



STATE OF OKLAHOMA
WATER RESOURCES BOARD
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Oklahoma Water Resources Board

Clean Water State Revolving Fund (CWSRF)
FY 2010 Intended Use Plan (IUP)
Proposed Amendment II
May 4, 2010

Revision of FY 2010 Intended Use Plan and Project Priority List (PPL)

In accordance with program regulations, the CWSRF FY 2010 IUP, a strategic plan outlining the program's financial and pollution control goals and activities for FY 2010, is being amended to include the new provision of the FY 2010 Capitalization Grant within the FY 2010 IUP which became effective July 1, 2009. In doing so, the Oklahoma Water Resources Board (OWRB) will be able to utilize a portion of these funds within SFY 2010. In addition, three wastewater construction projects will be added to the FY 2010 PPL. These projects were proposed following Amendment I, issued on September 28, 2009 and the subsequent approval of the FY 2010 IUP.

The FY 2010 CWSRF PPL has been revised to reflect these changes (attached). Eligibility requirements for CWSRF projects are identified in Section 212 of the Federal Clean Water Act and OWRB CWSRF program administration rules. Other CWSRF loan projects anticipating funding during FY 2010 will not be adversely affected by these amendments.

I. New 2010 Requirements:

- a. *Additional Subsidies* – The FY 2010 Appropriations Bill states that “Provided further, That not less than 30 percent of the funds made available under this title to each State for Clean Water State Revolving Fund capitalization grants...shall be used by the State to provide additional subsidy to eligible recipients in the form of forgiveness of principal, negative interest loans, or grants (or any combination of these), except that for the Clean Water State Revolving Fund capitalization grant appropriations this section shall only apply to the portion that exceeds \$1,000,000,000.”

Additional subsidies from the FY 2010 Appropriations Bill may be provided to projects or phases of projects not funded from the American Recovery and Reinvestment Act of 2009 (ARRA). The OWRB will target the additional subsidies, first to projects eligible under the Green Project Reserve and second to disadvantaged communities as defined through the 30 year financing negotiation under the Drinking Water State Revolving Fund. As funding is available, it is proposed that 15% of a project's costs up to \$500,000 or the cost of the green component of the project whichever is less will be available in the form of principal forgiveness as permitted

under the FY 2010 Appropriations Act. The remaining funds will be available in the form of a below market interest rate CWSRF loan.

- b. *Green Project Reserve (GPR)* - The FY 2010 Appropriations Bill states that “Provided, that for fiscal year 2010, to the extent there are sufficient eligible project applications, not less than 20 percent of the funds made available under this title to each State for Clean Water State Revolving Fund capitalization grants...shall be used by the State for projects to address green infrastructure, water or energy efficiency improvements or other environmentally innovative activities.” This requirement continues the framework set forth under ARRA. OWRB intends to utilize existing procedures as outlined on page 9 of Oklahoma’s FY 2010 IUP supplemented with FY 2010 guidance issued on April 21, 2010 by the Environmental Protection Agency regarding the Determination of GPR Eligibility. At this time, OWRB has not identified sufficient projects to meet the FY 2010 Appropriations Bill’s 20 percent GPR requirement. An Amended GPR project list will be submitted prior to funding of additional GPR projects.
- c. *Davis Bacon* - The FY 2010 Appropriations Bill states that : “For fiscal year 2010 the requirements of section 513 of the Federal Water Pollution Control Act (22 U.S. C. 1372) shall apply to the construction of treatment works carried out in whole or in part with assistance made available by a State water pollution control revolving fund as authorized by title VI of that Act (22 U.S. C. 1381 et seq.), or with assistance made available under section 205(m) of that Act (33 U.S.C. 1285(m)), or both.”
- d. *Reporting Requirements* – The FY 2010 Appropriations Bill placed new reporting requirements on the SRF program. Oklahoma will not only track how additional subsidies are used, but also “by what types of communities.” Oklahoma will report quarterly as required via the CWSRF Benefits Reporting System.

II. Priority List Revisions:

Addition of New Projects- The entities of Muskogee Utilities Authority, Bartlesville Municipal Authority, and Oklahoma City Water Utilities Trust have submitted requests to be considered for loan funding. The request for funding has been added to the FY 2010 PPL (July 2009- June 2010).

Other changes- Several entities with projects listed on the FY 2010 CWSRF PPL have requested changes due to revised project items or construction estimates and/or target project approval dates. The list has been revised to reflect these adjustments. Total funds required for projects yet to be funded on the FY 2010 equals \$150,664,342.00.

