

RESOLUTION NO. 6303

**RESOLUTION AUTHORIZING NEGOTIATIONS FOR THE LEASE OF TDA OWNED LOT LOCATED AT SOUTHWEST CORNER OF NORTH GREENWOOD AVENUE AND EAST QUEEN STREET, TULSA, OKLAHOMA, TO THE INSTITUTE FOR DEVELOPING COMMUNITIES FOR URBAN COMMUNITY GARDEN**

**WHEREAS**, the Tulsa Development Authority (TDA) has received a request from THE INSTITUTE FOR DEVELOPING COMMUNITIES for the lease of TDA owned property located at Southwest corner of North Greenwood Avenue and East Queen Street, Tulsa, for use as an urban community garden in accordance with TDA's policies; and,

**WHEREAS**, the TDA Executive Director has recommended that the TDA Board authorize the TDA Chairman, TDA Executive Director, and General Counsel to enter into negotiations with representatives of THE INSTITUTE FOR DEVELOPING COMMUNITIES for the terms and conditions of a lease of said property for use as an urban community garden; and,

**WHEREAS**, the TDA Board of Commissioners has determined that it should approve such negotiations for the lease of said property in accordance with TDA policies.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TULSA DEVELOPMENT AUTHORITY, that:**

**Section 1.** The Board of Commissioners of the Tulsa Development Authority does hereby authorize the TDA Chairman, TDA Executive Director, and the TDA General Counsel to enter into negotiations with representatives of THE INSTITUTE FOR DEVELOPING COMMUNITIES for the terms and conditions of a lease of said property for use as an urban community garden.

**Section 2.** That this authorization to negotiate for the lease of the real estate herein described is contingent and conditioned upon the prior receipt by the Tulsa Development Authority of the written acknowledgement and agreement by the appropriate officer/manager of THE INSTITUTE FOR DEVELOPING COMMUNITIES on behalf of himself/herself/itself, and its owners, officers, managers, members and successors:

- (1) That no Redevelopment Agreement or other contract with Tulsa Development Authority for the lease of the said real estate shall be in effect unless and until it shall have been approved by a majority vote of the Tulsa Development Authority Board of Commissioners in a public meeting; and,
- (2) That either party (i.e. TDA or THE INSTITUTE FOR DEVELOPING COMMUNITIES) shall have the right to terminate the negotiations at any time without cause and without any further liability to the other, including within such exclusion of liability, without limitation, any costs, fees or other expenses incurred by either party in the course of preparation for and/or participation in such negotiations.

**Section 3.** This resolution shall take effect immediately.

**PASSED** and **ADOPTED** this 5th day of January, 2017.

**TULSA DEVELOPMENT AUTHORITY**

By: \_\_\_\_\_

*Roy Peters, Jr.*  
Roy Peters, Jr., Chairman

**Approved as to legal form and adequacy:**

*Jot Hartley*  
Jot Hartley, General Counsel  
The Hartley Law Firm, PLLC