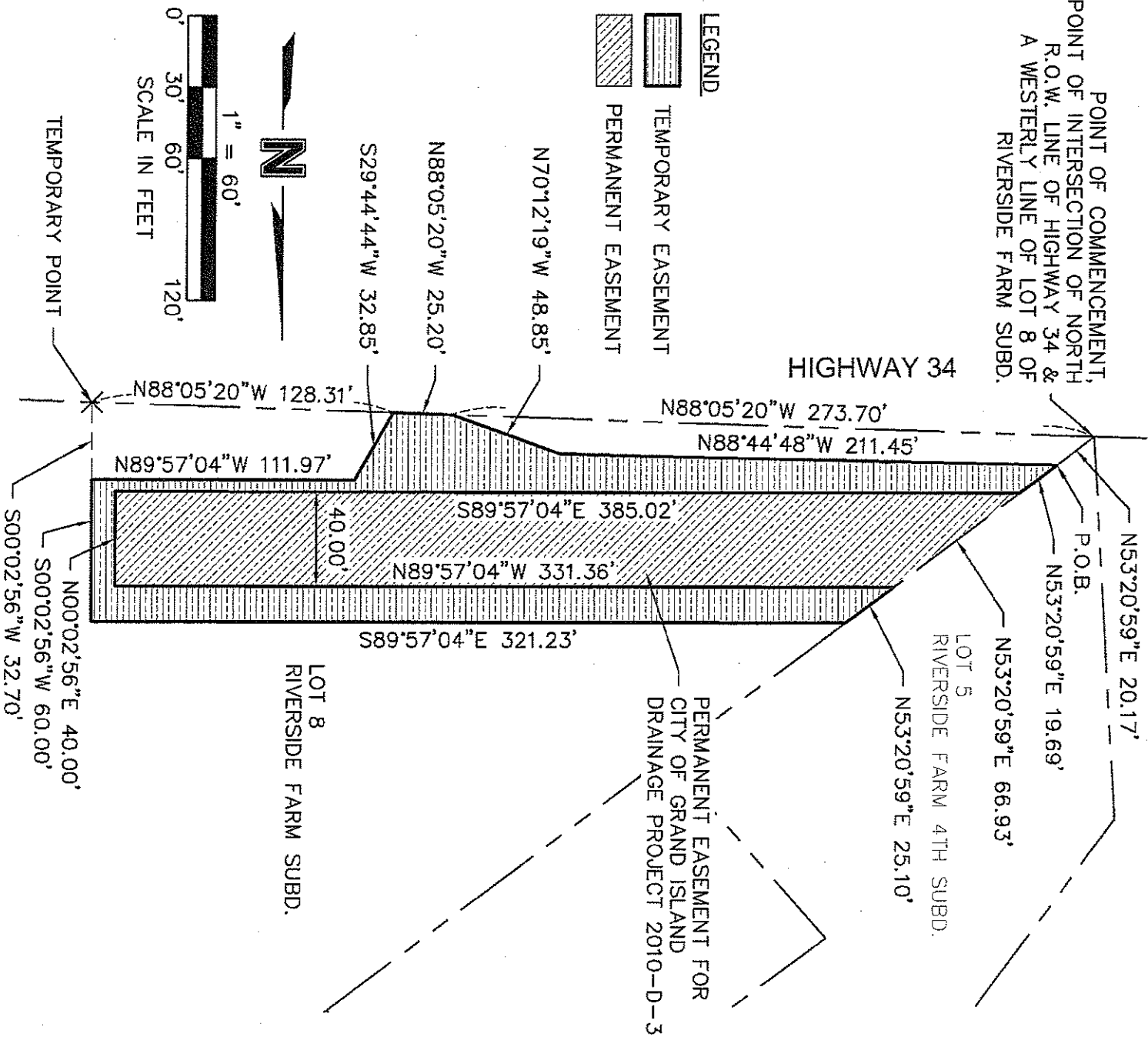
Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

TEMPORARY EASEMENT
 CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
 DRAINAGE PROJECT 2010-D-3

POINT OF COMMENCEMENT,
 POINT OF INTERSECTION OF NORTH
 R.O.W. LINE OF HIGHWAY 34 &
 A WESTERLY LINE OF LOT 8 OF
 RIVERSIDE FARM SUBD.