III. Public Notice:

This amendment is being made with adequate public notice in accordance with the procedures provided in 40 CFR Part 35 Subpart K Paragraph 35.3150(c) and Chapter 50, Part 3 of the OWRB CWSRF Regulations. The OWRB will issue a notice, on May 4, 2010 with a summary of the amendment, entitled Amendment No. 2 to the FY 2010 IUP, on the OWRB website, and distribute announcements to public wastewater authorities currently listed on the IUP, state and federal agencies, and other stakeholders.

STATE OF OKLAHOMA
 Appendix A. FY 2010-2014 Clean Water SRF Project Priority List
 Prepared for the EPA - Effective July 1, 2009 - June 30, 2010
 Amendment II: May 4, 2010

OPDES Permit #	Loan Type	Name	Project No.	Target B.C. Date	Priority List Amount	Project Description
FY 2010 Fundable Projects (July 2009 - June 2010)						
1	OK0021628 LC	Enid MA	ORF-09-0019	05/11/10	53,450,000	New WWTP (Cat. II)
2	OK0033618 LC	Inola PWA	ORF-06-0011	06/08/10	1,800,000	WWTP Improvements and New Interceptor (Cat. IIB & IVB)
3	OK0030333 LC	Bardlesville MA	Unassigned	06/08/10	1,600,000	Wastewater System Rehab and I&I Cap. (Cat. IIB & IIIA)
4	OK0032417 LC	Wewoka PWA	ORF-07-0005	06/08/10	4,300,000	New WWTP (Cat. I)
5	OK0028509 LC	Yale WST	Unassigned	06/08/10	2,100,000	WWTP Improvements (Cat. IIB)
6	OK0032549 LC	Bristow PWA	Unassigned	06/08/10	1,050,000	WWTP Improvements (Cat. IIB)
7	OK00 NONE LC	Nicom Park DA	ORF-09-0035	06/08/10	160,000	New Sewer Collection System (Cat. IVA)
8	OK0027111 LC	El Reno MA	Unassigned	05/11/10	7,225,229	Sanitary Sewer Line Replacement to Correct for I&I, New Lagoon and appurtenances, & Sanitary Sewer Rehab (Cat. II)
9	OK0031798 LC	Miami SUA	Unassigned	06/08/10	1,125,000	Sewer System Rehabilitation (Cat. IIB)
10	OK0026654 LC	Pawnee PWA	Unassigned	05/11/10	5,200,000	New SBR WWTP (Cat. II)
11	OK0034266 LC	Loce Grove W&ST	ORF-04-0011	06/08/10	2,800,000	New WWTP, Lift Station and Force Mains (Cat. II, IIB, & IVB)
12	OK0029131 LC	Muskogee UA	Unassigned	06/08/10	6,940,000	Cody Creek Phase II Sewer Line Replacement (Cat. IIB)
13	OK0582226 OK0580005 LC	Waurika PWA	Unassigned	06/08/10	3,500,000	New WWTP (Cat. I)
14	OK0027553 LC	Oklahoma City Water Trust	Unassigned	06/08/10	33,500,000	WWTP Improvements including new FEB, Pump Station Improvements, New Relief Line (Cat. IIB & IVB)
15	OK0028134 LC	Oklmulgee MA	ORF-09-0012	06/08/10	5,300,000	Sanitary Sewer Line Replacement to Correct for I&I (Cat. IIIA)
16	N/A LC	Elgin PWA	Unassigned	06/08/10	2,750,000	Total Retention WWTP Improvements (Cat. I)
17	OK0028649 LC	Hobart PWA	ORF-07-0007	05/11/10	1,381,000	New Collection Sewer System (Cat. IVA)
18	OK0021521 LC	Broken Bow PWA	Unassigned	05/11/10	617,750	Rehabilitation and Replacement of Sanitary Sewer Lines (Cat. IIB)
