

# A G E N D A

## OKLAHOMA WATER RESOURCES BOARD

**March 19, 2013**

**1:30 p.m.**

3800 N. Classen Boulevard  
Oklahoma City, OK 73118

The members of the Oklahoma Water Resources Board may gather at the State Capitol to attend activities associated with "Water Appreciation Day at the Capitol," scheduled on the Fourth Floor Rotunda from 9:00 a.m. through 2:00 p.m. No discussion or action will be taken by a quorum of the members during any activity at the Capitol.

The members of the Oklahoma Water Resources Board will then convene at 1:30 p.m. on March 19, 2013, at the Board's offices at 3800 N. Classen Boulevard, Oklahoma City, Oklahoma, to conduct the regular monthly meeting of the Oklahoma Water Resources Board and to consider the agenda items listed below.

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 March 15, 2013 at 3:00 p.m. A copy of this agenda is available on the OWRB website at [www.owrb.ok.gov](http://www.owrb.ok.gov). Revised items are indicated by "•" and italics.

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- 01000 1. CALL TO ORDER** **Vice Chairman Linda Lambert**
- A. Roll Call
  - B. Discussion, Amendments, and Vote to Approve Official Minutes of the February 19, 2013, Regular Meeting.
  - C. Executive Director's Report. **Mr. J.D. Strong**
  - D. Monthly Budget Report **Ms. Amanda Storck**
- 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 Rural Water and Sewer District No. 5, Garfield County. Recommended for Approval
  - B. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for Seiling Public Works Authority, Dewey County. Recommended for Approval.

- C. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for The Grove Municipal Services Authority, Delaware County. Recommended for Approval
- D. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for Shawnee Municipal Authority, Pottawatomie County. Recommended for Approval.
- E. Consideration of and Possible Action on a Proposed Order Approving State Loan Program Revenue Bond Loan Funding Application for Tulsa Metropolitan Utility Authority, Tulsa County. Recommended for Approval.

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

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. Recommended for Approval.
- C. 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>
GGEDA				
a.	FAP-10-0002-R	Fairland Public Works Authority	Ottawa	\$99,999.00
KEDDO				
b.	FAP-10-0001-R	Rural Water District #6	McCurtain	\$99,900.00

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
  - 1. Memorandum Agreement with U.S. Department of the Interior, Bureau of Reclamation, Fort Cobb Reservoir Master Conservancy District, and Foss Reservoir Master Conservancy District for Upper Washita Basin Study.

2. No-Cost Time Extension Agreement with AMEC Environment & Infrastructure Inc. for Allocation Modeling of a Portion of Canadian River System.
  3. Contract with Attorney General's Office for Legal Services.
  4. Intergovernmental Agreement with Waurika Lake Master Conservancy District for Hydrographic Survey of Lake Waurika.
  5. Contract with Oklahoma Groundwater Association for Continuing Education Services for Well Drillers and Pump Installers.
- E. Applications for Temporary Permits to Use Groundwater:
1. Andy Vu Nguyen, Adair County, #2012-656
  2. Blake Ventures, LLC, Kingfisher County, #2012-673
  3. Jordan & Sarah Gunter, Caddo County, #2012-688
  4. Loretta Rae Jones, Marilyn Kaye Graham & Kenneth Dean Hodges, Caddo County, #2012-690
  5. Jerry & Marie Loula, Caddo County, #2012-692
- F. Applications to Amend Temporary Permits to Use Groundwater:
1. Enid Municipal Authority, Woods County, #1982-965
- G. Applications for Regular Permits to Use Groundwater:
1. Michael J. & Kathy Lee Martin, Greer County, #2011-583
  2. Harry J. & Linda K. Minns, Cimarron County, #2012-666
  3. McCurtain Farm, LLC, McCurtain County, #2012-676
  4. Knosby Farm, LLC, McCurtain County, #2012-678
- H. Applications to Amend Prior Rights to Use Groundwater:
1. Loretta Rae Jones, Marilyn Kaye Graham & Kenneth Dean Hodges, Caddo County, #1953-120
- I. Applications for Regular Permits to Use Stream Water:
1. McCurtain Farm, LLC, McCurtain County, #2012-065
  2. Richard A. & Sonja G. Ford, Haskell County, #2012-066
- J. Applications for Term Permits to Use Stream Water:
1. TransCanada Keystone Pipeline LP, Atoka County, #2012-068
- K. Applications to Amend Regular Permits to Use Stream Water:
1. Daniel Williams, Muskogee County, #2002-056
- L. Well Driller and Pump Installer Licensing:
1. New Licenses, Accompanying Operator Certificates and Activities:
    - a. Licensee: WP Drilling DPC-0865
    1. Operator: Gary Walther OP-1961
    - Activities: Groundwater wells, groundwater test holes and observations wells  
Water well pumps
    - b. Licensee: Bass Corrosion Services, Inc., dba Bass Engineering Company DPC-0867

