



# City of Broken Arrow

## Legislation Details (With Text)

<b>File #:</b>	19-700	<b>Name:</b>	
<b>Type:</b>	General Business	<b>Status:</b>	Agenda Ready
<b>File created:</b>	5/29/2019	<b>In control:</b>	Broken Arrow City Council
<b>On agenda:</b>	6/3/2019	<b>Final action:</b>	
<b>Title:</b>	Consideration, discussion, and possible approval of and authorization to execute Resolution No. 1235, a Resolution of Necessity to Condemn Property generally located at 11100 S 193rd East Avenue, Broken Arrow, in the Northeast Quarter of Section 36, T-18-N, R-14-E of the Indian Meridian, Tulsa County, Oklahoma, for the County Line Trunk Sewer Replacement, (Project No. S.1609)		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Resolution No. 1235, 2. Right of Way Agent's Report, 3. Parcel 19.0 Survey Exhibit, 4. Parcel 19.1 Survey Exhibit		

Date	Ver.	Action By	Action	Result
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### Broken Arrow City Council Meeting of: 06-03-2019

**Title:**

Consideration, discussion, and possible approval of and authorization to execute Resolution No. 1235, a Resolution of Necessity to Condemn Property generally located at 11100 S 193rd East Avenue, Broken Arrow, in the Northeast Quarter of Section 36, T-18-N, R-14-E of the Indian Meridian, Tulsa County, Oklahoma, for the County Line Trunk Sewer Replacement, (Project No. S.1609)

#### Background:

An informational letter sent to the SF Properties LLC, the listed property owner on 07/31/18, detailing the improvements, introducing the right of way agent along with a donation certificate, owner contact form along with property exhibit. From 08/31/18 through 11/30/18, Karen Pax attempted to contact Steven Snead, the representative for SF Properties, LLC, by email and phone to no avail. On 12/3/18, Karen Pax received an email from Steven Snead advising me that he has received my correspondence and refers me to his attorney, R. Lou Reynolds. From 12/3/18 to 5/4/2019, Karen Pax and Tammy Ewing has been interacting by phone and email with R. Lou Reynolds, providing information and documents as requested, with no progress made on a negotiated settlement.. An offer letter was sent to the property owner on 10/26/2018 for a Utility Easement and Temporary Construction Easement in the amount of \$7,660.00 based on Market Analysis. On 2/12/2019 an appraisal was received that valued the easements at \$5,361.00. The attached Resolution of Necessity No. 1235 authorizes that condemnation proceed on Parcel 19.0, for a Utility Easement and Parcel 19.1 for a Temporary Construction Easement.

**Cost:** \$5,361.00 plus costs

**Funding Source:** OWRB Loan.

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

**Approved By:** City Manager Office

**Attachments:** Resolution No. 1235  
Right of Way Agent's Report  
Parcel 19.0 Survey Exhibit  
Parcel 19.1 Survey Exhibit

**Recommendation:**

Approve Resolution No. 1235 and authorize its execution.