

# A G E N D A

## OKLAHOMA WATER RESOURCES BOARD

**June 18, 2019**

**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 June 14, 2019 at 3:30 p.m. A copy of this agenda is available on the OWRB website at [www.owrb.ok.gov](http://www.owrb.ok.gov).

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- 01000 1. CALL TO ORDER** **Vice Chairman Stephen B. Allen**
- A. Roll Call
- B. Discussion, Amendments, and Vote to Approve Official Minutes of the May 21, 2019, 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. Budget Report
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for Miami Special Utilities Authority, Ottawa County. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Miami Special Utilities Authority, Ottawa County. Recommended for Approval.
- C. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Durant City Utilities Authority, Bryan County. Recommended for Approval.

- D. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Nicoma Park Development Authority, Oklahoma County. Recommended for Approval.
- E. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for Owasso Public Works Authority, Tulsa 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 Clean Water State Revolving Fund and Drinking Water State Revolving Fund Loan Program. Recommended for Approval.

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS Vice Chairman Allen**

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:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
EODD				
a.	FAP-19-0012-R	Porum Public Works Authority	Muskogee	\$99,999.00

- D. Consideration of and Possible Action on Contracts and Agreements:
  - 1. Agreement with Arbitrage Compliance Specialist, Inc. for arbitrage services in connection with the issuance of state government entity obligations and indebtedness for OWRB loan programs.

2. Interagency Agreement with the Oklahoma Department of Environmental Quality Regarding the Drinking Water State Revolving Fund.
3. Professional Services Contact between OWRB and the Oklahoma Rural Water Association for training and education for water system board members and operators, technical assistance and long-term planning.
4. Professional Services Agreement between OWRB and BondLink, Inc. for investor support services for OWRB bond issuances.
5. Interagency Agreement between OWRB and the Oklahoma Department of Agriculture, Food and Forestry ("ODAFF") for collecting groundwater samples at monitoring wells of swine licensed managed feeding operations ("LMFOs").
6. Memorandum Agreement with USGS and Grand River Dam Authority for water monitoring and data collection.
7. Memorandum Agreement with USGS and Central Oklahoma Master Conservancy District for water monitoring and data collection.
8. Memorandum Agreement with USGS and Fort Cobb Reservoir Master Conservancy District for water monitoring and data collection.
9. Memorandum Agreement with USGS and Lugert-Altus Irrigation District for water monitoring and data collection.
10. Memorandum Agreement with USGS and City of Lawton for water monitoring and data collection.
11. Memorandum Agreement with USGS and Oklahoma Gas & Electric for water monitoring and data collection.
12. Memorandum Agreement with USGS and City of Moore for water monitoring and data collection.
13. Memorandum Agreement with USGS and City of Norman for water monitoring and data collection.
14. Memorandum Agreement with USGS and Hardage Site Remedy Corp for water monitoring and data collection.
15. Memorandum Agreement with USGS and Arkansas-Oklahoma Arkansas River Compact Commission for water monitoring and data collection.
16. Memorandum Agreement with USGS and CP Kelco for water monitoring and data collection.
17. Memorandum Agreement with Oklahoma Department of Wildlife Conservation for water monitoring and data collection.

