

REVISED AGENDA
OKLAHOMA WATER RESOURCES BOARD

AUGUST 10, 2004
9:30 a.m.

OWRB Board Room
3800 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, on August 3, at 4:30 p.m. A copy of this agenda is available on the OWRB website at www.owrb.state.ok.us. Revised items are indicated by “•” and italics.

- 01000 1. CALL TO ORDER** **Chairman Mitchell**
- A. Invocation
 - B. Roll Call
 - C. Discussion, Amendments, and Vote to Approve Official Minutes of the July 13, 2004 Regular Meeting.
 - D. Executive Director's Report. **Mr. Duane Smith**
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- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #9, LeFlore County, Oklahoma. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #5, Rogers County, Oklahoma. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Loan for Stillwater Utilities Authority, Payne County, Oklahoma. Recommended for Approval.
 - D. Consideration of and Possible Action on a Proposed Order Approving Extension of Time for Obligation of Funds for Oologah Municipal Authority, Rogers County, Oklahoma. Recommended for Approval.

- E. Consideration of and Possible Action on a Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Bonds, Series 2004 in Aggregate Principal Amount Not to Exceed \$225,000,000; Approving and Authorizing Execution of a Bond Indenture 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; Approving the Form Of Promissory Note and Loan Agreement to be Executed by Borrowers of Bond Proceeds; 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 Said Bonds.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS Mr. Ervin Mitchell

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. N.
- 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>
ASCOG				
1.	FAP-96-0148-R	Town of Temple	Cotton	\$87,300.00
KEDDO				
2.	FAP-03-0004-R	Rural Water District #9	LeFlore	59,999.00

- D. Contracts and Agreements Recommended for Approval
 - 1. Consideration of Interagency Agreement with the Oklahoma Department of Wildlife Conservation for Revegetation Work at Grand Lake o' the Cherokees.

2. Consideration of Amendment to Joint Funding Agreement with the U. S. Geological Survey for Recharge Age Dating of Groundwater Near Tinker Air Force Base.
3. Consideration of FY-2005 Joint Funding Agreement with the U. S. Geological Survey for the State-Federal Cooperative Program.
4. Consideration of Joint Funding Agreement with the U. S. Geological Survey for Streamflow Monitoring in the Little Washita River Basin.
5. Consideration of Interagency Agreement with the Oklahoma Department of Environmental Quality for Infrastructure Assessment.
6. Consideration of Interagency Agreement with Oklahoma State University School of Geology for Work Related to the Arbuckle-Simpson Hydrologic Study.
7. Consideration of Interagency Agreement with the University of Oklahoma Department of Civil Engineering and Environmental Science for Work Related to the Arbuckle-Simpson Hydrologic Study.
8. Consideration of Interagency Shared Services Agreement with the Office of the Governor for the Office of the Secretary of Environment.
9. Consideration of Professional Services Agreement with Dr. Jeffrey Janik for Algae Identification.
10. Consideration of Intergovernmental Agreement with the Central Oklahoma Master Conservancy District for Work Related to Lake Thunderbird.
11. Consideration of Contract with the Grand Lake Association for Continuing Support of Volunteer Monitoring Activities.
12. Consideration of Subagreement with the University of North Texas for Services Related to Aquatic Plant Selection for Fish and Wildlife Habitat Mitigation at Grand Lake o' the Cherokees.
- **13. *Consideration of Services Agreement with Tracker Marine Boat Center for Maintenance of Agency Boats and Motors. Item added***
- **14. *Consideration of Amendment to Professional Services Contract with the Oklahoma Office of State Finance and NIC, Inc. for Services in Connection With Developing On-Line Applications for Water Watch Volunteer Monitoring Program. Item added***

E. Applications for Temporary Permits to Use Groundwater:

1. Miami Golf & Country Club, Ottawa County, #1999-585
2. Moore-Norman Technology Center School District No. 17, Cleveland County, #2004-540
3. Vera Faye Webb Revocable Living Trust, Cleveland County, #2004-546
4. Whitlock Packaging Corp., Muskogee County, #2004-547

- 5. Harrall Meats, Inc., Custer County, #2004-548
- 6. **Samuel Roberts Noble Foundation, Inc., Carter County, #2004-551**
Item withdrawn

F. Applications to Amend Temporary Permits to Use Groundwater:
None

- G. Applications for Regular Permits to Use Groundwater:
1. Larry Thomas, Beckham County, #2004-528
 2. Nolan & Mary L. Ottinger, Cimarron County, #2004-542
 3. The Ernest & Dorothy Wiebe Living Trust, Texas County, #2004-549
 4. Franklin Stone & Mary Oren, Beckham County, #2004-552
 5. Danny & Carolyn McGuire, Beckham County, #2004-553
 6. Gale & Mattie Gail Thompson, Beckham County, #2004-554
 7. Donald R. & Lavonne Boyd, Beckham County, #2004-556

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

- I. Applications to Amend Prior Rights to Use Groundwater:
1. Roger Mills RWS & SWM District No. 3, Rogers Mills County, #1936-082

- J. Applications for Regular Permits to Use Stream Water:
1. City of Guthrie, Logan County, #2004-004
 2. Wagoner County Rural Water District No. 5, Wagoner County, #2004-011
 3. Brown Farms, LLC, Rogers County, #2004-012
 4. Brett Addison, Love County, #2004-013
 5. Raymond & Jason Jantz, Grady County, #2004-014
 6. Scott C. Barrington, Grady County, #2004-017
 7. Dean Wilkinson & F. James Brown, Grady County, #2004-018

- K. Applications for Term Permits to Use Stream Water:
1. Cary B. Davis d/b/a Cary B. Davis Real Estate, LLC, Cleveland County, #2004-003

- L. Well Driller and Pump Installer Licensing:
New Operators and/or Activities for Existing Licenses:
1. Licensee: GeoCore, Inc. DPC-0266
Operator: Gerard Williamson OP-1407
Activities: Groundwater wells, groundwater test holes
and observation wells
Monitoring wells and geotechnical borings

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, Osage County, FP-04-05

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

No items

05000 5. SPECIAL CONSIDERATION Chairman Mitchell

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. 2003-574, Deep Fork Farms, LLC, Oklahoma County:

1. Summary – **Mr. Mathis**
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 Temporary Permit to Use Groundwater No. 2004-508, John L. Knight, Oklahoma County:

1. Summary – **Mr. Mathis**
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. Consideration of Items Transferred from Summary Disposition Agenda, if any.

06000 6. PRESENTATION OF AGENCY BUDGET REPORT Mr. Jim Schuelein

07000 7. CONSIDERATION OF SUPPLEMENTAL AGENDA ITEMS, IF ANY

8. NEW BUSINESS Chairman Mitchell

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 Mitchell

The next meeting of the Oklahoma Water Resources Board will be held on Tuesday, September 14, 2004. At this time, it is anticipated the meeting will be conducted out of the Oklahoma City area, and the exact location and time to be determined at a later date.