

**FINAL AGENDA
OKLAHOMA WATER RESOURCES BOARD**

**April 16, 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 April 12, 2024, at 1:00 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 March 19, 2023, 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 Clean Water Funding Application for The Duncan Public Utilities Authority, Stephens County, Oklahoma. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for the Norman Utilities Authority, Cleveland 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:
None.
2. Rural Economic Action Plan (REAP) Grant Applications:
None.
3. CWSRF Principal Forgiveness Loan Applications:
None.
4. DWSRF Principal Forgiveness Loan Applications:
None.
5. Sewer Overflow and Stormwater Reuse Municipal Grants (“OSG”)
None.
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	\$ 400,000.00
b.	ARP-23-0295-G	City of Anadarko	Caddo	\$ 600,000.00
c.	ARP-23-0160-G	City of Sallisaw	Sequoyah	\$ 626,461.00
d.	ARP-23-0106-G	Rural Water District No. 3, Delaware County	Delaware	\$ 660,000.00
e.	ARP-23-0143-G	Pawnee Public Works Authority	Pawnee	\$ 999,993.63
f.	ARP-23-0230-G	The Eufaula Public Works Authority	McIntosh	\$ 1,000,000.00
g.	ARP-23-0164-G	Town of Bromide	Johnston	\$ 1,000,000.00
h.	ARP-23-0020-DPG	Foss Reservoir Master Conservancy District	Custer	\$ 1,409,648.00
i.	ARP-23-0291-G	The Lawton Water Authority	Comanche	\$ 2,000,000.00
j.	ARP-23-0267-G	City of Sand Springs	Tulsa	\$ 2,000,000.00
k.	ARP-23-0012-DPG	River Parks Authority	Tulsa	\$ 4,200,000.00

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

1. Resolution authorizing an application for funding assistance through the Environmental Protection Agency's Sewer Overflow and Stormwater Reuse Municipal Grant Program to provide assistance in the form of sub-awards to address infrastructure needs for combined sewer overflows, sanitary sewer overflows, and stormwater management.
2. Interagency Agreement between the Department of Environmental Quality and OWRB to complete a pre-TMDL study for Boomer Lake, located in Stillwater, Ok. This will be a 2-year monitoring project to collect data needed to complete a TMDL. Work will be done on the lake and in the watershed.
3. Interagency Agreement between the Department of Environmental Quality and OWRB for bathymetric mapping of lakes currently listed as impaired for Dissolved Oxygen. This work is a continuation of that done in previous years. The agreement is for two fiscal years.

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

1. Olive Tree Realty, LLC, McClain County, 2023-580
2. Theodore Calvin and Amy Nicole Koehn, Dewey County, 2023-587

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:

None

H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:

1. Jessie H. Hoskins, Blaine County, 2008-528

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/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:

a. Licensee: W5 Waterwell Service, LLC DPC-1038

1. Operator: Colton Wear OP-2525

Activities: groundwater wells

b. Licensee: Vanguard Well Resources DPC-1040

2. Operator: Jacob Friessen OP-2526

Activities: Groundwater wells

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

a. Licensee: Layne Christensen DPC-0123

1. Operator: Jason McKinney OP-2508

Activities: Groundwater wells and monitoring wells

b. Licensee: Layne Christensen DPC-0123

2. Operator: Bobby Roberts OP-2509

Activities: Groundwater wells and monitoring wells

c. Licensee: Layne Christensen DPC-0123

3. Operator: Cody Lotze OP-2510

Activities: Groundwater wells and monitoring wells

d. Licensee: Northwest Waterwell Service DPC-0845

4. Operator: Hunter Reihm OP- 2527

Activities: Groundwater wells and pump installation

e. Licensee: Vista GeoScience, LLC DPC-0788

5. Operator: Theodore Stockwell OP-2521

Activities: Monitoring wells

f. Licensee: Vista GeoScience, LLC DPC-0788

6. Operator: Luka Pavlakis OP-2522

- Activities: Monitoring wells
- g. Licensee: Vista GeoScience, LLC DPC-0788
- 7. Operator: Benjamin Alcox OP-2523
- Activities: Monitoring wells
- h. Licensee: Vista GeoScience, LLC DPC-0788
- 8. Operator: Noah Willoughby OP-2524
- Activities: Monitoring wells
- h. Licensee: May Waterwell Drilling DPC-0615
- 9. Operator: Keith May OP-2528
- Activities: groundwater wells and pump installation
- h. Licensee: May Waterwell Drilling DPC-0615
- 10. Operator: Larry Williams OP-2529
- Activities: Groundwater wells and pump installation

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

- 1. Whittington Dam, Love County, OK10248

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. Shannon Lee, Garfield County, #FPA-817
- 2. Linda Garcia, Kingfisher County, #FPA-705
- 3. Sean Fairbairn, Grady County, #FPA-843
- 4. Stephen Hendricks, Major County, #FPA-28
- 5. Cody Gilbert, McCurtain County, #FPA-629

04000 4. QUESTIONS AND DISCUSSION ABOUT AGENCY MATTERS AND OTHER ITEMS OF INTEREST **Chairman Jennifer Castillo**

- A. No Items

A. Consideration of and Possible Action on Application for a Temporary Groundwater Right No. 2022-526, R3 Realty Group, LLC, Love 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 Application for a Stream Water Right No. 2022-024, Salt Creek Duck Club, LLC, Pottawatomie 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.

C. 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

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, May 21, 2024, at 9:30 am. In the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK 73118.