

Public Property, Safety, and Works Committee
Monday, November 8, 2021 4:00 PM
Council Chambers
1369 25 Avenue
Columbus, NE 68601

1. **Statement of compliance with Open Meetings Act and roll call.**

Open Meetings Act

Neb. Rev. Stat. § 84-1407. Act, how cited.

Sections 84-1407 to 84-1414 shall be known and may be cited as the Open Meetings Act.

Neb. Rev. Stat. § 84-1408. Declaration of intent; meetings open to public.

It is hereby declared to be the policy of this state that the formation of public policy is public business and may not be conducted in secret.

Every meeting of a public body shall be open to the public in order that citizens may exercise their democratic privilege of attending and speaking at meetings of public bodies, except as otherwise provided by the Constitution of Nebraska, federal statutes, and the Open Meetings Act.

Neb. Rev. Stat. § 84-1409. Terms, defined.

For purposes of the Open Meetings Act, unless the context otherwise requires:

(1)(a) Public body means (i) governing bodies of all political subdivisions of the State of Nebraska, (ii) governing bodies of all agencies, created by the Constitution of Nebraska, statute, or otherwise pursuant to law, of the executive department of the State of Nebraska, (iii) all independent boards, commissions, bureaus, committees, councils, subunits, or any other bodies created by the Constitution of Nebraska, statute, or otherwise pursuant to law, (iv) all study or advisory committees of the executive department of the State of Nebraska whether having continuing existence or appointed as special committees with limited existence, (v) advisory committees of the bodies referred to in subdivisions (i), (ii), and (iii) of this subdivision, and (vi) instrumentalities exercising essentially public functions; and

(b) Public body does not include (i) subcommittees of such bodies unless a quorum of the public body attends a subcommittee meeting or unless such subcommittees are holding hearings, making policy, or taking formal action on behalf of their parent body, except that all meetings of any subcommittee established under section 81-15,175 are subject to the Open Meetings Act, and (ii) entities conducting judicial proceedings unless a court or other judicial body is exercising rulemaking authority, deliberating, or deciding upon the issuance of administrative orders;

(2) Meeting means all regular, special, or called meetings, formal or informal, of any public body for the purposes of briefing, discussion of public business, formation of tentative policy, or the taking of any action of the public body; and

(3) Virtual conferencing means conducting or participating in a meeting electronically or telephonically with interaction among the participants subject to subsection (2) of section 84-1412.

Neb. Rev. Stat. § 84-1410. Closed session; when; purpose; reasons listed; procedure; right to challenge; prohibited acts; chance meetings, conventions, or workshops.

(1) Any public body may hold a closed session by the affirmative vote of a majority of its voting members if a closed session is clearly necessary for the protection of the public interest or for the prevention of needless injury to the reputation of an individual and if such

individual has not requested a public meeting. The subject matter and the reason necessitating the closed session shall be identified in the motion to close. Closed sessions may be held for, but shall not be limited to, such reasons as:

(a) Strategy sessions with respect to collective bargaining, real estate purchases, pending litigation, or litigation which is imminent as evidenced by communication of a claim or threat of litigation to or by the public body;

(b) Discussion regarding deployment of security personnel or devices;

(c) Investigative proceedings regarding allegations of criminal misconduct;

(d) Evaluation of the job performance of a person when necessary to prevent needless injury to the reputation of a person and if such person has not requested a public meeting;

(e) For the Community Trust created under section 81-1801.02, discussion regarding the amounts to be paid to individuals who have suffered from a tragedy of violence or natural disaster; or

(f) For public hospitals, governing board peer review activities, professional review activities, review and discussion of medical staff investigations or disciplinary actions, and any strategy session concerning transactional negotiations with any referral source that is required by federal law to be conducted at arms length.

Nothing in this section shall permit a closed meeting for discussion of the appointment or election of a new member to any public body.

(2) The vote to hold a closed session shall be taken in open session. The entire motion, the vote of each member on the question of holding a closed session, and the time when the closed session commenced and concluded shall be recorded in the minutes. If the motion to close passes, then the presiding officer immediately prior to the closed session shall restate on the record the limitation of the subject matter of the closed session. The public body holding such a closed session shall restrict its consideration of matters during the closed portions to only those purposes set forth in the motion to close as the reason for the closed session. The meeting shall be reconvened in open session before any formal action may be taken. For purposes of this section, formal action shall mean a collective decision or a collective commitment or promise to make a decision on any question, motion, proposal, resolution, order, or ordinance or formation of a position or policy but shall not include negotiating guidance given by members of the public body to legal counsel or other negotiators in closed sessions authorized under subdivision (1)(a) of this section.

