

A G E N D A

OKLAHOMA WATER RESOURCES BOARD

December 19, 2017

9:30 a.m.

3800 N. Classen Boulevard, Oklahoma City, OK 73118

A copy of this notice of meeting and agenda has been posted in a prominent location at the offices of the Oklahoma Water Resources Board, 3800 North Classen Blvd., Oklahoma City, Oklahoma, on December 15, 2017 at 3:45 p.m. A copy of this agenda is available on the OWRB website at www.owrb.ok.gov.

01000 1. CALL TO ORDER Chairman F. Ford Drummond

- A. Roll Call
- B. Discussion, Amendments, and Vote to Approve Official Minutes of the November 1, 2017, Regular Meeting.
- C. Executive Director's Report and possible discussion: **Ms. Julie Cunningham**
 - 1. Calendar Items
 - 2. Legislative Update
 - 3. Agency Update
- D. Financial Update **Mr. Cleve Pierce**
 - 1. Audit Report
 - 2. Budget Report

02000 2. FINANCIAL ASSISTANCE DIVISION Mr. Joe Freeman

- A. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Wilburton Public Works Authority, Latimer County. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Broken Arrow Municipal Authority, Tulsa County. Recommended for Approval.
- C. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Alva Utility Authority, Woods County. Recommended for Approval.
- D. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Goldsby Water Authority, McClain County. Recommended for Approval.

- E. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Oklahoma City Water Utilities Trust, Oklahoma County. Recommended for Approval.
- F. Consideration of and Possible Action on Selection of Bond Counsel in Connection with the Issuance of One or More Obligations to Provide Funding for the State Loan Program. Recommended for Approval.
- G. Consideration of and Possible Action on Selection of Investment Banker(s) in Connection with the Issuance of One or More Obligations to Provide Funding for the State Loan Program. Recommended for Approval.
- H. Consideration of and Possible Action on Selection of Bond Counsel in Connection with the Issuance of One or More Obligations to Provide Funding for the Clean Water State Revolving Fund and Drinking Water State Revolving Fund Loan Programs. Recommended for Approval.
- I. Consideration of and Possible Action on Selection of Investment Banker(s) in Connection with the Issuance of Obligations to Provide Funding for the Clean Water State Revolving Fund and Drinking Water State Revolving Fund Loan Programs. Recommended for Approval.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS Chairman Drummond

All of the items listed below under this Summary Disposition Agenda are recommended for approval.

Any item listed under this Summary Disposition Agenda may, at the request of any member of the Board, the Board's staff, or any other person attending this meeting, be transferred to the Special Consideration Agenda. Under the Special Consideration Agenda, separate discussion and vote or other action may be taken on any items already listed under that agenda or items transferred to that agenda from this Summary Disposition Agenda.

- A. Requests to Transfer Items from Summary Disposition Agenda to the Special Consideration Agenda, and Action on Whether to Transfer Such Items.
- B. Discussion, Questions, and Responses Pertaining to Any Items Remaining on Summary Disposition Agenda and Possible Action on Items Listed Below.
- C. Consideration of and Possible Action on Financial Assistance Division Items:
 - 1. Rural Economic Action Plan (REAP) Grant Applications:

| Item No. | Application No. | Entity Name | County | Amount Recommended |
|----------|-----------------|-------------|--------|--------------------|
| None | | | | |

D. Consideration of and Possible Action on Contracts and Agreements:

1. Amended Joint Funding Agreement between OWRB and the U.S. Geological Survey to do groundwater hydrological survey on Section (Reach) 1 of the Washita River Alluvium and Terrace Groundwater Basin to extend time frame of the originally signed 2015 agreement.
2. Professional Engineering Services Agreement between OWRB and Freese and Nichols, Inc., to implement the FEMA Cooperative Technical Partner Program in Oklahoma by creating accurate flood hazard data for OWRB.
3. Intergovernmental Agreement between OWRB and City of Tulsa, Oklahoma to assist in the completion of the FEMA Cooperative Technical Partner Program for flood hazard data for portions of Cooley Creek in the Bird Creek Watershed.
4. Agreement between OWRB and Aquatic Informatics, Inc., to provide electronic reporting tools for water data management compliance and provide secure cloud service while using and or accessing Aquatic's software system.
5. Professional Services Agreement between OWRB and Gold Systems, Inc., to provide ambient water quality data that is reported to EPA for total maximum daily load tracking.
6. Professional Services Agreement between OWRB and J. Gavin Brady Consulting, LLC., for floodplain management assistance to the Planning and Management Division.
7. Professional Services Agreement between OWRB and Tarigma Corporation for support service for the computer loan and grant tracking software used by the Financial Assistance Division.
8. Amendment to Agreement for Professional Engineering Services Agreement between OWRB and Lynker Technologies, LLC to complete stream water allocation model for the North Fork of the Red River.
9. Amendment to the Contract between OWRB and Department of Environmental Quality to revise the fee structure for laboratory services for implementation of water quality monitoring.

