

**RESOLUTION NO. R-20-35**

**A RESOLUTION ACCEPTING TRAIL RIGHT-OF-WAY FROM THE OWNERS OF 6505 NORTH PROSPECT AVENUE IN CONJUNCTION WITH THE ROCK CREEK GREENWAY TRAIL – PHASE 2; PROJECT TP2072.**

**WHEREAS**, additional right-of-way is necessary to construct the Rock Creek Greenway Trail – Phase 2 (TP2072).

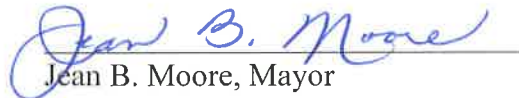
**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI AS FOLLOWS:**

**THAT**, the quit claim deed conveyed from William and Angela Lichner to the City of Gladstone is hereby accepted.


**FURTHER, THAT**, the City Manager of the City of Gladstone is hereby authorized to execute and undertake and perform on behalf of the City of Gladstone, Missouri, the obligations and undertakings set forth in said conveyances; and

**FURTHER, THAT**, the City Clerk is hereby directed to record said documents in the Office of the Recorder of Deeds, Clay County, Missouri.

**INTRODUCED, READ, PASSED, AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI THIS 10<sup>th</sup> DAY OF AUGUST, 2020.**

  
Jean B. Moore, Mayor

ATTEST:

  
Ruth E. Bocchino, City Clerk



## *Request for Council Action*

RES  # R-20-35

BILL  # City Clerk Only

ORD # City Clerk Only

Date: 7/30/2020

Department: Public Works

Meeting Date Requested: 8/10/2020

Public Hearing: Yes  Date: [Click here to enter a date.](#)

Subject: Rock Creek Greenway Trail Phase 2 - 6505 N. Prospect Right-of-Way (Project# TP2072)

Background: Rock Creek Greenway Trail – Phase 2 will extend from Hidden Hollow Park to the southeast corner of Missouri Route 1 and NE 67th Terrace. The proposed 10-foot wide concrete trail will be constructed on the south side of Rock Creek and will not impact the residential neighborhood to the north. This new right-of-way from 6505 N. Prospect is the last that is required to construct the project. The remainder of the trail will be constructed on City property and within a trail easement granted by the North Kansas City School District when it acquired ownership of Prospect Plaza.

Budget Discussion: Funds are budgeted in the amount of \$350,000 from the TST Fund and \$400,000 from the Federal Highway Association Transportation Alternatives Program (TAP) administered by MoDOT. Ongoing costs are estimated to be \$2,500 annually.

Public/Board/Staff Input: City staff recommends acceptance of a quit claim deed from the owners of 6505 N. Prospect.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor

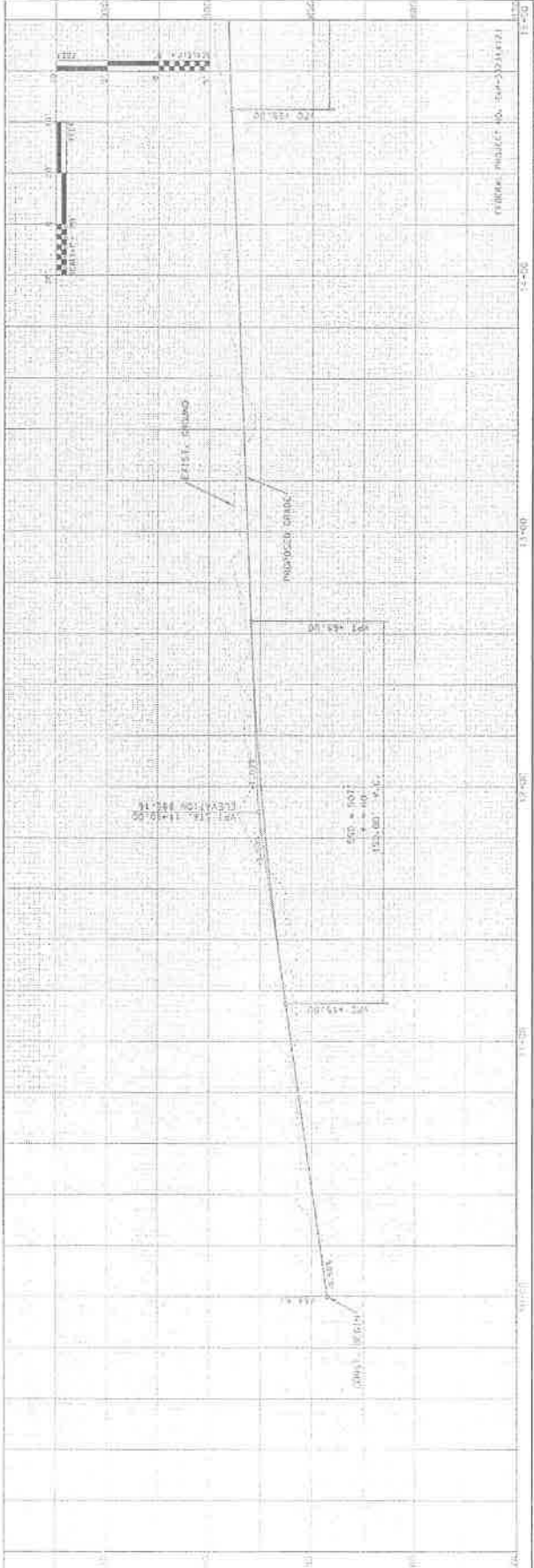
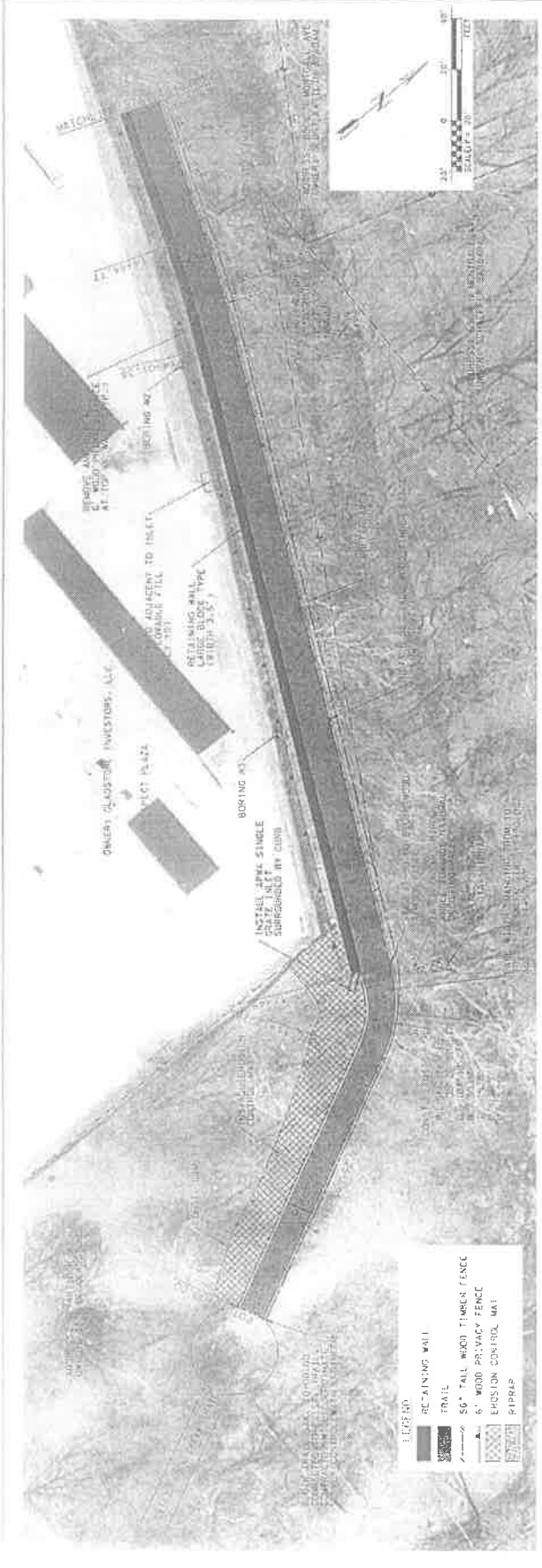
Timothy A. Nebergall  
Department Director/Administrator

