

RESOLUTION

A RESOLUTION OF THE COUNCIL OF THE CITY OF OKLAHOMA CITY ESTABLISHING A DATE FOR THE PROPOSED ENACTMENT OF AN ORDINANCE CLOSING, VACATING, RELEASING, AND FORECLOSING THE RIGHT TO REOPEN CERTAIN PUBLIC UTILITY EASEMENTS, DETERMINING THOSE ENTITLED TO NOTICE OF SAME, AND DIRECTING THAT SAID NOTICE BE ISSUED

WHEREAS, the State of Oklahoma, ex rel., Oklahoma Department of Transportation (“ODOT”) specifically reserved unto itself certain perpetual utility easements for public purposes pursuant to the Quitclaim Deed from ODOT to Oklahoma City Urban Renewal Authority (“OCURA”) recorded in Book 12519, Page 1895; and

WHEREAS, OCURA granted to ODOT a perpetual utility easement for public purposes in the Utility Easement recorded in Book 12519, Page 1902; and

WHEREAS, ODOT subsequently conveyed to OCURA its rights, title, and interest in portions of the public utility easements described above as follows: (i) a Perpetual Utility Easement reserved in Quitclaim Deed recorded in Book 12519, Page 1895 pursuant to a Quitclaim Deed recorded in Book 15462, Page 320 and (ii) a portion of the Utility Easement recorded in Book 12519, Page 1902 pursuant to a Quitclaim Deed recorded in Book 15462, Page 288; and

WHEREAS, in order to allow for the development of Innovation Hall and its accompanying private development, it is necessary and appropriate to close, vacate, release, discontinue, and foreclose the right to reopen the foregoing public utility easements, described on Exhibit A and Exhibit B; and

WHEREAS, an application to close, vacate, release, discontinue, and foreclose the right to reopen the described public utility easements has been considered by the Planning Commission of The City of Oklahoma City for the public purposes of performing the objectives of the Harrison-Walnut Urban Renewal Plan, namely:

Close, vacate, release, and discontinue the use of certain public utility easements, previously reserved or dedicated, in the City of Oklahoma City, Oklahoma, that burden the Property, which easements are described and depicted on Exhibit A and Exhibit B attached hereto.

WHEREAS, an ordinance closing, vacating, releasing, discontinuing, and foreclosing the right to reopen the existing public easements that were previously reserved or dedicated and that burden the Property is proposed to be considered by the City Council on the 26TH day of SEPTEMBER, 2023; and

WHEREAS, the holders of franchises are as follows:

Oklahoma Natural Gas Company
P.O. Box 401
Oklahoma City, Oklahoma 73101
ATTENTION: Real Estate Services

Oklahoma Gas and Electric Company
P.O. Box 321 (M/C M-109)
Oklahoma City, Oklahoma 73101
ATTENTION: Kent Norris
Land Management Department

[AT&T/SBC
7001 NW 23rd Street, Room 335
Edmond, Oklahoma 73008
ATTENTION: Anita Cooper]

[Cox Cable of Oklahoma City
6301 Waterford Boulevard Suite 200
Oklahoma City, Oklahoma 73118
ATTENTION: Right-of-way/Construction]

WHEREAS, in addition thereto, the Council determines that others having a special right or privilege granted by ordinance or legislative enactment to use the aforesaid public utility easements are as follows: **None**

NOW, THEREFORE, BE IT RESOLVED by the Council of The City of Oklahoma City that the City Clerk be and is hereby directed to give notice to the public by one publication in a newspaper of general circulation within the City and further to mail 30 days' written notice to the following:

- A. All above listed franchise holders.
- B. All those having a special right or privilege as listed above.
- C. All property owners within 300 feet of the public utility easements to be closed and vacated whose names appear on the ownership list required to be submitted as a part of the application.

Such notice shall state that an ordinance to close the aforesaid public utility easements has been proposed for enactment on the day 26TH of SEPTEMBER, 2023. A copy of the resolution shall be included with said written notice.

ADOPTED by the Council and SIGNED by the Mayor of The City of Oklahoma City, Oklahoma on this 15TH day of AUGUST, 2023.

ATTEST:

Amy K Simpson
CITY CLERK



David Holt
MAYOR

REVIEWED for form and legality.

[Signature]
ASSISTANT MUNICIPAL COUNSELOR