

RESOLUTION

RESOLUTION DECLARING THE NECESSITY FOR ACQUIRING CERTAIN PERMANENT EASEMENT LOCATED IN SECTION 7 OF TOWNSHIP 12 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, OKLAHOMA CITY, OKLAHOMA COUNTY, OKLAHOMA; AUTHORIZING, INSTRUCTING, AND DIRECTING THE CITY MANAGER TO ACQUIRE SAID PERMANENT EASEMENT FOR BRIDGE REHABILITATION AND USES INCIDENTAL THEREOF, FOR PROJECT BC-0229, BRIDGE REHABILITATION, NORTH MAY AVENUE OVER NW EXPRESSWAY, BY PURCHASE AND SETTLEMENT OF DAMAGES WITH THE LAND OWNERS; AUTHORIZING, INSTRUCTING AND DIRECTING THE MUNICIPAL COUNSELOR TO CONDEMN SAID PROPERTY FOR SAID PURPOSES IF SAID PERMANENT EASEMENT CANNOT BE PURCHASED AND THE DAMAGES SETTLED BY AGREEMENT WITH THE LAND OWNERS.

WHEREAS, on this 25TH day of MARCH, 2025, it is deemed necessary and advisable by the City of Oklahoma City to acquire certain permanent easement located in Oklahoma County, Oklahoma, for Project BC-0229, bridge rehabilitation, and uses incidental thereof for the use and the benefit of the City of Oklahoma City; and

WHEREAS, said parcels of Permanent easement described as follows:

See Attachment "A" Attached hereto and made a part hereof;

WHEREAS, said easements are not owned by the City of Oklahoma City and it is deemed necessary for the City to acquire said described permanent easement for the purposes of said project; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Oklahoma City that the City of Oklahoma City, pursuant to its power of eminent domain, takes immediate steps to acquire the above described permanent easement for the purposes of constructing, operating, maintaining, repairing, expanding, and replacing public streets and water and wastewater systems and associated facilities, connections, utilities, sidewalks, drainage, storm water, traffic controls, and appurtenances thereto (collectively Streets and Utility Systems) over, across, under and to said property, including the right of ingress and egress to and from the described easement(s) plus, all right, title and interest in and to all land, soil, earthen material, vegetation, trees, fixtures, and

appurtenances with the boundaries of the described easement, incidentally, removed during the use of said easement;

BE IT FURTHER RESOLVED that the City Manager of the City of Oklahoma City be, and is hereby instructed, authorized, and directed to immediately negotiate with the owner of the above described real property and purchase said permanent easement for the purposes described above for said project and settle the damages, if any, the owners thereof will sustain by reason of the appropriation and the taking thereof for the public purposes aforesaid;

AND BE IT FURTHER RESOLVED in the event the City Manager is unable to secure the above described permanent easement or any part thereof, the Municipal Counselor of the City of Oklahoma City be, and is hereby authorized, instructed, and directed to institute condemnation proceeding against the owner(s) of said real property under the power of eminent domain for said purposes and to take such further legal steps or proceeding as may, in his judgment, appear to be proper to acquire said permanent and temporary easements for said purposes, and the immediate possession thereof.

AND BE IT FINALLY RESOLVED, as it is immediately necessary for the preservation of the peace, health, and safety of the City of Oklahoma City and the inhabitants thereof by reason whereof this resolution shall take effect and be in force from and after its passage, as provided by law.

ADOPTED by the Council and signed by the Mayor of The City of Oklahoma City this
25TH day of MARCH , 2025 .

ATTEST:

Amy K Simpson
City Clerk



David Holt
Mayor

Reviewed for form and legality.

[Signature]
Assistant Municipal Counselor

ATTACHMENT A

EXHIBIT "A"

PAGE 1 OF 4

PARCEL NO. 1
PROJECT NO. 190387**190387**

Parcel No. 1

Proposed Right Of Way Easement

A Right of Way Easement located in the SW/4 of Section 7, Township 12 North, Range 3 West, I.M., Oklahoma County, Oklahoma, said Easement being more particularly described as follows:

Commencing at the Southwest corner of said SW/4;
Thence N 00°14'13" W on the West line of said SW/4 a distance of 961.88 feet;
Thence N 89°45'47" E a distance of 75.00 feet to a point on the East Existing Right of Way of N. May Avenue, said point also being the Point of Beginning;
Thence N 00°14'13" W on said Existing Right of Way Line a distance of 216.74 feet;
Thence continuing on said Existing Right of Way line N 44°22'47" E a distance of 106.77 feet to a point on the South Existing Right of Way of Northwest Expressway;
Thence N 88°59'47" E on said Existing Right of Way line a distance of 191.73 feet;
Thence S 68°01'29" W a distance of 132.41 feet;
Thence S 67°03'51" W a distance of 46.56 feet;
Thence S 55°10'55" W a distance 41.05 feet;
Thence S 30°01'28" W a distance of 80.35 feet;
Thence S 25°25'08" W a distance of 42.12 feet;
Thence S 04°34'56" W a distance of 97.97 feet to a point on the Existing Right of Way line of N. May Avenue and the Point of Beginning.

Containing 0.35 Acre (15,228.19 Sq. Ft.), more or less.

Basis of Bearing:

Grid North as established by Oklahoma State Plane System,
NAD 83 (2011), North zone

This Description was prepared by:

Darren M. Smith, PLS #1552
CEC Corporation, CA #32
02-13-2025

**CEC**

4555 W. MEMORIAL ROAD
OKLAHOMA CITY, OK 73142
(405) 753.4200
CA #32 EXP. 06-30-26

DATE: 02/13/2025

CEC PROJECT # 190387

NW EXPRESSWAY AND WAY

PARCEL No. 1

**PROPOSED RIGHT OF WAY
EASEMENT
EXHIBIT "A"**

PROJECT NO. 190387