



P.O. BOX 850 | COWETA, OKLAHOMA 74429 | PH. (918) 486-2189 | FAX (918) 486-5366 | www.cityofcoweta-ok.gov

AGENDA - REGULAR MEETING
COWETA CITY COUNCIL
COWETA CITY HALL, 310 S. BROADWAY
MONDAY, FEBRUARY 1, 2021 6:00 P.M.

MEETING PROCEDURE: Comments on all scheduled agenda items will be heard immediately following the presentation by staff or the petitioner. Please wait until you are recognized by the Mayor and keep your comments as brief as possible. Individuals addressing the City Council must identify themselves by name prior to making any comments. The City Council will act on an agenda item after comments from staff and the City Council have been heard.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
EVETTE YOUNG _____
HAROLD CHANCE _____
NAOMI HOGUE _____
LOGAN BROWN _____
RANDY WOODWARD _____
- IV. GENERAL CITY COUNCIL COMMENTS
(During the General City Council Comments section of the agenda, the City Council shall make no decision or take any action except as to request the City Manager to schedule the matter for Council discussion at a later date.)
- V. CONSENT
(All matters under the "Consent Calendar" are considered by the City Council to be routine and will be enacted by one motion. Any Councilmember may, however, remove an item from consent by request.)
 1. 2020 STREET IMPROVEMENT PROJECT
ACCEPTANCE OF THE 2020 STREET IMPROVEMENT PROJECT COMPLETED BY DUNHAM'S ASPHALT SERVICES, INC.
(JULIE CASTEEN, ASSISTANT CITY MANAGER)

Documents:

[210201 STAFF REPORT 2020 ROADWAY PROJECTS.PDF](#)
 2. MINUTES OF THE REGULAR MEETING
APPROVAL OF THE MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING HELD ON JANUARY 4, 2021.
(JULIE CASTEEN, ASSISTANT CITY MANAGER/CITY CLERK)

Documents:

[210104 MINUTES OF THE CITY COUNCIL.PDF](#)
 3. SURPLUS PROPERTY
APPROVAL OF A DECLARATION OF SURPLUS OF A 2002 CHEVROLET PICK-UP
AUTHORIZATION FOR THE CITY MANAGER TO DISPOSE OF ACCORDINGLY.

Documents:

[210201 STAFF REPORT SURPLUS PROPERTY.PDF](#)
[SURPLUS PROPERTY.PDF](#)

VI. PROCLAMATIONS/PRESENTATIONS

1. EMPLOYEE COMMENDATION
PRESENTATION OF GENERAL COMMENDATION AWARD TO DISPATCHER GAVIN STICKLYMEYER, FOR HIS ASSISTANCE IN AN INVESTIGATION ON 5 JAN 2021.
(MIKE BELL, CHIEF OF POLICE)

VII. OLD BUSINESS

1. ADDENDUM TO LEASE-PURCHASE AGREEMENT
DISCUSSION AND POSSIBLE ACTION ON THE APPROVAL OF ADDENDUM #1 TO LEASE-PURCHASE AGREEMENT NO. 24396 WITH MOTOROLA SOLUTIONS, INC. PERTAINING TO THE ACQUISITION OF A CALLWORKS EMERGENCY TELECOMMUNICATIONS SYSTEM.
(MIKE BELL, CHIEF OF POLICE)

Documents:

[210201 STAFF REPORT AMENDMENT TO LEASE PURCHASE AGREEMENT.PDF](#)
[210201 ADDENDUM NO 1 LEASE NO 24396.PDF](#)

2. ACCEPTANCE OF PUBLIC INFRASTRUCTURE
DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF RESOLUTION 2021-02, A RESOLUTION OF THE CITY COUNCIL OF COWETA, OKLAHOMA ACCEPTING AS DEDICATED PUBLIC IMPROVEMENTS CERTAIN STORMWATER IMPROVEMENTS, OWNED BY H.E. AND BEVERLY A. REYNOLDS, SERVING THE COWETA CROSSING SUBDIVISION, LOCATED WITHIN SECTION 7, TOWNSHIP 17N, RANGE 16E OF THE INDIAN BASE AND MERIDIAN, CITY OF COWETA, WAGONER COUNTY, STATE OF OKLAHOMA.
(ROGER KOLMAN, CITY MANAGER)

Documents:

[210201 STAFF REPORT RESOLUTION 2021-02.PDF](#)
[210201 RESOLUTION 2021-02 INFRASTRUCTURE ACCEPTANCE.PDF](#)
[COUNTRYCROSSING.PDF](#)

3. RESOLUTION 2021-03
DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF RESOLUTION 2021-03, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA APPROVING AND AUTHORIZING AN AMENDED TRUST INDENTURE OF THE METROPOLITAN ENVIRONMENTAL TRUST, WHICH PROVIDES FOR CLARIFICATION OF THE LANGUAGE OF THE TRUST INDENTURE, AND WHICH FURTHER PROVIDES FOR THE ADDITION OF THE CITY OF WAGONER, OKLAHOMA, AS A BENEFICIARY; AND FINDING THAT SUCH ACTIONS ARE IN THE BEST INTEREST OF THE BENEFICIARIES, AND THE COMMUNITIES THAT THEY SERVE.
(RONALD D. CATES, CITY ATTORNEY)

Documents:

[210201 STAFF REPORT MET INDENTURE AMENDMENT.PDF](#)
[210201 RESOLUTION 2021-03 MET TRUST INDENTURE.PDF](#)
[BENEFICIARY ACCEPTANCE - MET.PDF](#)

4. RESOLUTION NO. 2021-05
DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF RESOLUTION NO. 2021-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ACCEPTING AS PUBLIC PROPERTY A FIFTY-FOOT ROAD RIGHT-OF-WAY LOCATED ON PROPERTY WITHIN SECTION 7, TOWNSHIP 17 NORTH, RANGE 16 EAST OF THE INDIAN BASE AND MERIDIAN, WAGONER COUNTY, OKLAHOMA.
(CAROLYN BACK, COMMUNITY DEVELOPMENT DIRECTOR)

Documents:

[210201 STAFF REPORT RESOLUTION 2021-05.PDF](#)
[210201 RESOLUTION 2021-05 ACCEPTANCE OF RIGHT OF WAY.PDF](#)
[EXHIBIT A PLAT OF SURVEY.PDF](#)
[50-FOOT ROAD RIGHT-OF WAY DEED OF DEDICATION FROM MAX A COLE.PDF](#)

5. RESOLUTION 2021-06

DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF RESOLUTION 2021-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ACCEPTING A PERMANENT DRAINAGE EASEMENT ACROSS PROPERTY LOCATED IN PART OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION TWELVE (12), TOWNSHIP SEVENTEEN (17) NORTH, RANGE FIFTEEN (15) EAST, THE INDIAN BASE AND MERIDIAN, WAGONER COUNTY, OKLAHOMA,
(CAROLYN BACK, COMMUNITY DEVELOPMENT DIRECTOR)

Documents:

[210201 STAFF REPORT RESOLUTION 2021-06.PDF](#)
[210201 RESOLUTION 2021-06 ACCEPTING DRAINAGE EASEMENT.PDF](#)
[20210201-AUTOZONE DRAINAGE EASEMENT.PDF](#)

6. RESOLUTION 2021-04 REGARDING BUDGET AMENDMENTS FY 20-21

DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF RESOLUTION 2021-04, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ADOPTING AMENDMENTS TO THE ANNUAL REVENUES AND APPROPRIATIONS FOR THE BUDGET OF THE CITY OF COWETA, OKLAHOMA, FOR FISCAL YEAR ENDING JUNE 30, 2021.
(JULIE CASTEEN, ASSISTANT CITY MANAGER)

Documents:

[210201 STAFF REPORT RESOLUTION 2021-04.PDF](#)
[20210201-SUPPLEMENTALS RESO 2021-04-CITY.PDF](#)

7. FY 2021-2022 BUDGET

DISCUSSION OF COUNCIL PRIORITIES FOR FY2021-2022 BUDGET FOR THE CITY OF COWETA.
(JULIE CASTEEN, ASSISTANT CITY MANAGER)

VIII. EXECUTIVE SESSION

(Pursuant to 25 O.S. Section 307 the City Council may enter into executive session for the purposes specifically provided in this section.)