(3) Any member of any public body shall have the right to challenge the continuation of a closed session if the member determines that the session has exceeded the reason stated in the original motion to hold a closed session or if the member contends that the closed session is neither clearly necessary for (a) the protection of the public interest or (b) the prevention of needless injury to the reputation of an individual. Such challenge shall be overruled only by a majority vote of the

members of the public body. Such challenge and its disposition shall be recorded in the minutes.

(4) Nothing in this section shall be construed to require that any meeting be closed to the public. No person or public body shall fail to invite a portion of its members to a meeting, and no public body shall designate itself a subcommittee of the whole body for the purpose of circumventing the Open Meetings Act. No closed session, informal meeting, chance meeting, social gathering, email, fax, or other electronic communication shall be used for the purpose of circumventing the requirements of the act.

(5) The act does not apply to chance meetings or to attendance at or travel to conventions or workshops of members of a public body at which there is no meeting of the body then intentionally convened, if there is no vote or other action taken regarding any matter over which the public body has supervision, control, jurisdiction, or advisory power.

Neb. Rev. Stat. § 84-1411. Meetings of public body; notice; method; contents; when available; right to modify; duties concerning notice; virtual meetings authorized; emergency meeting without notice; appearance before public body.

(1)(a) Each public body shall give reasonable advance publicized notice of the time and place of each meeting as provided in this subsection. Such notice shall be transmitted to all members of the public body and to the public.

(b)(i) Except as provided in subdivision (1)(b)(ii) of this section, in the case of a public body described in subdivision (1)(a)(i) of section 84-1409 or such body's advisory committee, such notice shall be published in a newspaper of general circulation within the public body's jurisdiction and, if available, on such newspaper's web site.

(ii) In the case of the governing body of a city of the second class or village or such body's advisory committee, such notice shall be published by:

(A) Publication in a newspaper of general circulation within the public body's jurisdiction and, if available, on such newspaper's web site; or

(B) Posting written notice in three conspicuous public places in such city or village. Such notice shall be posted in the same three places for each meeting.

(iii) In the case of a public body not described in subdivision (1)(b)(i) or (ii) of this section, such notice shall be given by a method designated by the public body.

(c) In addition to a method of notice required by subdivision (1)(b)(i) or (ii) of this section, such notice may also be provided by any other appropriate method designated by such public body or such advisory committee.

(d) Each public body shall record the methods and dates of such notice in its minutes.

(e) Such notice shall contain an agenda of subjects known at the time of the publicized notice or a statement that the agenda, which shall be kept continually current, shall be readily available for public inspection at the principal office of the public body during normal business hours. Agenda items shall be sufficiently descriptive to give the public reasonable notice of the matters to be considered at the

Open Meetings Act

meeting. Except for items of an emergency nature, the agenda shall not be altered later than (i) twenty-four hours before the scheduled commencement of the meeting or (ii) forty-eight hours before the scheduled commencement of a meeting of a city council or village board scheduled outside the corporate limits of the municipality. The public body shall have the right to modify the agenda to include items of an emergency nature only at such public meeting.

(2)(a) The following entities may hold a meeting by means of virtual conferencing if the requirements of subdivision (2)(b) of this section are met:

(i) A state agency, state board, state commission, state council, or state committee, or an advisory committee of any such state entity;

(ii) An organization, including the governing body, created under the Interlocal Cooperation Act, the Joint Public Agency Act, or the Municipal Cooperative Financing Act;

(iii) The governing body of a public power district having a chartered territory of more than one county in this state;

(iv) The governing body of a public power and irrigation district having a chartered territory of more than one county in this state;

(v) An educational service unit;

(vi) The Educational Service Unit Coordinating Council;

(vii) An organization, including the governing body, of a risk management pool or its advisory committees organized in accordance with the Intergovernmental Risk Management Act;

(viii) A community college board of governors;

(ix) The Nebraska Brand Committee;

(x) A local public health department;

(xi) A metropolitan utilities district;

(xii) A regional metropolitan transit authority;

(xiii) A natural resources district; and

(xiv) The Judicial Resources Commission.

