

A G E N D A

OKLAHOMA WATER RESOURCES BOARD

December 14, 2004
9:30 a.m.

Oklahoma Water Resources Board
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 December 7, 2004 at 4:00 p.m. A copy of this agenda is available on the OWRB website at www.owrb.state.ok.us. Revised items are indicated by “•” and italics.

- 01000 1. CALL TO ORDER** **Chairman Mitchell**
- A. Invocation
 - B. Roll Call
 - C. Discussion, Amendments, and Vote to Approve Official Minutes of the November 9, 2004, Regular Meeting.
 - D. Executive Director's Report. **Mr. Duane Smith**
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #21, Osage County, Oklahoma. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Ardmore Public Works Authority, Carter County, Oklahoma. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Loan for Stillwater Utilities Authority, Payne County. Recommended for Approval.
 - D. Consideration of and Possible Action on a Proposed Order Approving Increase in Obligation of Funds for Harrah Public Works Authority, Oklahoma County. Recommended for Approval.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS

Chairman Mitchell

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 Action on Items and Approval of Items 3. C through 3. N.
- C. Consideration of Approval of the Following Applications for REAP Grants in Accordance with the Proposed Orders Approving the Grants:

<u>REAP Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
COEDD				
1.	FAP-04-0005-R	Rural Water District #1	Okfuskee	\$88,000.00
NODA				
2.	FAP-04-0058-R	Rural Water, Sewer & Solid Waste Management District #4	Noble	39,999.00
SODA				
3.	FAP-04-0068-R	Town of Stonewall	Pontotoc	99,863.20
4.	FAP-04-0045-R	Wapanucka Public Works Authority	Johnston	59,000.00

- D. Contract and Agreements Recommended for Approval
 - 1. Consideration of Extension and Amendment Agreement with the Indian Nations Council of Governments for Water Quality Study of Polecat Creek.
 - 2. Consideration of Joint Funding Agreement with the U. S. Geological Survey for Streamflow Monitoring in the Little Washita River Basin.
 - 3. Consideration of Joint Funding Agreement with the U. S. Geological Survey for Continuation of Work on the Arbuckle-Simpson Aquifer Project.
 - 4. Consideration of Interagency Agreement with the Office of the Secretary of Environment for Revision of Oklahoma's Water Quality Standards and Associated Implementation Documents.
 - 5. Consideration of Contract with the University of Oklahoma College of Continuing Education to Host a Workshop for Floodplain Managers.

- 6. Consideration of Renewal Agreement with AES Shady Point, Inc. for Poultry Burn Pilot Project.

- E. Applications for Temporary Permits to Use Groundwater:
 - 1. Krehbiel Properties, L.L.C., Caddo County, #1998-544
 - 2. David J. & Sandi G. Horinek, Kay County, #2001-521
 - 3. Dolese Bros. Co., Canadian County, #2004-581

- F. Applications to Amend Temporary Permits to Use Groundwater:
 - 1. Deep Fork Farm, L.L.C., Oklahoma County, #2003-574

- G. Applications for Regular Permits to Use Groundwater:
 - 1. John D. Groendyke, Garfield County, #2004-565

- H. Applications to Amend Regular Permits to Use Groundwater:
 - 1. Charles V. & Amelia Keahey, Beckham County, #2001-535

- I. Applications for Regular Permits to Use Stream Water:
 - 1. Edgar Leon Wilson, Nowata County, #2004-021
 - 2. Shady Grove RWD #5, McIntosh County, #2004-027
 - 3. Meridian Aggregates Company, L.P., Johnston County, #2004-033

- J. Applications for Term Permits to Use Stream Water:
 - 1. Irene Yates, Jackson County, #2004-022

