

From: [Lodge, Barry L](#)
To: [Mann, Patricia I](#); [Randall, Susan D](#); [Hurst, Paula J](#)
Subject: RE: CE-1097
Date: Wednesday, June 7, 2023 3:02:23 PM
Attachments: [image003.png](#)

Hey Patricia –

Mark Zitzow and I did discuss the revision to the original TE prior to the PC meeting where this was discussed. Mark's concern was that, due to the size of the overall property, they would not be able to get the survey completed prior to the City Council meeting as stated in the TE. He asked if we could amend the TE to allow the to obtain the LONOs from the utility companies. They are now stating that they cannot get the letters from 2 of the companies prior to the Council meeting. Per the email from the Municipal Counselor's office (if I understand correctly) they can allow it to proceed to the District Court action and the final determination will be made at that time.

Since we do not have any records of City of OKC infrastructure in the easements to be closed and vacated, we do not have any objection to this case proceeding to City Council.

Please let me know if you have any questions or need additional information.

Thanks,



Barry L. Lodge, P.E., CFM
Engineering Manager
Bridge/Drainage Division
Department of Public Works
420 W Main St. 7th Floor OKC, OK 73102
O: 405-297-3825
barry.lodge@okc.gov

From: Mann, Patricia I <patricia.mann@okc.gov>
Sent: Wednesday, June 7, 2023 2:39 PM
To: Randall, Susan D <susan.randall@okc.gov>; Hurst, Paula J <paula.hurst@okc.gov>; Lodge, Barry L <barry.lodge@okc.gov>
Subject: RE: CE-1097

Actually, need to confirm with Barry Lodge in PW to confirm what is stated below by the applicant. I will let you guys contact him directly.

Patricia Mann

From: Randall, Susan D <susan.randall@okc.gov>
Sent: Wednesday, June 7, 2023 1:35 PM
To: Hurst, Paula J <paula.hurst@okc.gov>
Cc: Mann, Patricia I <patricia.mann@okc.gov>
Subject: RE: CE-1097

It is ok to proceed. The TE is a recommendation from the PC and the Council can go ahead and approve the closing deleting that TE if they want to. The franchise holders will all get notice pursuant to the Resolution so they all know when it is going to final hearing, and if they objected, they could show up at that time. However, it seems that they are ok with it going to District Court and reserving their easements in the JE at that time.

From: Hurst, Paula J <paula.hurst@okc.gov>
Sent: Wednesday, June 7, 2023 12:03 PM
To: Randall, Susan D <susan.randall@okc.gov>
Subject: CE-1097

Hello Susan,

I'm not sure who can answer this so I'm starting with you. Please let me know if I need to send this to Patricia Mann.

Regarding CE-1097. The Planning Commission amended the Technical Evaluation for the applicant to provide letters of no objection from the franchises instead of requiring a topographical survey. The applicant has received two of the four letters (see attached). I believe the other two will not be received (see applicant email below).

This case was introduced at City Council on 5/9/23 and set for final hearing 6/20/23. We don't have all of the required letters of no objection. How should we proceed?

Here's a snippet of the email from the applicant;

Sent: Sunday, June 4, 2023 1:41 PM

To: Olivo Harrison, Elena <elena.olivoharrison@okc.gov>; Lodge, Barry L <barry.lodge@okc.gov>

Cc: Welch, Sarah <sarah.welch@okc.gov>; Jessica Bloye <jbloye@jaokc.com>

Subject: RE: CE-1097 6/20/2023 CITY COUNCIL INTRO

Good Afternoon Olivo—

I am adding Barry Lodge to this email because he and I had a discussion a few weeks back on this item. With the information below and attached, my understanding was that Barry would allow this to move forward. If I need to get the City's legal department engaged with he folks at OGE or ONG, I am happy to set something up. Please advise, thanks!

Summary of Franchise Utility Companies:

OGE: "OG+E **will not** provide LONOs for preliminary vacates" nor will they provide a letter stating that. So, they will handle this at the vacation stage.

ATT: Letter attached

COX: Letter is attached

ONG: "I was able to speak to our legal department yesterday. We don't believe that our current LONO process fits what you need here. Is something changing with Oklahoma City's process for permitting?" They are unwilling to send a letter and will discuss/review at the vacation stage.



Mark W. Zitzow, AICP, CNU-A

Principal, Urban Planner

1 E Sheridan Ave, Suite 200, Oklahoma City, OK 73104

(405) 235-8075 jaokc.com

Thank you,

Paula Hurst
City of Oklahoma City
Office of the City Clerk
405-297-2393