



**NOTICE OF REGULAR MEETING AND AGENDA  
OF THE MAYOR'S FLOOD ADVISORY BOARD  
WEDNESDAY, MAY 19, 2021  
5:30 PM**

**MIAMI CIVIC CENTER – BANQUET ROOM  
129 5<sup>th</sup> Avenue Northwest, Miami, Oklahoma**

Filed in the Office of the City Clerk and displayed in the main lobby of the Miami Civic Center and by posting on [www.miamiokla.net](http://www.miamiokla.net) starting at 3:45 AM/PM on May 18, 2021, pursuant to 25 O.S. § 311(9) (a) and (b). The meeting may include teleconferencing or videoconferencing with the following members possibly appearing remotely:

- a. Chairman Bless Parker (By Teleconference or Videoconference or In Person)
- b. Board Member Kevin Dunkel (By Teleconference or Videoconference or In Person)
- c. Board Member Larry Smith (By Teleconference or Videoconference or In Person)
- d. Board Member Clayton Shumaker (By Teleconference or Videoconference or In Person)
- e. Board Member Rich Lillard (By Teleconference or Videoconference or In Person)
- f. Board Member Steve Chasteen (By Teleconference or Videoconference or In Person)
- g. Board Member Amanda Davis (By Teleconference or Videoconference or In Person)
- h. Board Member Marcel Walther (By Teleconference or Videoconference or In Person)
- i. Board Member Zeb Neece (By Teleconference or Videoconference or In Person)

  
Melissa Moore, City Clerk

**THE BOARD MAY DISCUSS, CONSIDER, VOTE ON, AND/OR MAKE RECOMMENDATION TO THE CITY COUNCIL ON ANY ITEM LISTED IN THIS AGENDA:**

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|--|------------------------|
| <b>1. Call to Order</b>  | <b>Chairman Parker</b> |
| <b>2. Pledge of Allegiance</b>   | <b>Chairman Parker</b> |
| <b>3. Public Input and Unscheduled Personal Appearances</b>  | <b>Chairman Parker</b> |
| Each person will be limited to three minutes. The purpose of this agenda item is to provide an opportunity for citizens' comments and public announcements. In keeping with the principals of the Oklahoma Open Meeting Act, Board Members and city staff will not engage in discussion or take any action under this agenda item. If you seek discussion or further inquiry, please contact a Board Member, the Chairman or the office of the city manager. Responses to citizen comments, if any, will occur under an applicable Agenda item at this or a future public meeting, or a response may be given by a phone call, personal meeting or a posting on the city website: <a href="http://www.miamiokla.net">www.miamiokla.net</a> . |                        |
| <b>4. Approve Minutes: April 07, 2021 (Regular)</b>  | <b>Board</b>           |
| <b>5. The Meeting Will be Continued From Council Chambers and Reconvened in the Staff Room for Purposes of the Executive Session</b>   | <b>Chairman Parker</b> |
| <b>6. Executive Session Pursuant to 25 O.S. 307(B)(4) for Confidential Communications With the City Attorney Concerning a Pending Investigation, Claim, or Action, to-wit: City of Miami, et al., v. GRDA CJ-08-619; US Court of Appeals, District of Columbia Circuit, No. 20-1325 and F.E.R.C. Project No. 1494</b>  |                        |
| <b>7. Adjournment Will Take Place in the Staff Room</b>  | <b>Board</b>           |

*The Mayor's Flood Advisory Board is committed to making this meeting accessible to all citizens and if special assistance or accommodations are required, please submit your request to the city manager's office. We also ask that those in attendance turn off or place on silent all cell phones or pagers.*

THE MAYOR'S FLOOD ADVISORY BOARD MET IN REGULAR SESSION APRIL 07, 2021, IN THE MIAMI CIVIC CENTER BANQUET ROOM AT 5:30PM WITH THE FOLLOWING MEMBERS PRESENT:

Bless Parker, Chairman  
Zeb Neece, Board Member  
Larry Smith, Board Member  
Clayton Shumaker, Board Member (Absent)  
Rich Lillard, Board Member (Absent)  
Steve Chasteen, Board Member  
Amanda Davis, Board Member  
Marcel Walther, Board Member (Absent)  
Kevin Dunkel, Board Member

Bo Reese, City Manager  
Ben Loring, City Attorney  
Melissa Moore, City Clerk

The agenda for the meeting was displayed in the main lobby of the Miami Civic Center and by posting on [www.miamiokla.net](http://www.miamiokla.net) starting at 11:55AM on April 06, 2021, pursuant to 25 O.S §311(9) (a) and (b).

