

RESOLUTION NO. 1258

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GENERAL WARRANTY DEED FOR PARCEL 19, WHICH CONSISTS OF 0.54 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, NORTH OF THE NORTHEAST CORNER OF 23RD STREET AND SIDNEY AVENUE, FROM B-Z PROPERTIES, LLC, AND AUTHORIZE PAYMENT IN THE AMOUNT OF \$31,700.00, PLUS COSTS AND FEES OF \$22,500.00, FOR THE 23RD STREET WIDENING FROM HOUSTON TO KENOSHA (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 right-of-way agent, has negotiated a payment of \$31,700.00, plus costs and fees of \$22,500.00 with B-Z Properties, LLC, the property owner of parcel 19, which consists of 0.54 acres generally located in the Northwest Quarter of Section 7, Township 18 North, Range 15 East, north of the Northeast Corner of 23rd Street at Sidney Avenue; 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 19 from B-Z Properties, LLC, and authorize payment in the amount of \$54,200.00 to B-Z Properties, LLC.

This Resolution is approved in open meeting by the City Council of the City of Broken Arrow on this 20th day of August 2019.

ATTEST:

MAYOR

(seal) CITY CLERK

APPROVED AS TO FORM:



ASSISTANT CITY ATTORNEY