

RESOLUTION 4332

**A RESOLUTION OF THE CITY OF SAPULPA, OKLAHOMA URGING THE OKLAHOMA DEPARTMENT OF TRANSPORTATION AND THE STATE OF OKLAHOMA TO RETAIN OWNERSHIP OF THE SOONER SUBDIVISION RAIL LINE FOR CURRENT AND FUTURE PASSENGER RAIL TRANSPORTATION OPPORTUNITIES, AND FOR THE ECONOMIC AND QUALITY OF LIFE BENEFITS DERIVED THEREFROM, FOR THE CITIZENS, BUSINESSES, CITIES AND TOWNS OF THE STATE OF OKLAHOMA; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Oklahoma Department of Transportation (ODOT) is a multi-model transportation agency whose mission is to provide a safe, economical and effective transportation network for the people, commerce and communities of Oklahoma; and

**WHEREAS**, the Sooner Subdivision Rail Line (Sooner Sub) is owned by the State of Oklahoma and is a part of the former Frisco Rail Line (Frisco Line) located between the great cities of Oklahoma City, Sapulpa and Tulsa, Oklahoma; and

**WHEREAS**, the Frisco Line once served to provide valuable passenger rail transportation service and economic benefits for the citizens of Oklahoma by linking the cities of Oklahoma City, Sapulpa and Tulsa together and with other cities outside the State of Oklahoma; and

**WHEREAS**, numerous cities across the United States, including the cities of Oklahoma City and Tulsa, have determined that local rail transit and intercity and interstate passenger rail transportation is a critical and necessary component of modern 21<sup>st</sup> Century multi modal transportation systems and a vital driver of economic development activity; and

**WHEREAS**, the 2014 Joint Legislative Agenda of the Greater Oklahoma City Chamber of Commerce and the Sapulpa Chamber of Commerce supports the continued study and development of passenger rail service between Sapulpa, Tulsa and Oklahoma City to enhance connectivity throughout the region and serve as a catalyst for greater access to tourist attractions and destinations; and

**WHEREAS**, the Federal Railroad Administration (FRA) has designated the corridor between the Oklahoma City, Sapulpa and Tulsa as part of major passenger rail transportation corridor for the South Central United States; and

**WHEREAS**, on April 21, 2011, Oklahoma Governor Mary Fallin approved House Bill 1686 creating the Easter Flyer Passenger Rail Development Task Force to study and develop a comprehensive plan for developing passenger rail service between Oklahoma City, Sapulpa and Tulsa; and

**WHEREAS**, on December 7, 2012, the State of Oklahoma's Eastern Flyer Rail Development

Task Force issues its final report setting forth a solid framework for moving forward with plans to institute passenger rail service between Oklahoma City, Sapulpa and Tulsa; and

**WHEREAS**, in November 2012, ODOT commenced a major 2-year, \$5 million dollar Passenger Rail Corridor Investment Plan Study that is funded by federal government and overseen by the FRA and includes preparation of a Service Development Plan and Environmental Impact Statement to determine a preferred alternative for establishing passenger rail service between Sapulpa, Tulsa and Oklahoma City; and

**WHEREAS**, the Sooner Sub is under long-term lease agreement between ODOT and South Kansas and Oklahoma Railroad (SKO), a division of Watco Companies (WATCO), for which the State of Oklahoma receives \$500,000 annually from SKO under the terms of the agreement; and

**WHEREAS**, SKO provides economically important freight rail service for numerous Oklahoma businesses along the Sooner Sub and has invested millions of dollars in rail infrastructure improvements along the line; and

**WHEREAS**, Iowa Pacific Holdings (IPH), in partnership with WATCO, has announced the initiation of trial passenger rail service for the Easter Flyer on the Sooner Sub between Sapulpa, Tulsa and Oklahoma City during February 2014; and

**WHEREAS**, IPH has announced that all 900 available tickets for the three initial Eastern Flyer passenger rail excursion trains between Sapulpa, Tulsa and Oklahoma City have sold out; and

**WHEREAS**, ODOT has recently published a Request for Proposal on the Sale of the Sooner Subdivision and is soliciting bids through January 30, 2014 and intends to sell the Sooner Sub to the highest bidder; and

**WHEREAS**, numerous cities and towns throughout the State of Oklahoma and many of their residents and state legislators support development of passenger rail service between Oklahoma City, Sapulpa and Tulsa and are opposed to ODOT's proposed sale of the Sooner Sub; and

**WHEREAS**, the City of Sapulpa is opposed to ODOT's proposed of the Sooner Sub and believes that its transfer to private industry would be detrimental to the development of affordable and effective passenger rail service between Oklahoma City, Sapulpa and Tulsa.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY OF SAPULPA, OKLAHOMA:**

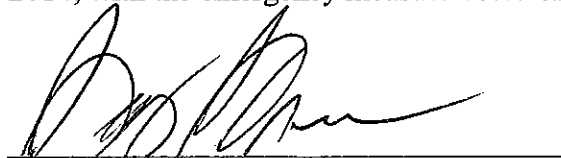
**Section 1.** That the City of Sapulpa urges the Oklahoma Department of Transportation and the State of Oklahoma to retain ownership of the Sooner Sub for current and future passenger rail transportation opportunities, and for the economic and quality of life benefits derived therefrom, for all of the citizens, businesses, cities and towns of the State of Oklahoma.

**Section 2.** That due to imminent action being taken by the Oklahoma Department of

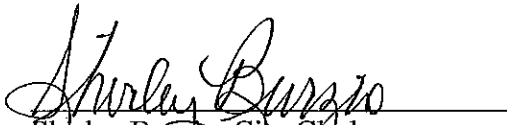
Resolution # 4332

Transportation to sell the Sooner Sub line, an emergency is hereby declared to exist for the preservation of the public peace, health, safety, and welfare by reason whereof this Resolution shall take effect immediately upon its adoption and approval.


ADOPTED by the City Council of the City of Sapulpa, Oklahoma this 17<sup>th</sup> day of February, 2014, with the emergency measure voted on separately this 17<sup>th</sup> day of February, 2014.

  
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Reg Green, Mayor

ATTEST:

  
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Shirley Burzio, City Clerk

APPROVED AS TO FORM:

  
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David R. Widdoes, City Attorney

