

**FINAL AGENDA
OKLAHOMA WATER RESOURCES BOARD**

**August 20, 2024
9:30 A.M.**

3800 N. Classen Blvd., Oklahoma City, Oklahoma 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 August 16, 2024, at 3:00 p.m. A copy of this agenda is available on the OWRB website at [Oklahoma.gov/owrb](https://oklahoma.gov/owrb).

01000 1. CALL TO ORDER

Chairman Jennifer Castillo

- A. Roll Call.
- B. Discussion, Amendments, and Vote to Approve Minutes of the June 18, 2024, Regular Meeting.
- C. Executive Director’s Report and possible discussion: **Director 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 State Loan Program Revenue Bond Loan Funding Application for the Okemah Utilities Authority, Okfuskee County, Oklahoma. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for the Broken Arrow Municipal Authority, Tulsa County, Oklahoma. 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. Emergency Grant Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	FAP-24-0007-G	City of Kaw City	Kay	\$ 26,474.95

2. 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>
ASCOG a.	FAP-24-0103-R	Water District No. 5, Comanche County, Oklahoma	Rural Comanche	\$ 150,000.00

3. CWSRF 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-24-0049-CW	The Mannford Works Authority	Public Creek	\$ 191,550.00
b.	ORF-22-0019-CW	Fairmont Works Authority	Public Garfield	\$ 221,500.00
c.	ORF-25-0018-CW	The Arapaho Works Authority	Public Custer	\$ 285,000.00
d.	ORF-24-0021-CW	Hollis Works Authority	Public Harmon	\$ 332,500.00
e.	ORF-24-0011-CW	The Crescent Works Authority	Public Logan	\$ 332,500.00
f.	ORF-24-0008-CW	Arkoma Authority	Municipal LeFlore	\$ 400,000.00
g.	ORF-24-0001-CW	El Reno Municipal Authority	Canadian	\$ 1,500,000.00

4. DWSRF Principal Forgiveness Loan Applications:
None.

5. Sewer Overflow and Stormwater Reuse Municipal Grants (“OSG”)

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	OSG-25-0001-G	Taneha Authority	Utilities Creek	\$ 739,000.00

6. American Rescue Plan Act (ARPA) Grant Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	ARP-23-0029-DTG	The Eufaula Public Works Authority	McIntosh	\$ 102,000.00
b.	ARP-23-0202-G	Oklahoma City Utilities Trust	Water Oklahoma	\$ 2,000,000.00
c.	ARP-23-0017-DPG	The Lawton Authority	Water Comanche	\$ 2,000,000.00
d.	ARP-23-0042-DTG	Rural Water, Sewer, and Solid Waste Management District No. 4, Atoka County, Oklahoma	Atoka	\$ 2,381,032.77

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

1. Agreement between the State of Oklahoma by and through the Oklahoma Water Resources Board and Geotech Environmental Equipment, Inc. for the provision of a supplier to assist in the process of replacing sensors while maintaining the existing parts of the deployment and expanding the network to include new wells.
2. Third Amendment to the Grant Agreement with the Office of Management and Enterprise Services for the administrative services related to the American Rescue Plan Act Grant Funds designated by the Legislature for the Tribal cooperation grant matching funds for water and wastewater infrastructure projects.
3. Non-Assistance Cooperative Agreement between the U.S. Dept. of Agriculture and OWRB to conduct a field investigation to support hydrologic research and provide a database on stream flow and water quality in the Little Washita River and Fort Cobb Reservoir Lake Experimental Watersheds.

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

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1. The Family of John Warren and Darla Elaine Tharp, Kay County, 2024-504
2. Aaron and Carla Rose Stutzman, Washita County, 2024-545

3. Marissa Graf, Caddo County, 2024-555
 4. Steven F. and Lori R. Irwin, Major County, 2024-559
 5. Irwin Bros., LLC. Major County, 2024-560
- 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. Anthony R. Thornton Sr. and Mary Ann Thornton, Okfuskee County, 2022-571
 2. Comanche Exploration Co., LLC, Major County, 2023-636
 3. Nickolas and Danielle Gaddis, Creek County, 2024-505
 4. Caleb and Kassidi Wootton, Greer County, 2024-526
 5. Michael Smith, Woodward County, 2024-550
 6. Ace and Amy Berry, Texas County, 2024-551
 7. James Chad Smith, Roger Mills County, 2024-572
 8. Paul Dean and Karina V. Blaser, Texas County, 2024-585
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Dwayne E. and Krystal K. Martin, Tillman County, 1974-029
- I. Consideration of and Possible Action on Applications to Amend Prior Right to Use Groundwater:
1. Jason W. and Amber L. Lawles, Caddo County, 1955-033B
- J. Consideration of and Possible Action on Applications to for Term/Seasonal 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:

None

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

A. Licensee: Dawson's Water Well Service, LLC DPC-0978

1. Operator: Kolyn Dawson OP- 2546

Activities: Pump installation

B. Licensee: Conetec, Inc DPC-1008

2. Operator: Alejandro Sancen OP- 2547

Activities: Monitoring wells

N. Consideration of and Possible Action on Dam and Reservoir Construction:

None

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

1. Mid-America Industrial Park, Mayes County, FP-2024-10

2. Oklahoma Turnpike Authority, Oklahoma County, FP-2024-11

3. Northeastern Oklahoma A&M College, Ottawa County, FP-2024-12

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

1. Losco Hunter, Payne County, #FPA-612

2. Dennis Meyers, Comanche County, #FPA-153

3. Banai Jonathan, Seminole County, #FPA-430

4. Cindy Gaddis, Kay County, #FPA-027

Q. Consideration of and Possible Action on a Proposed Acquisition of a Rural Water District:

1. Acquisition of Sequoyah County Rural Water District No. 3, Sequoyah County, by Sequoyah County Water Association, Sequoyah County

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

A. Employee Recognition

Chairman Jennifer Castillo

05000 5. SPECIAL CONSIDERATION

Chairman Jennifer Castillo

A. Consideration of and Possible Action on Proposed Default Order Finding Violations and Assessing Penalty for Use of Groundwater Without a Permit for Jesus Hernandez dba Whitestone Farms, LLC, Adair 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, if any.

06000 6. NEW BUSINESS

Chairman Jennifer Castillo

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.

07000 7. ADJOURNMENT

Chairman Jennifer Castillo

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, September 17, 20, 2024, at 9:30 am. In the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK 73118.