1. DISCUSSION

REQUEST FOR AN EXECUTIVE SESSION FOR THE PURPOSES OF CONFIDENTIAL COMMUNICATIONS AND DISCUSSIONS RELATED TO THE PURCHASE OR APPRAISAL OF REAL PROPERTY IN ACCORDANCE WITH 25 O.S.307.B.3.

2. POSSIBLE ACTION

THE CITY COUNCIL MAY TAKE ANY ACTION DEEMED NECESSARY BY THE CITY COUNCIL ARISING OUT OF THE DISCUSSIONS IN THE FOREGOING EXECUTIVE SESSION.

IX. NEW BUSINESS

(Business which was not foreseen prior to the posting of the agenda.)

X. ADJOURNMENT

IF YOU REQUIRE A SPECIAL ACCOMMODATION PURSUANT TO THE AMERICANS WITH DISABILITIES ACT, PLEASE NOTIFY CITY HALL BY 9:00 A.M. ON THE DATE OF THE MEETING.



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Memorandum

To: Honorable Mayor and City Council
From: Julie Casteen, Assistant City Manager
Re: 2020 Street Improvements
Date: February 1, 2021

BACKGROUND

The City of Coweta contracted with Dunham's Asphalt Services last fall to mill and overlay four roadways in the City:

1. South 285th East Avenue – 27,898 square feet
2. South 286th East Avenue – 29,926 square feet
3. South 287th East Avenue – 31,798 square feet
4. East 113th Street – 22,126 square feet

The work was completed in early October at a cost of \$193,666.

STAFF RECOMMENDATION:

Staff recommends acceptance of the 2020 Street Improvements.

ATTACHMENTS:

None

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
JANUARY 4, 2021 6:00 P.M.**

The members of the Coweta City Council met in regular session on Monday, January 4, 2021 at 6:00 p.m. in the Coweta City Hall, 310 S Broadway, Coweta, Oklahoma.

COUNCILMEMBERS PRESENT: Evette Young, Harold Chance, Naomi Hogue, Logan Brown, Randy Woodward.

COUNCILMEMBERS ABSENT: None.

I. CALL TO ORDER

The meeting was called to order by Mayor Young.

II. Pledge of Allegiance given

III. ROLL CALL

Roll call taken. Councilmembers were present as shown above.

IV. GENERAL CITY COUNCIL COMMENTS

City Manager Roger Kolman announced Christy Wheeland as the new Coweta Chamber of Commerce Executive Director. Mr. Kolman also introduced Tony Pivec, Superintendent of Indian Capital Technology Center. Mr. Pivec presented preliminary designs and information on the future Coweta campus, and thanked the City for its assistance in extending sewer service to the campus.

V. CONSENT

Motion by Harold Chance, second by Randy Woodward to approve the consent calendar items:

1. Approval of the reappointment of Mayor Evette Young as the City's representative to the INCOG Board of Directors and the INCOG General Assembly and City Manager Roger Kolman as Coweta's alternate representative for both bodies.
2. Minutes of the Coweta City Council Regular Meeting held on December 7, 2020.
3. Declaration of surplus on the following items and authorized the City Manager to dispose of accordingly:
 - a. 1986 Chevrolet D3P 4 X 4 Pickup
 - b. 2009 72" Gravely 992168 Zero Turn Mower
 - c. 2000 Case 580L Backhoe
4. Ratification of a mutual aid agreement with the City of Broken Arrow regarding the provision of building inspection services.

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
JANUARY 4, 2021 6:00 P.M.**

Aye: Harold Chance
Randy Woodward
Evette Young
Naomi Hogue
Logan Brown

VI. OLD BUSINESS

1. Fiscal Year 2019-2020 Audited Financial Report and Operating Report

Anne Elfrink from Elfrink and Associates, PLLC presented the results of the annual audited financial report and operating report for the fiscal year ended June 30, 2020.

Motion by Evette Young, second by Harold Chance to acknowledge receipt of the fiscal year 2020 audit report.

Aye: Evette Young
Harold Chance
Naomi Hogue
Logan Brown
Randy Woodward

2. FY21 Audit Contract

Assistant City Manager Julie Casteen presented an engagement letter from Elfrink and Associates, PLLC to perform auditing services for fiscal year 2020-2021.

Motion by Harold Chance, second by Randy Woodward to approve the engagement of Elfrink and Associates, PLLC to perform auditing services for fiscal year 2020-2021 in the amount of \$22,600.00 with half being paid by the Coweta Public Works Authority.

Aye: Harold Chance
Randy Woodward
Evette Young
Naomi Hogue
Logan Brown

3. Ordinance 842 (CZ 20-14 Rezone)

Community Development Director Carolyn Back discussed an application to rezone property located at 421 East Sycamore Street from General Commercial (CG) to Residential Single-Family (RS-3) for the construction of a single-family residence on the property.

Motion by Harold Chance, second by Logan Brown to adopt Ordinance 842, an ordinance of the City of Coweta, Oklahoma, rezoning a tract of land located in Section 18, Township

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
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17 North, Range 16 East of the Indian Base and Meridian, City of Coweta, Oklahoma, from General Commercial (CG) classification to Residential Single-Family (RS-3) classification, amending the official zoning map of the City of Coweta, Oklahoma, providing for repealer, severability, and declaring an emergency.

Aye: Harold Chance
Logan Brown
Randy Woodward
Evette Young
Naomi Hogue

4. Declaration of an Emergency Ordinance 842

Discussion was held regarding possible action declaring an emergency for Ordinance No. 842, making it effective immediately upon passage and approval. Motion by Harold Chance, second by Naomi Hogue to declare an emergency related to Ordinance 842.

Aye: Harold Chance
Naomi Hogue
Logan Brown
Randy Woodward
Evette Young

5. Ordinance 843 PUD-C-20-03

Carolyn Back described the application for a Planned Unit Development overlay (PUD-C 20-03) for a tract of land at 25705 East State Highway 51. The PUD would allow for commercial use and multi-family residential with a maximum of two (2) multi-family units allowed.

Motion by Harold Chance, second by Randy Woodward to adopt Ordinance 843, an ordinance of the City of Coweta, Oklahoma creating a Planned Unit Development Overlay (PUD-C 20-03) for a tract of land located in the City of Coweta, Wagoner County, Oklahoma, with a physical address of 25705 East State Highway 51, amending the official zoning map of the City of Coweta, providing for repealer, severability, and declaring an emergency.

Aye: Harold Chance
Randy Woodward
Evette Young
Naomi Hogue
Logan Brown

6. Declaration of an Emergency Ordinance 843

Discussion was held regarding possible action declaring an emergency for Ordinance No.

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
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843, making it effective immediately upon passage and approval. Motion by Harold Chance, second by Randy Woodward to declare an emergency related to Ordinance 843.

Aye: Harold Chance
Randy Woodward
Evette Young
Naomi Hogue
Logan Brown

7. Resolution 2021-01

Julie Casteen presented information on the election of Coweta City Council officers to be held on April 6, 2021.

Motion by Harold Chance, second by Randy Woodward to adopt Resolution 2021-01, a Resolution of the City of Coweta, Oklahoma establishing a date for the election of officers, establishing a filing period, establishing a term of office, and establishing qualifications.

Aye: Harold Chance
Randy Woodward
Evette Young
Naomi Hogue
Logan Brown

VII. NEW BUSINESS

Motion by Mayor Young, second by Harold Chance to recess the City Council meeting at 6:39.

Aye: Evette Young
Harold Chance
Naomi Hogue
Logan Brown
Randy Woodward

Return from recess at 6:43 p.m.

VIII. EXECUTIVE SESSION

1. Discussion

Motion by Logan Brown, second by Harold Chance to enter into Executive Session at 6:43 p.m. for the purposes of confidential communications between the City Council and its attorney concerning a pending investigation, claim or action. The City Council, upon the

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
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advice of its attorney, has determined that disclosure will seriously impair the ability of the City of Coweta as well as certain officials and officers thereof to process the claim or conduct a pending investigation, litigation, or claim files by Hall, Estil, Attorneys at Law, on behalf of Gnomon's Creek, pertaining to the denial of special use permit application CZ-20-12 SUP, a requested specific use permit (SUP), for a medical marijuana business/growing use on property located east of the northeast corner of State Highway 51 and East 121st Street South, in Section 36, Township 18 North, Rang 15 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma. Physical address: 27541 East 121st Street North.

