

REVISED AGENDA

OKLAHOMA WATER RESOURCES BOARD

July 13, 2010

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 July 6, 2010 at 5:15 p.m. A copy of this agenda is available on the OWRB website at www.owrb.ok.gov. Revised items are indicated by “•” and italics.

- 01000 1. CALL TO ORDER** **Vice Chairman Mark Nichols**
- A. Invocation
 - B. Roll Call
 - C.
 - 1. Discussion, Amendments, and Vote to Approve Official Minutes of the June 8, 2010, Regular Meeting.
 - 2. Discussion, Amendments, and Vote to Approve Official Minutes of the June 11, 2010, Special Meeting
 - D. Interim Executive Director's Report. **Mr. J.D. Strong**
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving Emergency Grant for Longtown Rural Water & Sewer District #1, Pittsburg County. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Bartlesville Municipal Authority, Washington County. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Woodward Municipal Authority, Woodward County. Recommended for Approval.

- D. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Broken Arrow Municipal Authority, Tulsa County. Recommended for Approval.
- E. Consideration of and Possible Action on a Proposed Order Approving FAP Funding for Waurika Lake Master Conservancy District, Jefferson County. Recommended for Approval.
- F. Resolution Authorizing the Issuance of Oklahoma Water Resources Board State Loan Program Revenue Bonds, Series 2010B in Aggregate Principal Amount Not to Exceed \$30,000,000; Approving and Authorizing Execution of an Eighteenth Supplemental Bond Resolution Providing for the Issuance of Said Bonds; Waiving Competitive Bidding on the Bonds and Authorizing the Sale Thereof by Negotiation and at a Discount Pursuant to the Terms of a Contract of Purchase Pertaining Thereto; Approving a Preliminary Official Statement with Respect to Said Bonds; Directing Deposit of Proceeds Derived from the Issuance of the Bonds in the State Treasury and Requesting the State Treasurer to Remit Such Proceeds to the Bond Trustee; Ratifying and Approving the Form of Promissory Note and Loan Agreement to be Executed by Borrowers in the State Loan Program; Authorizing Execution of Such Other and Further Instruments, Certificates and Documents as May be Required for the Issuance of the Bonds; Directing Payment of Costs of Issuance and Containing Other Provisions Relating to the Issuance of the Bonds. Recommended for Approval.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS Vice 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 Possible Action on Items 3. C through 3.O., 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>
ACOG				
a.	FAP-09-0014-R	Town of Coyle	Logan	\$99,875.00
ASCOG				
b.	FAP-08-0028-R	Sterling Public Works Authority	Comanche	78,030.00
EODD				
c.	FAP-09-0023-R	Dewar Public Works Authority	Okmulgee	99,999.00
GGEDA				
d.	FAP-07-0049-R	Rural Water District #4	Craig	69,600.00
INCOG				
e.	FAP-09-0013-R	City of Oilton	Creek	78,400.00
NODA				
f.	FAP-04-0071-R	Town of Covington	Garfield	68,100.00
SWODA				
g.	FAP-09-0005-R	Carter Utilities Authority	Beckham	58,000.00

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

1. Memorandum Agreement with Grand River Dam Authority and USGS for water monitoring and data collection.
2. Second Amended Professional Services Contract for Time Extension with Lindsay Robertson.
3. Professional Services Contract with Emily Meazell.
4. Contract with Grand River Dam Authority for Dissolved Oxygen Monitoring and Data Collection.
5. Interagency Agreement with Oklahoma Department of Agriculture, Food and Forestry for collecting groundwater samples at monitoring wells of licensed managed feeding operations.
6. Third Amended Agreement with Charles T. Dumars.
7. Contract with Oklahoma Rural Water Association to provide workshops for study and instruction of rural water district and corporation board members.
8. Interagency Agreement with the Oklahoma Department of Environmental Quality for the Drinking Water State Revolving Fund

