BILL 2014-9

****** Full Reading ******

AGENDA ITEM

TO: Mayor and City Council

FROM: Drew Bontrager, Public Works Director

DATE: February *18*, 2014

RE: **Public Right of Way Dedication – Park Avenue**

PURPOSE

The attached bill authorizes the City Manager to accept a section of privately owned property from the Cameron R-1 School District for a permanent public right-of-way along Park Avenue, between S Chestnut and Seminary Street.

BACKGROUND

The City of Cameron recently approved Resolution 2014-4 to convey the property commonly known as Field #4 to the Cameron R-1 School District. During the survey process it was discovered there was never an official right-of-way dedication for Park Avenue. Additionally, the Cameron R-1 School District owns a section of what is currently used as the right-of-way for the Park Avenue south of the High School and west of the current Middle School. Consequently, we have identified and described the amount of property required to be dedicated as permanent right-of-way for Park Avenue. The entire right-of-way is identified as Tract 1 on the attached Exhibit and the Cameron R-1 School District desires to deed the portions of the described right-of-way they currently hold title to the City of Cameron.

RECOMMENDATION

Recommend the Council adopt the attached bill authorizing the City Manager to accept the property along Park Avenue from the Cameron R-1 School District and dedicate as permanent public right-of-way.

Bill 2014-9

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A SPECIAL WARRANTY DEED FROM THE CAMERON R-1 SCHOOL DISTRICT FOR A TRACT OF LAND TO BE DEDICATED AS RIGHTS-OF-WAY, TO THE CITY OF CAMERON, CLINTON & DeKALB COUNTIES, MISSOURI

Whereas, on January 20, 2014, the City of Cameron approved Resolution 2014-4, an agreement with the Cameron R-1 School District, the City of Cameron, the Cameron Park Board, and the Cameron American Legion; and

Whereas, during the survey process it was discovered the Cameron R-1 School District held title to the sections of property described as Tract 1, in the attached Exhibit 1; commonly known as the Park Avenue right-of-way; and

Whereas, the Cameron R-1 School District, owner of sections of Tract 1 property, desires to convey said property to the City of Cameron by Special Warranty Deed; and

Whereas, the City of Cameron shall accept said property and dedicate as public rights-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE CAMERON CITY COUNCIL, CLINTON AND DeKALB COUNTIES, MISSOURI AS FOLLOWS:

Section 1. The City of Cameron, Clinton and DeKalb Counties, Missouri is authorized to accept by Special Warranty Deed from Cameron R-1 School District the property described in Exhibit 1, attached hereto.

Section 2. The Mayor is authorized to execute any and all documents necessary to effect this transaction.

Section 3. The City Clerk is directed to attest to the Mayor's signature.

Section 4. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Read two times, passed and approved this 19th day of February 2014.

_____
Mayor Dennis M. Clark

ATTEST:

_____
City Clerk/Finance Clerk

Full Reading

Exhibit 1

PROPERTY DESCRIPTION:

TRACT 1 (PARK AVENUE RIGHT-OF-WAY): Commencing at the Northwest Corner of Section 26, Township 57 North, Range 30 West, Cameron, Clinton County, Missouri; thence with the North line of the Northwest Quarter of said section, North 89 degrees 51 minutes 47 seconds East, 157.96 feet to the Point of Beginning; thence continuing North 89 degrees 51 minutes 47 seconds East, 66.29 feet; thence departing from said line 93.35 feet by arc distance along a curve to the Right having a radius of 533.00 feet and a chord bearing and distance of South 09 degrees 53 minutes 30 seconds West, 93.23 feet; thence South 14 degrees 54 minutes 32 seconds West, 634.45 feet; thence 89.57 feet by arc distance along a curve to the Left having a radius of 217.00 feet and a chord bearing and distance of South 03 degrees 05 minutes 06 seconds West, 88.94 feet; thence South 08 degrees 44 minutes 21 seconds East, 82.41 feet; thence 207.18 feet by arc distance along a curve to the Left having a radius of 317.00 feet and chord bearing and distance of South 27 degrees 27 minutes 47 seconds East, 203.52 feet; thence South 46 degrees 11 minutes 14 seconds East, 147.40 feet; thence 263.77 feet by arc distance along a curve to the Left having a radius of 342.00 feet and a chord bearing and distance of South 68 degrees 16 minutes 54 seconds East, 257.28 feet; thence North 89 degrees 37 minutes 27 seconds East, 849.41 feet to the East line of the Northwest Quarter of the Northwest Quarter of said Section 26; thence along said line South 00 degrees 46 minutes 01 seconds East, 66.00 feet to the Southeast corner of the Northwest Quarter of the Northwest Quarter, said point also being at the Northeast corner of Crestview Subdivision; thence along Quarter Quarter section line and the North line of Crestview Subdivision, South 89 degrees 37 minutes 27 seconds West, 849.86 feet; thence departing from said line 314.66 feet by arc distance along a curve to the Right having a radius of 408.00 feet and a chord bearing and distance of North 68 degrees 16 minutes 53 seconds West, 306.92 feet; thence North 46 degrees 11 minutes 14 seconds West, 147.40 feet; thence 250.32 feet by arc distance along a curve to the Right having a radius of 383.00 feet and a chord bearing and distance of North 27 degrees 27 minutes 47 seconds West, 245.89 feet; thence North 08 degrees 44 minutes 21 seconds West, 82.41 feet; thence 116.81 feet by arc distance along a curve to the Right having a radius of 283.00 feet and a chord bearing and distance of North 03 degrees 05 minutes 05 seconds East, 115.98 feet; thence North 14 degrees 54 minutes 32 seconds East, 634.45 feet; thence 76.00 feet by arc distance along a curve to the Left having a radius of 467.00 feet and a chord bearing and distance of North 10 degrees 14 minutes 49 seconds East, 75.92 feet to the Point of Beginning.

The above described tract of land contains 3.67 acres, more or less, and is subject to all recorded and unrecorded easements, restrictions, and right-of-ways.

Full Reading