EASEMENT DESCRIPTION

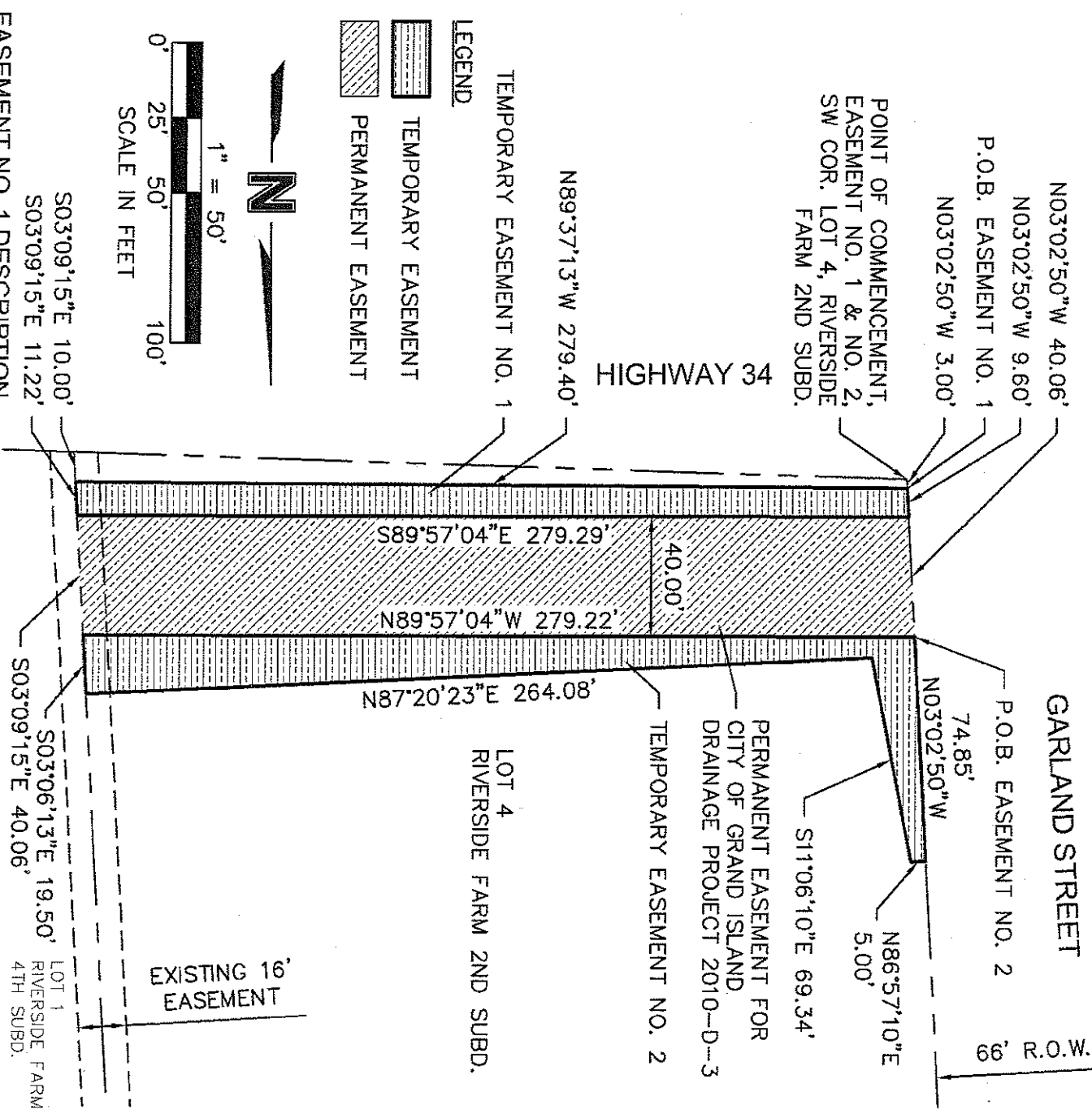
A TEMPORARY CONSTRUCTION EASEMENT CONSISTING OF PART OF LOT 8 OF RIVERSIDE FARM SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND A WESTERLY LINE OF SAID LOT 8, SAID POINT ALSO BEING THE SOUTH CORNER OF LOT 5 OF RIVERSIDE FARM SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA; THENCE ON AN ASSUMED BEARING OF N53°20'59"E ALONG SAID WESTERLY LINE OF SAID LOT 8 A DISTANCE OF 20.17 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE N53°20'59"E A DISTANCE OF 19.69 FEET TO THE SOUTHWEST CORNER OF CITY OF GRAND ISLAND DRAINAGE PROJECT 2010-D-3 PERMANENT DRAINAGE EASEMENT; THENCE S89°57'04"E ALONG THE SOUTH LINE OF SAID PERMANENT DRAINAGE EASEMENT A DISTANCE OF 385.02 FEET TO THE SOUTHEAST CORNER OF SAID PERMANENT DRAINAGE EASEMENT; THENCE N00°02'56"E ALONG THE EAST LINE OF SAID PERMANENT DRAINAGE EASEMENT A DISTANCE OF 40.00 FEET TO THE NORTHEAST CORNER OF SAID PERMANENT DRAINAGE EASEMENT; THENCE N89°57'04"W ALONG THE NORTH LINE OF SAID PERMANENT DRAINAGE EASEMENT A DISTANCE OF 331.36 TO THE NORTHWEST CORNER OF SAID PERMANENT DRAINAGE EASEMENT; SAID POINT ALSO BEING ON THE WESTERLY LINE OF SAID LOT 8; THENCE N53°20'59"E ALONG SAID EASTERLY LINE A DISTANCE OF 25.10 FEET; THENCE S89°57'04"E A DISTANCE OF 321.23 FEET; THENCE S00°02'56"W A DISTANCE OF 60.00 FEET; THENCE N89°57'04"W A DISTANCE OF 111.97 FEET; THENCE S29°44'44"W A DISTANCE OF 32.85 FEET TO A POINT ON THE NORTH R.O.W. LINE OF HIGHWAY 34; THENCE N88°05'20"W ALONG SAID NORTH R.O.W. LINE A DISTANCE OF 25.20 FEET; THENCE N70°12'19"W A DISTANCE OF 48.85 FEET; THENCE N88°44'48"W A DISTANCE OF 211.45 FEET TO THE POINT OF BEGINNING. SAID TEMPORARY EASEMENT CONTAINS 11066.99 SQUARE FEET OR 0.25 ACRES MORE OR LESS.

