

COUNCIL BILL NO. 2017-008

ORDINANCE NO.

AN ORDINANCE approving and authorizing payment into the Circuit Court of Jasper County, Missouri, the amount of the Commissioners' Award and Commissioners' Fees in the case styled *City of Joplin v. Arizona Property, LLC et al.*, Case No. 17AO-CC00094, from the Parks/Stormwater Sales Tax Fund, Account 130-4555-530-8665, Project TS0605, to complete the acquisition of right-of-way across property located at 2902 Arizona Avenue, in Joplin, Jasper County, Missouri; and containing an emergency clause.

WHEREAS, the City of Joplin, Missouri, has commenced a condemnation action for the acquisition of certain real property for public use necessary to facilitate the extension of 30th Street from Mississippi Avenue to Arizona Avenue and to construct storm water drainage and a detention basin in the area of 30th Street and Arizona Avenue, in a case styled City of Joplin v. Arizona Property, LLC et al., Case No. 17AO-CC00094, filed on March 30, 2017, in the Circuit Court of Jasper County, Missouri, at Joplin; and,

WHEREAS, on September 14, 2017, the Report of Commissioners was filed, setting the amount of compensation for the interest to be acquired from Arizona Property, LLC and Community Bank & Trust, in the total amount of Two Hundred Twenty-Nine Thousand and Forty One Dollars, No Cents (\$229,041.00), and the Commissioners' Fee Bill was filed in the office of the Circuit Clerk of Jasper County, Missouri, setting the Commissioners' Fees in the total amount of Four Thousand, Five Hundred Dollars, No Cents (\$4,500.00).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as follows:

Section 1. That payment of the Commissioners' Award in the total amount of Two Hundred Twenty-Nine Thousand, Forty-One Dollars, No Cents (\$229,041.00), and the Commissioners' Fees in the total amount of Four Thousand, Five Hundred Dollars, No Cents (\$4,500.00), is hereby authorized and directed to be made to the Circuit Clerk of Jasper County, Missouri, from the Parks/Stormwater Sales Tax Fund, Account 130-4555-530-8665, Project TS0605.

Section 2. That this Ordinance dealing with a public improvement is an emergency within the meaning of Section 2.12(6) of the Home Rule Charter of the City of Joplin, Missouri, and, as such, shall be in full force and effect immediately from and after its adoption and approval.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this _____ day of _____, 2017, by a vote of _____.

Michael L. Seibert, Mayor

ATTEST:

Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

Peter C. Edwards, City Attorney