



POST OFFICE BOX 850 • COWETA, OKLAHOMA 74429 • PH. (918) 486-2189 • FAX (918) 486-5366 • www.cityofcoweta-ok.gov

Memorandum

To: Honorable Mayor, Members of the City Council/Board of Trustees
From: Roger Kolman, City Manager
Re: Amendment of Agreement
Date: 9/13/21

BACKGROUND

In December of 2017, the City of Coweta and Wagoner County Rural Water District No. 5 entered into an Agreement of Compromise, Settlement and Release (Agreement), ending approximately 10 years of litigation. That Agreement includes provisions for the City and the District to grow their service territories by working together. This amendment to the Agreement is an indication of the party's ability to work together for the benefit of our citizens.

At the north end of 321st E Ave, there is a parcel of land on the northside of the 131st Street S alignment on which the owner would like to build a single-family residence. This property is outside the city limits of Coweta and inside the service territory of the District. The Agreement includes the procedures necessary to bring such a property into Coweta's service territory, including the annexation of such property. However, this property is not currently contiguous to the boundaries of Coweta and therefore cannot be annexed. The property is not currently served by the District, nor is it fiscally feasible for the District to run a service line to that location. However, the City has an 18" transmission line that is in the alignment for 131st Street S which could be tapped to serve this property owner. Under this agreement, the property owner would pay the royalty due the District as well as all other costs normally charged by the City to provide service at that location.

The Board of Trustees of the Wagoner County Rural Water District No. 5 have approved the proposed amendment.

STAFF RECOMMENDATION

Staff recommends approval of the First Amendment to the Agreement of Compromise, Settlement and Release.

ATTACHMENTS

Amendment to the Agreement of Compromise, Settlement and Release.