

# REQUEST FOR ACTION: RESOLUTION

Version: 07/25/2003

AGENDA FOR:  MAYOR  COUNCIL AUTHORITY:  DATE: June 23, 2008

**FOR INFORMATION CONTACT:**

DEPARTMENT: LEGAL CONTACT NAME: Deirdre O. Dexter (ga)  
ADDRESS: City Hall, Room 316 TELE: 596-7717

RESOLUTION TYPE: AUTHORIZING PAYMENT FROM SINKING FUND RESO. #: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_ AMOUNT: \$7,100,000.00  
PROPERTY OWNER: Tulsa Industrial Authority CASE #: CJ-2004-6124  
PROJECT TITLE: Great Plains Airlines PROJECT #: \_\_\_\_\_  
ADDITION: \_\_\_\_\_ TMAPC #: \_\_\_\_\_  
AMENDMENT OF/BY RESOLUTION #: \_\_\_\_\_ COUNCIL DIST.: \_\_\_\_\_ PLANNING DISTRICT: \_\_\_\_\_  
LOT: \_\_\_\_\_ BLOCK: \_\_\_\_\_ SECTION: \_\_\_\_\_ TOWNSHIP: \_\_\_\_\_ RANGE: \_\_\_\_\_

**SUMMARY:**

Re: Tulsa Industrial Authority v. Tulsa Airports Improvement Trust, City of Tulsa, et al. CJ-2004-6124  
The Tulsa Airports Improvement Trust and City have agreed to settle the above case. In the lawsuit, Plaintiff TIA, by and through Bank of Oklahoma as attorney-in-fact, alleged that TAIT breached an obligation to purchase property from TIA and alleged a claim of unjust enrichment against the City of Tulsa. Plaintiff's Second Amended Petition seeks, as of March 31, 2008, the amount of \$11,648,294.00 plus additional accrued and accruing interest and costs. It is anticipated that the parties' settlement will be approved and a Journal Entry of Judgment will be filed on Thursday, June 26, 2008. At that time, a copy of the Judgment will be provided. Attached for Council and Mayoral approval is a resolution authorizing payment from the sinking fund. If the Judgment is not entered, no action will be requested.

**BUDGET: FINANCE DIRECTOR APPROVAL:**

FUNDING SOURCE: \$7,100,000.00 Sinking Fund

It is the recommendation of the Legal Department that the Finance Department be directed to make a wire transfer from funds available in the Sinking Fund in payment of this judgment.

**REQUEST FOR ACTION: All department items requiring Council approval must be submitted through Mayor's Office.**

Council review and approve the Resolution authorizing payment from the sinking fund. Mayor approve and direct that Finance to make a wire transfer in the amount of \$7,100,000.00 to the Bank of Oklahoma, attorney-in-fact for Tulsa Industrial Authority.

DEPARTMENT HEAD APPROVAL: \_\_\_\_\_ DATE: \_\_\_\_\_  
CITY ATTORNEY APPROVAL: \_\_\_\_\_  
BOARD APPROVAL: \_\_\_\_\_  
MAYORAL APPROVAL: \_\_\_\_\_  
OTHER: \_\_\_\_\_

FOR CITY COUNCIL OFFICE USE ONLY: DATE RECEIVED: \_\_\_\_\_  
COMMITTEE: \_\_\_\_\_ COMMITTEE DATE(S): \_\_\_\_\_ FIRST AGENDA DATE: \_\_\_\_\_  
HEARING DATE: \_\_\_\_\_ SECOND AGENDA DATE: \_\_\_\_\_ APPROVED: \_\_\_\_\_

For City Clerk's Office Use Only (Agenda Date: MMDDYYYY; Sec #; Dept ##, Item ##, Sub-Item ##, Status: S=Synopsis):

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**RESOLUTIONS**

Date Prepared:



Dept. **LEGAL**

Reso  
Type

**AUTHORIZING PAYMENT FROM SINKING FUND**



**TULSA INDUSTRIAL AUTHORITY**

**CJ-2004-6124**

**GREAT PLAINS AIRLINES**

Pln  
Dist

Addtn

TMA  
PC #

Coun  
Dist



Amt



Amd  
Of/ By



Proj #



Lot



Blk



Sec



Tw



Rng



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