**THE BOARD MAY DISCUSS, CONSIDER, VOTE ON, AND/OR MAKE RECOMMENDATION TO THE CITY COUNCIL ON ANY ITEM LISTED IN THIS AGENDA:**

**Call to Order**

Chairman Parker called the meeting to order at 5:39PM.

**Pledge of Allegiance**

Chairman Parker led the Pledge of Allegiance.

**Public Input and Unscheduled Personal Appearances**

None.

**Approve Minutes: February 03, 2021 (Regular)**

Board Member Chasteen moved to approve the minutes February 03, 2021. Chairman Parker made the second. The board was polled with the following results:

Chasteen, Aye	Parker, Aye	Smith, Aye	Davis, Aye	Neece, Aye
Lillard, Absent	Shumaker, Absent	Walther, Absent		

Board Member Dunkel was not polled due to oversight by city clerk.

Chairman Parker declared the motion carried.

**Presentation From Larry Bork With Goodell, Stratton, Edmonds & Palmer, LLP**

Larry Bork with Goodell, Stratton, Edmonds & Palmer presented the history of flooding and flood litigation. Bork explained that there are three separate but related issues going on at the same time, an appeal in the DC circuit court on the current license and rule curve; state civil litigation; and relicensing. Bork also explained provided an overview of the relicensing of the GRDA Pensacola Dam. Bork explained that the city was not involved in the Pensacola Dam relicensing between nineteen eighty (1980) through nineteen ninety-two (1992) due to being told that there was no backwater effect, and the dam does not have any impact on Miami's flooding. The City of Miami first got involved in state civil litigation and the relicensing in nineteen ninety-three (1993). Bork stated that GRDA should have purchased flood easements to seven seventy (770), but only purchased easements to seven sixty (760) which leaves approximately twelve thousand (12,000) acres of easements not acquired. Bork explained that GRDA has storage easements up to seven fifty (750) and flowage easements up to seven sixty (760). Bork explained that there is sediment in the lake at Twin Bridges which increases the backwater effect. GRDA has the Storm Adaptive Management Plan (SAMP) that needs to be aggressively monitored by Miami. Bork showed clips of corps

memos of what was known about the flooding and when. There were questions and discussion about how the amendment to the national defense spending bill and the McGirt decision impact the relicensing and civil litigation.

No action taken.

**Discussion on the Path to a Community Resolution With GRDA**

Bo Reese stated that there is continued open dialogue with GRDA. Reese welcomed any questions the board has either of the city or GRDA. Board Member Chasteen asked for clarification of what the board’s role is moving forward. Reese stated that he would like the board to recommend a policy to council on the litigation and relicensing, define the goals, objectives, and mission. The board would continue to be involved as the situation evolves to re-evaluate the goals, mission, and objectives. The board would also create a recommendation on how to use the SAMP to hold GRDA accountable. Chairman Parker stated that he spoke with Teresa Flood at the Army Corps of Engineers who knows the process of SAMP. Reese suggested inviting her to a future meeting to present. There is a technical conference on April 21, 2021 at 9:00am in Claremore, at the Claremore conference center.

No action taken.

**Adjournment**

Board Member Chasteen moved to adjourn. Chairman Parker made the second. The Board was polled with the following results:

Chasteen, Aye	Parker, Aye	Smith, Aye	Davis, Aye	Neece, Aye
Dunkel, Aye	Shumaker, Absent	Lillard, Absent	Walther, Absent	

Chairman Parker declared the meeting adjourned at 7:16PM.

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Chairman Parker

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Board Member Dunkel

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Board Member Smith

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Board Member Shumaker

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Board Member Lillard

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Board Member Chasteen

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Board Member A. Davis

\_\_\_\_\_  
Board Member Walther

\_\_\_\_\_  
Board Member Neece

ATTEST: \_\_\_\_\_  
Melissa Moore, City Clerk