18. Memorandum Agreement with USGS and Poteau Valley Improvement Authority for water monitoring and data collection.
  19. Interagency Agreement with DEQ to perform bathymetric surveys to determine lake oxygen quality standards.
  20. Interagency Agreement with DEQ to collect water quality data in Lake Arcadia and its watershed to assist in TMDL development.
  21. Amendment to Interagency Agreement with the Office of the Secretary of Energy and Environment to extend the budget and project period of the Water Quality Management Planning Program.
  22. Amendment to Interagency Agreement with Office of the Secretary of Energy and Environment to extend the budget and project period of the Water Management Planning Program.
- E. Consideration of and Possible Action on Applications for Temporary Permits to Use Groundwater:
1. Joe E. Mackey, Kingfisher County, #2013-639
  2. Vincent A. & Donna K. Barnes, Dewey County, #2019-506
  3. Chris Allen & Donna Jean Lawles, Caddo County, #2019-512
  4. Edward D. Repp and Mary Jane Repp Revocable Trusts, Washita County, #2019-517
- F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:
1. Dolese Bros. Co., Kingfisher County, #2001-503
  2. Dolese Bros. Co., Kingfisher County, #2007-571
  3. Dolese Bros. Co., Kingfisher County, #2009-540
  4. Dolese Bros. Co., Kingfisher County, #2009-551
  5. Stutzman Land, LLC, Custer County, #2015-515
- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:
1. Glen Dale Wilson and Jo Lynn Wilson Revocable Trusts, Dewey County, #2019-503
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Anna Marion Sarchet, Texas County, #2017-570
- I. Consideration of and Possible Action on Applications to Amend Prior Rights to Use Groundwater:
1. Nicoma Park Development Authority, Oklahoma County, #1973-087
- J. Consideration of and Possible Action on Applications for Regular Permits to Use Surface Water:
1. Pecan Plantation, LLC, Okmulgee County, #2018-081
  2. Alysea Bedell Johnson, Canadian County, #2019-014

K. Consideration of and Possible Action on Applications for Term Permits to Use Surface Water: None

L. Consideration of and Possible Action on Dam and Reservoir Construction: None

M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:

1. None

2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:

a. Licensee: Rusco Water Well DPC-0948

Operator: Cyle Colwell OP-2169

Activities: Groundwater wells

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, Rogers County, #FP-18-51
2. Oklahoma Department of Transportation, Rogers County, #FP-18-52
3. Oklahoma Department of Transportation, Stephens County, #FP-19-01
4. Oklahoma Department of Transportation, Stephens County, #FP-19-02
5. Oklahoma Department of Transportation, Stephens County, #FP-19-03
6. Oklahoma Department of Transportation, Stephens County, #FP-19-04
7. Oklahoma Department of Transportation, Woodward County, #FP-19-05
8. Oklahoma Department of Transportation, Lincoln County, #FP-19-07
9. Oklahoma Department of Transportation, Muskogee County, #FP-19-08

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

1. Jeremy Justin, Town of Carter, FPA-795
2. Jeb S. Jones, City of Eufaula, FPA-796
3. William A. McLain, Town of Gene Autry, FPA-797
4. Daniel J. Kassik, City of Guthrie, FPA-798
5. Shawn Alan Glidewell, City of Guymon, FPA-799
6. Rodney (Chris) Young, City of Lone Grove, FPA-800
7. Chad E. Holcomb, Ottawa County, FPA-801
8. Terry J. Blalock, City of Sulphur, FPA-802

**04000 4. QUESTIONS AND DISCUSSION ABOUT AGENCY MATTERS AND OTHER ITEMS OF INTEREST** **Vice Chairman Allen**

A. Presentation and Discussion of Board Education Series, "Contour Mapping of Lakes."  
**Mr. James Decker, Water Quality Programs Division**

**05000 5. SPECIAL CONSIDERATION** **Vice Chairman Allen**

A. Consideration of and Possible Action on Proposed Findings of Fact, Conclusions of Law and Board Order on Application for Regular Permit to Use Surface Water No. 2017-052, Oklahoma Energy Acquisitions, LP, 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 Proposed Findings of Fact, Conclusions of Law and Board Order in the Matter of the Reduction/Cancelation of Stream Water Permit Nos. 1985-043 and 2006-014, AES Shady Point, LLC, SS 2-1, LeFlore 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”.

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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.

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

**6. ELECTION OF OFFICERS** **Vice Chairman Allen**

**7. NEW BUSINESS** **Vice Chairman Allen**

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.

**8. ADJOURNMENT**

**Vice Chairman Allen**

The next regular meeting of the Oklahoma Water Resources Board is scheduled for Tuesday, July 16, 2019, at 9:30 a.m., at the Oklahoma Water Resources Board offices located at 3800 N. Classen Boulevard, Oklahoma City, OK 73118

6/14/2019