

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 308-24

AN ORDINANCE

declaring the need to acquire easements associated with construction of a sidewalk along the north side of St. Charles Road, between Clark Lane and Demaret Drive; authorizing acquisition by negotiation or, if necessary, by condemnation; authorizing the City Manager to obtain and execute all instruments necessary for acquisition of such land; and fixing the time when this ordinance shall become effective.

WHEREAS, the Constitution and Statutes of the State of Missouri and the Home Rule Charter for the City of Columbia, Missouri, authorize the City Council to exercise the power of eminent domain, within or without the City, and among other things, to acquire, and maintain any property, real or personal within or without the City for all public uses or purposes, and to acquire, receive and hold any estate or interest in any such property; and

WHEREAS, the Council deems it necessary for the welfare and improvement of the City and in the public interest that certain private property be acquired by negotiation or by condemnation for public improvement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby declares the need to acquire easements associated with construction of a sidewalk along the north side of St. Charles Road, between Clark Lane and Demaret Drive, described as follows:

**MARK ROLAND MARTIN AND DONNA SUE MARTIN
PARCEL: 17-309-02-00-045.00 01
TEMPORARY CONSTRUCTION EASEMENT**

A STRIP OF LAND 4.0 FEET IN WIDTH LOCATED IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LAND DESCRIBED IN THE DEED RECORDED IN BOOK 4789, PAGE 28 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF TRACT 3 OF THE SURVEY RECORDED IN BOOK 392, PAGE 644 OF SAID RECORDS; THENCE ALONG THE

EAST LINE OF SAID TRACT 3, N00°39'50"E, 7.43 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N00°39'50"E, 4.00 FEET; THENCE LEAVING SAID EAST LINE, N89°18'10"W, 202.83 FEET TO THE WEST LINE OF TRACT 2 OF SAID SURVEY; THENCE ALONG SAID WEST LINE, S00°03'10"E, 4.00 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, S89°18'10"E, 202.78 FEET TO THE POINT OF BEGINNING.

BRIAN J. PAINTER

PARCEL: 17-212-00-00-004.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 3303, PAGE 36 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, N88°57'10"W, 268.32 FEET TO THE EAST LINE OF THE WEST 200 FEET OF THE SURVEY RECORDED IN BOOK 289, PAGE 124; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID EAST LINE, N01°15'10"E, 53.76 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°15'10"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°33'10"W, 104.83 FEET; THENCE N57°28'00"W, 27.56 FEET; THENCE S89°33'10"W, 12.14 FEET; THENCE S56°31'30"W, 27.52 FEET; THENCE S89°33'10"W, 36.93 FEET TO THE WEST LINE OF SAID SURVEY; THENCE ALONG THE WEST LINE OF SAID SURVEY, S01°02'50"W, 15.01 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, N89°33'10"E, 200.03 FEET TO THE POINT OF BEGINNING.

JAMES ROSS NORMAN AND ELIZABETH JOAN PUCKETT

PARCEL: 17-212-03-00-012.00 01

TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 15 FEET IN WIDTH LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL

MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 2799, PAGE 85 OF THE RECORDS OF BOONE COUNTY BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, N88°57'10"W, 191.65 FEET TO THE EAST LINE OF THE WEST 76 FEET 8 INCHES OF THE EAST 270 FEET OF THE SURVEY RECORDED IN BOOK 289, PAGE 124 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID EAST LINE, N01°15'10"E, 55.77 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°15'10"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°32'50"W, 76.70 FEET TO THE WEST LINE OF SAID EAST 270 FEET OF SAID SURVEY; THENCE ALONG SAID WEST LINE, S01°15'10"W, 15.01 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, N89°32'50"E, 76.70 FEET TO THE POINT OF BEGINNING.

JOLLY, INC.

PARCEL: 17-212-03-01-119.00 01

TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 15 FEET IN WIDTH LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 2032, PAGE 878 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 2 OF LAKEWOOD ESTATES, RECORDED IN PLAT BOOK 12 PAGE 5, OF SAID RECORDS; THENCE ALONG THE EAST LINE OF SAID LOT 2, N01°14'50"E, 34.07 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°14'50"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°36'20"W, 34.91 FEET; THENCE S00°23'40"E, 15.00 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE ALONG SAID NORTH RIGHT OF WAY LINE, N89°36'20"E, 34.48 FEET TO THE POINT OF BEGINNING.