- 9. *Amendment Agreement with Office of the Secretary of the Environment for the Clean Water Act FY 09/10 §604(b) Water Quality Management Planning Program CA# C6-400000-48. Item added*
- E. Applications for Temporary Permits to Use Groundwater:
1. H & H Equipment and Sales, Inc., Kingfisher County, #2010-527
- F. Applications to Amend Temporary Permits to Use Groundwater:
1. Newton Benjamin Miller and Larry D. & Marsha M. Miller, Custer County, #1981-712
 2. Alan Lynn Jones, Trustee for the A. J. Jones Trust, McIntosh County, #1997-560
- G. Applications for Regular Permits to Use Groundwater:
1. Mungle Corporation, Atoka County, #2009-547
 2. Dennis B. & Ilena M. Vernon and the William C. Ray Living Trust, Tillman County, #2010-507
 3. Jim Guy Winn, Beaver County, #2010-519
- H. Applications to Amend Regular Permits to Use Groundwater:
1. Dean & Twylah Simmons and Dean Simmons Farms, Texas County, #1974-113
 2. City of Woodward, Woodward County, #1975-866C
- I. Applications for Term Permits to Use Stream Water:
1. TransCanada Keystone Pipeline, L.P., Noble and Payne Counties, #2010-003
- J. Applications for Regular Permits to Use Stream Water:
1. Sutter Ranch Corp., Ellis County, #2010-005
 2. Matthew N. & Lisa L. Moreland, Grant County, #2010-011
- K. Forfeitures of Stream Water Rights:
1. Gladys Fuehner, Oklahoma County, #1957-322
 2. Winnie or Grant Hedrick, Canadian County, #1953-535
 3. Lenora Doak, Logan County, #1966-383
 4. R. Dale Poindexter, Logan County, #1971-539
 5. Hump & Eddie Lou Halsey, Logan County, #1977-142
 6. Dr. William Cook, Jr., Adair County, #1983-066
 7. Jack Huffmyer, Cherokee County, #1972-314
 8. Tenkiller Development Co., Cherokee County, #1974-096
 9. Gary Theilen, Cherokee County, #1988-030
 10. Edmond Gutierrez, Canadian County, #1954-721
 11. John Sukovoty, Pottawatomie County, #1966-501
 12. Barby Revocable Trust "B"/Brent Barby, Beaver County, #1949-132
 13. Loretta Dickson, Adair County, #1950-176
 14. Everett Hodges, Delaware County, #1952-424
 15. Karis Bays, Woods County, #1953-220
 16. Mrs. Byron Bowles, Delaware County, #1953-286

17. First Interstate Bank of Oklahoma for Lois Virginia Singletary, Oklahoma County, #1985-028
18. Emmert Gardner, Pawnee County, #1953-211
19. Green Acres Farm, Payne County, #1962-042
20. Huston Exploration Co., Alfalfa County, #1954-903
21. Huston Exploration Co., Alfalfa County, #1965-328
22. Stanley Kolar, Oklahoma County, #1954-978
23. Oris Taylor, Logan County, #1955-421
24. W. T. Abbott, Adair County, #1964-024
25. Earl Walker Sr. Marital Trust, Creek County, #1966-155
26. A. Scott Bollenbach, Kingfisher County, #1966-640
27. Jimmy Pettit, Pottawatomie County, #1966-653
28. Gene Alfred Smith Estate, Pottawatomie County, #1966-398
29. Maryland Casualty Co., Okfuskee County, #1967-466
30. William Gibson, Okfuskee County, #1967-529
31. Robert Gentry, Pottawatomie County, #1968-318
32. John Croley, Adair County, #1971-365
33. Earl Thiems, Kingfisher County, #1972-147
34. Bernard Bennett, Caddo County, #1973-038
35. Roger Morgan, Pottawatomie County, #1973-103

L. Well Driller and Pump Installer Licensing:

1. New Licenses, Accompanying Operator Certificates and Activities:
 - a. Licensee: Raymond Teeter DPC-0804
 1. Operator: Raymond Teeter OP-1779
 - Activities: Groundwater wells, groundwater test holes and observation wells
 - b. Licensee: J & H Drilling, LLC DPC-0806
 1. Operator: Mark Hurley OP-1786
 - Activities: Monitoring wells and geotechnical borings
2. New Operators and/or Activities for Existing Licenses:
 - a. Licensee: Crafton Pump Service DPC-0364
 1. Operator: Jeff Reynolds OP-1774
 - Activities: Pump installation
 2. Operator: Duane R. Bryant OP-1775
 - Activities: Pump installation
 - b. Licensee: C & W Construction DPC-0528
 - Operator: Charles Madsen OP-1784
 - Activities: Pump installation
 - 2. Operator: Tyson Stone OP-1785
 - Activities: Pump installation
 - c. Licensee: S & S Pump Service DPC-0726
 1. Operator: Jake Sullivan OP-1778
 - Activities: Pump installation
 - d. Licensee: B & H Construction DPC-0765
 1. Operator: James Crawford OP-1781

- Activities: Heat exchange wells
- 2. Operator: Stephen Crossland OP-1782
- Activities: Heat exchange wells
- 3. Operator: Kevin Wilson OP-1783
- Activities: Heat exchange wells
- e. Licensee: Mohawk Drilling, Inc. DPC-0583
- 1. Operator: Erik Christian OP-1769
- Activities: Monitoring wells and geotechnical borings

M. Dam and Reservoir Construction:

- 1. Pontotoc County Conservation District, Pontotoc County, #OK01284

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 July 13, 2010 packet of Board materials

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**
- B. Update on the Beneficial Use Monitoring Program. **Mr. Derek Smithee**

05000 5. SPECIAL CONSIDERATION Vice 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); Proposed Findings, Conclusions and Order are Recommended for Approval in the following matters:

- A. No items.
- B. Items transferred from Summary Disposition Agenda, if any.

06000 6. PRESENTATION OF AGENCY BUDGET REPORT Ms. Leslie Nance

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

8. NEW BUSINESS Vice 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.

9. ADJOURNMENT Vice Chairman Nichols

The next meeting of the Oklahoma Water Resources Board will be on Tuesday, August 10, 2010, at 9:30 a.m., in the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK

7/06/10