

A G E N D A

OKLAHOMA WATER RESOURCES BOARD

April 16, 2013

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 April 12, 2013 at 3:00 p.m. A copy of this agenda is available on the OWRB website at www.owrb.ok.gov.

- 01000 1. CALL TO ORDER** **Chairman Ford Drummond**
- A. Roll Call
 - B. Discussion, Amendments, and Vote to Approve Official Minutes of the March 19, 2013, Regular Meeting.
 - C. Executive Director's Report. **Mr. J.D. Strong**
 - D. Monthly Budget Report **Ms. Amanda Storck**
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Tulsa Metropolitan Utility Authority, Tulsa County. Recommended for Approval.
 - B. Report on Recent Presentations and Discussions with the Board Finance Committee, Regarding Proposed 2013 Drinking Water State Revolving Fund Bond Issue, Proposed Refunding of Series 2003 Drinking Water State Revolving Fund Bonds and Other Bonds Issued by the Board.
 - C. Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Bonds, Series 2013A in the Aggregate Principal Amount not to Exceed \$75,000,000; Approving and Authorizing Execution of a Bond Indenture Providing for the Issuance of the Bonds; Providing for the Sale and Delivery of the Bonds and Authorizing a Certificate of Determination; Waiving Competitive Bidding on the Bonds and Authorizing the Sale Thereof by Negotiation Pursuant to the Terms of a Contract of Purchase Pertaining Thereto; Approving a Preliminary Official Statement With Respect to the Bonds; 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.

- D. Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Refunding Bonds, Series 2013B in the Aggregate Principal Amount not to Exceed \$100,000,000; Approving and Authorizing Execution of a Bond Indenture Providing for the Issuance of the Bonds; Providing for the Sale and Delivery of the Bonds and Authorizing a Certificate of Determination; Waiving Competitive Bidding on the Bonds and Authorizing the Sale Thereof by Negotiation Pursuant to the Terms of a Contract of Purchase Pertaining Thereto; Approving a Preliminary Official Statement With Respect to the Bonds; 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 Drummond

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 Listed Below. 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>
NONE				

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
 - 1. Intergovernmental Agreement with Oklahoma State University Department of Zoology for Probabilistic Monitoring of Select Oklahoma Waterbodies.
 - 2. Professional Services Engagement Letter with John M. Arledge & Associates, P.C. to provide auditing services related to the Board's financial assistance programs.

3. Third Agreement Amendment with the Office of the Secretary of the Environment for the Clean Water Act FY 2011 §106 Water Pollution Control Program - Monitoring, CA # I-00F43201.

- E. Applications for Temporary Permits to Use Groundwater:
 1. Don Muegge, Grant County, #2012-511
 2. Robbie Reimer, Major County, #2012-689

- F. Applications to Amend Temporary Permits to Use Groundwater:
 1. Bryan & Lavonne Kroeker, Garfield County, #1996-545
 2. Jerry Harvey, Todd Harvey and Scott Harvey, Caddo County, #2005-511

- G. Applications for Regular Permits to Use Groundwater:
 1. Michael J. & Kathy Lee Martin, Greer County, #2011-583
 2. Bryan Kroeker Revocable Trust, Garfield County, #2012-549
 3. Jeff & Billie Terrell, Canadian County, #2013-501
 4. Thomas W. Bergner, Texas County, #2013-512
 5. Bryan County RWS&SWMD No. 2, Bryan County, #2013-515
 6. Allen R. England, Major County, #2013-518
 7. T V Arnold, LP, Texas County, #2013-523

- H. Applications to Amend Regular Permits to Use Groundwater:
None

- I. Applications for Regular Permits to Use Stream Water:
 1. Arcadia Farm, LLC c/o Commercial Law Group, Oklahoma County, #2012-042

- J. Applications to Amend Regular Permits to Use Stream Water:
None

- K. Well Driller and Pump Installer Licensing:
 1. New Licenses, Accompanying Operator Certificates and Activities:

a.	Licensee: West OK Water Systems	DPC-0873
	Operator: Bryan Andrew Bowers	OP-1970
	Activities: Water well pumps	
b.	Licensee: JW's Water Well Service	DPC-0875
	Operator: James Wesley Eldridge	OP-1972
	Activities: Pump installation	
 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:

a.	Licensee: Leonard Water Services.	DPC-0710
	Operator: Taylor E. Mobley	OP-1969
	Activities: Groundwater wells, groundwater test holes and observation wells	
	Water well pumps	
b.	Licensee: Bingham Resources, Inc.	DPC-0567
	Operator: Brandon J. Parks	OP-1971
	Activities: Monitoring wells and geotechnical borings	

- L. Dam and Reservoir Construction:
None

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

1. Oklahoma Department of Transportation, Bryan County, #FP-13-05
2. Oklahoma Department of Transportation, Bryan County, #FP-13-06
3. Northeastern Oklahoma A & M College (NEO), Ottawa County, #FP-13-09

N. Applications for Accreditation of Floodplain Administrators:

Names of floodplain administrators to be accredited and their associated communities are individually set out in the April 16, 2013 packet of Board materials.

04000 4. QUESTIONS AND DISCUSSION ABOUT AGENCY MATTERS AND OTHER ITEMS OF INTEREST Chairman Drummond

- A. No items

05000 5. SPECIAL CONSIDERATION Chairman Drummond

- A. No items

- B. Items transferred from Summary Disposition Agenda, if any.

6. PROPOSED EXECUTIVE SESSION Chairman Drummond

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 Chickasaw Nation and Choctaw Nation v. Fallin, et al., Oklahoma Water Resources Board v. United States on behalf of the Choctaw Nation et al. and Tarrant Regional Water District v. Herrmann, et al.

Statement by legal counsel advising on whether disclosure of the discussion of the litigation will seriously impair the ability of the Board and State to conduct the present and proposed litigation in the public interest.

- A. Vote on whether to hold Executive Session upon determination that disclosure of the discussion of the litigation will seriously impair the ability of the Board and State to conduct the present and proposed litigation in the public interest. 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.

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

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

8. NEW BUSINESS Chairman Drummond

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 Drummond

The next regular meeting of the Oklahoma Water Resources Board will be held Tuesday, May 21, 2013, at 9:30 a.m., at the Oklahoma Water Resources Board, 3800 N. Classen Boulevard, Oklahoma City, Oklahoma.

4/12/2013