

AGENDA
OKLAHOMA WATER RESOURCES BOARD

October 18, 2022
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 October 13, 2022 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 Matt Muller

- A. Roll Call.
- B. Discussion, Amendments, and Vote to Approve Official Minutes of the September 20, 2022 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 and Possible Discussion **Mr. Cleve Pierce**

02000 2. FINANCIAL ASSISTANCE DIVISION Mr. Joe Freeman

- A. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Norman Utilities Authority, Cleveland County, Oklahoma. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for The Lawton Water Authority, Comanche County, Oklahoma. Recommended for Approval.
- C. Presentation on State Revolving Fund Programs and Market Update by Financial Advisor.
- D. 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.
- E. Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Bonds - Clean Water Program (2019 Master Trust), in the Aggregate Principal

Amount Not to Exceed \$250,000,000.00; Approving and Authorizing Execution of a Bond Indenture Providing for the Issuance of the Bonds; Providing for the Sale and Delivery of the Bonds and Authorizing a Certificate of Determination; Waiving Competitive Bidding on the Bonds and Authorizing the Sale Thereof by Negotiation Pursuant to the Terms of a Contract of Purchase Pertaining Thereto; Approving a Preliminary Official Statement with Respect to the Bonds; Authorizing Execution of Such Other and Further Instruments, Certificates, and Documents as May Be Required for the Issuance of the Bonds; Directing Payment of Costs of Issuance and Containing Other Provisions Relating to the Issuance of the Bonds. Recommended for Approval.

- F. Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Bonds - Drinking Water Program (2019 Master Trust), in the Aggregate Principal Amount Not to Exceed \$250,000,000.00; Approving and Authorizing Execution of a Bond Indenture Providing for the Issuance of the Bonds; Providing for the Sale and Delivery of the Bonds and Authorizing a Certificate of Determination; Waiving Competitive Bidding on the Bonds and Authorizing the Sale Thereof by Negotiation Pursuant to the Terms of a Contract of Purchase Pertaining Thereto; Approving a Preliminary Official Statement with Respect to the Bonds; Authorizing Execution of Such Other and Further Instruments, Certificates, and Documents as May Be Required for the Issuance of the Bonds; Directing Payment of Costs of Issuance and Containing Other Provisions Relating to the Issuance of the Bonds. Recommended for Approval.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS

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:
None
 - 2. CWSRF Principal Forgiveness Loan Applications:
None

3. DWSRF Principal Forgiveness Loan Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	ORF-20-0026-DW	Loyal Public Works Authority	Kingfisher	\$800,000.00

4. Sewer Overflow and Stormwater Reuse Municipal Grants (“OSG”):
None

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

1. Rehabilitation of high hazard potential dams grant agreement between OWRB and the City of Okmulgee, Okmulgee County for the Okmulgee Lake Dam Rehabilitation Study.

2. Rehabilitation of high hazard potential dams grant agreement between OWRB and the City of Shawnee, Pottawatomie County for the Shawnee City Lake No. 1 Dam Rehabilitation Study.

3. Agreement Amendment between the Office of the Secretary of Energy and Environment and OWRB extending the project period for the Clean Water Act Regional Wetlands Development Program.

4. No-cost Amendment to Professional Services Agreement between Gold Systems, Inc. and OWRB extending contract end date and statement of work end date for contract providing ambient water quality data that is reported to EPA for total maximum daily load tracking.

5. Agreement between OWRB and Marriott Hotel at Reed Conference Center for the hotel to provide a group block of hotels rooms for the 2022 Governor's Water Conference.

6. Agreement between OWRB and Midwest City Municipal Authority at the Reed Conference Center to provide meeting rooms and catering services for the 2022 Governor's Water Conference.

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

1. Timothy J & Kellie Lee McDonald, Harmon County, 2022-518

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

None

G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:

1. Jeff & Jeri Slatten, Beaver County, 2022-507

- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
 - 1. Dean Simmons Farms, Dean & Twylah Simmons, et al, Texas County, 2001-582
- I. Consideration of and Possible Action on Applications to Amend Prior Right to Use Groundwater:
 - None
- J. Consideration of and Possible Action on Applications to for Term Permits to Use Stream Water:
 - None
- K. Consideration of and Possible Action on Applications for Regular Permits to Use Stream Water:
 - None
- L. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Stream Water:
 - None
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:
 - 1. New Licenses, Accompanying Operator Certificates and Activities:
 - A. Licensee: Red Sand Drilling DPC-0906
 - 1. Operator: Kenneth Schovanec OP-2045
 - Activities: Groundwater Wells
 - B. Licensee: Clune Construction, LLC DPC-1028
 - 2. Operator: John Clune OP-2426
 - Activities: Monitoring Wells
 - 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:
 - A. Licensee: Oklahoma Environmental Services DPC-0363
 - 1. Operator: Alan Baxter OP-2427
 - Activities: Monitoring Wells
- N. Consideration of and Possible Action on Dam and Reservoir Construction:
 - 1. Tulsa Dev., LLC., (Estates at Lynn Lake), #OK30602, Tulsa County
- O. Consideration of and Possible Action on Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:
 - None
- P. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:
 - 1. Julie Musgraves, McIntosh County, #FPA-796

04000 4. QUESTIONS AND DISCUSSION ABOUT AGENCY MATTERS AND OTHER ITEMS OF INTEREST **Chairman Matt Muller**

- A. Agency Enforcement Procedures Update
 - 1. Presentation – **Mr. Richard Cole**

2. Questions and discussion by Board
- B. 2025 Oklahoma Comprehensive Water Plan Update
1. Presentation – **Ms. Amber Wooten**, Carollo Engineers
 2. Questions and discussion by Board

05000 5. SPECIAL CONSIDERATION

Chairman Matt Muller

- A. Consideration of and Possible Action on Application for Regular Permit to Use Surface or Stream Water No. 2016-028, Todd A. & Jessica D. Parker, McClain County, Oklahoma:
1. Summary – **Mr. Chris Neel**
 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 Matt Muller

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 Matt Muller

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, November 15, 2022 at 9:30 a.m. in the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK 73118.

10/13/2022