



City of Grand Island

Tuesday, November 12, 2002

Speical Mtg/Council Session

Item G8

#2002-343 - Approving Acquisition of Utility Easement Located at 1704 West 3rd Street - Ace Hardware

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 Hardware Land Company of Grand Island, LTD (Ace Hardware), located behind 1704 West 3rd Street (parts of Lots One and Two, Block 50, Packer & Barrs Addition and part of vacated Harrison Street), in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

This easement will be used to relocate an overhead power line to facilitate the new addition to the existing Ace Hardware building.

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. See attached RESOLUTION.

Staff Contact: Gary R. Mader

RESOLUTION 2002-343

WHEREAS, a public utility easement is required by the City of Grand Island, from Hardware Land Co. of Grand Island, Ltd, to install, upgrade, maintain, and repair power appurtenances, including lines and transformers; and

WHEREAS, a public hearing was held on November 12, 2002, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot One (1) and Lot Two (2), Block Fifty (50) Packer and Barr's Addition to the City of Grand Island, Hall County, Nebraska, the utility easement and right-of-way being more particularly described as follows:

The northerly Eight (8.0) feet of that part of vacated Harrison Street lying between Block Five (5) Kernohan and Decker's Addition and Block Fifty (50) in Packer and Barr's Second Addition with its complement Block Four (4) Kernohan and Decker's Addition, said vacation recorded in Misc. Book 21, Page 81, in the Register of Deeds Office, Hall County, Nebraska; AND

The northerly Eight (8.0) feet of Lot One (1), Block Fifty (50) Packer and Barr's Addition; AND

The northerly Twenty (20.0) feet of Lot Two (2) Block Fifty (50) Packer and Barr's Addition; AND

The westerly Twenty (20.0) feet of Lot Two (2), said Packer and Barr's Addition, except the southerly One Hundred Thirty Two (132.0) feet thereof.

The above-described easement and right-of-way containing a combined total of 0.070 acres, more or less as shown on the plat dated October 11, 2002, marked Exhibit "A" attached hereto and incorporated herein by reference.

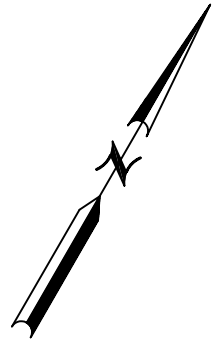
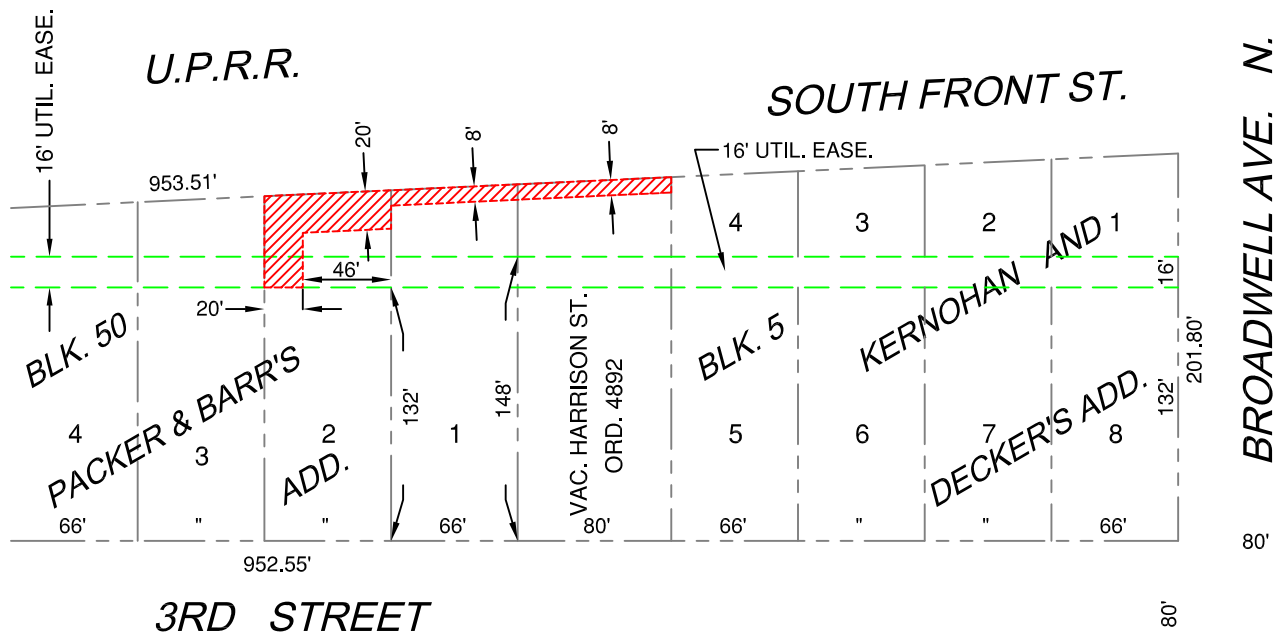
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Hardware Land Co. of Grand Island, Ltd., on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, November 12, 2002.

RaNae Edwards, City Clerk

Approved as to Form ? _____
November 7, 2002 ? City Attorney



LEGEND

 INDICATES UTILITY EASEMENT

CITY OF GRAND ISLAND UTILITIES DEPARTMENT	
EXHIBIT "A"	
DRAWN BY: B.W.H.	SCALE: 1"=100'
DATE: 10/11/2002	FILE: PACKER & BARR'S