Aye:

Logan Brown
Harold Chance
Naomi Hogue
Randy Woodward
Evette Young

Mayor Young announced we were back in open meeting at 7:58 p.m.

2. Possible Action

Motion by Evette Young, second by Randy Woodward to approve application CZ-20-12 SUP subject to:

- 1) The use shall not create any corrosive, toxic or noisome fumes, gas, smoke, or odor, or obnoxious dust or vapor, or offensive noise or vibration pursuant to Section 1300: Light Industrial of the Coweta Zoning Code.
- 2) The applicant shall erect and maintain screening in accordance with Section 1310: Use Conditions of the Coweta Zoning Code, as well as the provisions of the approved PUD.
- 3) The applicant shall provide a 404 Environmental Permit from the Corps of Engineers pertaining to the screening fence and existing floodway on the subject property.
- 4) The applicant shall provide a Letter of Map Revision from FEMA pertaining to the screening fence and the existing floodway on the subject property.

Aye: Evette Young
Randy Woodward
Harold Chance
Naomi Hogue
Logan Brown

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
JANUARY 4, 2021 6:00 P.M.**

**MINUTES OF THE COWETA CITY COUNCIL REGULAR MEETING
JANUARY 4, 2021 6:00 P.M.**

IX. ADJOURNMENT

Mayor Young adjourned the meeting at 8:00 p.m.

Evette Young, Mayor

Julie Casteen, City Clerk



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Memorandum

To: Honorable Mayor and City Council

From: Michael Bell, Chief of Police

Re: Surplus 2002 Chevrolet Animal Control Pick-up

Date: February 1, 2021

BACKGROUND

The Coweta Police Department is requesting permission to surplus the 2002 Chevy Animal Control vehicle. This vehicle was purchased on January 27th, 2009 at a cost of \$9700 with an unknown amount of miles. This vehicle was first purchased for the Emergency Management department and then transferred to the Animal Control section in June 2018.

STAFF RECOMMENDATION

Staff recommends the surplus of this vehicle due to the high maintenance cost and age. This vehicle has been replaced by a new 2020 Ford F-250 pick-up. This vehicle should be placed on the cities auction page and under a bidding process.

Attachments:

Surplus form

**CITY OF COWETA/COWETA PUBLIC WORKS AUTHORITY
SURPLUS PROPERTY DECLARATION AUTHORIZATION**

This form is required to dispose of any City/Authority surplus property. Department Head completes this form and submits it to the City Manager.

Department: Police Department Contact: Chief Bell Date: Jan 15, 2021

Items Requested to be Surplused: 2002 Chevy Pick Up

ID/Asset Tag Number: 02-7962{t}

PROPERTY DESCRIPTION	CONDITION	DATE PURCHASED	Approximate Current Value
2002 Chevy Pick-up VIN 2GCEK19TX21237962	☐ Excellent ☐ Good ☒ Fair ☐ Poor	01/27/2009 PURCHASE PRICE \$9,400	\$2500

Reason for being surplused:
Vehicle has been replaced by a newer more cost effective vehicle.

Has it been offered for transfer to another Department within the City: Yes ☐ No ☒

Has it been offered for transfer to another agency within the State: Yes ☐ No ☒ If so, to whom:

Name of agency:

Sold for scrap metal: Yes ☐ No ☒ If yes, to whom:

Amount received:

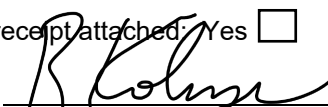
-----FINANCE USE ONLY-----

Date placed on surplus website: _____ Did item sell: Yes ☐ No ☐

Date Sold: _____ Amount received: \$ _____

Name, Address, and Telephone Number of Buyer: _____

Item ready to be released to buyer with a copy of receipt attached: Yes ☐ No ☐ Date: _____

City Manager approval of the request for surplus:  Date: 1/20/2021

Date surplus approved by City Council/Trustees: _____

Date, Amount, and receipt of funds from Public Surplus:

Date Insurance Cancelled: _____

Date Removed from Fixed Assets: _____



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Memorandum

To: Honorable Mayor and City Council

From: Chief M. Bell, Chief of Police

Re: Amendment to Motorola Call Works Payment Schedule

Date: January 7, 2021

BACKGROUND

The City of Coweta entered into an agreement with Motorola during the month of August 2018 for the purchase and installation of a new Call works telephone system. This system was supposed to be installed and operational during the 2018 calendar year, and upon acceptance of this system payments were to be made to Motorola beginning in August 2018.

The system was never installed and in fact it was placed on hold due to logistic issues at the Wagoner County E-911 center. Since the equipment and system was never installed or accepted by the Coweta E-911 center payments could not be made to Motorola.

Currently the logistic issue at the Wagoner County E-911 center have been corrected and all parties are prepared to begin acceptance and installation of equipment.

Therefore, the City of Coweta has requested an addendum to the current lease agreement with Motorola changing the pay schedule.

BENEFITS

This payment amendment will allow the City to begin this project and accept this new system.

COSTS

See attached Addendum #1 for payment information.

STAFF RECOMMENDATION

Staff recommends approval of the attached amendment with Motorola Solutions, Inc.

ATTACHMENTS

Addendum #1 Motorola Equipment Lease-Purchase Agreement

**Addendum #1 to Equipment Lease-Purchase Agreement Lease Number 24396
Between Motorola Solutions, Inc. (Lessor) and
City of Coweta (Lessee)**

The Lessee and Lessor agree that the below Lease Payments (A) shall replace the current Lease Payments (B) in Schedule B of Equipment Lease-Purchase Agreement Number 24396.

Lease Payments (A):

Compound Period:			Annual			
Nominal Annual Rate:			0.000%			
CASH FLOW DATA						
	Event	Date	Amount	Number	Period	End Date
1	Loan	7/27/2018	143,219.27	1		
2	Payment	4/1/2021	23,603.99	1		
3	Rate Change	4/1/2021	Rate: 6.319 %	Compounding:	Annual	
4	Payment	8/1/2021	23,603.99	6	Annual	8/1/2026
AMORTIZATION SCHEDULE - Normal Amortization, 360 Day Year						
	Date	Payment	Interest	Principal	Balance	
Loan	7/27/2018				143,219.27	
1	4/1/2021	23,603.99	0.00	23,603.99	119,615.28	
	4/1/2021	Rate: 6.32%		Compounding:	Annual	
2	8/1/2021	23,603.99	2,561.34	21,042.65	98,572.63	
3	8/1/2022	23,603.99	6,228.44	17,375.55	81,197.08	
4	8/1/2023	23,603.99	5,130.54	18,473.45	62,723.63	
5	8/1/2024	23,603.99	3,963.27	19,640.72	43,082.91	
6	8/1/2025	23,603.99	2,722.25	20,881.74	22,201.17	
7	8/1/2026	23,603.99	1,402.82	22,201.17	0.00	
2026 Totals		23,603.99	1,402.82	22,201.17		
Grand Totals		165,227.93	22,008.66	143,219.27		

Lease Payments (B):

City of Coweta Schedule B (Lease #24396)

Compound Period: Annual

Nominal Annual Rate: 0.000%

CASH FLOW DATA

	Event	Date	Amount	Number	Period	End Date
1	Loan	7/27/2018	\$143,219.27	1		
2	Payment	8/1/2019	\$ 23,603.99	1		
3	Rate Change	8/1/2019	Rate: 5.050 %	Compounding:	Annual	
4	Payment	8/1/2020	\$ 23,603.99	6	Annual	8/1/2025

Payments should continue to be made to Assignor as before using the remit information outlined on page 2.

REMIT INSTRUCTIONS:

Bank Wire Instructions:

Harris Trust and Savings Bank
111 W. Monroe St. Chicago, IL 60683
Routing/aba # 071-000-288
Account # 350-955-1
Account Name: Motorola Solutions Credit Co. LLC
Bank Phone# 312-461-3273

Overnight Mail Instructions:

Check Payable to Motorola Solutions Credit Co. LLC
Xerox c/o BMO Harris
Lockbox 71132
141 W. Jackson Blvd/Suite 1000
Chicago, IL 60604

Regular Mail Instructions:

Motorola Solutions Credit Co. LLC
P.O. Box 71132
Chicago, IL 60694-1132

Lessee and Lessor have caused this Addendum to be executed in their names by their duly authorized representatives listed below.