PC  
City Attorney

BB  
Asst. City Manager

DATE	DESCRIPTION

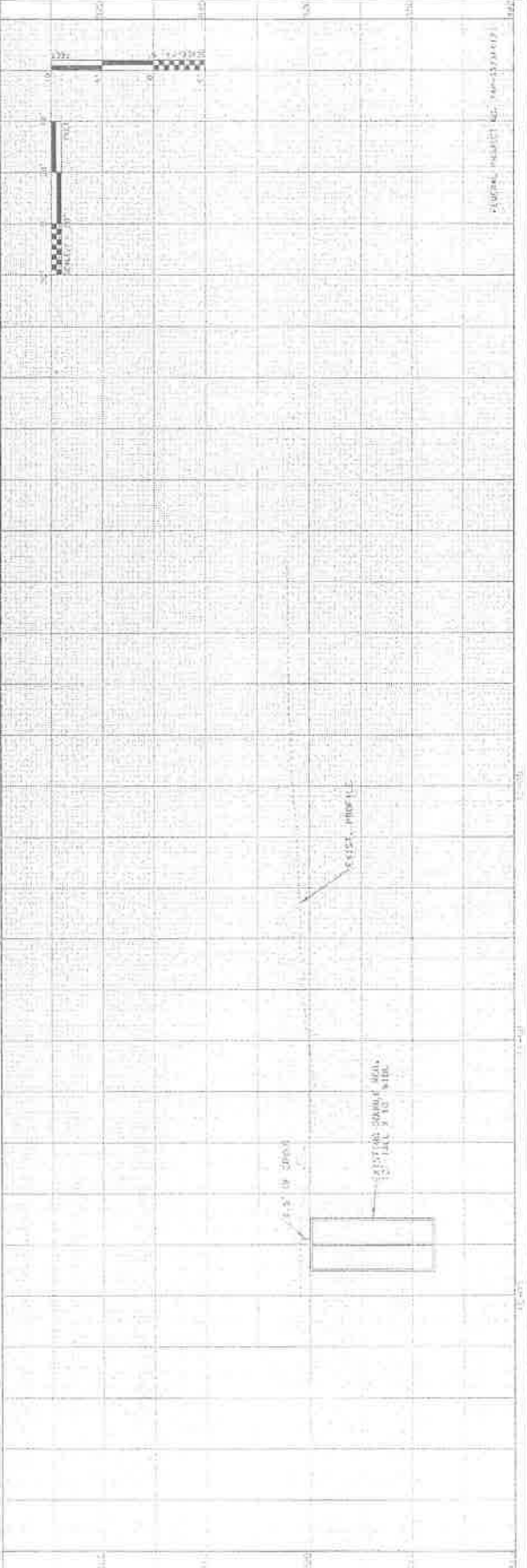
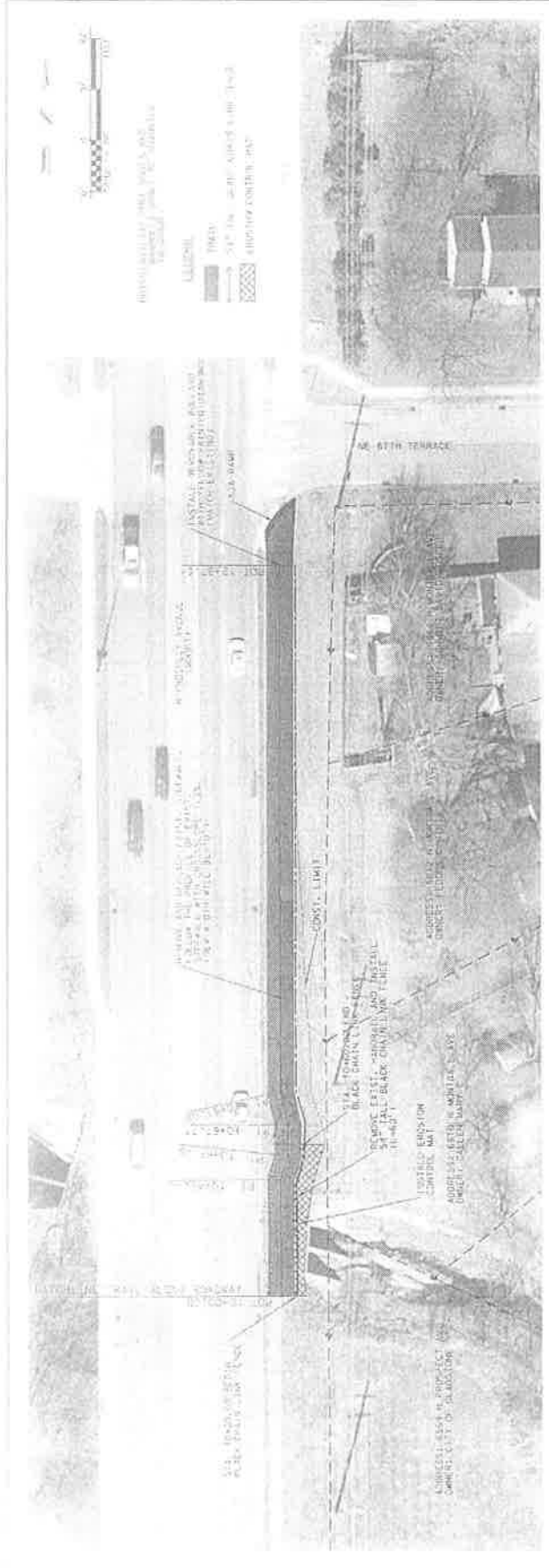