19	OK0036153 LC	Birby PWA	Unassigned	06/08/10	2,250,000	Sanitary Sewer System Improvements and Interceptor (Cat. IIB & IVB)
20	OK0026107 OK0026093 LC	McAlester PWA	Unassigned	06/08/10	1,775,000	New Clarifier & WWTP Improvements (Cat. I & IIB)
21	OK0022870 LC	Seminole UA	Unassigned	06/08/10	692,000	Rehabilitation and Replacement of Sanitary Sewer Lines (Cat. IIB)
22	OK0040053 LC	Broken Arrow MA	ORF-09-0033	06/08/10	5,735,000	Lift Station, Forcemain, and Trunk Sewer Replacement and New Collection Lines (Cat. IIB & IVA)
23	OK0038482 LC	Harrah PWA	Unassigned	06/08/10	313,363	New Sewer Line (Cat. IVA)
24	OK0028771 LC	Keiser PWA	Unassigned	05/11/10	3,000,000	New Mechanical WWTP (Cat. I)
25	OK0039063 LC	Durant CUA	Unassigned	06/08/10	2,100,000	Sewerline Replacement and Sludge Belt Filter (Cat. IIB)
FY 2010 Fundable Projects for Green Project Reserve (July 2009 - June 2010)						
1	None	QPR Poiesu Valley Improvement Authority	ORF-09-0026	06/08/10	\$582,995	Lake Wister Flow Routing (Cat. VII)
2	None	QPR Grand River Dam Authority	Unassigned	06/08/10	\$724,232	Grand Lake Floating Wetlands (Cat. VII)
FY 2011 Planning/Contingency Projects (July 2010 - June 2011)						
1	NS-OK0026221 SS-OK0026239 LC	Tulsa MUA	Unassigned	10/12/10	59,465,000	Sanitary Sewer and WWTP Rehabilitation and Improvements and New Interceptor Sewer System and New Collection System (Cat. I, IIIA, IIB, IVA, IVB)
2	OK0035246 LC	Lawton WA	Unassigned	06/14/11	7,460,000	Phase IIC of Citywide Collection System Rehab (Cat. IIIA)
FY 2012 Planning/Contingency Projects (July 2011 - June 2012)						
1	NS-OK0026221 SS-OK0026239 LC	Tulsa MUA	Unassigned	10/11/11	38,060,000	Sanitary Sewer and WWTP Rehabilitation and Improvements and New Interceptor Sewer System and New Collection System (Cat. I, IIIA, IIB, IVA, IVB)
2	OK0035246 LC	Lawton WA	Unassigned	06/12/12	5,750,000	Phase IIIA of Citywide Collection System Rehab (Cat. IIIA)
FY 2013 Planning/Contingency Projects (July 2012 - June 2013)						
1	NS-OK0026221 SS-OK0026239 LC	Tulsa MUA	Unassigned	10/09/12	32,310,000	Sanitary Sewer and WWTP Rehabilitation and Improvements and New Interceptor Sewer System and New Collection System (Cat. I, IIIA, IIB, IVA, IVB)
2	OK0026816 LC	Mustang IA	Unassigned	03/10/13	7,480,000	Phase II WWTP Expansion and Improvements (Cat. II & IIB)
3	OK0035246 LC	Lawton WA	Unassigned	06/11/13	2,430,000	Phase IIC of Citywide Collection System Rehab (Cat. IIIA)
FY 2014 Planning/Contingency Projects (July 2013 - June 2014)						
1	NS-OK0026221 SS-OK0026239 LC	Tulsa MUA	Unassigned	10/09/13	29,310,000	Sanitary Sewer and WWTP Rehabilitation and Improvements and New Interceptor Sewer System and New Collection System (Cat. I, IIIA, IIB, IVA, IVB)
2	OK0035246 LC	Lawton WA	Unassigned	06/10/14	4,750,000	Phase IIC of Citywide Collection System Rehab (Cat. IIIA)

Projects Approved by OWRB for Funding in FY 2010 (July 2009 - Present)							
1	OK0028886	LC	Grove MSA	ORF-07-0008	07/14/09	1,900,000	WWTP Improvements (Cat. IIB)
2	OK0027049	LC	Collinsville MA	ORF-09-0009	07/14/09	550,000	WWTP Improvements (Cat. IIB)
3	OK0026069	LC	Ponca City UA	ORF-09-0011	07/14/09	575,000	WWTP and Lift Station Improvements (Cat. IIB)
4	OK0027553	LC	Oklahoma City Water Trust	ORF-09-0021	07/14/09	9,469,451	Sewer System Replacement, New Relief Line, and New Interceptor (Cat. IIB, IVA, & IVB)
5	OK0034533	LC	Piedmont MA	ORF-09-0014	08/11/09	2,515,000	New Collector (Cat. IVA)
6	OK0027057	LC	Stillwater UA	ORF-09-0024	08/11/09	1,875,000	WWTP, Lift Station, Sanitary Sewer Rehab, Stormwater Vacuum and Biosolids Application Apparatus (Cat. I, IIA, IIB, IVA, IVB, VI)
7	OK0026085	LC	Del City MSA	ORF-09-0022	08/11/09	1,190,000	WWTP Improvements and New Belt Filter Press and Building (Cat. IIB)
8	OK0029131	LC	Muskogee UA	ORF-09-0020	08/11/09	1,435,000	Phase II Replace Coody Creek Interceptor (Cat. IIB)
9	OK0020303	LC	Owasso PWA	ORF-09-0003	08/11/09	1,785,000	WWTP and Pump Station Improvements (Cat. II & IIB) & Stormwater Detention Facility (Cat. VI)
10	OK0020303	LC	Owasso PWA	ORF-09-0007	08/11/09	4,510,000	Interceptor Improvements (Cat. IVB)
11	OK0038440	LC	Ardmore PWA	ORF-09-0018	09/08/09	1,090,000	Replacement of Manholes & Stormdrains (Cat. IIB & VI)
12	OK00 NONE	LC	Grand Lake PWA	ORF-09-0004	09/08/09	992,500	Sanitary Sewer Rehab for I&I (Cat. IIA)
13	OK0033464	LC	Sperry USA	ORF-09-0023	09/08/09	390,000	WWTP Improvements (Cat. IIB)
14	OK0026638	LC	Duncan PUA	ORF-09-0016	09/08/09	340,000	WWTP Improvements (Cat. IIB)
15	OK0035246	LC	Lawton WA	ORF-09-0015	09/08/09	12,270,000	Phase IIB and IIC of Citywide Collection System Rehab and WWTP Improvements (Cat. IIA)
16	OK0027111	LC	El Reno MA	ORF-09-0025	10/13/09	205,000	Infiltration/Inflow Correction (Cat. IIA)
17	OK0045713	LC	Guyton UA	ORF-09-0013	10/13/09	1,335,000	New Discharge System and Sludge Removal (Cat. II)
18	OK0020770	LC	Waheta PWA	ORF-09-0005	10/13/09	1,326,407	New Interceptor (Cat. IVB)
19	OK0002551	LC	Hearsheta MA	ORF-09-0029	10/13/09	3,650,000	Sewer System Replacement (Cat. IIB)
20	OK0020141	LC	Sulphur MA	ORF-09-0030	12/08/09	10,200,000	WWTP Expansion and Improvements (Cat. II & IIB)
21	NS-OK0026222 SS-OK0026239	LC	Tulsa MUA	ORF-10-0001	04/13/10	27,757,000	Southside (SS) WWTP Activated Sludge Improvements Basins 1-4, System Wide WWTP Rehab, City wide Lift Station Modification, Northside and SS WWTP Security and Safety Improvements to Disinfection Facility, SS WWTP Concrete Protective Coatings, Cherry Creek FEB Improvements, Area-wide, Hailey Creek, Turley/Relling Hills, and Upper Lakewood Sewer System Rehab and Hailey Creek Lift Station Improvements (Cat. I, IIA, & IIB)
22	None	GPR	OK Conservation Commission	ORF-09-0028	09/08/09	\$2,000,000	Streambank Restoration in the Illinois River & Eucha Spavinaw Watershed (Cat. VII)
23	None	GPR	Central Oklahoma Master Conservancy District	ORF-09-0027	01/12/10	\$1,501,285	Lake Thunderbird Hypolimnion Aeration (Cat. VII)
24	None	GPR	Tulsa City-Co Library System	ORF-09-0034	10/13/09	\$202,800	Rain Garden (Cat. VII) & Green Roof System (Cat. VII)
25	None	GPR	OK Conservation Commission with University of Oklahoma	ORF-09-0031	10/13/09	\$86,500	Green Roof at the National Weather Center (Cat. VII)
26	None	GPR	OK Conservation Commission with Oklahoma State University	ORF-09-0032	10/13/09	\$2,000,000	Streambank Stabilization Project (Cat. VII)

Loan Totals (All Loans)	
	FY 10 \$150,664,342
	FY 11 \$66,925,000
	FY 12 \$43,810,000
	FY 13 \$42,240,000
	FY 14 \$34,060,000
	Green Project Reserve \$1,307,227
	FUNDED to date in FY10 <u>\$91,150,943</u>
	TOTALS \$430,157,512

LC = Long-term Construction Loan
 NC = Non-Construction Loan
 R = Refinance
 GPR = Green Reserve Project