

# REVISED AGENDA

## OKLAHOMA WATER RESOURCES BOARD

March 11, 2008

9:30 a.m.

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 March 4, 2008 at 4:00 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** **Chairman Mark Nichols**
- A. Invocation
  - B. Roll Call
  - C. Discussion, Amendments, and Vote to Approve Official Minutes of the February 12, 2008, 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 Increase in Obligation of Funds for Tuttle Public Works Authority, Grady County. Recommended for Approval.
  - B. Report by Board Audit Committee and Report of and Possible Action on Audits of Oklahoma Water Resources Board State Loan Program Revenue Bonds and Clean Water State Revolving Fund Program (CWSRF) Financial Statements as of June 30, 2007 and 2006, Audits of the CWSRF Administrative Fund and the Drinking Water Treatment Loan Administrative Fund as of June 30, 2007 and 2006.

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS**

**Chairman Nichols**

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 and Change of Scope of Project for REAP Grant 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>
<b>EODD</b>				
1.	FAP-06-0015-R	Rural Water, Sewer & Solid Waste Management District #2	Adair	\$99,999.00
<b>OEDA</b>				
2.	FAP-06-0004-R	Quinlan Community Rural Water District #1	Woodward	99,999.00
<b>SODA</b>				
3.	FAP-07-0024-R	Oakland Public Works Authority	Marshall	79,999.00
4.	FAP-05-0034-R	Ravia Public Works Authority	Johnston	Change of scope

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
  - 1. Agreement between the Oklahoma City Water Utilities Trust and OWRB regarding the Vegetated Wetland Project designed to improve water quality at Atoka Lake in southeastern Oklahoma. OCWUT will provide personnel, labor, equipment and facilities to assist the OWRB in connection with the project.
  - 2. Amendment Agreement with Department of Environmental Quality for McAlester office space.
  - 3. *Specific Cooperative Agreement with U.S. Department of Agriculture, Agricultural Research Service for Monitoring and Evaluating Water Resources in Central Oklahoma Watersheds. Item added*

- E. Applications for Temporary Permits to Use Groundwater:  
None
- F. Applications to Amend Temporary Permits to Use Groundwater:  
1. Tinker Air Force Base, Oklahoma County, #1993-608
- G. Applications for Regular Permits to Use Groundwater:  
1. Natalee June Smith, Harper County, #2006-564  
2. Hughes County Rural Water District No. 1, Hughes County, #2007-538
- H. Applications to Amend Regular Permits to Use Groundwater:  
None
- I. Applications for Regular Permits to Use Stream Water:  
1. Carl C. Sr. & Marie Jo Anderson Charitable Remainder Trust, Wagoner County, #2006-040  
2. Pittsburg County Public Works Authority, Pittsburg County, #2007-040  
3. CNL Income EAGL Midwest Golf, L.L.C., Tulsa County, #2007-043  
4. Noel & Tina Hamm, Nowata County, #2007-045
- J. Applications to Amend Regular Permits to Use Stream Water:  
1. Charles R. Freeman, II, Kiowa County, #2006-043
- K. Applications for Term Permits to Use Stream Water:  
None
- L. Well Driller and Pump Installer Licensing:  
1. New Licenses, Accompanying Operator Certificates and Activities:
- |  |          |
|--|----------|
| a. Licensee: Oklahoma Corporation Commission, Oil & Gas Division | DPC-9006 |
| 1. Operator: Robert C. Scott                                     | OP-1597  |
| Activities: Monitoring wells and geotechnical borings            |          |
| 2. Operator: Jim Waite   | OP-1598  |
| Activities: Monitoring wells and geotechnical borings            |          |
| 3. Operator: Roger Lynn Pearman                                  | OP-1599  |
| Activities: Monitoring wells and geotechnical borings            |          |
| 4. Operator: Dennis Summer                                       | OP-1600  |
| Activities: Monitoring wells and geotechnical borings            |          |
| 5. Operator: George F. Schwarz                                   | OP-1601  |
| Activities: Monitoring wells and geotechnical borings            |          |
| b. Licensee: Advanced Drilling                                   | DPC-0750 |
| 1. Operator: Steve Rose  | OP-1152  |
| Activities: Groundwater wells, test holes and observation wells  |          |
| Monitoring wells and geotechnical borings                        |          |
| 2. New Operators for Existing Licenses:                          |          |
| a. Licensee: J & B Pump & Supply, L.L.C.                         | DPC-0587 |
| 1. Operator: Curtis F. Habecker                                  | OP-1602  |

- Activities: Pump installation
    - 2. Operator: Adam R. Krueger OP-1603
    - Activities: Pump installation
  - b. Licensee: Busby Pump & Supply DPC-0030
    - 1. Operator: Eric Gene Thompson OP-1604
    - Activities: Pump installation
  - c. Licensee: Aqua Well Drilling DPC-0708
    - 1. Operator: Blaine Baker OP-1605
    - Activities: Groundwater wells, test holes and observation wells
  - 3. New Activities for Existing Licenses:
    - a. Licensee: J & B Pump & Supply DPC-0587
      - 1. Operator: John L. Stottlemire, Jr. OP-1406
      - Activities: Plugging of certain groundwater wells
    - b. Licensee: R.W. Water Wells DPC-0678
      - Operator: Richard Wild OP-1398
      - Activities: Heat exchange wells
  - 4. New Activities for Existing Licensed Operators:
    - a. Licensee: Vannoy & Son Drilling DPC-0213
      - 1. Operator: Anthony L. Santiago OP-1476
      - Activities: Groundwater wells, test holes and observation wells
- M. Dam and Reservoir Modifications and Rehabilitation:
  - 1. Coal County Conservation District – SCS Caney-Coon Creek Site #2, #OK01507, Coal County
  - 2. Logan County Conservation District – SCS Cottonwood Creek Site #54, #OK11014, Logan County
- N. Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:
  - 1. Oklahoma Department of Transportation, Osage County, FP-07-56
  - 2. Oklahoma Department of Transportation, Mayes County, FP-08-01
- 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 11, 2008 packet of Board materials
- P. Consideration of Release of Easement for Dam and Reservoir Construction:
  - 1. Bill Brollier, JGVE, Inc., E1/2 of the NE1/4 of Section 4, T11N. R6EIM, Pottawatomie County

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

- A. Update Report on Oklahoma Comprehensive Water Plan Activities. **Mr. Kyle Arthur, Dr. Will Focht, OWRRI, and Mr. John Rehring, CDM**

**05000 5. SPECIAL CONSIDERATION**

**Chairman Nichols**

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. No items
- B. 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 Nichols**

**8. PROPOSED EXECUTIVE SESSION**

**Chairman Nichols**

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 the Tarrant Regional Water District v. Herrmann

- 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.

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

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

**10. NEW BUSINESS**

**Chairman Nichols**

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.

**11. ADJOURNMENT**

**Chairman Nichols**

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, April 8, 2008, at 9:30 a.m. in the Board Room of the Oklahoma Water Resources Board offices, Oklahoma City, Oklahoma.

03/04/2008