



City of Broken Arrow

Request for Action

File #: 18-1246, Version: 1

**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

File #: 18-1246, Version: 1

Recommendation:

Approve Resolution No. 1157 and authorize its execution.