(b) The requirements for holding a meeting by means of virtual conferencing are as follows:

(i) Reasonable advance publicized notice is given as provided in subsection (1) of this section, including providing access to a dial-in number or link to the virtual conference;

(ii) In addition to the public's right to participate by virtual conferencing, reasonable arrangements are made to accommodate the public's right to attend at a physical site and participate as provided in section 84-1412, including reasonable seating, in at least one designated site in a building open to the public and identified in the notice, with: At least one member of the entity holding such meeting, or his or her designee, present at each site; a recording of the hearing by audio or visual recording devices; and a reasonable opportunity for input, such as public comment or questions, is provided to at least the same extent as

would be provided if virtual conferencing was not used;

(iii) At least one copy of all documents being considered at the meeting is available at any physical site open to the public where individuals may attend the virtual conference. The public body shall also provide links to an electronic copy of the agenda, all documents being considered at the meeting, and the current version of the Open Meetings Act; and

(iv) Except as otherwise provided in this subdivision or subsection (4) of section 79-2204, no more than one-half of the meetings of the state entities, advisory committees, boards, councils, organizations, or governing bodies are held by virtual conferencing in a calendar year. In the case of an organization created under the Interlocal Cooperation Act that sells electricity or natural gas at wholesale on a multistate basis or an organization created under the Municipal Cooperative Financing Act, the organization may hold more than one-half of its meetings by virtual conferencing if such organization holds at least one meeting each calendar year that is not by virtual conferencing. The governing body of a risk management pool that meets at least quarterly and the advisory committees of the governing body may each hold more than one-half of its meetings by virtual conferencing if the governing body's quarterly meetings are not held by virtual conferencing.

(3) Virtual conferencing, emails, faxes, or other electronic communication shall not be used to circumvent any of the public government purposes established in the Open Meetings Act.

(4) The secretary or other designee of each public body shall maintain a list of the news media requesting notification of meetings and shall make reasonable efforts to provide advance notification to them of the time and place of each meeting and the subjects to be discussed at that meeting.

(5) When it is necessary to hold an emergency meeting without reasonable advance public notice, the nature of the emergency shall be stated in the minutes and any formal action taken in such meeting shall pertain only to the emergency. Such emergency meetings may be held by virtual conferencing. The provisions of subsection (4) of this section shall be complied with in conducting emergency meetings. Complete minutes of such emergency meetings specifying the nature of the emergency and any formal action taken at the meeting shall be made available to the public by no later than the end of the next regular business day.

(6) A public body may allow a member of the public or any other witness to appear before the public body by means of virtual conferencing.

(7)(a) Notwithstanding subsections (2) and (5) of this section, if an emergency is declared by the Governor pursuant to the Emergency Management Act as defined in section 81-829.39, a public body the territorial jurisdiction of which is included in the emergency declaration, in whole or in part, may hold a meeting by virtual conferencing during such emergency if the public body gives reasonable advance publicized notice as described in subsection (1) of this section. The notice shall include information regarding access for the public and news media. In addition to any formal action taken pertaining to the emergency, the public body may hold such meeting for the purpose of briefing, discussion of public business, formation of tentative policy, or the taking of any action by the public body.

(b) The public body shall provide access by providing a dial-in Open Meetings Act

number or a link to the virtual conference. The public body shall also provide links to an electronic copy of the agenda, all documents being considered at the meeting, and the current version of the Open Meetings Act. Reasonable arrangements shall be made to accommodate the public's right to hear and speak at the meeting and record the meeting. Subsection (4) of this section shall be complied with in conducting such meetings.

(c) The nature of the emergency shall be stated in the minutes. Complete minutes of such meeting specifying the nature of the emergency and any formal action taken at the meeting shall be made available for inspection as provided in subsections (5) and (6) of section 84-1413.

Neb. Rev. Stat. § 84-1412. Meetings of public body; rights of public; public body; powers and duties.

(1) Subject to the Open Meetings Act, the public has the right to attend and the right to speak at meetings of public bodies, and all or any part of a meeting of a public body, except for closed sessions called pursuant to section 84-1410, may be videotaped, televised, photographed, broadcast, or recorded by any person in attendance by means of a tape recorder, a camera, video equipment, or any other means of pictorial or sonic reproduction or in writing.

(2) It shall not be a violation of subsection (1) of this section for any public body to make and enforce reasonable rules and regulations regarding the conduct of persons attending, speaking at, videotaping, televising, photographing, broadcasting, or recording its meetings, including meetings held by virtual conferencing. A body may not be required to allow citizens to speak at each meeting, but it may not forbid public participation at all meetings.

