

# REVISED AGENDA

## OKLAHOMA WATER RESOURCES BOARD

September 12, 2006  
9:30 a.m.

Board Room  
Oklahoma Water Resources Board  
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 September 5, 2006, 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 August 8, 2006, 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 #1, Garvin County. Recommended for Approval.
- B. Consideration of and Possible Action on a Proposed Order Approving Loan for Sulphur Municipal Authority, Murray County. Recommended for Approval.
- C. Consideration of and Possible Action on a Proposed Order Approving Loan for Calera Public Works Authority, Bryan County. Recommended for Approval.
- D. Consideration of and Possible Action on a Proposed Order Approving Loan for Piedmont Municipal Authority, Canadian County. Recommended for Approval.
- E. Consideration of and Possible Action on a Proposed Order Approving Increase in Obligation of Funds for Skiatook Public Works Authority, Tulsa County. 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. P.
- C. Consideration of Approval of the Following Applications for REAP Grants in Accordance with the Proposed Orders Approving the Grants:

REAP			Amount	
<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Recommended</u>
None				

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
  1. Grant Agreement with the National Fish and Wildlife Foundation for Funding a Portion of the Lake Wister Restoration Program.
  2. Amendment of Joint Funding Agreement with the U.S. Geological Survey for the FY-2007 Federal-State Cooperative Program to Add Monitoring Water Resources in Area of Meridian Aggregates Company North Troy Quarry.
  3. Memorandum Agreement with Meridian Aggregates Company, A Limited Partnership for Participation in Federal-State Cooperative Program with the U.S. Geological Survey for Water Resources Monitoring in Area of Meridian Aggregates Company North Troy Quarry.
  4. Professional Services Contract with James D. Leewright for Drafting Services Related to the Update of the Oklahoma Comprehensive Water Plan, and Other Services.
  5. Contract with Department of Environmental Quality for Laboratory Analysis and Related Services and Products.
  6. Contract Amendment with Office of the Secretary of Environment for the Clean Water Act National Pollutant Discharge Elimination System Program

7. Second Amended Interagency Agreement with Grand River Dam Authority for Additional Water Quality Monitoring Below Grand Lake Pensacola Dam and Below Lake Hudson Kerr Dam.
  8. Joint Funding Agreement for the Arbuckle-Simpson Aquifer Special Studies Project.
- E. Applications for Temporary Permits to Use Groundwater:
1. Kim R. & Vicki L. Sullivan, Comanche County, #2004-574
  2. Patricia E. Collins, Roger Mills County, #2006-504
  3. Patricia E. Collins, Roger Mills County, #2006-506
  4. Livesay Orchards, Wagoner County, #2006-545
  5. Greg & Geri Little, Caddo County, #2006-549
  6. Cedar Creek Spraying Services, Inc., Caddo County, #2006-550
  7. Kirk Mason, Major County, #2006-554
  8. Paul & Donna Wiedemann and Jeff Wiedemann, Canadian County, #2006-558
  9. Ray Carpenter Living Trust, Evelyn Carpenter Living Trust and Kenneth & Deborah Carpenter, Canadian County, #2006-560
- F. Applications to Amend Temporary Permits to Use Groundwater:  
None
- G. Applications for Regular Permits to Use Groundwater:
1. James D. & Theda Marie Crook, Beckham County, #2002-538
  2. Flat Prairie Farms, Inc., Texas County, #2006-526
  3. Donny Maphet, Harper County, #2006-547
- H. Applications to Amend Regular Permits to Use Groundwater:
- 1. *Wheeler Brothers Grain Co., L.L.C., Blaine County, #1984-526* Item withdrawn
- I. Applications to Amend Prior Rights to Use Groundwater:
1. Thomas Public Works Authority, Custer County, #1970-357
- J. Applications for Regular Permits to Use Stream Water:
1. Donna Edgmon & Ty Remington, Bryan County, #2006-007
  2. AES Big Cedar, L.L.C., LeFlore County, #2006-014
  3. Lawrence E. Reheman, Jr., Kingfisher County, #2006-022
  4. Christopher Jordan, M.D., P.L.L.C., Oklahoma County, #2006-024
  5. Wesley L. Johnson, Lincoln County, #2006-025
  6. Patrick Boaz, Johnston County, #2006-026
  7. Alan D. Berkley, Trustee of the Alan D. Berkley Living Trust, Grady County, #2006-027
- K. Applications to Amend Regular Permits to Use Stream Water:  
None
- L. Well Driller and Pump Installer Licensing:
1. New Licenses, Accompanying Operator Certificates and Activities:
 

a. Licensee:	Double D Water Pump Sales & Service	DPC-0736
Operator:	Dale Dickerson	OP-1513
Activities:	Pump installation	

- 2. a. Licensee: Sharp's Pump & Electric DPC-0734  
 Operator: Paul Sharp OP-1512  
 Activities: Groundwater wells, test holes and observation wells  
 Pump installation

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, Seminole County, FP-06-10

O. Applications for Accreditation of Floodplain Administrators:

Names of floodplain administrators to be accredited and their associated communities are individually set out in the September 12, 2006 packet of Board materials

P. Applications to Acquire Assets:

- 1. Application of the City of Ada to acquire the assets of Pontotoc County RWD No. 2, Pontotoc County, RWA 2006-001

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

**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 Temporary Permit to Use Groundwater No.2005-579, Cimarron River Ranch, L.L.C., Cimarron County:

- 1. Summary – **Ms. Lou Klaver**
- 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.2003-598, Meers-Saddle Mountain Ranch, Comanche County:
- 1. Summary – **Ms. Lou Klaver**
  - 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. Application for Regular Permit to Use Groundwater No.2003-599, Meers-Saddle Mountain Ranch, Comanche County:
- 1. Summary – **Ms. Lou Klaver**
  - 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
- D. Application for Temporary Permit to Use Groundwater No. 2004-572, Meers-Saddle Mountain Ranch, Comanche County:
- 1. Summary – **Ms. Lou Klaver**
  - 2. Discussion and presentation by parties
    - (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
- E. Application for Regular Permit to Use Stream Water No. 2003-041, Meers-Saddle Mountain Ranch, Comanche County:
- 1. Summary – **Ms. Lou Klaver**
  - 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

F. Consideration of Items Transferred from Summary Disposition Agenda, if any.

**06000 6. PRESENTATION OF AGENCY BUDGET REPORT Mr. Monte Boyce**

**07000 7. CONSIDERATION OF SUPPLEMENTAL AGENDA ITEMS, IF ANY  
Chairman Herrmann**

**8. 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.

**9. ADJOURNMENT Chairman Herrmann**

The next meeting of the Oklahoma Water Resources Board will be held at on Tuesday, October 10, 2006, in Muskogee, Oklahoma.