

# AGENDA

## OKLAHOMA WATER RESOURCES BOARD

**December 13, 2005**

**9:30 a.m.**

Board Room  
3800 N. Classen Boulevard  
Oklahoma City, Oklahoma

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 6, 2005, at 5:00 p.m. A copy of this agenda is available on the OWRB website at [www.owrb.state.ok.us](http://www.owrb.state.ok.us). Revised items are indicated by “•” and italics.

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- 01000 1. CALL TO ORDER** **Chairman Rudy Herrmann**
- A. Invocation
  - B. Roll Call
  - C. Discussion, Amendments, and Vote to Approve Official Minutes of the November 1, 2005, 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 Emergency Grant for City of Bridgeport, Caddo County, Oklahoma. Recommended for Approval.
  - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Glencoe Public Works Authority, Payne County. Recommended for Approval.
  - C. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #20, Okmulgee County. Recommended for Approval.
  - D. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water, Sewer, Gas, and Solid Water Management District #4, Wagoner County. Recommended for Approval.

- E. Consideration of and Possible Action on a Proposed Order Approving Loan for Sand Springs Municipal Authority, Tulsa County. Recommended for Approval.
- F. Consideration of and Possible Action on a Proposed Order Approving Loan for Tulsa Metropolitan Utility Authority, Tulsa County. Recommended for Approval.
- G. Consideration of and Possible Action on a Proposed Order Approving Increase in Obligation of Funds for Rural Water, Sewer, and Solid Waste Management District #2, Bryan County. Recommended for Approval.
- H. Consideration of and Possible Action on a Proposed Order Approving Increase in Obligation of Funds for Rural Water District #5, Wagoner County. Recommended for Approval.
- I. Consideration of and Possible Action on a Resolution Authorizing Staff to Request Proposals for Services In Connection with Issuing Obligations to Fund the State Loan Program, the Clean Water State Revolving Fund Loan Program and the Drinking Water State Revolving Fund Loan Program. Recommended for Approval.

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS Chairman Herrmann**

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. O.
- C. Consideration of Approval of the Following Applications for REAP Grants in Accordance with the Proposed Orders Approving the Grants:

<b>REAP</b>				<b>Amount</b>
<b><u>Item No.</u></b>	<b><u>Application No.</u></b>	<b><u>Entity Name</u></b>	<b><u>County</u></b>	<b><u>Recommended</u></b>
INCOG				
1.	FAP-03-0035-R	Olive Public Schools	Creek	\$50,000.00
KEDDO				
2.	FAP-02-0018-R	Sardis Lake Water Authority	Pushmataha	79,710.00
SWODA				
3.	FAP-03-0022-R	Headrick Utility Trust	Jackson	79,000.00
4.	FAP-98-0028-R	Blair Public Works Authority	Jackson	97,270.00

D. Consideration of and Possible Action on Contracts and Agreements. Recommended for Approval.

1. Consideration of Contract with the University of Oklahoma through its College of Continuing Education to Host Floodplain Management Workshops.
2. Consideration of Amendment to Joint Funding Agreement with the U. S. Geological Survey for the Federal-State Cooperative Program.
3. Consideration of Memorandum Agreement with the Chickasaw Nation of Oklahoma for Stream Gaging in the Historical Tribal Area.
4. Consideration of Memorandum Agreement with the Choctaw Nation of Oklahoma for Stream Gaging in the Historical Tribal Area.
5. Consideration of Service Level Agreement with the Oklahoma Office of State Finance.
6. Consideration of Agreement No. 4 with the Texas Department of Licensing and Regulation for Work Related to Weather Modification Activities.
7. Consideration of Fifth Subagreement with Weather Decisions Technologies for Evaluation of Weather Modification Activities.
8. Consideration of Renewal Agreement with the University of Oklahoma through its Department of Civil Engineering and Environmental Science for Work Related to the Arbuckle-Simpson Hydrologic Study.
9. Consideration of Master Agreement for Products and Services with Black Box Network Services for On-Site and Remote Phone System Maintenance.

E. Applications for Temporary Permits to Use Groundwater:

1. Crooked Creek Duck Club, L.P., Caddo County, #2004-579
2. City of Ponca City, Kay County, #2004-582
3. Jerry Ray Harvey, J. Todd Harvey & G. Scott Harvey, Caddo County, #2005-511
4. Roy L. Jr. and Pansy C. Tinney, Greer County, #2005-566

F. Applications to Amend Temporary Permits to Use Groundwater:

1. Roy L. Jr. and Pansy C. Tinney, Greer County, #1979-640

G. Applications for Regular Permits to Use Groundwater:

1. Phil D. Burden, Beckham County, #2005-564

H. Applications to Amend Regular Permits to Use Groundwater:

1. Diane Athey, Garfield County, #1974-164
2. Robert & Ramona McCord, Tillman County, #1976-674

I. Applications to Amend Prior Rights to Use Groundwater:

None

- J. Applications for Regular Permits to Use Stream Water:
  - 1. Deer Creek Farm Development, L.L.C., Oklahoma County, #2005-010
  - 2. Hanson Aggregates West, Inc., Love County, #2005-014
  - 3. Tommie Jr. and Judy McPherson, Garvin County, #2005-019
  
- K. Applications to Amend Regular Permits to Use Stream Water:
  - 1. Larry H. Thompson, Beaver County, #2002-044
  - 2. Scott C. Barrington, Grady County, #2004-017
  
- L. Well Driller and Pump Installer Licensing:
  - 1. New Operators and/or Activities for Existing Licenses:
    - a. Licensee: Associated Environmental Industries Corp. DPC-0269
    - Operator: Mitch Dennis OP-1466
  
- M. Dam and Reservoir Plans and Specifications:
  - 1. Tyann Development, L.L.C., Tyann Commercial Center Pond Dam, Tulsa County, DS-05-08
  
- N. Permit Application 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 December 13, 2005 packet of Board materials.

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

- A. Update on the Water Quality Standards (Chapter 45) and Water Quality Standards Implementation (Chapter 46) Revisions. **Mr. Derek Smithee**
- B. Update on water and weather conditions across the state – **Mr. Mike Mathis**

**05000 5. SPECIAL CONSIDERATION Chairman Herrmann**

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. 2005-517, Town of Granite, Greer and Kiowa Counties:
  - 1. Summary – **Mr. Mike 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. Application for Regular Permit to Use Groundwater No. 2005-522, Prague Public Works Authority, Okfuskee and Pottawatomie Counties:
  - 1. Summary – **Mr. Mike 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  
Chairman Herrmann**

**8. Presentation on Oklahoma Farm Bureau and Oklahoma Farm Bureau Legal Foundation Draft Voluntary Conservation Management Plan for Portions of the Canadian River. Ms. Marla Peek, Director of Regulatory Affairs, OFB**

**9. NEW BUSINESS**

**Chairman Herrmann**

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.

**10. ADJOURNMENT**

**Chairman Herrmann**

The next meeting of the Oklahoma Water Resources Board will be held on Tuesday, January 10, 2006, 9:30 a.m., at the Oklahoma City offices of the Board, 3800 N. Classen Boulevard, Oklahoma City, Oklahoma.