



City of Broken Arrow

Request for Action

File #: 16-1261, **Version:** 1

Broken Arrow City Council
Meeting of: 10-18-2016

To: Mayor and City Council
From: Office of the City Attorney
Title:

Consideration, discussion, and possible approval of and authorization to execute Resolution No. 947, a resolution of the Broken Arrow City Council approving, authorizing and accepting a contract for sale of real estate for real property located at 221 North 9th Street, Broken Arrow, Oklahoma 74012; approving and authorizing purchase of real estate pursuant to the contract for sale of real estate; and authorizing the City of Broken Arrow's expenditure of the sum of \$110,000.00 to effect such purchase, as well as reasonable and necessary costs; designating representatives of the City of Broken Arrow, Oklahoma, for purposes of granting certain approvals and executing certain instruments as required under and in connection with said contract for sale of real estate; and containing other provisions relating thereto (9th Street widening project-Elgin to El Paso)

Background:

Staff has reached an agreement with Ronald L. Cook, regarding the purchase of property located at 221 North 9th Street, Broken Arrow, OK 74012, more particularly described as follows:

(Parcel 4)

A tract of land that is part of the Northwest Quarter (NW/4) of Section 12, Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, City of Broken Arrow, Tulsa County, State of Oklahoma, according to the U.S. Government Survey Thereof, said tract of land being described as follows:

Commencing at the Southwest Corner of the NW/4; Thence North 01°14'53" West along the Westerly line of said NW/4 for 150.00 feet; Thence North 88°46'52" East parallel with the Southerly line of said NW/4 for 24.75 feet to the Point of Beginning of said tract of land; Thence North 01°14'53" West parallel with said Westerly Line of the NW/4 for 105.00 feet; Thence North 88°46'52" East parallel with said Southerly line of the NW/4 for 12.25 feet; Thence South 01°14'53" East parallel with said Westerly line of the NW/4 for 105.00 feet; Thence South 88°46'52" West parallel with said Southerly line of the NW/4 for 12.25 feet to the Point of Beginning of said tract of land; and

(Parcel 4.1-Utility and Construction Easement)

A tract of land that is part of the Northwest Quarter (NW/4) of Section 12, Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, City of Broken Arrow, Tulsa County, State of Oklahoma, according to the U.S. Government Survey Thereof, Said tract of land being described as follows:

Commencing at the Southwest corner of the NW/4; Thence North 01°14'53" West along the Westerly line of said NW/4 for 150.00 feet; Thence North 88°46'52" East parallel with the Southerly line of said NW/4 for 37.00 feet to the Point of Beginning of said tract of land; Thence North 01°14'53" West parallel with said Westerly line of the NW/4 for 105.00 feet; Thence North 88°46'52" East parallel with said Southerly line of the NW/4 for 13.00 feet; Thence South 01°14'53" East parallel with said Westerly line of the NW/4 for 105.00 feet; Thence South 88°46'52" West parallel with said Southerly line of the NW/4 for 13.00 feet to the Point of Beginning of said tract of land.

The purchase of this property is for the public purpose of the 9th Street widening project from Elgin to El Paso Streets. The parties have agreed to the sum of \$110,000.00.

Staff recommends that the City Council approve Resolution No. 947 and authorize its execution.

Cost: \$110,000.00 plus closing costs
Prepared By: Beth Anne Wilkening, City Attorney
Reviewed By: Director of Finance
Assistant City Manager-Operations
Director of Engineering

Approved By: Michael L. Spurgeon, City Manager

Attachments: Resolution No. 947
Parcel Map

Recommendation:

Approve Resolution No. 947 and authorize its execution