

**RESOLUTION #2024-1**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI, AUTHORIZING THE ACCEPTANCE OF CERTAIN TEMPORARY CONSTRUCTION AND PERMANENT EASEMENTS IN CONJUNCTION WITH THE CONSTRUCTION OF THE MANCHESTER AND TAYLOR ROAD RESURFACING PROJECT STP-5536(610) WITHIN THE CITY.**

**WHEREAS**, the City of Wildwood has acquired federal funds and completed the preliminary design of the Manchester and Taylor Road Resurfacing project. The project includes an asphalt overlay of Taylor Road south of Route 100 and a portion of Manchester Road east of Fairway Drive to Route 100; signal improvements will be made at Taylor Road and Main Street as well as Manchester Road and Pierside Lane; and various sidewalk and ADA improvements along both routes, (“Project”), and

**WHEREAS**, the construction of the Project improvements necessitates encroachment onto private property; and

**WHEREAS**, construction work on private property requires the acquisition of easements and the City of Wildwood has retained the services of OR Colan to acquire the necessary easements; and

**WHEREAS**, all easements have been acquired in accordance with the MoDOT Local Public Agency Policy and the Uniform Relocation Act; and

**WHEREAS**, it is in the public’s interest for the City to accept the conveyance of certain Temporary Construction Easements and Permanent Right of Way Easements in support of the Project.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILDWOOD, MISSOURI, AS FOLLOWS:**

**Section One.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Harbors At Lake Chesterfield Plat One Trustees** (Parcel 2), attached hereto, marked as **Exhibit A**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Two.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Electro Savings Credit Union** (Parcel 4), attached hereto, marked as **Exhibit B**, and incorporated by reference herein, be and hereby is approved and the

Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Three.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **SJ Wildwood LP** (Parcel 5), attached hereto, marked as **Exhibit C**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Four.** That the form, terms, and provisions of the Temporary Construction Easement with **USR-Desco Wildwood Crossing, LLC** (Parcel 6), attached hereto, marked as **Exhibit D**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Temporary Construction Easement in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Temporary Construction Easement and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Temporary Construction Easement and this Resolution.

**Section Five.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Dierbergs Wildwood, LLC** (Parcel 9), attached hereto, marked as **Exhibit E**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Six.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Wildwood GBK, LLC** (Parcel 12), attached hereto, marked as **Exhibits F**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other

documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.


**Section Seven.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Wildwood GBK, LLC** (Parcel 13), attached hereto, marked as **Exhibit G**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Eight.** That the form, terms, and provisions of the Manchester Road and Taylor Road Resurfacing Easement Grant with **Wildwood GBK** (Parcel 14), attached hereto, marked as **Exhibit H**, and incorporated by reference herein, be and hereby is approved and the Mayor is hereby authorized, empowered and directed to further negotiate, execute, acknowledge, deliver and administer on behalf of the City the Manchester Road and Taylor Road Resurfacing Easement Grant in substantially the form attached hereto. The City Clerk is hereby authorized and directed to attest to the Manchester Road and Taylor Road Resurfacing Easement Grant and other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of the Manchester Road and Taylor Road Resurfacing Easement Grant and this Resolution.

**Section Nine.** That the Mayor is hereby authorized, empowered and directed to, on behalf of the City, execute any documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

**Section Ten.** This Resolution shall be in full force and effect from and after its passage and approval.

Passed and Resolved by the Council of the City of Wildwood this 8<sup>TH</sup> day of JANUARY, 2024.

  
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James R. Bowlin, Mayor

ATTEST:

  
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City Clerk