

**REVISED AGENDA**  
**OKLAHOMA WATER RESOURCES BOARD**

**March 14, 2006**  
**9:30 a.m.**

Board Room  
3800 N. 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, Oklahoma, on March 7, 2006, at 5:00 p.m. A copy of this agenda is available on the OWRB website at [www.owrb.state.ok.us](http://www.owrb.state.ok.us). Revised items are indicated by “•” and italics.

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- 01000 1. CALL TO ORDER** **Chairman Rudy Herrmann**
- A. Invocation
  - B. Roll Call
  - C. Discussion, Amendments, and Vote to Approve Official Minutes of the February 14, 2006, 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 Loan for Noble Utilities Authority, Cleveland County. Recommended for Approval.
  - B. Consideration of and Possible Action on a Proposed Resolution Directing Development of Various Policies And Procedures For The Financial Assistance Division Of The Oklahoma Water Resources Board. Recommended for Approval.
  - C. Consideration of and Possible Action on a Proposed Resolution Authorizing Staff to Request Proposals for Services as an Arbitrage Rebate Consultant in Connection with the Board's State Loan Program, Clean Water State Revolving Fund Loan Program, and Drinking Water State Revolving Fund Loan Program. Recommended for Approval.

- D. Presentation of Standard and Poor’s Credit Rating Analysis of the Oklahoma Water Resources Board’s Outstanding Debt Obligations.

**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 Action on Items and Approval of Items 3. C through 3. O.
- C. Consideration of and Possible Action on the Following Application for REAP Grant in Accordance with the Proposed Order Approving the Grant. Recommended for Approval.

<b>REAP</b>				<b>Amount</b>
<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Recommended</u>
KEDDO				
1.	FAP-04-0020-R	Rural Water & Sewer District #15	Pittsburg	\$133,000.00

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
  - 1. Master Agreement for Products and Services with Black Box Network Services for On-Site and Remote Phone System Maintenance.
  - 2. Amendment of Joint Funding Agreement between the Oklahoma Water Resources Board and the U.S. Geological Survey Modifying Scope of Monitoring and Decreasing Funds for Water Resources Cooperative Program.
- E. Applications for Temporary Permits to Use Groundwater:
  - 1. *City of Edmond, Oklahoma County, #2005-573 Item added*
- F. Applications to Amend Temporary Permits to Use Groundwater:  
None
- G. Applications for Regular Permits to Use Groundwater:  
None

- H. Applications to Amend Regular Permits to Use Groundwater:  
None
- I. Applications to Amend Prior Rights to Use Groundwater:  
None
- J. Applications for Regular Permits to Use Stream Water:  
 1. Two-Rivers Organic Ranch, L.P., Bryan County, #2005-023  
 2. Charles Pearson, Muskogee County, #2005-027  
 3. The Brock Robert Karges Revocable Trust, Cleveland and Pottawatomie Counties, #2006-001
- K. Applications to Amend Regular Permits to Use Stream Water:  
None
- L. Well Driller and Pump Installer Licensing:
- |                                                                                                             |          |
|-------------------------------------------------------------------------------------------------------------|----------|
| 1. New Licenses, Accompanying Operator Certificates and Activities:                                         |          |
| a. Licensee: Leonard Water Services                                                                         | DPC-0710 |
| 1. Operator: Scott W. Stone                                                                                 | OP-1481  |
| Activities: Groundwater wells, groundwater test holes and observation wells<br>Pump installation            |          |
| b. Licensee: Neal Combs                                                                                     | DPC-0712 |
| a. Operator: Neal Combs                                                                                     | OP1482   |
| Activities: Groundwater wells, groundwater test holes and Observation wells<br>Pump installation            |          |
| 2. New Operators and/or Activities for Existing Licenses:                                                   |          |
| a. Licensee: Hedrick Water Well Drilling                                                                    | DPC-0096 |
| 1. Operator: Mickey Hedrick                                                                                 | OP-0137  |
| Activities: Pump installation                                                                               |          |
| 2. Operator: Chad Hedrick                                                                                   | DPC-0096 |
| Activities: Pump installation                                                                               | OP-1478  |
| b. Licensee: Vannoy and Son Drilling                                                                        | DPC-0213 |
| 1. Operator: Joseph Vannoy                                                                                  | OP-1475  |
| Activities: Groundwater wells, test holes and Observation wells<br>Pump installation                        |          |
| 2. Operator: Anthony L. Santiago                                                                            | DPC-0213 |
| Activities: Pump installation                                                                               | OP-1476  |
| c. Licensee: Lehl & Son Water Well Drilling                                                                 | DPC-0124 |
| 1. Operator: Brian Parker                                                                                   | OP-1474  |
| Activities: Groundwater wells, test holes and observation wells<br>Pump installation                        |          |
| d. Licensee: Roy's Water Well Service                                                                       | DPC-0170 |
| 1. Operator: Jason Roy Hartley                                                                              | OP-1477  |
| Activities: Groundwater wells, test holes and observation wells<br>Pump installation<br>Heat exchange wells |          |

- e. Licensee: Pump & Supply, L.L.C. DPC-0337
  - 1. Operator: Jason Stephens OP-1479
  - Activities: Pump installation
  - f. Licensee: Oklahoma Environmental, Inc. DPC-0363
  - 1. Operator: Eric R. Shire OP-1480
  - Activities: Monitoring wells and geotechnical borings
  - g. Licensee: Cherokee America Drilling DPC-0060
  - 1. Operator: Dwayne Beavers OP-1483
  - Activities: Monitoring wells and geotechnical borings Item added
- M. Dam and Reservoir Plans and Specifications:
- 1. *USDA – NRCS and Deer Creek Conservation District, Cobb Creek Site 52, Washita County. Item added*
- N. Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:
- 1. Oklahoma Department of Transportation, Wagoner County, FP-05-11
- 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 14, 2006 packet of Board materials

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

**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).

- A. Application for Temporary Permit to Use Groundwater No. 2005-555, Earl and Sandra L. Ingram, Hughes County:
  - 1. Summary – **Mr. Mike 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. 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 Herrmann**

**8. Presentation and Consideration of Proposed OWRB Permanent Rules**

- A. Proposed Amendment to Chapter 1 – Organization and Procedure of the OWRB
  - 1. Summary of final draft proposed rules – **Duane Smith**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.
- B. Proposed Amendment to Chapter 4 – Rules of Practice and Hearings
  - 1. Summary of final draft proposed rules – **Duane Smith**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.
- C. Proposed Amendment to Chapter 5 – Fees
  - 1. Summary of final draft proposed rules – **Duane Smith**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.

- D. Proposed Amendment to Chapter 20 – Appropriation and Use of Stream Water
  - 1. Summary of final draft proposed rules – **Mike Mathis**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.
  
- E. Proposed Amendment to Chapter 30 – Taking and Use of Groundwater
  - 1. Summary of final draft proposed rules – **Mike Mathis**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.
  
- F. Proposed Amendment to Chapter 35 – Well Driller and Pump Installers Licensing
  - 1. Summary of final draft proposed rules – **Mike Mathis**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.
  
- G. Proposed Amendment to Chapter 50 – Financial Assistance
  - 1. Summary of final draft proposed rules – **Joe Freeman**
  - 2. Questions and Discussion by Board Members
  - 3. Comments by Public
  - 4. Vote on whether to approve proposed amendments as presented or as may be revised after discussion and comment.

**9. 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.

**10. ADJOURNMENT Chairman Herrmann**

The next meeting of the Oklahoma Water Resources Board will be held on Wednesday, April 19, 2006, 1:30 p.m., in the Governor’s Large Conference Room, 212 State Capitol Building, Oklahoma City, Oklahoma.