



# City of Broken Arrow

## Legislation Details (With Text)

<b>File #:</b>	18-1246	<b>Name:</b>	
<b>Type:</b>	Consent Item	<b>Status:</b>	Passed
<b>File created:</b>	10/19/2018	<b>In control:</b>	Broken Arrow City Council
<b>On agenda:</b>	11/5/2018	<b>Final action:</b>	11/5/2018
<b>Title:</b>	Approval of and authorization to execute Resolution No. 1157, a Resolution authorizing the acceptance of a General Warranty Deed for Parcel 11a, which consists of 0.18 acres of permanent Right-of-Way and a Temporary Construction Easement for Parcel 11b, which consists of 0.010 acres for 37th Street Improvements, Albany to Houston, located in the Southeast Quarter of Section 7, Township 18 North, Range 15 East, Wagoner County, State of Oklahoma, from Roger Poffen and authorization of payment in the amount of \$66,500.00 for the 37th Street Improvements: Albany to Houston, (Project No. ST1413)		

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Resolution No. 1157, 2. Acceptance Letter, 3. Conditions for Payment, 4. General Warranty Deed

Date	Ver.	Action By	Action	Result
11/5/2018	1	Broken Arrow City Council	approved	Pass

### Broken Arrow City Council

### Meeting of: 11-05-2018

### Title:

Approval of and authorization to execute Resolution No. 1157, a Resolution authorizing the acceptance of a General Warranty Deed for Parcel 11a, which consists of 0.18 acres of permanent Right-of-Way and a Temporary Construction Easement for Parcel 11b, which consists of 0.010 acres for 37th Street Improvements, Albany to Houston, located in the Southeast Quarter of Section 7, Township 18 North, Range 15 East, Wagoner County, State of Oklahoma, from Roger Poffen and authorization of payment in the amount of \$66,500.00 for the 37th Street Improvements: Albany to Houston, (Project No. ST1413)

### Background:

The attached General Warranty Deed is being conveyed to the City of Broken Arrow, a municipal corporation, from Roger Poffen, the owner. Parcel 11a consists of 8080 square feet of permanent Right-of-Way and a Temporary Construction Easement for Parcel 4.1, which consists of 450 square feet for 37th Street Improvements, Albany to Houston, located in the Southeast Quarter of Section 7, Township 18 North, Range 15 East, Wagoner County, State of Oklahoma. Roger Poffen has accepted the following offer, made subject to City Council approval:

Permanent Right of Way: Donation

Temporary Construction Easement: Donation

Damages (Ornamental fence replacement): \$66,495.00

Total Just Compensation Amount (Rounded) = \$ 66,500.00

A copy of the signed acceptance of the City's offer is attached, as is the General Warranty Deed and Temporary Construction Easement. Payment of the damages amount is on the November 5, 2018 City Council Claims List.

**Cost:** \$66,500.00

**Funding Source:** Funding for this project is from the G.O. Bond 2014.

**Requested By:** Alex Mills, P.E., CFM, Engineering & Construction Director

**Approved By:** Michael L. Spurgeon, City Manager

**Attachments:** Resolution No. 1157  
Acceptance Letter  
Conditions for Payment  
General Warranty Deed

**Recommendation:**

Approve Resolution No. 1157 and authorize its execution.