- 1. Operator: Don Ashcraft OP-1966  
Activities: Cathodic protection
- c. Licensee: Patterson Charles Brandenburg DPC-0869
- 1. Operator: Patterson Charles Brandenburg OP-1967  
Activities: Groundwater wells, groundwater test holes and observations wells  
Water well pump
- d. Licensee: Sam Hummel Consulting, LLC DPC-0871
- 1. Operator: Sam Hummel OP-1968  
Activities: Groundwater wells, groundwater test holes and observation wells  
Water well pumps.
- 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses;
  - a. Licensee: Associated Environmental Industries Corp. DPC-0269
  - 1. Operator: William Joseph Newman, III OP-1962  
Activities: Monitoring wells and geotechnical borings
  - b. Licensee: Enercon Services, Inc. DPC-0549
  - 1. Operator: John Phillip Kelley OP-1963  
Activities: Monitoring wells and geotechnical borings
  - c. Licensee: James L. Binkley DPC-0642
  - 1. Operator: Joshua Christopher Harrison OP-1965  
Activities: Groundwater wells, groundwater test holes and observation wells  
Water well pumps

M. Dam and Reservoir Construction:

None

N. Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:

None

O. Applications for Accreditation of Floodplain Administrators:

Names of floodplain administrators to be accredited and their associated communities are individually set out in the March 19, 2013 packet of Board materials.

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

A. No items

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

A. No items

B. Items transferred from Summary Disposition Agenda, if any.

**6. PROPOSED EXECUTIVE SESSION**

**Vice Chairman Lambert**

As authorized by the Oklahoma Open Meeting Act in Section 307(B)(4) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation or proceeding in the public interest.

*Pursuant to this provision, the Board proposes to hold an executive session for the purpose of discussing Chickasaw Nation and Choctaw Nation v. Fallin, et al., Oklahoma Water Resources Board v. United States on behalf of the Choctaw Nation et al., and Tarrant Regional Water District v. Herrmann, et al.*

Statement by legal counsel advising on whether disclosure of the discussion of the litigation will seriously impair the ability of the Board and State to conduct the present and proposed litigation in the public interest.

- A. Vote on whether to hold Executive Session upon determination that disclosure of the discussion of the litigation will seriously impair the ability of the Board and State to conduct the present and proposed litigation in the public interest. 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.

Return to open meeting and possible vote or action on any matter discussed in the Executive Session.

**7. VOTE(S) ON POSSIBLE ACTION(S), IF ANY, RELATING TO MATTERS DISCUSSED IN EXECUTIVE SESSION IF AUTHORIZED.**

**8. NEW BUSINESS**

**Vice Chairman Lambert**

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.

**9. ADJOURNMENT**

**Vice Chairman Lambert**

The next regular meeting of the Oklahoma Water Resources Board will be held Tuesday, April 16, 2013, at 9:30 a.m., at the Oklahoma Water Resources Board, 3800 N. Classen Boulevard, Oklahoma City, Oklahoma.