

A G E N D A

OKLAHOMA WATER RESOURCES BOARD

April 16, 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 April 12, 2019 at 4:15 p.m. A copy of this agenda is available on the OWRB website at www.owrb.ok.gov.

- 01000 1. CALL TO ORDER** **Chairman Jason Hitch**
- A. Roll Call
Presentation of Resolution of Appreciation to Jason W. Hitch
 - B. Discussion, Amendments, and Vote to Approve Official Minutes of the February 19, 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 Emergency Grant for Sardis Lake Water Authority, Pushmataha County. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Coalgate Public Works Authority, Coal County. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Laverne Public Works Authority, Harper County. Recommended for Approval.

- D. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Shawnee Municipal Authority, Pottawatomie County. Recommended for Approval.
- E. Consideration of and Possible Action on a Proposed Resolution Expressing Official Intent to Reimburse Costs of Loans for Drinking Water State Revolving Funds Projects. 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 a Proposed Resolution Selecting a Disclosure Counsel to the Board in Connection with the Board’s Financing Programs. Recommended for Approval.
- H. 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.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS Chairman Hitch

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>
SODA				
a.	FAP-18-0021-R	Bromide Public Works Authority	Johnston	Change of Scope

- D. Consideration of and Possible Action on Contracts and Agreements:
1. Contract for Legal Services between the Oklahoma Office of Attorney General and OWRB providing an attorney to act as Hearing Examiner (Lyn Martin-Diehl)
 2. Contract for Legal Services between the Oklahoma Office of Attorney General and OWRB providing an attorney to act as Hearing Examiner (Joe Ashbaker)
 3. Intergovernmental Agreement between the City of Oklahoma City and OWRB to provide engineering services to OKC for Lightning Creek Study
- E. Consideration of and Possible Action on Applications for Temporary Permits to Use Groundwater:
1. Linda Dobbins, Custer County, #2014-512
 2. Rex Sparkman, McClain County, #2018-525
 3. New Sunrise Farms, LLC, Adair County, #2018-570
 4. Superior Silica Sand, LLC, Kingfisher County, #2018-574
 5. Tran and Tran, LLC, Delaware County, #2018-590
 6. Kathy I. Coons, Dewey County, #2018-602
 7. Ross K. Pickens, Custer County, #2018-613
 8. Tori Michelle Baker, Dewey County, #2018-617
 9. Danielle Nichole Stone, Ottawa County, #2018-621
 10. Trung Nguyen and Fam Saephan, Delaware County, #2019-504
- F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:
1. Deer Creek Water Corporation, Oklahoma County, #1981-879
 2. Donald L. & Melodee A. Ellsworth, Stephens County, #2001-507
 3. Andrew Wallace Sproul, Jr. & Paula Rae Sproul, Major County, #2014-521
 4. United Ag, LLC, Harmon County, #2018-516
- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:
1. Southern Oklahoma Water Corporation, Love County, #2018-604
 2. Corey Barnes and Greg Barnes, Texas County, #2018-607
 3. Donald L. Graber, Texas County, #2018-615
 4. DML Farms, LLC, Rogers Mills County, #2019-501
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Woodward County Rural Water District No. 2, Woodward County, #1974-010
 2. Mission Funding, LLC, Major County, #1976-808
 3. Dale & Velma Hughes Living Trust, Custer County, #1985-592
- I. Consideration of and Possible Action on Applications to Amend Prior Rights to Use Groundwater:
1. United Ag, LLC, Harmon County, #1966-547
 2. Deer Creek Water Corporation, Oklahoma County, #1971-530

- J. Consideration of and Possible Action on Applications for Regular Permits to Use Surface Water:
1. Daniel Bryan & Cyanne R. Williams, Muskogee County, #2018-038
- K. Consideration of and Possible Action on Applications for Term Permits to Use Surface Water:
1. Charles E. Roberts & Connie Kay Roberts Revocable Trust, Dewey County, #2018-018
 2. Kast Trust Farms, Washita County, #2018-083
 3. Bluefin Water Solutions, LLC, McClain County, #2018-085
 4. Rex Sparkman, McClain County, #2018-094
- L. Consideration of and Possible Action on Dam and Reservoir Construction:
1. RD Land & Materials, LLC (E Winter Creek), Grady County, OK30565
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:
1. New Licenses, Accompanying Operator Certificates and Activities:
 - a. Licensee: Red River Drilling DPC-1007
Operator: Ryan Curbow OP-2274
 - b. Licensee: 4G Water Well Service DPC-1009
Operator: Scottie Schilling OP-2275
 - c. Licensee: Rogers Water Well Service DPC-1011
Operator: Roger Magana OP-2276
 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses
 - a. Licensee: Summers Well Drilling DPC-0568
Operator: Benjamin Summers OP-2277
 - b. Licensee: Davis Water Well Service DPC-0197
Operator: Hunter Jones OP-2278
 - c. Licensee: Mesa Products DPC-0931
Operator: James White OP-2279
Operator: Johnny Green OP-2280
- 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, Garvin County, #FP-18-25
 2. Oklahoma Department of Transportation, Beckham County, FP-18-28
 3. Oklahoma Department of Transportation, Pawnee County, FP-18-29
 4. Oklahoma Department of Transportation, Cotton County, FP-18-32
 5. Oklahoma Department of Transportation, Cotton County, FP-18-33
 6. Oklahoma Turnpike Authority, Cotton County, FP-19-06
- O. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:
1. Marilyn K. Bentley, Town of Bessie, FPA-781
 2. Kandis D. Gollihare, Harmon County, FPA-782
 3. Jimmy R. Joslin, City of Hobart, FPA-783
 4. Tawanna R. Cathey, Pittsburg County, FPA-784
 5. Zachery P. Henson, City of Stillwater, FPA-785

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

No Items.

05000 5. SPECIAL CONSIDERATION Chairman Hitch

A. Consideration of and Possible Action on Proposed Findings of Fact, Conclusions of Law and Board Order on Application to Amend Temporary Permit to Use Groundwater No. 2011-547, Jim and Judy Grellner, 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 Hitch

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 Hitch

"Water Appreciation Day" will be held at the State Capitol Building, 2300 N. Lincoln Boulevard, Oklahoma City, OK, on Wednesday, April 17, 2019, 9:00 a.m.-3:00 p.m. Fourth Floor Rotunda.

The next regular meeting of the Oklahoma Water Resources Board is scheduled for Tuesday, May 21, 2019, at 9:30 a.m., at the Oklahoma Water Resources Board offices located at 3800 N. Classen Boulevard, Oklahoma City, OK 73118

4/12/2019