(3) No public body shall require members of the public to identify themselves as a condition for admission to the meeting nor shall such body require that the name of any member of the public be placed on the agenda prior to such meeting in order to speak about items on the agenda. The body shall require any member of the public desiring to address the body to identify himself or herself, including an address and the name of any organization represented by such person unless the address requirement is waived to protect the security of the individual.

(4) No public body shall, for the purpose of circumventing the Open Meetings Act, hold a meeting in a place known by the body to be too small to accommodate the anticipated audience.

(5) No public body shall be deemed in violation of this section if it holds its meeting in its traditional meeting place which is located in this state.

(6) No public body shall be deemed in violation of this section if it holds a meeting outside of this state if, but only if:

(a) A member entity of the public body is located outside of this state and the meeting is in that member's jurisdiction;

(b) All out-of-state locations identified in the notice are located within public buildings used by members of the entity or at a place which will accommodate the anticipated audience;

(c) Reasonable arrangements are made to accommodate the public's right to attend, hear, and speak at the meeting, including making virtual conferencing available at an in-state location to members, the public, or the press, if requested twenty-four hours in advance;

(d) No more than twenty-five percent of the public body's meetings in a calendar year are held out-of-state;

(e) Out-of-state meetings are not used to circumvent any of the public government purposes established in the Open Meetings Act; and

(f) The public body publishes notice of the out-of-state meeting at least twenty-one days before the date of the meeting in a legal newspaper of statewide circulation.

(7) Each public body shall, upon request, make a reasonable effort to accommodate the public's right to hear the discussion and testimony presented at a meeting.

(8) Public bodies shall make available at the meeting or the in-state location for virtual conferencing as required by subdivision (6)(c) of this section, for examination and copying by members of the public, at least one copy of all reproducible written material to be discussed at an open meeting, either in paper or electronic form. Public bodies shall make available at least one current copy of the Open Meetings Act posted in the meeting room at a location accessible to members of the public. At the beginning of the meeting, the public shall be informed about the location of the posted information.

Neb. Rev. Stat. § 84-1413. Meetings; minutes; roll call vote; secret ballot; when.

(1) Each public body shall keep minutes of all meetings showing the time, place, members present and absent, and the substance of all matters discussed.

(2) Any action taken on any question or motion duly moved and seconded shall be by roll call vote of the public body in open session, and the record shall state how each member voted or if the member was absent or not voting. The requirements of a roll call or viva voce vote shall be satisfied by a public body which utilizes an electronic voting device which allows the yeas and nays of each member of such public body to be readily seen by the public.

(3) The vote to elect leadership within a public body may be taken by secret ballot, but the total number of votes for each candidate shall be recorded in the minutes.

(4) The minutes of all meetings and evidence and documentation received or disclosed in open session shall be public records and open to public inspection during normal business hours.

(5) Minutes shall be written, except as provided in subsection (6) of this section, and available for inspection within ten working days or prior to the next convened meeting, whichever occurs earlier, except that cities of the second class and villages may have an additional ten working days if the employee responsible for writing the minutes is absent due to a serious illness or emergency.

(6) Minutes of the meetings of the board of a school district or educational service unit may be kept as an electronic record.

(7) Beginning July 31, 2022, the governing body of a natural resources district, the city council of a city of the metropolitan class, the city council of a city of the primary class, the city council of a city of the first class, the county board of a county with a population greater than twenty-five thousand inhabitants, and the school board of a school district shall make available on such entity's public web site the agenda and minutes of any meeting of the governing body. The agenda shall be placed on the web site at least twenty-four hours before the meeting of

the governing body. Minutes shall be placed on the web site at such time as the minutes are available for inspection as provided in subsection (5) of this section. This information shall be available on the public web site for at least six months.

Neb. Rev. Stat. § 84-1414. Unlawful action by public body; declared void or voidable by district court; when; duty to enforce open meeting laws; citizen's suit; procedure; violations; penalties.

(1) Any motion, resolution, rule, regulation, ordinance, or formal action of a public body made or taken in violation of the Open Meetings Act shall be declared void by the district court if the suit is commenced within one hundred twenty days of the meeting of the public body at which the alleged violation occurred. Any motion, resolution, rule, regulation, ordinance, or formal action of a public body made or taken in substantial violation of the Open Meetings Act shall be voidable by the district court if the suit is commenced more than one hundred twenty days after but within one year of the meeting of the public body in which the alleged violation occurred. A suit to void any final action shall be commenced within one year of the action.

