



Oklahoma County, Oklahoma
Storm & Wastewater
Infrastructure
Improvements:
Memorandum of
Understanding

December 2024

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Memorandum Overview

Obligation Update

Treasurys [FAQ 17.1](#) clarifies how a recipient may incur an obligation.

- Under the rule adopted in 2021, an “obligation” means an order placed for property and services and entering into contracts, subawards, and similar transactions that require payment.
- Under the amendment to the rule adopted in 2023, an obligation also includes a requirement under federal law or regulation or provision of the SLFRF award terms and conditions to which a recipient becomes subject as a result of receiving or expending SLFRF funds.
- Treasury considers an interagency agreement meeting certain conditions to constitute a transaction requiring payment similar to a contract or subaward and therefore an obligation.

Per [FAQ 17.6](#) Treasury considers an interagency agreement, including an agreement in the form of a memorandum of understanding (MOU), to constitute a “transaction requiring payment” similar to a contract or subaward and therefore an obligation for purposes of the SLFRF rule, if the agreement satisfies one of the following conditions:

- it imposes conditions on the use of funds by the agency, department, or part of government receiving funds to carry out the program;
- it governs the provision of funds from one agency, department, or part of government to another to carry out an eligible use of SLFRF funds; or
- it governs the procurement of goods or services by one agency, department, or part of government from another

and the agreement also satisfies each of the following conditions:

- it sets forth specific requirements, such as a scope of work and project deliverables;
- it is signed by the parties to the agreement, or otherwise evidences that each party has assented to the agreement; and
- it does not disclaim any binding effect or state that it does not create rights or obligations

Storm & Wastewater Infrastructure **Improvements: Obligation**

Memorandum

To: Department of Treasury
From: Project Management Office
Date: 12/26/2024

I. Introduction

The improvement of stormwater and wastewater systems is crucial for the sustainable development of Oklahoma County communities. These infrastructure projects enhance the quality of life for residents and contribute to environmental protection and public health. They ensure clean and safe water, support economic recovery through job creation and infrastructure development, and strengthen community resilience to future challenges. By funding these initiatives, communities can address immediate needs while establishing a foundation for sustainable growth.

Stormwater and wastewater improvement grants are important for the well-being and development of communities. These projects offer various benefits, including environmental protection, public health, economic development, and climate resilience. Effective stormwater and wastewater management systems protect natural water bodies from pollution by treating and managing runoff and wastewater, thereby preventing harmful contaminants from entering rivers, lakes, and oceans, and preserving aquatic ecosystems and biodiversity.

Improved stormwater and wastewater systems reduce the risk of waterborne diseases by ensuring that treated wastewater does not contain harmful pathogens and chemicals that could contaminate drinking water sources. Efficient stormwater management also mitigates flooding, helping to prevent the spread of pollutants and reducing breeding grounds for disease-carrying insects.

Investing in stormwater and wastewater infrastructure can yield significant economic benefits. These projects generate employment opportunities during both the construction phase and ongoing maintenance operations. Additionally, enhanced water infrastructure can increase property values and attract businesses, contributing to the overall economic development of the community. Given the increasing frequency and intensity of extreme weather events due to climate change, robust stormwater and wastewater systems are essential for building community resilience. These systems help manage excess rainfall, reduce flood risks, and ensure that communities are better prepared to withstand and recover from climate-related impacts.

II. Project Details

The Storm and Wastewater Improvement Projects address issues related to aging infrastructure, increased urbanization, and climate change. These projects aim to improve the efficiency and

capacity of water management systems to prevent flooding, reduce pollution, and ensure the safe disposal of wastewater.

Flood Mitigation aims to lower the risk of flooding in urban and suburban areas by improving stormwater management systems. Pollution Control focuses on decreasing contaminants entering water bodies by upgrading wastewater treatment facilities and implementing green infrastructure. Infrastructure Modernization involves replacing and updating outdated stormwater and wastewater systems to meet current and future needs. Environmental Protection seeks to improve the ecological health of rivers, lakes, and coastal areas by lessening the impact of urban runoff. Resilience to Climate Change involves adapting water management systems to better manage extreme weather events and rising sea levels.

