

RESOLUTION NO. 1018

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GENERAL WARRANTY DEED FOR PARCEL 12, WHICH CONSISTS OF 0.28 ACRES OF PERMANENT RIGHT-OF-WAY FOR 23RD STREET WIDENING FROM HOUSTON TO KENOSHA, IN THE W 1/2 OF LOT 1 BLOCK 2, ANGUS ACRES SUBDIVISION, IN SECTION 7, TOWNSHIP 18 NORTH, RANGE 15 EAST, WAGONER COUNTY, FROM THE MARK S. DROP, SR. LIVING TRUST DATED 1991, AND AUTHORIZATION OF PAYMENT IN THE AMOUNT OF \$28,500.00 TO THE MARK S. DROP, SR. LIVING TRUST DATED 1991, FOR THE 23RD STREET WIDENING FROM HOUSTON TO KENOSHA PROJECT AND AUTHORIZING STAFF TO APPLY TO THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF EIGHTY PERCENT OF THE ACQUISITION COST OF THIS PROPERTY FOR THE 23RD STREET WIDENING FROM HOUSTON TO KENOSHA PROJECT (PROJECT NO. ST0914)

WHEREAS, the funding for right-of-way acquisition for the 23rd Street Widening from Houston to Kenosha project has been approved in the 2014 Streets General Obligation Bond; and

WHEREAS, the acquisition of this Real Property is part of an Oklahoma Department of Transportation and Federal Highway Administration program subject to the requirements of the Uniform Relocation Assistance Act, 49 C.F.R. Part 24;

WHEREAS, the acquisition of this property is part of the 23rd Street Widening Project from Houston to Kenosha (Project No. ST0914) that 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 in the amount of \$28,500.00, to The Mark S. Drop, Sr. Living Trust dated 1991, the property owners of parcel 12, which consists of 0.28 acres generally located near the Southeast corner of Houston and 23rd Street; and

WHEREAS, it is anticipated that the Oklahoma Department of Transportation will reimburse the City of Broken Arrow \$22,800.00 of the \$28,500.00 acquisition cost;

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

1. The City of Broken Arrow accepts the General Warranty Deed for parcel 12 from The Mark S. Drop, Sr. Living Trust dated 1991 and authorize payment to The Mark S. Drop, Sr. Living Trust dated 1991 in the amount of \$28,500.00.

This Resolution is approved in open meeting by the City Council of the City of Broken Arrow on this 5th day of June, 2017.

ATTEST:

(seal) CITY CLERK

MAYOR

APPROVED AS TO FORM:

ASSISTANT CITY ATTORNEY