(2) The Attorney General and the county attorney of the county in which the public body ordinarily meets shall enforce the Open Meetings Act.

(3) Any citizen of this state may commence a suit in the district court of the county in which the public body ordinarily meets or in which the plaintiff resides for the purpose of requiring compliance with or preventing violations of the Open Meetings Act, for the purpose of declaring an action of a public body void, or for the purpose of determining the applicability of the act to discussions or decisions of the public body. It shall not be a defense that the citizen attended the meeting and failed to object at such time. The court may order payment of reasonable attorney's fees and court costs to a successful plaintiff in a suit brought under this section.

(4) Any member of a public body who knowingly violates or conspires to violate or who attends or remains at a meeting knowing that the public body is in violation of any provision of the Open Meetings Act shall be guilty of a Class IV misdemeanor for a first offense and a Class III misdemeanor for a second or subsequent offense.

Neb. Rev. Stat. § 84-1415. Open Meetings Act; requirements; waiver; validity of action.

No motion, resolution, rule, regulation, ordinance, or formal action made, adopted, passed, or taken at a meeting as defined in section 84-1409 of a public body as defined in such section shall be invalidated because such motion, resolution, rule, regulation, ordinance, or formal action was made, adopted, passed, or taken at a meeting or meetings on or after March 17, 2020, and on or before April 30, 2021, pursuant to a Governor's Executive Order which waived certain requirements of the Open Meetings Act.

2. **Application of Steven Ramaekers, Granville Custom Homes, Inc., to vacate multiple side-lot easements in Shadylake Meadows Subdivision (vicinity of 23 Street and 57 Avenue).**

The City of *Columbus*

MEMORANDUM

DATE: November 4, 2021
FROM : Richard J. Bogus, City Engineer
TO: Tara Vasicek, City Administrator
RE: Easement Vacation Request – Shadylake Meadows Subdivision

RECOMMENDATION:

I recommend the approval of vacating the easements in Shadylake Meadows, Block B, between Lots 2 and 3, 3 and 4, 4 and 5, 5 and 6, 6 and 7, 7 and 8, 9 and 10, 10 and 11, 11 and 12, 12 and 13, 13 and 14, 14 and 15, and 15 and 16 and also in Block C between Lots 2 and 3, 3 and 4, 4 and 5, 7 and 8, and 8 and 9.

DISCUSSION:

The applicant owns all of the property and lots associated with this vacation request.

Shadylake Meadows 2nd Subdivision final plat creates easements required for revised lot layouts for those referenced.

FISCAL IMPACT:

The applicant will be responsible for all publications expenses, preparing of the above reference items, recording, and any other costs associated with the vacation transaction.

ALTERNATIVE:

Do not approve.

SIGNATURE:

By: Richard J. Bogus

Approved By: Tara Vasicek

CITY OF COLUMBUS
VACATION OF EASEMENT REQUEST FORM

1. List the people principally interested in the vacation. Be sure to include:
 - a. Majority abutting land owner or a representative for the group; and
 - b. The person requesting the vacation, if not the same as the owner (i.e., renter or prospective buyer).

Steven Ramaekers
Name (a)

Name (b)

Granville Custom Homes, Inc.
Business (if applicable)

Business (if applicable)

4514 Howard Blvd, Columbus 68601
Mailing Address

Mailing Address

402-276-3476
Daytime Phone Number

Daytime Phone Number

steven@granville-homes.com
Email Address

Email Address

2. Legal address and physical property address of vacation of street/alley request

Lots 3-14, Block B, and Lots 1-5 & 7-9,
Block C, Shadylake Meadows Subdivision, Columbus, Nebraska

3. Brief explanation of why this vacation is being requested. A separate sheet may be attached if necessary.

See "green shaded areas" on Preliminary Plat. These easements
need to be vacated because the lot lines will be moved. A
10' utility easement along the front of these lots will be
created in place of these side-lot easements.