Lessee: City of Coweta

By: _____
Name: _____
Title: _____
Date: _____

Lessor: Motorola Solutions, Inc.

By: _____
Name: _____
Title: _____
Date: _____



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Mémorandum

To: Honorable Mayor and Members of the City Council
From: Roger Kolman, City Manager
Re: Resolution 2021-02
Date: 02/01/2021

BACKGROUND

In 2003 and 2005 the City of Coweta accepted the public infrastructure within the Country Crossing subdivision, excepting the Retention Reserve which stores the stormwater generated within that subdivision. At that time, the City of Coweta was moving toward the requirement that all residential and commercial subdivisions form property owners' associations to ensure that common area improvements, including stormwater facilities, are maintained into perpetuity. As a result, the city took the stance that the Retention Reserve was a private improvement that should be maintained by the owners of the property, presumably a homeowner's association, and refused to accept the retention facility as public infrastructure. However, the approved and filed plat for the subdivision did not include the necessary covenants and restrictions to properly notice and encumber future property owners with an HOA. The formation of an HOA after the plat had been filed would require the approval of all property owners in the effected area as an HOA encumbers the real property of the owners.

The retention basin has been cleared of obstructions to ensure that stormwater flows in and out of the system properly. The property currently has designated parking and a walking trail that make it attractive as a public park. Additional improvements could include a basketball court or other playground type equipment that would attract users from Country Crossing and surrounding areas.

STAFF RECOMMENDATION

Staff recommends the approval of Resolution 2021-02 accepting certain improvements in the Country Crossing subdivision as public infrastructure.

ATTACHMENTS

Resolution 2021-02
Plat for Country Crossing

RESOLUTION NO. 2021-02

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ACCEPTING AS DEDICATED PUBLIC IMPROVEMENTS CERTAIN STORMWATER IMPROVEMENTS, OWNED BY H.E. REYNOLDS AND BEVERLY A. REYNOLDS, SERVING THE COWETA CROSSING SUBDIVISION, LOCATED WITHIN SECTION 7, TOWNSHIP 17N, RANGE 16E OF THE INDIAN BASE AND MERIDIAN, CITY OF COWETA, WAGONER COUNTY, STATE OF OKLAHOMA.

WHEREAS, certain improvements required by the City of Coweta's Subdivision Regulations have been constructed to manage the stormwater generated within the Coweta Crossing subdivision; and

WHEREAS, the improvements were constructed to the standards required by the City of Coweta's Subdivision Regulations and were reviewed and approved by the City of Coweta's City Engineer; and

WHEREAS, such improvements are depicted on the final plat for the Coweta Crossing subdivision (Exhibit A) as Retention Reserve; and

WHEREAS, the City of Coweta Subdivision Regulations require that all public improvements be formally accepted by the Coweta City Council by resolution or ordinance

THEREFORE, BE IT RESOLVED by the City Council of the City of Coweta, Oklahoma that:

SECTION 1 The onsite stormwater management infrastructure and appurtenances, depicted on the final plat for the Coweta Crossing subdivision (Exhibit A) as Retention Reserve, are accepted by the City of Coweta as public infrastructure.

This Resolution is approved in open meeting by the City Council of the City of Coweta on this 1st day of February 2021.

Evette Young, Mayor

ATTEST:

APPROVED:

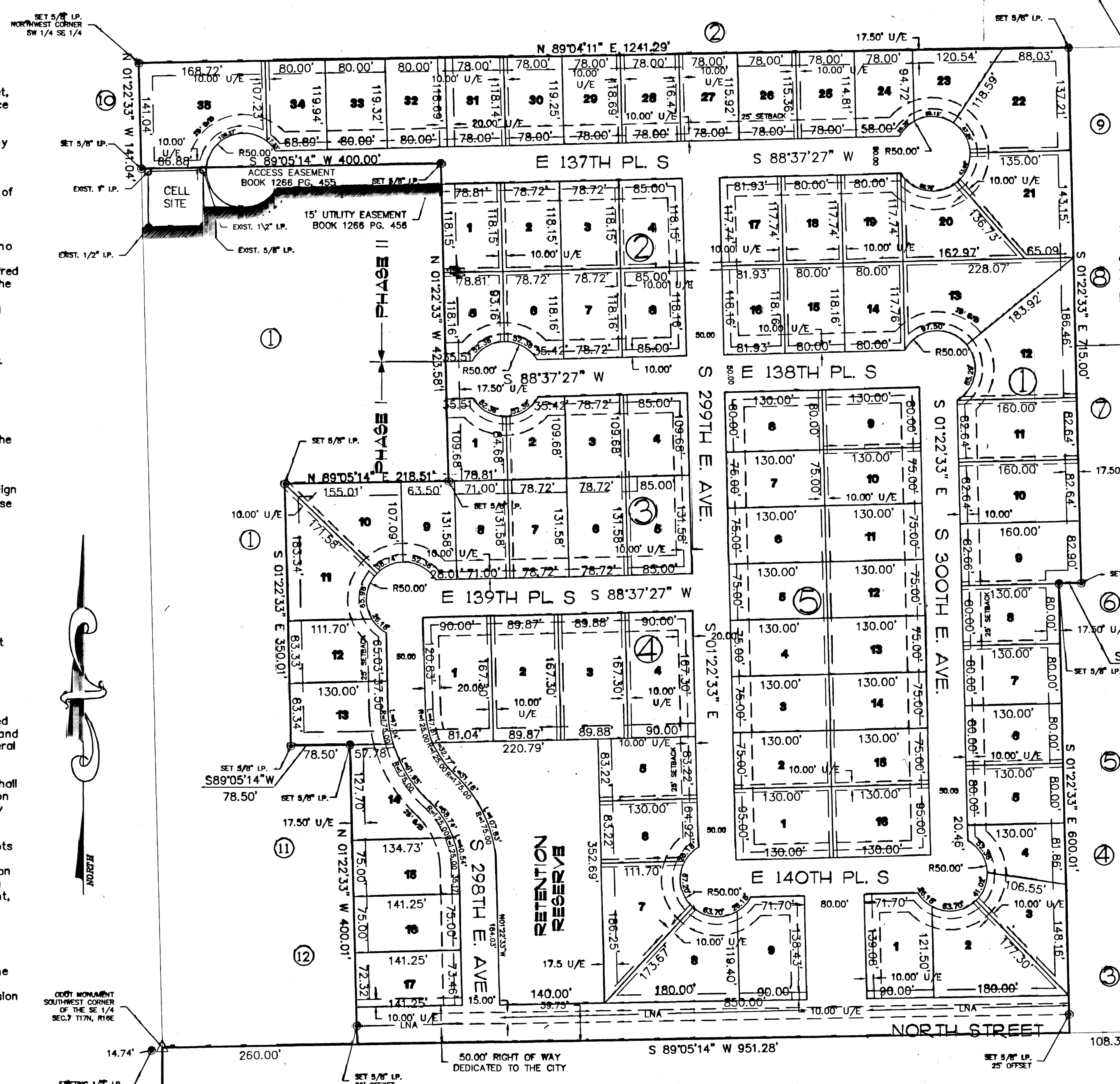
Julie Casteen, City Clerk

Ronald D. Cates, City Attorney

FINAL PLAT OF COUNTRY CROSSING

A tract of land in the SW 1/4 of the SE 1/4
of Section 7, T17N, R16E, LB+ M. Wagoner
County, State of Oklahoma.

H.E. Reynolds
Owner/subdivider
15516 S. 289TH E. AVE.
Coweta, Oklahoma, 74429



- ① KEVIN DENTON P.O. BOX 1035 COWETA OK 74429
- ② WILLIAM J ZONORA MORGAN 99 CEDAR RIDGE RD. BROKEN ARROW OK 74011
- ③ ROBERT WINFIELD 801 E. NORTH ST. COWETA OK 74429
- ④ NEIL & WANDA HIGGINS 910 N. AVE. J COWETA OK 74429
- ⑤ LAWANDA DAVIS 912 N. AVE. J COWETA OK 74429
- ⑥ R A WILLS 914 N. AVE. J COWETA OK 74429
- ⑦ DAVID ELIZANDO BOX 69 COWETA OK 74429
- ⑧ RONALD BAILEY 909 ELM ST. COWETA OK 74429
- ⑨ EDWARD ICE PO BOX 485 COWETA OK 74429
- ⑩ NADIM DOBBINS RT 6 BOX 19 BROKEN ARROW OK 74012
- ⑪ KEVIN J MICHELLE DENTON P.O. BOX 1035 COWETA OK 74429
- ⑫ JOHN WOODS 505 EAST NORTH STREET COWETA OK 74429

GRAPHIC SCALE

(IN FEET)

1 inch = 100 ft.