Recording Date/Time: 08/21/2020 at 10:18:44 AM

Instr #: 2020029986

Book: 8775 Page: 59

Type: QC

Pages: 5

Fee: \$36.00 S 20200026823



Katee Porter  
Recorder of Deeds

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(Space above reserved for Recorder of Deeds certification)

1. **Title:** Quit-Claim Deed

2. **Date:** August 10, 2020

3. **Grantor (s):** William and Angela Lichner, h&w

4. **Grantee (s):** City of Gladstone, Missouri

5. **Mailing Address:** 7010 North Holmes, Gladstone, MO 64118

6. **Legal Description:**

See attached Exhibit(s) A and B.

7. **Reference Book & Page:** N/A

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Quit-Claim Deed

This Indenture, made on the \_\_\_\_\_ day of \_\_\_\_\_, Two thousand and Twenty, by and between

William and Angela Lichner, h&w

County of \_\_\_\_\_, State of \_\_\_\_\_, party of the first part, and  
(Mailing address of the Grantor is 1312 NE 102<sup>nd</sup> Street, Kansas City, MO 64155)

City of Gladstone

of the County of Clay, State of Missouri, party of the second part,  
(Mailing address of the Grantee is 7010 N. Holmes, Gladstone, Missouri 64118)

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum of .....One (\$1.00)..... dollar and other good and valuable considerations, to it in hand paid by the party of the second part, the receipt for which is hereby acknowledged, does by these presents, REMISE, RELEASE and FOREEVER QUIT-CLAIM unto the said party of the second part, the following described lots, tracts or parcels of land lying, being and situated in the County of CLAY, and State of Missouri to-wit:

See attached Exhibit(s) A and B

TO HAVE AND TO HOLD THE SAME, with all the rights, immunities, privileges and appurtenances, thereto belonging unto the said party of the second part and unto its heirs and assigns forever; so that neither party of the first part, nor any other person or persons, for them or in their name or behalf, shall or will hereafter claim or demand any right or title to the aforesaid premises or any part thereof, but they and each of them shall, by these presents, be excluded and forever barred.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hands the day and year above written.

(Attest: )

*William Lichner*  
William Lichner

*Angela Lichner*  
Angela Lichner

R-20-35 ✓



ACKNOWLEDGMENT

STATE OF

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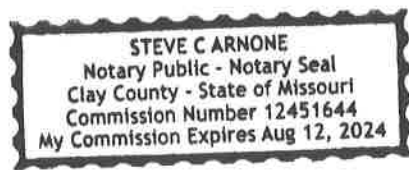
COUNTY OF

On this 27 day of July, 2020  
Before me, the undersigned Notary Public, personally appeared William and Angela Lichner  
to me known to be the person(s) described herein and who executed the foregoing instrument and  
acknowledged that they executed the same as his free act and deed and the said William and  
Angela Lichner declare themselves to be married.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my  
office in 1326 E 8<sup>th</sup> K.C.M.O, the day and year  
last above written.

Steve C Arnone Clay  
Notary Public within said County/St.