PETITION

Honorable Mayor and Members of the City Council
City of Columbus

We, the undersigned, owners of property representing more than 75 percent of the easement property, hereby ask and petition that the necessary action be taken to vacate the following easement:

All side-lot easements between Lot 1-2, 2-3, 3-4, 4-5, 5-6, 6-7, 7-8, 9-10, 10-11, 11-12, 12-13, 13-14, 14-15, 15-16 all in Block B AND between Lot 2-3, 3-4, 4-5, 7-8, 8-9 all in Block C, Shadylake Meadows Subdivision, Columbus, Nebraska.

and we hereby respectively waive any and all damages or claims for damages by reason of said vacating.

Property Owner(s)	Date	Mailing Address	Abutting No. of Feet
Print: Granville Custom Homes, Inc. Sign: <i>Steve Granville, President</i>	9/16/2021	4514 Howard Blvd Columbus, NE 68601	All Easements
Print: Sign:			
Print: Sign:			
Print: Sign:			
Print: Sign:			
Print: Sign:			
Print: Sign:			
Print: Sign:			

CORPORATION

The acknowledgement of the signature of a corporation must have attached a copy of the By-Law or Resolution, duly certified by corporation officers, under and by virtue of which such signature was affixed to said petition.

Acknowledgement of signature to petition for vacating and narrowing of the following easement – to wit: _____

All side-lot easements between Lot 1-2, 2-3, 3-4, 4-5, 5-6, 6-7, 7-8, 9-10, 10-11, 11-12, 12-13, 13-14, 14-15, 15-16 all in Block B AND between Lot 2-3, 3-4, 4-5, 7-8, 8-9 all in Block C, Shadylake Meadows Subdivision, Columbus, Nebraska.

_____ within Columbus, Nebraska.

Corporation: Granville Custom Homes, Inc.

Steve Rank, President
Signature/Title

9-27-21
Date

Signature/Title

Date

State of Nebraska

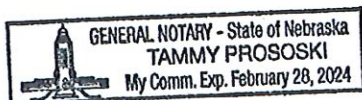
Platte County

x On this 27th day of September, 2021, before me, a Notary Public in and for said County, personally appeared Steven Ramackers

who is/are personally known to me to be the identical person(s) whose name(s) is/are affixed to the annexed petition of owners of lots and lands abutting upon said part of easement in the city of Columbus, Nebraska, for vacation or narrowing of said part of said easement and who is/are personally known to me to be the President of said Corporation and has/have acknowledged the signing of said petition to be a voluntary act and deed, and the voluntary act and deed of said Corporation.

Witness my hand and notarial seal on the day and date above written.

(SEAL)

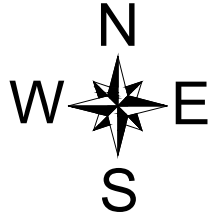


Tammy Proski
Notary Public

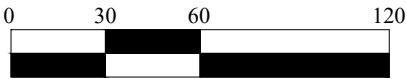
My Notarial Commission expires the 28th day of February, 2024.

Preliminary Plat
SHADYLAKE MEADOWS 2ND SUBDIVISION
A Subdivision of Lots 1-2, Block A & Lots 3-14, Block B & Lots 1-5 & 7-9, Block C of Shadylake Meadows Subdivision to the City of Columbus, Platte County, Nebraska

B) Northeast Corner,
Southwest 1/4,
Section 14, T17N, R1W



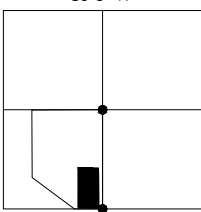
Drawn By: LRR
Date: August 27, 2021
Project Number: S-071-134
Scale: 1" = 60'



LEGEND

- Section Corner Found
- Property Corner Found
- Property Corner Set (5/8" x 24" I.B. w/Cap)
- Calculated Point
- Measured Distance
- Recorded Distance (CCH) Christopher C. Hays RLS#673
Dated September 11, 2012
(TLS) Terry L. Schulz, RLS #550
Dated April 23, 2018
- Calculated Distance

Situation Sketch



SECTION 14
Platte County, Nebraska

ZONING
Existing Zone: R-1 & R-2

- 20' Front and Street Side Setbacks
- 7' Interior Side Setbacks
- 25' Rear Setbacks

Curve Details
A Radius= 66.50'
Arc Length= 65.74'
Chord Length= 63.10'
Chord Bearing= N 60°02'08" E
B Radius= 66.50'
Arc Length= 38.71'
Chord Length= 38.17'
Chord Bearing= N 15°02'08" E
C Radius= 66.50'
Arc Length= 4.83'
Chord Length= 4.83'
Chord Bearing= N 33°47'41" E

OWNER/DEVELOPER:
Granville Custom Homes, Inc.
4514 Howard Blvd.
Columbus, NE 68601

ENGINEER:
John A. Zwingman
Advanced Consulting Engineering Services
133 West Washington Street
West Point, NE 68788
Phone: 402-372-1923

SURVEYOR:
Terry L. Schulz
Advanced Consulting Engineering Services
133 West Washington Street
West Point, NE 68788
Phone: 402-372-1923

This survey was prepared at the request of Steven Ramackers, Columbus, Nebraska.