E. Consideration of and Possible Action on Applications for Temporary Permits to Use Groundwater:

1. Enid Municipal Authority, Major County, #2016-576
2. Enid Municipal Authority, Major County, #2017-508
3. Enid Municipal Authority, Major County, #2017-520
4. Ryan Cinnamon, Garfield County, #2017-531
5. Justin & Marisa Endersby, Woodward County, #2017-539

F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:

1. City of Enid/Enid Municipal Authority, Major County, #1980-718
2. Lazy E Arena, LLC, Logan County, #1984-576
3. Harold Mason, Grady County, #2001-563A

- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:
1. T Squared Land & Cattle, LLC, Woodward County, #2017-523
 2. Cimarex Energy Company, Canadian County, #2017-533
 3. Oklahoma Sand, LLC, Love County, #2017-543
 4. Corey and Greg Barnes, Texas County, #2017-552
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Terry E. DeMoss Family Trust, Blaine County, #1987-506
- I. Consideration of and Possible Action on Applications to Amend Prior Rights to Use Groundwater:
- None
- J. Consideration of and Possible Action on Applications for Regular Permits to Use Stream Water:
1. Gregory Winter, Blaine County, #2016-038
 2. Chris Sylte Real Estate Limited Partnership and Jason Sylte Real Estate Limited Partnership, McCurtain County, #2017-002
 3. Dunkin Families, LLC, Wagoner County, #2017-023
 4. Thomas B. Feagins, Kingfisher County, #2017-049
 5. Ryan & Dara Sullivan, Comanche County, #2017-050
- K. Consideration of and Possible Action on Applications to Amend Permits to Use Stream Water:
1. Buckhorn Sportsman Club, LLC, Murray County, #1949-043
 2. Dee Max & Kimmie Corbin, Custer County, #2014-004
- L. Consideration of and Possible Action on Dam and Reservoir Construction:
1. Hefner Lake Dam, Oklahoma County, #OK02535
 2. Omega Lake, Kingfisher County, #OK30522
 3. Didier Lake, Blaine County, #OK30523
 4. Crain Farm Dam #3, Caddo County, #OK30525
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:
1. New Licenses and Operators:

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| a. Licensee: Corrpro Companies, Inc. | DPC-1001 |
| 1. Operator: Dennis Coldiron | OP-2140 |
| 2. Operator: Justin Brittain | OP-2049 |
| b. Licensee: Aimright Testing & Engineering, LLC | DPC-0997 |
| 1. Operator: Brandon Parks | OP-2183 |
| c. Licensee: Tierra Corrosion Control, Inc. | DPC-0999 |
| 1. Operator: Johnny Kerr | OP-2219 |
| d. Licensee: Hummel Water Well Service | DPC-0995 |
| 1. Operator: Garret Gum | OP-2217 |
| e. Licensee: Randall Drilling, LLC | DPC-1003 |
| 1. Operator: Jason Randall | OP-2208 |

2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:
 - a. Licensee: Major Drilling DPC-0993
 1. Operator: Zane Plumlee OP-2214
 2. Operator: William Templeton OP-2215
 - b. Licensee: Talon/LPE DPC-0619
 1. Operator: Kent Wilkerson OP-2216

N. Consideration of and Possible Action on Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:

1. Oklahoma Department of Transportation, Sequoyah County, #FP-17-39
2. Oklahoma Department of Transportation, Craig County, #FP-17-42
3. Oklahoma Department of Transportation, Stephens County, #FP-17-44
4. Oklahoma Department of Transportation, Seminole County, #FP-17-45
5. Oklahoma Department of Transportation, Osage County, #FP-17-46
6. Oklahoma Department of Transportation, Bryan County, #FP-17-47
7. Oklahoma Department of Transportation, Grady County, #FP-17-48
8. Oklahoma Department of Transportation, Lincoln County, #FP-17-49
9. Oklahoma Turnpike Authority, Creek and Tulsa Counties, #FP-17-77

O. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:

1. Albert A. Walkup, City of Durant, #FPA-729
2. Jimmy J. Tramel, CFM, City of Pryor Creek, #FPA-730

04000 4. QUESTIONS AND DISCUSSION ABOUT AGENCY MATTERS AND OTHER ITEMS OF INTEREST Chairman Drummond

- A. Presentation and Discussion of Board Education Series, “Water Law 101.”
Interim General Counsel Sara Gibson

05000 5. SPECIAL CONSIDERATION Chairman Drummond

- A. Consideration of and Possible Action on Proposed Findings of Fact, Conclusions of Law and Board Order on Application for Temporary Permit to Use Groundwater No. 2017-502, Adam & Kelli Schilde, Kingfisher County:

1. Summary – **Mr. Kent Wilkins**
2. Discussion and presentation by parties
3. Possible Executive Session

As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act”.

(a) Vote on whether to hold Executive Session. Before it can be held, the Executive Session must be authorized by a majority vote of a quorum of members present and such vote must be recorded.

- (b) Designation of person to keep written minutes of Executive Session, if authorized.
- (c) Executive Session, if authorized.
- 4. Return to open meeting and possible vote or action on any matter discussed in the Executive Session, if authorized.
- 5. Vote on whether to approve the Proposed Order as presented or as may be amended, or vote on any other action or decision relating to the Proposed Order.

B. Consideration of and Possible Action on Items Transferred from Summary Disposition Agenda, if any.

6. NEW BUSINESS **Chairman Drummond**

Under the Open Meeting Act, this agenda item is authorized only for matters not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda.

7. ADJOURNMENT **Chairman Drummond**

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, January 16, 2018, at 9:30 a.m., at the Oklahoma Water Resources Board offices located at 3800 N. Classen Boulevard, Oklahoma City, OK 73118

12/15/2017