ALL LOTS TO HAVE CORNER MONUMENTS SET AFTER CONSTRUCTION OF STREETS AND UTILITIES.

OWNER'S CERTIFICATE AND DEDICATION

STATE OF OKLAHOMA)
COUNTY OF WAGONER)

KNOW ALL MEN BY THESE PRESENTS, that we, H.E. and Beverly A. Reynolds, husband and wife, hereby certify that we are the Owners of the land and the persons having any right, title or interests in the following described tract of land, to-wit:

A tract of land located in the SW 1/4 of the SE 1/4 of Section 7, Township 17 North, Range 16 East, LB&M, Wagoner County, State of Oklahoma, more particularly described by metes and bounds as follows: Beginning at the Northwest corner of said SW 1/4, of the SE 1/4; thence N89°04'11"E a distance of 1241.25 feet to a point that is 78.09 feet West of the Northeast corner of said SW 1/4, SE 1/4; thence S01°22'33"E a distance of 715.00 feet; thence S89°05'14"W a distance of 30.00 feet; thence S01°22'33"E a distance of 800.00 feet to a point on the South line of Section 7 that is 108.38 feet West of the Southeast corner of said SW 1/4, SE 1/4; thence S89°05'14"W along the South line thereof a distance of 951.25 feet to a point that is 260.00 East of the Southwest corner of said SW 1/4, SE 1/4; thence N01°22'33"W a distance of 400.00 feet; thence S89°05'14"W a distance of 78.50 feet; thence N01°22'33"W a distance of 350.00 feet; thence N89°05'14"E a distance of 218.50 feet; thence N01°22'33"W a distance of 423.57 feet; thence S89°05'14"W a distance of 400.00 feet to a point on the West line of said SW 1/4, SE 1/4; thence N01°22'33"W along the West line thereof a distance of 141.00 feet to the Point of Beginning. Containing 29.32 acres, more or less.

We further certify that we have caused said tract of land to be platted into lots and blocks and have caused this plat to be made of said tract showing accurate dimension of lots, streets, and reserve. We hereby designate said tract of land as Country Crossing and dedicate to public use all streets, utility easements, and retention pond reserve as shown hereon.

H.E. Reynolds

Beverly A. Reynolds

STATE OF OKLAHOMA
COUNTY OF WAGONER

Before me, the undersigned, a notary public in and for the County of Wagoner, State of Oklahoma, personally appeared Mr. and Mrs. H.E. Reynolds, to me known to be the identical persons who executed the foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed for the purpose set forth.

WITNESS my hand and seal this day of June, 2003.

Notary Public

My Commission expires: 9-2-2

CERTIFICATE OF SURVEY

KNOW ALL MEN BY THESE PRESENTS, that I, Roy Entz, a resident of Muskogee County, State of Oklahoma, do hereby certify that I have carefully and accurately surveyed and plotted into lot and block the above described property and that this plat is a true and correct representation thereof, I further certify that this plat meets the minimum standards for the practice of land surveying.

WITNESS my hand and seal this day of April, 2003.

Notary Public

Roy Entz, Land Surveyor 319
C.A. #535 expires 6/30/2003STATE OF OKLAHOMA
COUNTY OF MUSKOGEE

Before me, the undersigned, a notary public in and for the County of Muskogee, State of Oklahoma, personally appeared Roy Entz to me known to be the identical person who executed the foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the purpose therein set forth.

WITNESS my hand and seal this day of April, 2003.

Notary Public

My Commission expires: 4-14-06

TREASURER'S CERTIFICATE

I hereby certify that as to all real estate involved in the plat, all taxes have been paid for 2002 as reflected by the current tax roll and that there are no taxes due for prior years, and security has been provided for 2003 taxes not as yet certified to me.

County Treasurer

CERTIFICATE OF COUNTY CLERK

This plat has been filed in the office of the County Clerk, Wagoner County, Oklahoma, this 24th day of April, 2003.
Book 247, Page 418

County Clerk

APPROVED: City of Coweta

Date: 4/7/2003

Planning Commission: Dan

Mayor: Roy Entz

City Clerk: Joyce Perry

THIS SURVEY MEETS MINIMUM TECHNICAL STANDARDS.
BEARINGS ARE BASED ON NAD83(93) STATE PLANE
COORDINATE SYSTEM, NORTH ZONE.

PREPARED BY:

Entz Engineering and Associates, Inc.
CA #535 (expires 6/30/2003)

600 Emporia St., Ste "C"
Muskogee, Oklahoma 74401
(918) 682-8832



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Memorandum

To: Honorable Mayor and Members of the City Council
From: Ronald D. Cates, City Attorney
Re: M.E.T. Trust Indenture
Date: 02/01/2021

BACKGROUND

The Metropolitan Environmental Trust (MET) is an Oklahoma Public Trust which was formed in 1988 by cities, counties and towns in the Tulsa Metropolitan Area. The mission of the MET is to develop, deliver and support environmental programs and services, and to educate citizens on sound environmental practices. It is the leading organization that empowers member communities to collaborate and to promote environmental responsibility. The MET provides environmental programs and services that promote regulatory compliance, reduce the solid waste stream, and teach sound environmental practices to the public.

The City of Coweta is one of the member cities that holds a beneficial interest in public trust. It is presently represented on the MET Board of Trustees by Tom Young.

On January 14, 2021, the Trustees of the Metropolitan Environmental Trust (MET) approved an Amended Trust Indenture. The amendments provided for the addition of the City of Wagoner as a beneficiary, as well as refined several sections of the Indenture. The original and amended indenture are lengthy and therefor are omitted as attachments to this Memorandum. However, a copy of the original Indenture as well as the proposed Amended Indenture will be provided upon request.

Attached is a proposed Resolution as well as a Beneficiary Acceptance presented for the City Council's consideration. Approval of such would operate to evidence the City of Coweta's approval and authorization of the Amended Indenture.

STAFF RECOMMENDATION

Staff recommends approval of Resolution 2021-03.

ATTACHMENTS

Resolution 2021-03

RESOLUTION NO. 2021-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA, A MUNICIPAL CORPORATION, APPROVING AND AUTHORIZING AN AMENDED TRUST INDENTURE OF THE METROPOLITAN ENVIRONMENTAL TRUST, WHICH PROVIDES FOR CLARIFICATION OF THE LANGUAGE OF THE TRUST INDENTURE, AND WHICH FURTHER PROVIDES FOR THE ADDITION OF THE CITY OF WAGONER, OKLAHOMA, AS A BENEFICIARY; AND FINDING THAT SUCH ACTIONS ARE IN THE BEST INTEREST OF THE BENEFICIARIES, AND THE COMMUNITIES THAT THEY SERVE

WHEREAS, the Metropolitan Environmental Trust was created as a public trust pursuant to the provisions of Title 60, Oklahoma Statutes 2001, Sections 176 to 180.4, inclusive, as amended and supplemented, and other applicable statutes and laws of the State of Oklahoma; and

WHEREAS, the Metropolitan Environmental Trust was created by a Trust Indenture dated August 5, 1988, and the beneficial interests of the Trust and the Indenture thereof was accepted by the governing bodies of the respective beneficiaries; and

WHEREAS, the Metropolitan Environmental Trust was formed for the purpose of partnering member communities to develop, deliver and support environmental programs and services, and to educate citizens on sound environmental practices; to empower member communities to collaborate and to promote environmental responsibility; to develop, deliver and support quality environmental programs and services that promote regulatory compliance, reduce the solid waste stream, and teach sound environmental practices to the public; and

WHEREAS, the Trustees of the Metropolitan Environmental Trust desire to amend the Trust Indenture to clarify the language of the Trust Indenture; and

WHEREAS, the Trustees of the Metropolitan Environmental Trust desire to amend the Trust Indenture to provide for addition of the City of Wagoner, Oklahoma as a beneficiary; and

WHEREAS, the City Council of the City of Coweta, Oklahoma, is supportive of the amendments to the Trust Indenture, and desires to approve the Amended Trust Indenture.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA, AS FOLLOWS:

1. That the Amended Trust Indenture of the Metropolitan Environmental Trust is hereby approved and authorized and shall be executed substantially in the same form thereof submitted at the meeting at which this Resolution was approved and as finally approved and executed by the Trustees. The Amended Trust Indenture in the form to be so approved is hereby authorized for execution and delivery, subject to such minor changes, insertions, and omissions and such filling of blanks therein as may be approved and made in the form thereof by the Trustees of the Trust executing the same pursuant to this Section.

