

**Memorandum
Public Works Department**



To: City Manager
Subject: Utility Easement and Storm Water Improvements at 4209 28th Avenue
Date: May 28, 2013
Number: 2013-102

Attached are agreements with City and Mr. Milo McCowan of 4209 28th Avenue for the purpose of the City assuming ownership of an existing private storm sewer and a permanent easement granting the City the right to access and maintain the storm sewer.

The storm sewer was installed by the previous property owner and was starting to fail. As part of the agreement for the City to take responsibility for the maintenance of the storm sewer, the property owner has to grant the City an easement so that we could access and maintain the storm sewer. The property owner has agreed to provide us a permanent easement.

Recommendation

The Public Works Department recommends that the City Council approve the attached Ownership for Drainage and Utilities Purposes Agreement and Permanent Easement for Drainage and Utility Purposes and that the City Manager be authorized to sign the documents on behalf of the City of Rock Island

Submitted by: Randy Tweet, Public Works Director
Michael J. Kane, P.E., City Engineer

Approved by: Thomas Thomas, City Manager

OWNERSHIP
FOR DRAINAGE AND UTILITY PURPOSES

CITY OF ROCK ISLAND, ILLINOIS

hereby acknowledges that upon installation of the City approved storm water improvements located in an area described as follows:

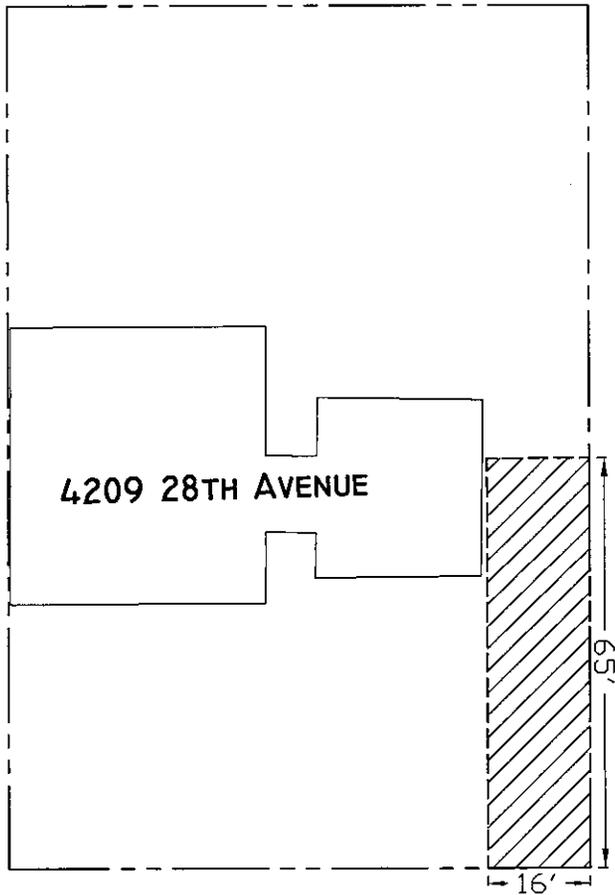
THE EAST 16 FEET OF THE SOUTH 65 FEET OF LOT 5 BLOCK 3 OF ELMCREST ADDITION LOCATED IN THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 17 NORTH, RANGE 1 WEST, OF THE 4TH PRINCIPAL MERIDIAN, IN THE CITY OF ROCK ISLAND, ILLINOIS, CONTAINING 1043.1708 SQUARE FEET OR 0.0239 ACRES MORE OR LESS.

The City of Rock Island, Illinois will take over ownership and maintenance of these improvements.

Dated this _____ day of _____, 2013.

Signed

PLAT OF PERMANENT EASEMENT
 FOR DRAINAGE AND UTILITY PURPOSES
 FROM MILO MCCOWAN



SCALE: 1" = 30'

DESCRIPTION

THE EAST 16 FEET OF THE SOUTH 65 FEET OF LOT 5 BLOCK 3 OF ELMCREST ADDITION LOCATED IN THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 17 NORTH, RANGE 1 WEST, OF THE 4TH PRINCIPAL MERIDIAN, IN THE CITY OF ROCK ISLAND, ILLINOIS, CONTAINING 1043.1708 SQUARE FEET OR 0.0239 ACRES MORE OR LESS.