III. Conditions on the Use of Funds

Through this memorandum the Organization (Fostering Sweet Dreams) will abide by the following conditions:

- a. Any funds not expended as authorized under this agreement must be refunded to the County before December 31, 2026.
- b. Any funds that are not expended by December 31, 2026, are subject to recapture by the County for return to the United States Department of the Treasury
- c. The Organization has responsibility for identifying and recovering grant funds that were expended in error, disallowed, or unused.
- d. To ensure compliance with the existing ARPA guidelines set forth by the US Treasury, the Organization shall provide on a quarterly basis to the COUNTY a comprehensive and detailed list of all ARPA-related expenditures on an itemized invoice and shall also provide any backup documentation to support such expenditures. The Organization will also provide performance updates for all programs to show they are meeting key performance indicators.
- e. The Organization will comply will all closeout procedures for the awards, including full compliance with the agreement terms and conditions, ARPA, SLFRF rule and guidance, and 2 CFR 200. Key tasks will be closeout communications, confirmation for maintenance of records and financial documents, receipt of all final reimbursement requests or payment requests, receipt of all financial reports and performance reports, fulfillment of any requests to reconcile reports and payment requests. The retention period per SLFRF compliance and reporting is 5 years.

IV. Provision of Funds

The Oklahoma Board of County Commissioners has authorized SLFRF to the Oklahoma County Engineering Department to cover costs associated with storm & wastewater infrastructure improvements for local municipalities through December 31, 2026.

The funding mechanism is as follows:

- **Total Authorization: \$20,000.00**
- Total Timeframe: December 20, 2024 – December 31, 2026.

These funds are designated to cover the following costs:

- Stormwater Management

- Drainage System Upgrades: Expansion and enhancement of drainage networks to improve the flow and capacity of stormwater systems.
 - Retention and Detention Basins: Construction of basins to temporarily hold stormwater, reducing peak flows and preventing downstream flooding.
 - Green Infrastructure: Implementation of rain gardens, permeable pavements, and green roofs to naturally absorb and filter stormwater.
 - Floodplain Restoration: Restoring natural floodplains to enhance water absorption and reduce the velocity of runoff.
- Wastewater Management
 - Treatment Plant Upgrades: Modernizing wastewater treatment plants to increase capacity and improve the removal of contaminants.
 - Pipe Replacement and Rehabilitation: Replacing aging pipes and repairing leaks to prevent wastewater overflow and contamination.
 - Combined Sewer Overflow (CSO) Control: Implementing measures to reduce or eliminate CSO events, where untreated wastewater is discharged into water bodies.
 - Advanced Treatment Technologies: Adopting new technologies for more efficient and effective wastewater treatment, such as membrane bioreactors and UV disinfection.

The Oklahoma Board of County Commissioners and the Oklahoma County Engineering Department have agreed to the terms within this memorandum of understanding for payment to cover costs associated with community storm and wastewater improvements through December 31, 2026, utilizing Project (30389) Storm and Wastewater Improvements.

V. Scope of Work

Project 30389: Storm and Wastewater Improvements

The Oklahoma County Engineering Department agrees to the following project conditions:

- Allocated funds will be used to cover costs associated with community storm and wastewater improvements until December 31, 2026.
- Eligible project expenditures will occur from 12/20/2024 – 12/31/2026.
- All funds must be expended by December 31, 2026, or they will be forfeited back to the Department of Treasury.
- The updated total authorized amount for this project **is not to exceed \$20,000.00**. With all funds remaining to expend (\$20,000.00) as of 12/20/2024.

VI. Procurement of Goods or Services

The Organization will:

- a. Comply with 2 CFR 200 (Uniform Guidance) for accounting standards and cost principles.
- b. Comply with all STATE, COUNTY and 2 CFR 200 laws/rules related to procurement, including the Oklahoma County and 2 CFR 200 standards relating to conflict of interest.
- c. 2 CFR § 200.317 - When procuring property and services under a Federal award, a State must follow the same policies and procedures it uses for procurements from its non-Federal funds. The State will comply with §§ 200.321, 200.322, and 200.323 and ensure that every purchase order or other contract includes any clauses required by § 200.327. All other non-

Federal entities, including subrecipients of a State, must follow the procurement standards in §§ 200.318 through 200.327.

VII. Binding Effect

The Oklahoma Board of County Commissioners and the Oklahoma County Engineering Department have agreed to the terms within this memorandum of understanding for the continuation of the Storm and Wastewater Improvements Project (30389) until December 31, 2026, with the remaining grant amount of \$20,000.00

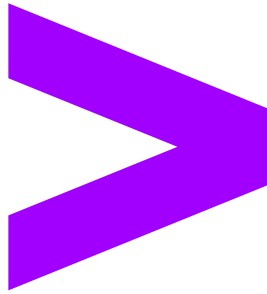
VIII. Signatures

Date:

OKLAHOMA COUNTY ENGINEERING DEPARTMENT
[AGENCY/DEPARTMENT HEAD]

BOARD OF COUNTY COMMISSIONERS OF OKLAHOMA COUNTY
[CHAIRMAN]

ATTESTED BY: COUNTY CLERK
[COUNTY CLERK]



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