2. That the City Council of the City of Coweta, Oklahoma, hereby ratifies the acceptance of the beneficial interest created by the Trust Indenture of the Metropolitan Environmental Trust, dated August 5, 1988, in all respects and in accordance with the terms of said instruments, for and on behalf of the Beneficiary, the City of Coweta, Oklahoma.

3. That said actions are in the best interests of the beneficiaries of the Metropolitan Environmental Trust, and the health, safety, and welfare of the City of Coweta, Oklahoma.

4. That the Mayor is Authorized to execute the Acceptance, attached hereto and incorporated herein as Exhibit "A," which memorializes the Council's express consent and agreement to the Amended Trust Indenture, and ratifies the acceptance of the beneficial interest created by the Trust Indenture of the Metropolitan Environmental Trust, dated August 5, 1988, in all respects and in accordance with the terms of said instruments, for and on behalf of the Beneficiary, the City of Coweta, Oklahoma.

Approved and adopted by the City Council of the City of Coweta, Oklahoma, at a regular meeting thereof, advance public notice of which was duly given and at which 2/3 of the City Council was present and voting, and signed by the Mayor this _____ day of _____, 2021.

[Signature pages to follow]

Mayor Evette Young

ATTEST:

Julie Casteen, City Clerk

Approved as to form and legality:

Ronald D. Cates, City Attorney

ACCEPTANCE

KNOW ALL MEN BY THESE PRESENTS:

That the City Council of the City of Coweta, Oklahoma, hereby expressly consents and agrees to the foregoing Amended Trust Indenture of the Metropolitan Environmental Trust, and hereby ratifies the acceptance of the beneficial interest created by the Trust Indenture of the Metropolitan Environmental Trust, dated August 5, 1988, in all respects and in accordance with the terms of said instruments, for and on behalf of the Beneficiary, the City of Coweta, Oklahoma.

WITNESSETH my hand as Mayor of the City of Coweta, Oklahoma, attested by the City Clerk of the City of Coweta, Oklahoma, pursuant to direction of said City Council on this _____ day of _____, 2021.

Mayor Evette Young

ATTEST:

Julie Casteen, City Clerk



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Memorandum

To: Honorable Mayor and City Council
From: Carolyn Back, Community Development Director
Re: Max Cole Road Right-of-Way Dedication
Location: 28897 East 141st Street South
Date: 02-01-2021

BACKGROUND

Resolution 2021-05 accepts an additional 50 feet of dedicated right-of-way on the south side of property located at 28897 E 141st Street S. This additional right of way aligns with dedicated right of way along 141st Street further to the west and will facilitate the widening of that roadway if necessary.

The road right-of-way deed and legal exhibits have been received and reviewed by the Community Development Department and the City Attorney. The road right-of-way is in compliance with the Coweta Design Criteria and Technical Specifications as per the Coweta Subdivision Regulations.

The Subdivision Regulations require that all improvements be formally accepted by the Coweta City Council by resolution or ordinance.

STAFF COMMENTS

Staff recommends acceptance of Resolution 2021-05 accepting the 50-ft road right-of-way into the City of Coweta public property.

ATTACHMENTS

- | | |
|---------------------------------------|----------------------|
| 1. Road 50-ft Right-of-Way Dedication | 2 Resolution 2021-05 |
|---------------------------------------|----------------------|

RESOLUTION NO. 2021-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ACCEPTING AS DEDICATED RIGHT OF WAY CERTAIN IMPROVED PROPERTY LOCATED WITHIN SECTION 7, TOWNSHIP 17 NORTH, RANGE 16 EAST OF THE INDIAN BASE AND MERIDIAN, CITY OF COWETA, WAGONER COUNTY, STATE OF OKLAHOMA.

WHEREAS, additional road right-of-way along 141st Street is necessary to facilitate any future widening of that roadway; and

WHEREAS, the owner of the property located at 28897 E 141st Street S., Coweta, Oklahoma, is dedicating a 50-foot right-of-way easement across the southern boundary of that property; and

WHEREAS, the dedicated right-of-way is further described in Exhibit A hereto; and

WHEREAS, the City Engineer has reviewed and approved the right-of-way dedication; and

WHEREAS, the Subdivision Regulations require that all improvements be formally accepted by the Coweta City Council by resolution or ordinance.

THEREFORE, BE IT RESOLVED by the City Council of the City of Coweta, that the road right-of-way dedication, as further described in Exhibit A hereto, is accepted by the City of Coweta, Oklahoma.

This Resolution is approved in open meeting by the City Council of the City of Coweta on this 1st day of February 2021.

Evette Young, Mayor

ATTEST:

Julie Casteen, City Clerk

APPROVED:

Ronald D. Cates, City Attorney

EXHIBIT A

OFF NAME

ROAD RIGHT OF WAY DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That Max A. Cole and Donna J. Cole Trustees of the Max and Donna J Cole Revocable Trust Husband and Wife, for and in consideration of One Dollar (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, does hereby grant, bargain, sell, convey and dedicate unto the CITY OF COWETA, OKLAHOMA, a municipal corporation, hereinafter referred to as "City of Coweta", its successors and assigns, a permanent road right-of-way over the following described property located in the City of Coweta, Wagoner County, Oklahoma, to-wit:

A 50-foot wide strip of land located in City of Coweta, Wagoner County, State of Oklahoma according to the Survey more particularly described as follows:

A Strip of land situated SW/4 of Section 7, Township 17 North, Range 16 East of the Indian Base and Meridian, Wagoner County, State of Oklahoma: Said Strip of land Being More Particularly described by Metes and Bounds as follows: Commencing at the SW corner of Section 7, Thence N88°54'37"E along the South line of Section 7 a distance of 210.00 feet to the Point of Beginning; Thence N1°21'43"W a distance of 50.00 feet; Thence N88°54'37"E a distance of 230.23 feet; Thence S1°45'10"E a distance of 50.00 feet to a point on the South line thereof; Thence S88°54'37"W along the South line a distance of 230.00 feet to the Point of Beginning. 50' Right-of-Way Easement:

for the purposes of permitting the City of Coweta, County of Wagoner, Oklahoma, and the public utility companies, their successors or assigns, to construct and maintain any future roadway, thereon, through, over, under and across said property and strip of land, together with all necessary and convenient appurtenances thereto, including but not limited to, electric service, telephone service, water lines, gas lines, and cable television; and to use and maintain the same, and of affording the County and public utility companies, their officers, agents, employees, designs, and/or all persons under contract with it, the right to enter upon said premises and strip of land for the purpose of surveying, excavating for, constructing, operating, repairing and maintaining of such construction.

The City of Coweta is hereby given and granted possession of the above described premises for the purpose aforesaid, and the undersigned, for himself/herself, and his/her heirs, administrators, successors, and assigns, covenants and agrees that no building, structure, or above or below ground obstruction that will interfere with the purpose aforesaid, will be placed, erected, installed, or permitted upon the above described premises; and further covenants and agrees that in the event the terms of this paragraph are violated by the undersigned, or any person in privity with him/her, such violation will be corrected and eliminated immediately upon receipt of notice from the above mentioned utility, or the City of Coweta shall have the right to correct and eliminate such violation, and undersigned, his/her heirs, administrators, successors, and assigns, shall promptly pay the actual cost thereof.

TO HAVE AND TO HOLD such described right-of-way unto the public forever.

