

RESOLUTION NO. 1083

APPROVAL OF AND AUTHORIZATION TO EXECUTE RESOLUTION NO. 1083, A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GENERAL WARRANTY DEED FOR PARCEL 10, WHICH CONSISTS OF 0.25 ACRES OF PERMANENT RIGHT-OF-WAY FOR 23RD STREET, HOUSTON TO KENOSHA, IN THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 18 NORTH, RANGE 15 EAST, AT THE INTERSECTION OF 23RD STREET AND ARCHDALE STREET, FROM SHIRLEY D. KETCHER, AND AUTHORIZE PAYMENT IN THE AMOUNT OF \$75,000.00, FOR THE 23RD STREET WIDENING FROM HOUSTON TO KENOSHA PROJECT (PROJECT NO. ST0914)

WHEREAS, the right-of way acquisition for the 23rd Street, Houston to Kenosha Widening project has been approved for Federal Surface Transportation Program (STP) funding, with the cost to be shared 20% by the City of Broken Arrow and 80% by the Oklahoma Department of Transportation; and

WHEREAS, the City of Broken Arrow's contract right-of-way agent, Universal Field Services, has negotiated a payment of \$75,000.00 with Shirley D. Ketcher, the property owner of parcel 10, which consists of 0.25 acres generally located on W/2 of Lot 1, Block 3, Angus Acres, a subdivision of Lot 1, Section 7, Township 18 North, Range 15 East, on the southeast corner of 23rd Street at Archdale Street; and

WHEREAS, in accordance with a February 10, 2014 Project Construction, Maintenance, Utility Relocation and Right-of-Way Agreement between the Oklahoma Department of Transportation and the City of Broken Arrow, the City will make the payment to the property owners and thereafter apply for reimbursement to the Oklahoma Department of Transportation for 80% of the purchase cost. The City of Broken Arrows funding for its share of the right-of-way cost will be from the 2014 Streets GO Bond.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA, THAT:

1. The City of Broken Arrow accept the Warranty Deed for parcel 10 from Shirley D. Ketcher and authorize payment in the amount of \$75,000.00 to Shirley D. Ketcher and the City of Broken Arrow make application to the Oklahoma Department of Transportation for reimbursement in the amount of \$60,000.00.

This Resolution is approved in open meeting by the City Council of the City of Broken Arrow on this 6th day of February, 2018.

ATTEST:

MAYOR

(seal) City Clerk

APPROVED AS TO FORM:



Assistant City Attorney