My commission expires 8-12-2024



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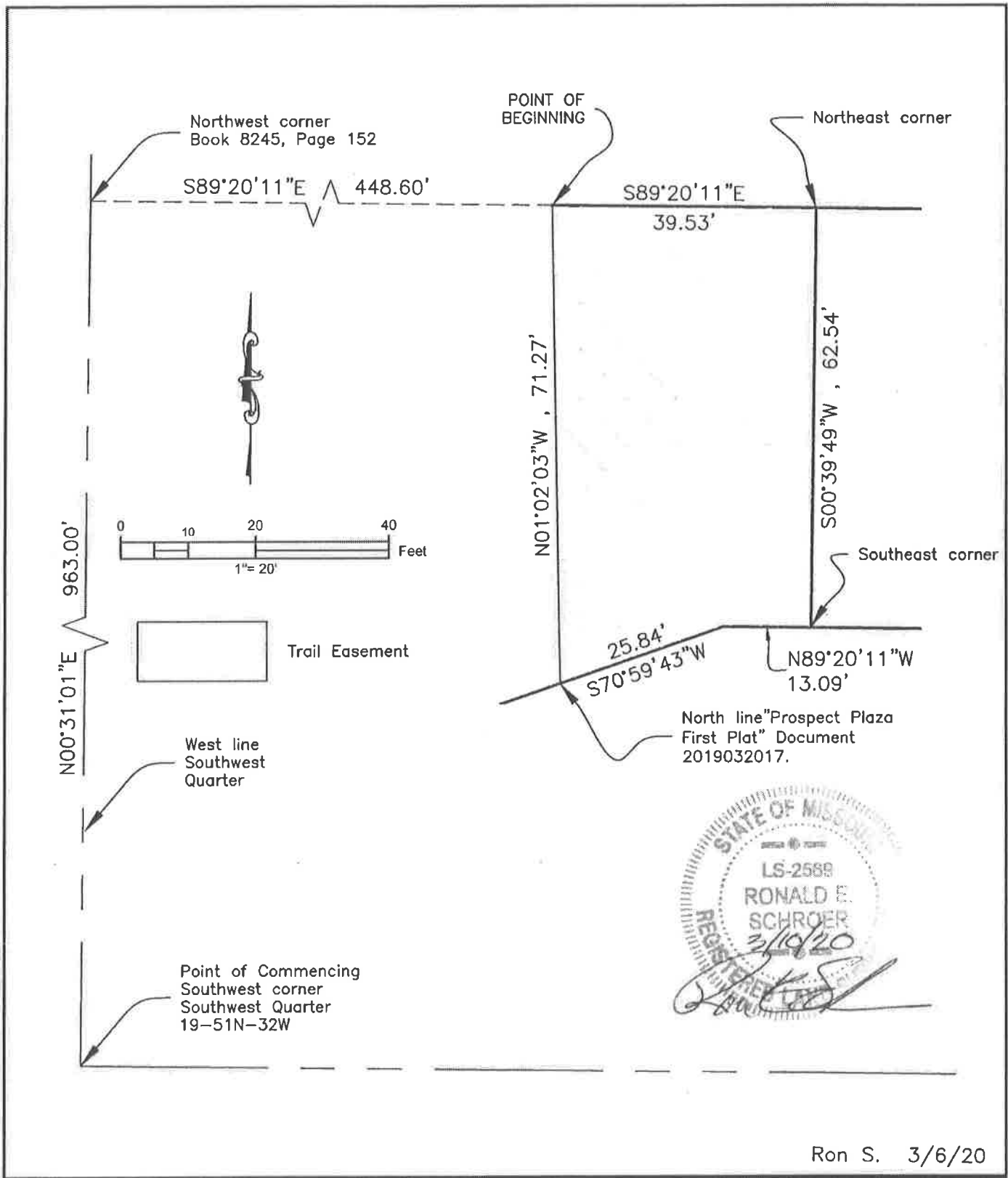
EXHIBIT "A"

A tract of land in the Southwest Quarter of Section 19, Township 51N, Range 32W in the City of Gladstone, Clay County, Missouri described as follows:

Commencing at the Southwest corner of the Southwest Quarter of Section 19; thence North 00 degrees, 31 minutes, 01 seconds East, along the West line of the Southwest Quarter, 963.00 feet to the Northwest corner of a parcel of land recorded in Book 8245 at Page 152 in the Clay County Recorder's Office; thence South 89 degrees, 20 minutes, 11 seconds East, along the North line, 448.60 feet to the POINT OF BEGINNING; thence South 89 degrees, 20 minutes, 11 seconds East, continuing along the North line, 39.53 feet to the Northeast corner of the parcel; thence South 00 degrees, 39 minutes, 49 seconds West, along the East line of the parcel, 62.54 feet to the Southeast corner of the parcel and a point on the North line of Prospect Plaza First Plat as recorded as Instrument 2019032017; thence North 89 degrees, 20 minutes, 11 seconds West, along the common line, 13.09 feet; thence South 70 degrees, 59 minutes, 43 seconds West, continuing along the common line, 25.84 feet; thence North 01 degree, 02 minutes, 03 seconds West, leaving the common line, 71.27 feet to the POINT OF BEGINNING, containing 2522 square feet, more or less.



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Ron S. 3/6/20

Exhibit "B"  
 Proposed Trail Easement  
 6505 N. Prospect  
 Gladstone, Clay County, Missouri



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