



# City of Broken Arrow

## Request for Action

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**File #: 19-250, Version: 1**

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**Broken Arrow City Council  
Meeting of: 2-19-2019**

**Title:**

Consideration, discussion, and possible approval of and authorization to execute Resolution No. 1183, a Resolution of Necessity to Condemn Property generally located at 13101 South 177th East Avenue, Broken Arrow, in the Northwest Quarter of Section 12, T-17-N, R-14-E of the Indian Meridian, Tulsa County, Oklahoma, for the County Line Trunk Sewer Replacement, (Project No. S.1609, S.1609A)

**Background:**

An informational letter was sent to the landowner on July 31, 2018, detailing the improvements, introducing the right of way agent along with a donation certificate along with property exhibits. Offer letters based on an appraisal were sent to the property owners for \$7,020.00. The utility easement acquisition for the County Line Trunk Sewer replacement project has been approved for funding with the OWRB loan. The City's right-of-way agent has attempted unsuccessfully to negotiate with Gene Woodward and Gwen Esther Gray for Parcel 32, 32.1, 7A, generally located at 13101 S 177<sup>th</sup> E Avenue, Broken Arrow, Oklahoma, Section 12, Township 17 North, Range 14 East. The attached Resolution of Necessity No. 1183 authorizes that condemnation proceed on Parcel 32, 32.1, 7A, for a Permanent Utility Easement and two (2) Temporary Construction Easements.

**Cost:** \$7,020.00 plus costs

**Funding Source:** OWRB Loan.

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

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

**Attachments:** Resolution No. 1183  
Right of Way Agent's Report  
Offer Letters  
Parcel 32, Survey Exhibit  
Parcel 32.1, Survey Exhibit  
Parcel 7A, Survey Exhibit

**Recommendation:**

Approve Resolution No. 1183 and authorize its execution.