FIELD NOTES

A) Southeast Corner, Southwest 1/4, Section 14, T17N, R1W: Found Steel Survey Marker.
On Centerline of Asphalt East-West.
On Range of Fence North.
44.83' NE to "X" Nails in Power Pole.
34.40' NNE to "X" Nails in Power Pole.
25.20' South to Centerline of Manhole.
35.89' North to Nail & Disc in Top of Corner Fence Post.

B) Northeast Corner, Southwest 1/4, Section 14, T17N, R1W: Found 1" Iron Pipe.
0.7' West to Range of Fence South.
On Range of Fence West.
On Range of Power Poles South.
5.26' North to PK Nail & Plastic Washer in Power Pole.
1.42' SW to PK Nail & Plastic Washer in Corner Fence Post.
7.85' South to "X" Nails in Fence Post.

LEGAL DESCRIPTION

Lots 1 and 2, Block A and Lots 3 - 14, Block B and Lots 1 - 5 and 7 - 9, Block C and Parts of 56th Avenue, 57th Avenue and 24th Street of Shadylake Meadows Subdivision to the City of Columbus, Platte County, Nebraska, more particularly described as follows:

Beginning at the Southeast corner of Lot 10, Block C, Shadylake Meadows Subdivision to the City of Columbus, Platte County, Nebraska; thence S 01°38'33" E on the East line of said Shadylake Meadows Subdivision, 300.00 feet to the Northeast corner of Lot 6, Block C of said Shadylake Meadows Subdivision; thence S 88°21'27" W on the North line of said Lot 6, 156.00 feet to the Northwest corner of said Lot 6; thence S 01°38'33" E on the West line of said Lot 6, 100.00 feet to the Southwest corner of said Lot 6; thence N 88°21'27" E on the South line of said Lot 6, 156.00 feet to the Southeast corner of said Lot 6; thence S 01°38'33" E on the East line of said Shadylake Meadows Subdivision, 469.87 feet to the Southeast corner of Lot 2, Block C of said Shadylake Meadows Subdivision; thence S 88°39'32" W on the North Right-of-Way line of Shady Lake Road, 545.94 feet to the Southwest corner of Lot 1, Block A of said Shadylake Meadows Subdivision; thence N 01°21'52" W on the West line of said Shadylake Meadows Subdivision, 207.00 feet; thence N 88°21'27" E on the North Right-of-Way line of 24th Street, 328.91 feet to the Southeast corner of Lot 16, Block B; thence N 01°38'33" W on the West Right-of-Way line of 56th Avenue, 200.00 feet to the Northeast corner of Lot 15 of said Block B; thence S 88°21'27" W on the Westerly extension of the North line of said Lot 15, 328.23 feet to a point on the West line of said Shadylake Meadows Subdivision; thence N 01°38'33" W on said West line, 600.00 feet to a point on the Westerly extension of the South Right-of-Way line of 26th Street; thence N 88°21'27" E on said South Right-of-Way line, 328.23 feet to the Northeast corner of Lot 9 of said Block B; thence S 01°38'33" E on the West Right-of-Way line of 56th Avenue, 140.00 feet to a point on the Westerly extension of South line of said Lot 10, Block C; thence N 88°21'27" E on the Westerly extension of the South line of said Lot 10, 216.00 feet to the Point of Beginning, containing 10.05 acres, more or less.

SURVEYOR'S CERTIFICATE

I, Terry L. Schulz, a Registered Land Surveyor of the State of Nebraska, do hereby certify that the survey described above was made by me or under my direct supervision on August 27, 2021; also that all dimensions are in feet and are correct to the best of my knowledge and belief.