Dated this 26th day of January, 2020


Max A. Cole


Donna J. Cole

ACKNOWLEDGMENT

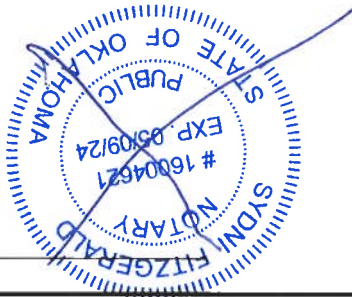
STATE OF } OKLAHOMA
COUNTY OF } WAGONER

Before me, the undersigned, a Notary Public in and for said County and State, on this _____ day of _____, 2021, personally appeared

Max A. cole and Donn J. cole

known to me to be the identical person(s) who executed the foregoing instrument and acknowledged to me that they executed the same as theirs free and voluntary act and deed for the purposes therein set forth.

GIVEN under my hand and seal the day and year last above written.



Sydney Fitzgerald
NOTARY PUBLIC

My Commission Expires: _____

ACKNOWLEDGMENT

APPROVED this _____ day of _____, 20____.

CITY OF COWETA, OKLAHOMA
a Municipal Corporation

By _____
Evette Young, Mayor
City of Coweta

ATTEST:

Julie Casteen, City Clerk

Ronald D. Cates, City Attorney



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Memorandum

To: Honorable Mayor and City Council
From: Carolyn Back, Community Development Director
Re: Permanent Drainage Easement, .25 Acre, more or less,
Date: February 1, 2021

BACKGROUND

Resolution 2021-06 accepts a permanent drainage easement provided by the owner of property at 13533 S Highway 51 in Coweta to help ensure the orderly development in the future. This easement will help to provide for the control of stormwater generated from future development that may occur in the area.

The permanent drainage easement and exhibits have been received and reviewed by the Community Development Department and the City Engineer. The drainage easement is in compliance with the Coweta Design Criteria and Technical Specifications as per the Coweta Subdivision Regulations.

STAFF RECOMMENDATION

Staff recommends acceptance of Resolution 2021-06 accepting a permanent drainage easement.

ATTACHMENTS

Resolution 2021-06
Permanent Drainage Easement with Exhibits

RESOLUTION NO. 2021-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA ACCEPTING A PERMANENT DRAINAGE EASEMENT ACROSS PROPERTY LOCATED WITHIN SECTION 12, TOWNSHIP 17 NORTH, RANGE 15 EAST OF THE INDIAN BASE AND MERIDIAN, CITY OF COWETA, WAGONER COUNTY, STATE OF OKLAHOMA.

WHEREAS, a permanent drainage easement is necessary for the orderly future development of property located at 13533 South State Highway 51 in Coweta, Oklahoma; and

WHEREAS, the owner of that property, AutoZone Development, LLC, a Nevada limited liability company, has provided said permanent drainage easement, as further described in Exhibit A hereto; and

WHEREAS, the City Engineer has reviewed and approved said permanent drainage easement.

THEREFORE, BE IT RESOLVED by the City Council of the City of Coweta that:

Section 1, the City of Coweta, Oklahoma hereby accepts the permanent drainage easement provided by AutoZone Development, LLC, a Nevada limited liability company, as further described in Exhibit A hereto.

Section 2, the City Manager is directed to execute all necessary documents related to said drainage easement.

This Resolution is approved in open meeting by the City Council of the City of Coweta on this 1st day of February 2021

Evette Young, Mayor

ATTEST:

Julie Casteen, City Clerk

APPROVED:

Ronald D. Cates, City Attorney

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS that the undersigned AutoZone Development, LLC, a Nevada limited liability company, hereinafter called grantor, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, do(es) hereby grant and convey unto the City of Coweta, Oklahoma, a public entity, a permanent easement over the following described property situated in Wagoner County, Oklahoma, to wit:

See Exhibit 'A'

for the exclusive purpose of construction, maintaining, and operating a drainage system and other structures and appurtenances thereto, over, through and upon the same.

With right of ingress and egress to and from said land and premises for the sole purpose of construction, maintaining, and operating said drainage system, structures, and appurtenances thereto, over, through, and upon the same.

Should the grantee abandon the permanent easement and right-of-way for the purposes above stated, then the said easement shall revert to the grantor, its successors and/or assigns,

IN WITNESS WHEREOF, this easement is granted and executed this 17th day of December, 2020.

GRANTOR:

AutoZone Development, LLC,
a Nevada limited liability company

By: AutoZone Investment Corporation,
a Nevada corporation
Its: Sole member

DocuSigned by:

By: Timothy J. Goddard
10CD02393396439...

DATE: 12/17/2020 | 12:42:11 PM CST

Name: Timothy J. Goddard

Its: Vice President, Store Development

DocuSigned by:

By: Maria Leggett
EC9FD6C238CE409...

DATE: 12/17/2020 | 12:56:25 PM CST

Name: Maria Leggett

Its: Vice President, Assistant General Counsel
and
Assistant Secretary

Approved for Execution

DS W D DS TP

STATE OF TENNESSEE

COUNTY OF SHELBY

Before me, the undersigned Notary Public within and for said county and state, on this

17th day of December, 2020 personally appeared Timothy J. Goddard and Maria Leggett to me known to be the identical persons/who executed the within and foregoing instrument, and acknowledged to me that they executed the same as Vice President free and voluntary act and deed for the uses and purposes therein set forth * Vice President, Assistant General Counsel and Assistant Secretary respectively
Witness my hand and seal the day and year last and above set forth.

My commission expires:

My Commission Expires
January 18, 2022

ACCEPTED by the City of Coweta, Oklahoma

this _____ day of _____, 20____.

Roger Kolman, City Manager

Jeff McClanahan
Notary Public

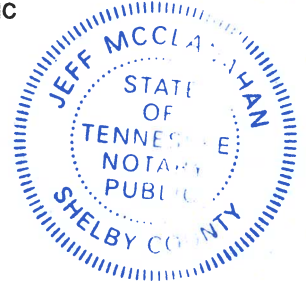
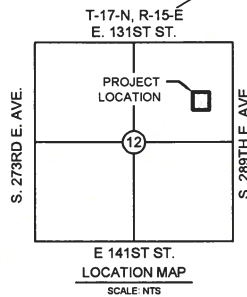
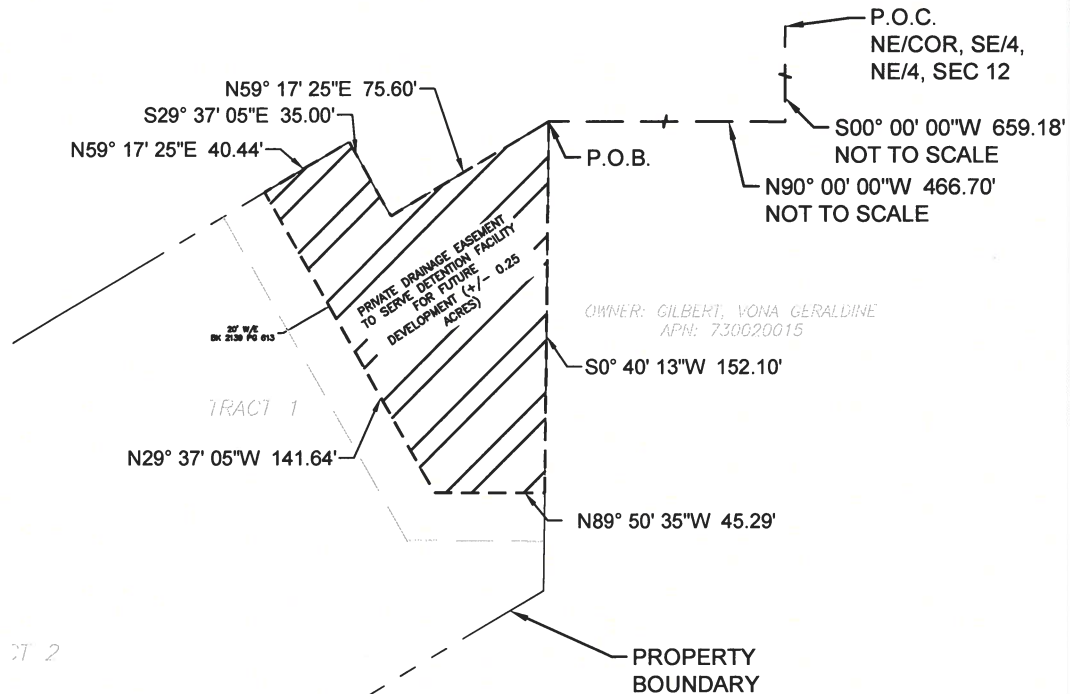