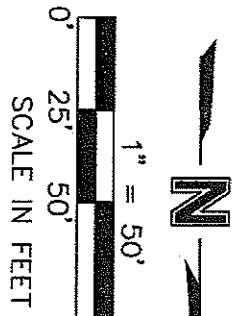
OLSSON
 ASSOCIATES

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 P.O. Box 1072
 Grand Island, NE 68802-1072
 TEL: 308.384.8750
 FAX: 308.384.8752

TEMPORARY EASEMENT
CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
DRAINAGE PROJECT 2010-D-3



LEGEND
 [Hatched Box] TEMPORARY EASEMENT
 [Solid Box] PERMANENT EASEMENT



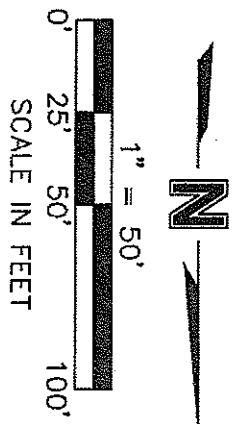
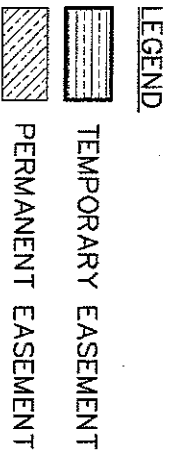
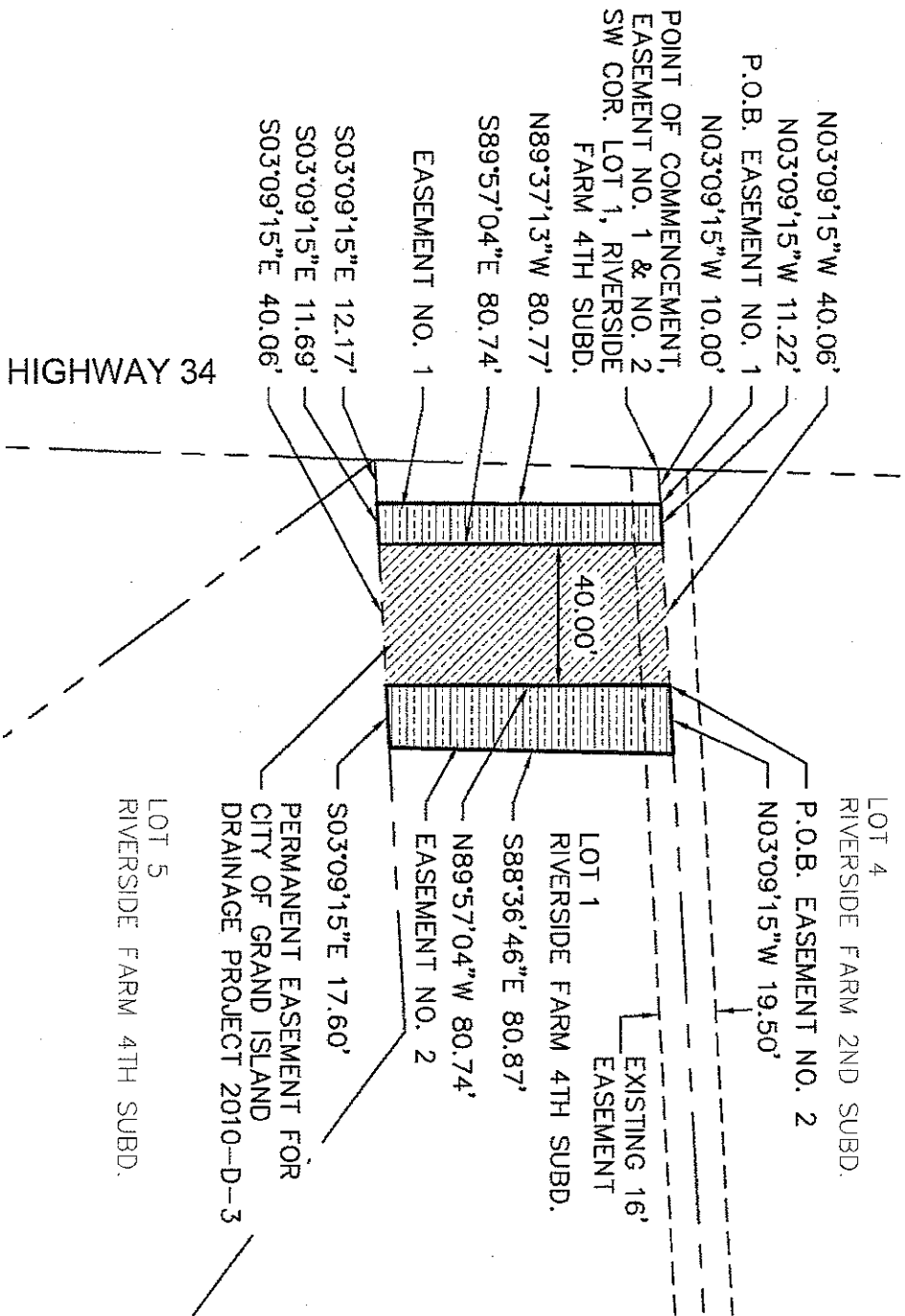
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 A TEMPORARY CONSTRUCTION EASEMENT CONSISTING OF PART OF LOT 4 OF RIVERSIDE FARM SECOND SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SET/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4, SAID POINT ALSO BEING THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF HIGHWAY 34 AND THE EAST R.O.W. LINE OF GARLAND STREET; THENCE ON AN ASSUMED BEARING OF N03°02'50"W ALONG SAID EAST R.O.W. LINE A DISTANCE OF 3.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST R.O.W. LINE N03°02'50"W A DISTANCE OF 9.60 FEET TO THE SOUTHWEST CORNER OF CITY OF GRAND ISLAND DRAINAGE PROJECT 2010-D-3 PERMANENT DRAINAGE EASEMENT; THENCE S89°57'04"E ALONG THE SOUTH LINE OF SAID PERMANENT DRAINAGE EASEMENT A DISTANCE OF 279.29 FEET TO THE SOUTHEAST CORNER OF SAID PERMANENT DRAINAGE EASEMENT, SAID POINT ALSO BEING ON THE EAST LINE OF SAID LOT 4; THENCE S03°09'15"E ALONG SAID EAST LINE A DISTANCE OF 11.22 FEET; THENCE N89°37'13"W A DISTANCE OF 279.40 FEET TO THE POINT OF BEGINNING. SAID TEMPORARY CONSTRUCTION EASEMENT CONTAINS 2904.31 SQUARE FEET OR 0.07 ACRES MORE OR LESS.