- K. Proposed Order for Informal Disposition by Default for Administrative Reductions and Cancellations of Rights to Use Stream Water:
 - 1. Elmer Harrison, Roger Mills County, #1939-003
 - 2. Elise I. Stephens, Roger Mills County, #1952-586
 - 3. Glenna Belle Crane, Roger Mills County, #1953-490
 - 4. Burl Timms, Roger Mills County, #1955-1149
 - 5. Russell Calvert, Roger Mills County, #1958-089
 - 6. Burl Timms, Roger Mills County, #1958-127
 - 7. Luther C. Smith, Roger Mills County, #1960-091
 - 8. Jeff Prestridge, Roger Mills County, #1962-017
 - 9. James W. Chalfant, Roger Mills County, #1962-036
 - 10. Allie Smith, Roger Mills County, #1963-113
 - 11. Eddie Barnard, Roger Mills County, #1991-061

- L. Well Driller and Pump Installer Licensing:

New Operators and/or Activities for Existing Licenses:

 - 1. Licensee: Nelson Pump Company DPC-0146
Operator: Kelli M. Nelson OP-1419
Activities: Groundwater wells, test holes and observation wells
 - 2. Licensee: Burton Drilling, L.L.C. DPC-0029
Operator: Dash A. Burton OP-1421
Activities: Groundwater wells, test holes and observation wells
Monitoring wells and geotechnical borings
Pump installation
Heat exchange wells

M. Dam and Reservoir Plans and Specifications:
None

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

1. Oklahoma Department of Transportation, McCurtain County, FP-04-11
2. Oklahoma Department of Transportation, Choctaw County, FP-04-12
3. Oklahoma Department of Transportation, Kay County, FP-04-13
4. Oklahoma Department of Transportation, Lincoln County, FP-04-14

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

No items.

05000 5. SPECIAL CONSIDERATION

Chairman Mitchell

For INDIVIDUAL PROCEEDINGS, a majority of a quorum of Board members, in a recorded vote, may call for closed deliberations for the purpose of engaging in formal deliberations leading to an intermediate or final decision in an individual proceeding under the legal authority of the Oklahoma Open Meeting Act, 25 O.S. 2001, Section 307 (B)(8) and the Administrative Procedures Act, 75 O.S. 2001, Section 309 and following.

A majority vote of a quorum of Board members present, in a recorded vote, may authorize an executive session for the purposes of CONFIDENTIAL COMMUNICATIONS between the 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 the pending investigation, litigation, or proceeding in the public interest, under the legal authority of the Oklahoma Open Meetings Act, 25 O.S. 2001, Section 307(B)(4).

A. Application for Regular Permit to Use Groundwater No. 2004-550, Samuel Roberts Noble Foundation, Inc., Carter County:

1. Summary – **Mr. Mathis**
2. Discussion and presentation by parties
3. Possible executive session
 - (a) Vote on whether to enter executive session
 - (b) If executive session approved, designation of person to keep minutes
 - (c) Executive session on proposed order - vote or action taken on any item of business considered in executive session must be taken in public meeting
4. 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. In the Matter of Stream Water Rights Nos. 1962-058, Gordon Thomas; 1964-372, O.F.Bailey; and 1989-061, Amos Dovell, Roger Mills County:
1. Summary – **Mr. Mathis**
 2. Discussion and presentation by parties
 3. Possible executive session
 - (a) Vote on whether to enter executive session
 - (b) If executive session approved, designation of person to keep minutes
 - (c) Executive session on proposed order - vote or action taken on any item of business considered in executive session must be taken in public meeting
 4. 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 Items Transferred from Summary Disposition Agenda, if any.

06000 6. PRESENTATION OF AGENCY BUDGET REPORT Mr. Jim Schuelein

07000 7. CONSIDERATION OF SUPPLEMENTAL AGENDA ITEMS, IF ANY

8. NEW BUSINESS Chairman Mitchell

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 Chairman Mitchell

The next meeting of the Oklahoma Water Resources Board will be held on Tuesday, January 11, 2005, 9:30 a.m., at the Oklahoma City offices of the Board, 3800 N. Classen Boulevard, Oklahoma City, Oklahoma.