EXHIBIT 'A'**PRIVATE DRAINAGE EASEMENT**

A PART OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER(SE $\frac{1}{4}$) OF THE
NORTHEAST QUARTER(NE $\frac{1}{4}$) OF SECTION TWELVE (12)
TOWNSHIP SEVENTEEN (17) NORTH, RANGE FIFTEEN (15) EAST, I.M., WAGONER COUNTY, OKLAHOMA

**LEGEND**

P.O.B. POINT OF BEGINNING
P.O.C. POINT OF COMMENCEMENT

LEGAL DESCRIPTION

A PART OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION TWELVE (12), TOWNSHIP SEVENTEEN (17) NORTH, RANGE FIFTEEN (15) EAST OF THE INDIAN BASE AND MERIDIAN, WAGONER COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION TWELVE (12);

THENCE SOUTH 00°00'00" WEST A DISTANCE OF 659.18 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 466.70 FEET TO POINT OF BEGINNING

THENCE SOUTH 00°40'13" WEST A DISTANCE OF 152.10 FEET ALONG THE EAST LINE OF THE PROPERTY BOUNDARY;

THENCE NORTH 89°50'35" WEST A DISTANCE OF 45.29 FEET;

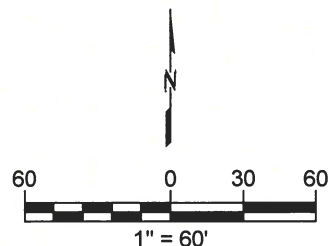
THENCE NORTH 29°37'05" WEST A DISTANCE OF 141.64 FEET TO THE NORTH LINE OF THE PROPERTY BOUNDARY;

THENCE NORTH 59°17'25" EAST A DISTANCE OF 40.44 FEET ALONG THE NORTH LINE OF THE PROPERTY BOUNDARY;

THENCE SOUTH 29°37'05" EAST A DISTANCE OF 35 FEET;

THENCE NORTH 59°17'25" EAST A DISTANCE OF 75.60 FEET ALONG THE NORTH LINE OF THE PROPERTY BOUNDARY TO THE POINT OF BEGINNING;

SAID TRACT CONTAINING 11,045 SQUARE FEET OR 0.25 ACRES, MORE OR LESS



**AUTOZONE COWETA
DRAINAGE EASEMENT**

13533 E. HWY 51
COWETA, OK 74429



WALLACE ENGINEERING
STRUCTURAL CONSULTANTS, INC.

STRUCTURAL AND CIVIL CONSULTANTS
410 NORTH WALNUT AVE, SUITE 200
OKLAHOMA CITY, OK 73104
(405) 236-5858
OKLAHOMA CA #1460
EXP 6/30/21

UTILITY EASEMENT

REV	DESCRIPTION	DATE
EXHIBIT A (1 OF 2)	PROJECT NO. 2080033	SHEET 1

EXHIBIT A

LEGAL DESCRIPTION

A PART OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE1/4) OF NORTHEAST QUARTER (NE1/4) OF SECTION TWELVE (12), TOWNSHIP SEVENTEEN (17) NORTH, RANGE FIFTEEN (15) EAST OF THE INDIAN BASE AND MERIDIAN, WAGONER COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE1/4) OF THE NORTHEAST QUARTER (NE1/4) OF SECTION TWELVE (12);

THENCE SOUTH 00°00'00" WEST A DISTANCE OF 659.18 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 466.70 FEET TO POINT OF BEGINNING

THENCE SOUTH 00°40'13" WEST A DISTANCE OF 152.10 FEET ALONG THE EAST LINE OF THE PROPERTY BOUNDARY;

THENCE NORTH 89°50'35" WEST A DISTANCE OF 45.29 FEET;

THENCE NORTH 29°37'05" WEST A DISTANCE OF 141.64 FEET TO THE NORTH LINE OF THE PROPERTY BOUNDARY;

THENCE NORTH 59°17'25" EAST A DISTANCE OF 40.44 FEET ALONG THE NORTH LINE OF THE PROPERTY BOUNDARY;

THENCE SOUTH 29°37'05" EAST A DISTANCE OF 35 FEET;

THENCE NORTH 59°17'25" EAST A DISTANCE OF 75.60 FEET ALONG THE NORTH LINE OF THE PROPERTY BOUNDARY TO THE POINT OF BEGINNING;

SAID TRACT CONTAINING 11,045 SQUARE FEET OR 0.25 ACRES, MORE OR LESS



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Memorandum

To: Honorable Mayor and City Council

From: Julie Casteen, Assistant City Manager

Re: Supplemental Appropriations for Governmental Funds

Date: February 1, 2021

BACKGROUND

The City has received various donations, grants and miscellaneous revenues that were not anticipated in the Fiscal Year 2020-2021 budget and require appropriation. In addition, other unanticipated expenditures require appropriation:

	<u>Supplemental Appropriation</u>	<u>Fund/Dept</u>
Contracted Services – Collection Agency Fees	\$15,000	General/Court
Vehicle Maintenance and Repairs	\$2,700	Collision repairs/Police
Shelter supplies	\$150	General/Animal Control
Machinery and Equipment – Call Works	\$143,220	E911/Police
PPE – Cares Act	\$13,760	Grants/Ambulance
Machinery & Equipment	19,425	Grants/Ambulance

STAFF RECOMMENDATION

Staff recommends approval of supplemental appropriations per Resolution 2021-04

Attachments:

Resolution 2021-04

**CITY OF COWETA, OKLAHOMA
RESOLUTION 2021-04**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COWETA, OKLAHOMA, ADOPTING AMENDMENTS TO THE ANNUAL APPROPRIATIONS FOR THE BUDGET OF THE CITY OF COWETA, OKLAHOMA, FOR FISCAL YEAR ENDING JUNE 30, 2021.

WHEREAS, the City of Coweta has received monies not anticipated that have not been appropriated in the budget for fiscal year 2020-2021; and

WHEREAS, the City of Coweta has need for unexpected expenditures that were not appropriated in the adopted budget for fiscal year 2020-2021; and

WHEREAS, the City of Coweta, Oklahoma is required to make supplemental appropriations for revenue sources and expenditures not appropriated in the budget.

NOW THEREFORE BE IT RESOLVED BY THE COWETA CITY COUNCIL that the following supplemental appropriations be made:

SEE ATTACHED EXHIBIT A

PASSED BY THE CITY COUNCIL FOR THE CITY OF COWETA, OKLAHOMA, and signed by the Mayor this 1st Day of February 2021.

Evette Young, Mayor

Attest:

Approved as to form:

Julie Casteen, City Clerk

Ronald D. Cates, City Attorney

**RESOLUTION 2021-04
EXHIBIT A**

FUND	ACCOUNT #	DESCRIPTION	AMOUNT	REASON FOR EXPENDITURE	FUNDING SOURCE	FUND BALANCE AMOUNT	REVENUE AMOUNT	REVENUE ACCOUNT
General Fund	01-5325.006	Contracted Services	\$15,000	Court Collection Fees	Collection Fees		\$15,000	01-04.03.54
General Fund	01-5310.007	Vehicle Maint & Repairs	2,700	Collision repairs	Fund Balance/Insurance	\$626	2,074	01-04.03.39
General Fund	01-5207.008	Animal Supplies	150	Shelter Supplies	Private donations		150	01-04.03.80
General Fund	01-5325.011	Contracted Services	2,700	Engineering fees	Fund Balance	\$2,700		
Total General Fund			\$20,550			\$3,326	\$17,224	
E-911 Fund	18-5404.087	Machinery & Equipment	\$143,220	CallWorks Lease	Lease Proceeds		\$143,220	18-04.03.84
Total E-911 Fund			\$143,220			\$0	\$143,220	
Grants Fund	20-5227.060	PPE - Cares Act	\$13,760	Personal Protection Equipment	FEMA Grant		\$13,760	20-04.03.23
Grants Fund	20-5404.060	Machinery & Equipment	\$19,425	Equipment	OK Ambulance Assoc Grant		\$19,425	20-04.03.23
Total Grants Fund			\$33,185			\$0	\$33,185	
TOTAL ALL GOVERNMENTAL FUNDS			\$196,955			\$3,326	\$193,629	

DATE APPROVED BY CITY COUNCIL: _____
CITY MANAGER: _____