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TEMPORARY EASEMENT
CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
DRAINAGE PROJECT 2010-D-3



EASEMENT NO. 1 DESCRIPTION

A TEMPORARY CONSTRUCTION EASEMENT CONSISTING OF PART OF LOT 1 OF RIVERSIDE FARM FOURTH SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER (SE/4) OF SECTION 29, TOWNSHIP 11 NORTH, RANGE 9 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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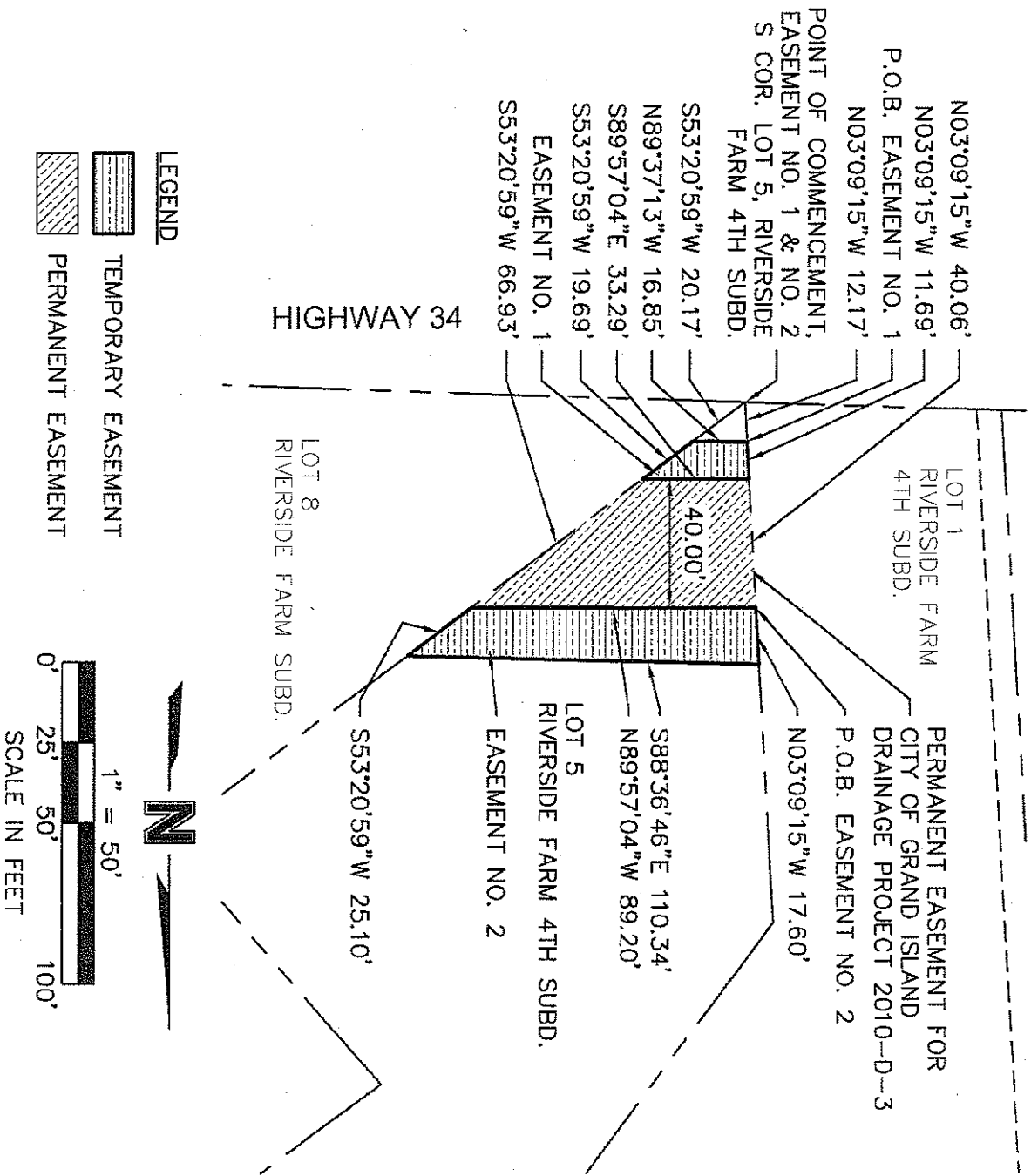
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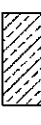
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MOLSSON
ASSOCIATES

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TEMPORARY EASEMENT
CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA
DRAINAGE PROJECT 2010-D-3



LEGEND
 TEMPORARY EASEMENT
 PERMANENT EASEMENT

N
 1" = 50'
 0' 25' 50' 100'
 SCALE IN FEET

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OLSSON
ASSOCIATES

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