CURTIS S. BOCK AND JESSICA M. BOCK

PARCEL: 17-309-02-00-017.00 01

TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 15 FEET IN WIDTH LOCATED IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 4540, PAGE 20 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 2; THENCE ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION, S89°23'10"E, 212.94 FEET TO THE WEST LINE OF TRACT "A" OF THE SURVEY RECORDED IN BOOK 379, PAGE 767 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID WEST LINE, N01°12'40"E, 64.82 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID WEST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID WEST LINE, N01°12'40"E, 15.01 FEET; THENCE LEAVING SAID WEST LINE, S89°32'00"W, 81.07 FEET; THENCE S00°28'00"E, 15.00 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE ALONG SAID NORTH RIGHT OF WAY LINE, N89°32'00"E, 80.63 FEET TO THE POINT OF BEGINNING.

RDM DEVELOPMENT, LTD
PARCEL: 17-212-00-00-001.00 01
TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 15 FEET IN WIDTH LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 1241, PAGE 444 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, N88°57'10"W, 976.08 FEET TO THE EAST LINE OF THE TRACT DESCRIBED IN BOOK 1241, PAGE 444 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID EAST LINE, N01°14'50"E, 35.56 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°14'50"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°34'10"W, 50.02 FEET TO THE WEST LINE OF SAID TRACT; THENCE ALONG THE WEST LINE OF SAID TRACT, S01°14'50"W, 15.01 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, N89°34'10"E, 50.02 FEET TO THE POINT OF BEGINNING.

EVERETT T. WEST REVOCABLE TRUST
PARCEL: 17-309-02-01-007.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LAND DESCRIBED IN THE DEEDS RECORDED IN BOOK 4835, PAGE 136 AND BOOK 3286, PAGE 49 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 1 OF PIN OAKS SUBDIVISION, AS SHOWN IN PLAT BOOK 20, PAGE 9 OF SAID RECORDS; THENCE ALONG THE EAST LINE OF SAID LOT 1, N00°56'10"E, 21.50 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID EAST LINE AND ALONG SAID RIGHT OF WAY ON A CURVE TO THE LEFT WITH A RADIUS OF 794.91 FEET FOR AN ARC LENGTH OF 67.81 FEET, THE CHORD BEARS N83°43'30"W, 67.79 FEET TO A POINT ON SAID RIGHT OF WAY, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE CONTINUING ALONG SAID RIGHT OF WAY LINE AND SAID CURVE TO THE LEFT FOR AN ARC LENGTH OF 37.13 FEET, THE CHORD BEARS N87°30'30"W, 37.13 FEET; THENCE S88°49'00"W, 58.96 FEET TO THE EAST RIGHT OF WAY LINE OF PIN OAKS BOULEVARD; THENCE LEAVING THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND ALONG THE EAST RIGHT OF WAY OF PIN OAKS BOULEVARD, N00°30'10"E, 10.00 FEET; THENCE LEAVING THE EAST RIGHT OF WAY OF PIN OAKS BOULEVARD, N88°49'00"E, 55.56 FEET; THENCE S83°20'10"E, 40.68 FEET; THENCE S00°03'30"E, 6.83 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND THE POINT OF BEGINNING.

VOMUND RENTALS LLC
PARCEL: 17-309-02-00-044.00 01
TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 7.57 FEET IN WIDTH LOCATED IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LAND DESCRIBED IN THE DEED RECORDED IN BOOK 4465, PAGE 159 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 38 OF THE SURVEY RECORDED IN BOOK 374, PAGE 831 OF SAID RECORDS; THENCE ALONG THE EAST LINE OF SAID LOT 38, N00°02'20"W, 7.43 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND

CONTINUING ALONG SAID EAST LINE, N00°02'20"W, 7.57 FEET; THENCE LEAVING SAID EAST LINE, N89°33'30"W, 91.53 FEET; THENCE S00°26'30"W, 7.08 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE ALONG SAID NORTH RIGHT OF WAY LINE ON A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF 751.00 FEET FOR AN ARC LENGTH OF 27.32 FEET, THE CHORD BEARS S88°31'00"E, 27.32 FEET; THENCE CONTINUING ON SAID RIGHT OF WAY, S89°33'30"E, 64.28 FEET TO THE POINT OF BEGINNING.

