

REVISED AGENDA

OKLAHOMA WATER RESOURCES BOARD

August 10, 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 August 3, 2010 at 5:00 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** **Chairman Rudy Herrmann**
- A. Invocation
 - B. Roll Call
 - C. Discussion, Amendments, and Vote to Approve Official Minutes of the July 13, 2010, Regular 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 Drinking Water Funding Application for Adair Municipal Authority, Mayes County. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Shawnee Municipal Authority, Pottawatomie County. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Rural Water District No. 6, Rogers County. Recommended for Approval.

- D. Consideration of and Possible Action on Proposed Resolution Authorizing Certain Individuals to Sign and Act on Behalf of the Board Regarding the Board's Financial Assistance Program, State Revolving Fund Programs, and Issues of Indebtedness, and Authorizing Members to Act as Assistant Secretary. Recommended for Approval
- E. 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 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 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>
GGEDA				
a.	FAP-09-0016-R	Langley Public Works Authority	Mayes	\$100,000.00

	b.	FAP-09-0032-R	South Coffeyville Public Works Authority	Nowata	99,990.00
INCOG					
	c.	FAP-08-0023-R	Kellyville Public Works Authority	Creek	extension of time
NODA					
	d.	FAP-08-0007-R	Town of Marland	Noble	amended scope
SWODA					
	e.	FAP-09-0005-R	Carter Utilities Authority	Beckham	amended scope

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

1. Memorandum Agreement with Oklahoma Department of Wildlife Conservation and USGS for water monitoring and data collection.
2. Memorandum Agreement with City of Norman and USGS for water monitoring and data collection.
3. Intergovernmental Agreement between the Oklahoma Water Resources Board and The Board of Regents of the University of Oklahoma by and through University Outreach/College of Continuing Education's Forum & Conference Services for Hosting FY2011 Floodplain Management Course and Workshops
4. Memorandum of Agreement between The Board of Regents for the Oklahoma Agricultural and Mechanical Colleges and the Oklahoma Water Resources Board Concerning Development Permits And Floodplain Management on State Owned or Operated Property.
5. Professional Services Contract between James D. Leewright and Oklahoma Water Resources Board for Drafting Services Related to the Update of the Oklahoma Comprehensive Water Plan and Other Analysis and Mapping Services
- 6. *Third Amended Professional Services Contract with Lindsay Robertson to provide services as part of the update to the Oklahoma Comprehensive Water Plan. Item added*

E. Applications for Temporary Permits to Use Groundwater:

1. Dover Sand Plant, L.L.C., Kingfisher County, #2009-550
2. Titus & Grace Stutzman, Custer County, #2010-530
3. Norma Gutgsell, Kerry Zimmerman & Kimberly Graves, Major County, #2010-532

F. Applications to Amend Temporary Permits to Use Groundwater:

1. Barbara F. Kenney, Cimarron County, #1978-724B

- G. Applications for Regular Permits to Use Groundwater:
1. Janet K. Dalton, Beaver County, #2010-504
 2. Darrell & Ann Herber, Ellis County, #2010-528
 3. John E. & Wilma Airington, Woodward County, #2010-529
- H. Applications for Term Permits to Use Stream Water:
1. TransCanada Keystone Pipeline, L.P., Noble and Kay Counties, #2009-028
 2. TransCanada Keystone Pipeline, L.P., Noble and Payne Counties, #2010-003
 3. Charlotte Knutson, Milton D. Knutson & Nancy Roark, Jefferson County, #2010-009
- I. Applications for Regular Permits to Use Stream Water:
- None
- J. Reductions of Stream Water Rights:
1. Nellie Clark, Cimarron County, #1934-058
- K. Forfeitures of Stream Water Rights:
1. Barney Brown, Jr., Okfuskee County, #1974-128
 2. Walter Duncan, Jr., Seminole County, #1974-220
 3. Dale Weathers, Payne County, #1975-003
 4. Howard Brown, Pottawatomie County, #1976-026
 5. Sequoyah Trust of Cherokee County, Cherokee County, #1977-013
 6. John Burnett, Cimarron County, #1978-158
 7. Robert Morgan, Pottawatomie County, #1979-002
 8. Don & Forrest Mertz, Kay County, #1979-082
 9. Mr. & Mrs. Bruton Bennett, Washington County, #1980-017
 10. Suzanne Nicholson, Lincoln County, #1980-195
 11. Suzanne Nicholson, Lincoln County, #1980-196
 12. Harold Crouch and Don Nicholson, II, Lincoln County, #1980-194
 13. Tom Beck, Logan County, #1981-115
 14. Tom Beck, Logan County, #1981-116
 15. Beeby Family Trust, Logan County, #1981-186
 16. Larry Swan, Rogers County, #1982-059
 17. R. W. Carney, Caddo County, #1982-104
 18. Mr. & Mrs. D. L. Seffel, Lincoln County, #1982-121
 19. Ethel Meyers, Garfield County, #1983-004
 20. North Foreman Lake Association, Canadian County, #1983-020
 21. Cravens Ranch, Inc., Blaine County, #1983-062
 22. Lee King, Seminole County, #1984-001
 23. Barby Revocable Trust "B"/Brad Barby, Beaver County, #1984-026
 24. Mr. & Mrs. Bob Cannon, Roger Mills County, #1984-027
 25. John Booth, Harper County, #1985-017
 26. Bill Anderson, Delaware County, #1985-038
 27. Freddie Schneider, Payne County, #1986-036
 28. Kelly Wahl, Major County, #1987-003
 29. Willow View Hospital, Oklahoma County, #1987-013

- 30. El Reno Recreational Trust Authority, Canadian County, #1987-046
- 31. Richard Ely, Osage County, #1989-042
- 32. Arthur Bohlmann, Canadian County, #1989-048

L. Well Driller and Pump Installer Licensing:

1. New Licenses, Accompanying Operator Certificates and Activities:

- a. Licensee: The Charles Machine Shop DPC-0808
 - 1. Operator: Larry Kindschi OP-1787
 - Activities: Heat exchange wells
- b. Licensee: Mark J. Traut Wells, Inc. DPC-0810
 - 1. Operator: Daryl G. Karasch OP-1789
 - Activities: Monitoring wells and geotechnical borings
- c. Licensee: Steven B. Bryan DPC-0812
 - Operator: Steven B. Bryan OP-1790
 - Activities: Groundwater wells, observation wells and test holes
 - Monitoring wells and geotechnical borings
 - Pump installation
 - Heat exchange wells
- d. Licensee: Fanning Waterwell Service DPC-0814
 - Operator: Robert L. Fanning OP-1791
 - Activities: Groundwater wells, observation wells and test holes
 - Pump installation

2. New Operators and/or Activities for Existing Licenses:

- a. Licensee: Midwest Engineering and Testing Corporation DPC-0653
 - 1. Operator: Wendell Houston OP-1788
 - Activities: Monitoring wells and geotechnical borings

M. Dam and Reservoir Construction:

- 1. Alfalfa County Conservation District, Alfalfa County, #OK30374

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

- 1. McCurtain County Rural Water District No. 6, McCurtain County, #FP-10-10
- 2. Northeastern Oklahoma A & M College, Ottawa County, #FP-10-11
- 3. University of Oklahoma Facilities Management, Cleveland County, #FP-10-12

O. Applications for Accreditation of Floodplain Administrators:

None

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**

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); 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
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 on Tuesday, September 14, 2010, at 9:30 a.m., in the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK

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