Terry L. Schulz, State of Nebraska, R.L.S. #550 Date

COLUMBUS NEBRASKA PLANNING COMMISSION

This Preliminary Plat of SHADYLAKE MEADOWS 2ND SUBDIVISION to the City of Columbus, Nebraska approved by the Planning Commission this _____ day of _____, 2021.

Chairman

COLUMBUS NEBRASKA CITY COUNCIL

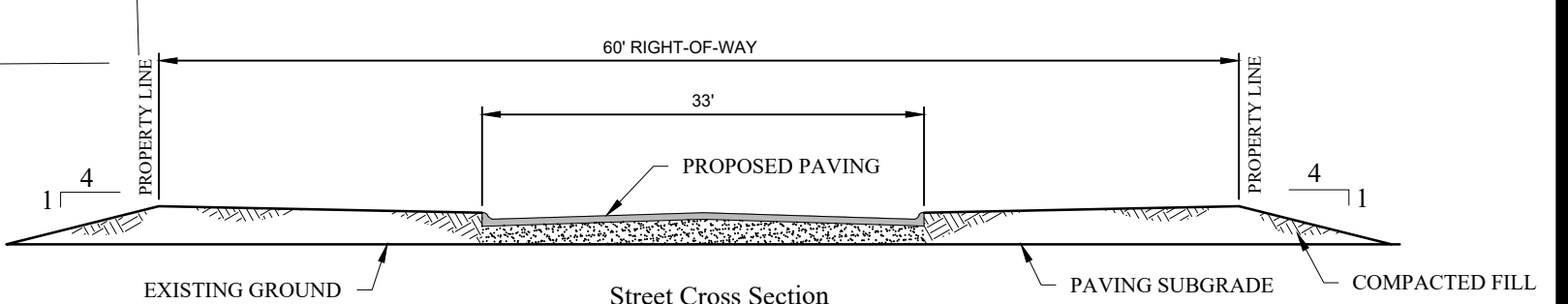
This Preliminary Plat of SHADYLAKE MEADOWS 2ND SUBDIVISION to the City of Columbus, Nebraska approved by the City Council this _____ day of _____, 2021.

Mayor

City Clerk



A) Southeast Corner,
Southwest 1/4,
Section 14, T17N, R1W





City of Columbus
2424 14th St
PO Box 1677
Columbus, NE 68602-1677

September 16, 2021

RE: Vacation Easement
Shadylake Meadows 2nd Subdivision
S-071-134

I have reviewed the location of the easement being requested to be vacated and see no conflicts; therefore, I see no reason for this easement not to be vacated.

Sincerely,

Cullen Sila
Black Hills Energy



The City of *Columbus*

PUBLIC WORKS DEPARTMENT

Utility Billing • Water Production • Water/Sewer Utility
• Wastewater • Solid Waste • Street

Director 402-562-4260

Fax 402-562-4265

Utility Billing 402-562-4220

City of Columbus
2424 14th St
PO Box 1677
Columbus, NE 68602-1677

September 16, 2021

RE: Vacation Easement
Shadylake Meadows 2nd Subdivision
S-071-134

I have reviewed the location of the easement being requested to be vacated and see no conflicts;
therefore, I see no reason for this easement not to be vacated.

Sincerely,

Chuck Sliva
Public Works Director
City of Columbus Ne.



LOUP POWER DISTRICT

"SERVING YOU ELECTRICALLY"

GENERAL OFFICE
2404 15th Street
P.O. Box 988
Columbus, NE 68602-0988

Phone:
402/564-3171
Fax:
402/564-0970

October 1, 2021

City of Columbus
2424 14th St.
PO Box 1677
Columbus, NE 68602-1677

RE: Vacation Easement
Shadylake Meadows 2nd Subdivision
S-071-134

I have reviewed the location of the easement being requested to be vacated and see no conflicts;
therefore, I see no reason for this easement not to be vacated.

Sincerely,

Vice President of Engineering
Loup Public Power District



1548 Front St, Ste 102
Blair, NE 68008
402-426-2101

City of Columbus
2424 14th St
PO Box 1677
Columbus, NE 68602-1677

October 1, 2021

RE: Vacation Easement
Shadylake Meadows 2nd Subdivision
S-071-134

I have reviewed the location of the easement being requested to be vacated and see no conflicts;
therefore, I see no reason for this easement not to be vacated.

Sincerely,

A handwritten signature in black ink that reads "Anna Allen". The signature is written in a cursive, flowing style.

Anna Allen
Midstates Data Transport

3. Adjournment.