CITY OF ROCK ISLAND ENGINEERING DIVISION		
LOT 7 IN ELMCREST ADDITION DRAINAGE AND UTILITY EASEMENT		
Job Number 9042	 ROCK ISLAND ILLINOIS	Date 5/28/2013 By TER
Computer Drawing MCCOWAN EASEMENT		Sheet 1 Of 1

**PERMANENT EASEMENT
FOR DRAINAGE AND UTILITY PURPOSES

FROM MILO MCCOWAN
TO THE CITY OF ROCK ISLAND, ILLINOIS**

The undersigned owner of the following described property does hereby grant unto the City of Rock Island, a Municipal Corporation, its employees and contractors, a Permanent Easement for the purpose of constructing, repairing, replacing, operating and maintaining storm water improvements in an area described as follows:

THE EAST 16 FEET OF THE SOUTH 65 FEET OF LOT 5 BLOCK 3 OF ELMCREST ADDITION LOCATED IN THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 17 NORTH, RANGE 1 WEST, OF THE 4TH PRINCIPAL MERIDIAN, IN THE CITY OF ROCK ISLAND, ILLINOIS, CONTAINING 1043.1708 SQUARE FEET OR 0.0239 ACRES MORE OR LESS.

By acceptance of this agreement, the City of Rock Island agrees to restore the property to a condition equal to or better than its condition as fully restored following the installation of the storm water improvement, to the extent such is required by the repair, replacement, operation and/or maintenance of these stormwater improvements by the City of Rock Island.

Dated this 28 day of MAY, 2013.

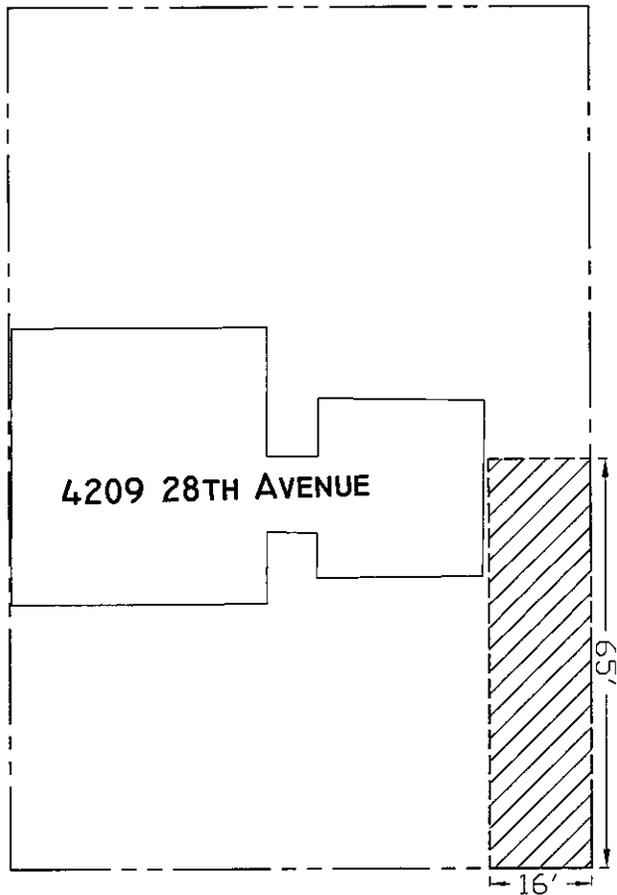


Signed: Milo McCowan

Accepted by the City of Rock Island:

By:

PLAT OF PERMANENT EASEMENT
 FOR DRAINAGE AND UTILITY PURPOSES
 FROM MILO MCCOWAN



SCALE: 1" = 30'

DESCRIPTION

THE EAST 16 FEET OF THE SOUTH 65 FEET OF LOT 5 BLOCK 3 OF ELMCREST ADDITION LOCATED IN THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 17 NORTH, RANGE 1 WEST, OF THE 4TH PRINCIPAL MERIDIAN, IN THE CITY OF ROCK ISLAND, ILLINOIS, CONTAINING 1043.1708 SQUARE FEET OR 0.0239 ACRES MORE OR LESS.

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