ROBYN ARMER

PARCEL: 17-212-00-00-002.00 01

TEMPORARY CONSTRUCTION EASEMENT

A STRIP OF LAND 15 FEET IN WIDTH LOCATED IN SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK 1652, PAGE 880 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, N88°57'10"W, 668.09 FEET TO THE EAST LINE OF THE TRACT DESCRIBED IN BOOK 1652, PAGE 880 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID EAST LINE, N01°02'50"E, 43.31 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°02'50"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°34'10"W, 307.92 FEET TO THE WEST LINE OF SAID TRACT; THENCE ALONG THE WEST LINE OF SAID TRACT, S01°14'50"W, 15.01 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, N89°34'10"E, 307.97 FEET TO THE POINT OF BEGINNING.

THE JO ANN ALLEN REVOCABLE TRUST

PARCEL: 17-212-00-00-003.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LAND DESCRIBED IN THE DEED RECORDED IN BOOK 5319, PAGE 6, QUIT-CLAIM DEED RECORDED IN BOOK 3868, PAGE 55 AND TRUSTEE'S DEED RECORDED IN BOOK 3735, PAGE 173 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, N88°57'10"W, 468.09 FEET TO THE EAST LINE OF THE TRACT DESCRIBED IN BOOK 5319, PAGE 6 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID EAST LINE, N01°02'50"E, 48.54 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID EAST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID EAST LINE, N01°02'50"E, 15.01 FEET; THENCE LEAVING SAID EAST LINE, S89°33'00"W, 134.19 FEET; THENCE N51°36'00"W, 23.92 FEET; THENCE S89°33'10"W, 18.44 FEET; THENCE S62°01'30"W, 32.48 FEET TO THE WEST LINE OF SAID TRACT; THENCE ALONG THE WEST LINE OF SAID TRACT, S01°02'50"W, 15.01 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID WEST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, N89°33'00"E, 200.07 FEET TO THE POINT OF BEGINNING.

**CURTIS S. BOCK AND JESSICA M. BOCK
PARCEL: 17-309-02-00-018.00 01
TEMPORARY CONSTRUCTION EASEMENT**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 48 NORTH, RANGE 12 WEST OF THE FIFTH PRINCIPAL MERIDIAN, COLUMBIA, MISSOURI, BEING PART OF THE LAND DESCRIBED IN THE DEED RECORDED IN BOOK 5380, PAGE 10 OF THE RECORDS OF BOONE COUNTY, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 2; THENCE ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION, S89°23'10"E, 212.94 FEET TO THE WEST LINE OF TRACT "A" OF THE SURVEY RECORDED IN BOOK 379, PAGE 767 OF SAID RECORDS; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID WEST LINE, N01°12'40"E, 64.82 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD AND SAID WEST LINE, SAID POINT BEING THE POINT OF BEGINNING OF THE FOLLOWING DESCRIPTION; THENCE LEAVING SAID RIGHT OF WAY LINE AND CONTINUING ALONG SAID WEST LINE, N01°12'40"E, 15.01 FEET; THENCE LEAVING SAID WEST LINE, N89°31'50"E, 98.14 FEET; THENCE N00°59'00"E, 17.13 FEET; THENCE N89°30'00"E, 113.58 FEET TO THE EAST LINE OF TRACT "B" OF SAID SURVEY; THENCE ALONG SAID EAST LINE, S00°59'00"W, 32.19 FEET TO THE NORTH RIGHT OF WAY LINE OF ST. CHARLES ROAD; THENCE LEAVING SAID EAST LINE AND ALONG SAID NORTH RIGHT OF WAY LINE, S89°31'50"W, 211.77 FEET TO THE POINT OF BEGINNING.

SECTION 2. The City Manager is authorized to acquire the land described in Section 1 by negotiation or by the exercise of the power of eminent domain as set forth in Section 4 hereof.

SECTION 3. The City Manager is authorized to obtain, execute and record all deeds and other instruments necessary to acquire the land described in Section 1.

SECTION 4. If the City cannot agree with the owners, or those claiming an interest in the land described in Section 1, on the proper compensation to be paid for such land, or if the owner is incapable of contracting, is unknown, or cannot be found, or is a non-resident of the State of Missouri, the City Counselor is authorized to petition the Circuit Court of Boone County, Missouri, to acquire the land described in Section 1 by condemnation.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2025.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor