

**JOINT RESOLUTION OF THE CITY OF OKLAHOMA CITY AND THE OKLAHOMA CITY WATER UTILITIES TRUST RELATED TO WATER AND WASTEWATER CONSTRUCTION ON TINKER AIR FORCE BASE BY FEDERAL EMPLOYEES AND FEDERAL CONTRACTORS OF THE UNITED STATES OF AMERICA, OR AN AGENCY OR DEPARTMENT THEREOF, THAT OKLAHOMA CITY SPECIFICALLY DIRECTING THE CITY ENGINEER TO NOT PREPARE OR APPROVE PLANS AND SPECIFICATIONS OR TO SUPERVISE AND INSPECT THE CONSTRUCTION AND, TO NOT SIGN OR ISSUE WORK ORDERS OR PERMITS FOR SUCH WATER AND WASTEWATER CONSTRUCTION ON TINKER AIR FORCE BASE; THAT OKLAHOMA CITY WAIVES PREQUALIFICATION AND LICENSURE REQUIREMENTS OF FEDERAL EMPLOYEES AND FEDERAL CONTRACTORS PERFORMING CONSTRUCTION ON THE WATER AND WASTEWATER SYSTEMS AT TINKER AIR FORCE BASE; THAT THE OKLAHOMA CITY WATER UTILITIES TRUST DIRECTS ITS GENERAL MANAGER, OR DESIGNEE, TO PROVIDE PROJECT MANAGEMENT AND TO DOCUMENT AND RECORD WATER AND WASTEWATER CONSTRUCTION ON TINKER AIR FORCE BASE, DIRECTLY OR INDIRECTLY, CONNECTING TO THE OKLAHOMA CITY WATER OR WASTEWATER SYSTEM AND CONSTRUCTION RELATED TO THE FEDERAL WATER AND WASTEWATER SYSTEMS ON TINKER AIR FORCE BASE; AND JOINTLY RESOLVED BY OKLAHOMA CITY AND THE OKLAHOMA CITY WATER UTILITIES TRUST THAT AS TO WATER AND WASTEWATER CONSTRUCTION ON TINKER AIR FORCE BASE, PLANS AND SPECIFICATIONS SHALL INCLUDE APPLICABLE SECTIONS OF THE OKLAHOMA CITY ORDINANCES, MANUALS, STANDARD DETAILS, AND STANDARD SPECIFICATIONS FOR CONSTRUCTION OF PUBLIC IMPROVEMENTS, PROVIDED, HOWEVER, THE UNITED STATES OF AMERICA, AND ITS AGENCIES AND DEPARTMENTS, NEED NOT COMPLY WITH BIDDING PROCEDURES;**

**AND FURTHER JOINTLY RESOLVE THAT OKLAHOMA CITY AND THE OKLAHOMA CITY WATER UTILITIES TRUST SHALL DELEGATE THE RESPONSIBILITY FOR COMPLIANCE WITH ALL REQUIREMENTS OF ANY ISSUED OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY PERMITTING AND WILL NOT SELF-PERMIT FOR CONSTRUCTION BY FEDERAL EMPLOYEES AND FEDERAL CONTRACTORS ON TINKER AIR FORCE BASE FOR CONSTRUCTION BY FEDERAL EMPLOYEES AND FEDERAL CONTRACTORS ON TINKER AIR FORCE BASE AND UNITED STATES OF AMERICA, OR ITS AGENCIES OR DEPARTMENTS, OR THE**

**FEDERAL CONTRACTORS THEREOF SHALL BE RESPONSIBLE FOR COMPLIANCE OF ANY STATE AND FEDERAL PERMIT OR LICENSURE REQUIREMENT FOR CONSTRUCTION BY FEDERAL EMPLOYEES AND FEDERAL CONTRACTORS ON TINKER AIR FORCE BASE.**

**WITNESSETH:**

**WHEREAS**, the City of Oklahoma City (“Oklahoma City”) owns, operates and maintains and the Oklahoma City Water Utilities Trust (“OCWUT”) finances the Oklahoma City water and wastewater systems; and

**WHEREAS**, on August 25, 2020, Oklahoma City and the OCWUT entered into a contract (SP0600-20-C-8331) with the United States of America for the operation, maintenance, and capital improvement of the water and wastewater system at and for the Tinker Air Force Base (“Tinker Air Force Base Contract”); and

**WHEREAS**, the Tinker Air Force Base Contract was amended by the United States of America sixteen (16) times between August 25, 2020 and September 26, 2024; and

**WHEREAS**, the United States of America, and its agencies and departments, perform construction on Tinker Air Force Base through federal employees and federal contractors; and

**WHEREAS**, the construction of improvements to the Tinker water and wastewater systems upon acceptance become subject to the Tinker Air Force Base Contract; and

**WHEREAS**, under the Tinker Air Force Base Contract, the federal water and wastewater system at Tinker Air Force Base is operated and maintained by the City of Oklahoma City and the Oklahoma City Water Utilities Trust at the cost of the United States of America as reimbursed through the Tinker Air Force Base Contract; and

**WHEREAS**, at the termination of the Tinker Air Force Base Contract, the City of Oklahoma City and the Oklahoma City Water Utilities Trust may transfer or dispose of the Tinker water and wastewater systems to the United States of America in accordance with the Contract; and

**WHEREAS**, any construction performed by federal employees and federal contractors on Tinker Air Force Base are not performed within or on streets, alleys, easements, or other public land or rights-of-way within the regulatory jurisdiction of the City of Oklahoma City.

**NOW THEREFORE, BE IT RESOLVED** by The City of Oklahoma City that for water and wastewater construction on Tinker Air Force Base by federal employees and federal contractors of the United States of America, or an agency or department thereof:

- (1) Pursuant to Oklahoma City Municipal Code sections 2-211 and 2-212, the City Engineer is specifically directed to not establish grades, and prepare or approve plans and specifications or to approve types, methods, and kinds of construction placed upon streets, alleys, easements, or other public rights-of-way or to supervise and inspect the same for

such construction on Tinker Air Force Base and, in accordance therewith, the City Engineer need not sign or issue work orders or permits for such water and wastewater system construction on Tinker Air Force Base; and

- (2) Oklahoma City prequalification and licensure requirements of federal employees and federal contractors to perform construction on the water and wastewater systems at Tinker Air Force Base is hereby waived.

**NOW THEREFORE, BE IT RESOLVED** by the Oklahoma City Water Utilities Trust that as to water and wastewater construction on Tinker Air Force Base by federal employees and federal contractors of the United States of America, or an agency or department thereof, the General Manager of the Oklahoma City Water Utilities Trust, or designee, is directed to provide project management and to document and record water and wastewater construction on Tinker Air Force Base, directly or indirectly, connecting to the Oklahoma City water or wastewater system and construction related to the federal water and wastewater systems on Tinker Air Force Base.

**NOW THEREFORE, BE IT JOINTLY RESOLVED** by The City of Oklahoma City and the Oklahoma City Water Utilities Trust that as to water and wastewater construction on Tinker Air Force Base by federal employees and federal contractors of the United States of America, or an agency or department thereof, plans and specifications shall include applicable sections of the Oklahoma City Ordinances and Manuals, Standard Details, and Standard Specifications for Construction of Public Improvements, as also including materials and equipment standards, provided, however, the United States of America, and its agencies and departments, need not comply with Oklahoma City or Oklahoma City Water Utilities Trust bidding procedures.

**NOW THEREFORE, BE IT FURTHER JOINTLY RESOLVED** by The City of Oklahoma City and the Oklahoma City Water Utilities Trust that for water and wastewater construction on Tinker Air Force Base by federal employees and federal contractors of the United States of America, or an agency or department thereof:

- (1) Neither Oklahoma City nor the Oklahoma City Water Utilities Trust shall be responsible for Oklahoma Department of Environmental Quality permitting and will not self-permit for construction by federal employees and federal contractors on Tinker Air Force Base, but will assist in processing permit applications for submittal to the Oklahoma Department of Environmental Quality, when required to be signed by the Oklahoma City Water Utilities Trust, that are prepared by federal employees and federal contractors on Tinker Air Force Base; and

- (2) Oklahoma City and the Oklahoma City Water Utilities Trust shall delegate the responsibility for compliance with all requirements of any issued Oklahoma Department of Environmental Quality permitting and will not self-permit for construction by federal employees and federal contractors on Tinker Air Force Base; and

- (3) United States of America, or its agencies or departments, or the federal contractors thereof shall be responsible for timely obtaining and complying with any State and federal permit

or licensure requirement, including but not limited to Oklahoma Department of Environmental Quality, for construction by federal employees and federal contractors on Tinker Air Force Base.

**APPROVED** by the Tinker Air Force Base and signed by the Installation Commander this 04 day of November, 2024.

ATTEST:

**TINKER AIR FORCE BASE**

RUSCETTA.ABIGA  
IL.L W.1159227495

Digitally signed by RUSCETTA.ABIGAIL.L  
W.1159227495  
Date: 2024.11.04 08:55:59 -06'00'

ABIGAIL L.W. RUSCETTA, Colonel, USAF  
Commander, 72d Air Base Wing

**ADOPTED** by the Oklahoma City Water Utilities Trust and signed by its Chairman this 3RD day of DECEMBER, 2024.

ATTEST:

**OKLAHOMA CITY WATER UTILITIES TRUST**

Amy K. Simpson  
Secretary



[Signature]  
Chairman

**ADOPTED** by the City Council and signed by the Mayor of The City of Oklahoma City of Oklahoma City this 3RD day of DECEMBER, 2024.

ATTEST:

**THE CITY OF OKLAHOMA CITY**

Amy K. Simpson  
City Clerk



Daniel Holt  
Mayor

**Reviewed** for form and legality.

Craig B Keith  
Municipal Counselor's Office