

# REVISED AGENDA

## OKLAHOMA WATER RESOURCES BOARD

**July 8, 2008**  
**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 1, 2008 at 4:45 p.m. A copy of this agenda is available on the OWRB website at [www.owrb.ok.gov](http://www.owrb.ok.gov). Revised items are indicated by “•” and italics.

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- 01000 1. CALL TO ORDER** **Chairman Mark Nichols**
- A. Invocation
  - B. Roll Call
  - C. Discussion, Amendments, and Vote to Approve Official Minutes of the June 10, 2008, 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 Guymon Utilities Authority, Texas County. Recommended for Approval.
  - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Muskogee Municipal Authority, Muskogee County. Recommended for Approval.
  - C. Consideration of and Possible Action on a Proposed Order Approving Loan for Bartlesville Municipal Authority, Washington County. Recommended for Approval.
  - D. Consideration of and Possible Action on a Proposed Resolution Authorizing the Reallocation of Revolving Fund Revenue Bonds, Series 2003 and Series 2004 Proceeds. Recommended for Approval.

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS**

**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 Action on Items and Approval of Items 3. C through 3. P.
- C. Consideration of Approval of the Following Applications for REAP Grants in Accordance with the Proposed Orders Approving the Grants:

<b>REAP</b>				<b>Amount</b>
<b><u>Item No.</u></b>	<b><u>Application No.</u></b>	<b><u>Entity Name</u></b>	<b><u>County</u></b>	<b><u>Recommended</u></b>
COEDD				
1.	FAP-06-0033-R	City of Konawa	Seminole	\$98,998.60
EODD				
2.	FAP-06-0034-R	Rural Water District #13	McIntosh	99,116.00
INCOG				
3.	FAP-01-0055-R	Barnsdall Public Works Authority	Osage	89,900.00
SODA				
4.	FAP-07-0013-R	Rural Water District #2	Atoka	99,999.00
5.	FAP-07-0025-R	Wilson Public Works Authority	Carter	81,500.00
SWODA				
6.	FAP-04-0017-R	Canute Public Works Authority	Washita	104,000.00

- D. Consideration of and Possible Action on Contracts and Agreements, Recommended for Approval:
  - 1. Memorandum Agreement(s) with Cooperators in the Federal-State Cooperative Program with the U.S. Geological Survey:
    - 1. Applied Energy Services, Shady Point Inc.
    - 2. Central Oklahoma Master Conservancy District
    - 3. City of Ada
    - 4. City of Lawton
    - 5. City of Moore

6. City of Norman
7. Fort Cobb Reservoir Master Conservancy District
8. Foss Master Conservancy District
9. Grand River Dam Authority
10. Hardage Site Remedy Corporation
11. Lugert-Altus Irrigation District
12. City of Altus
13. Meridian Aggregates Company

2. Memorandum Agreement with the U.S. Geological Survey and The Nature Conservancy in Oklahoma for water monitoring and data collection.
3. Memorandum Agreement with the Office of the Attorney General for Participation in Federal-State Cooperative Program with the U.S. Geological Survey.
4. Joint Funding Agreement with the U.S. Geological Survey for the Attorney General Participation in the Federal-State Cooperative Program.
5. Intergovernmental Subagreement between OWRB and the Board of Regents of the University of Oklahoma for the continued operation and maintenance of the Oklahoma Mesonet weather station located near Fittstown, Oklahoma.
6. Second Amendment Agreement between OWRB and the Office of the Secretary of the Environment for the Clean Water Act FY05 §104(b)(3) Regional Monitoring and Assessment Program CA# RM-832667-01.
7. Interagency Agreement with the Oklahoma Department of Agriculture, Food and Forestry for collecting groundwater samples at monitoring wells of licensed managed feeding operations and providing statistical review of the analyzed data.
8. Contract with the Oklahoma Rural Water Association to provide technical assistance and training to rural water and wastewater system operators and board members.
9. Memorandum Agreement with the U.S. Geological Survey and the Chickasaw Nation, Commerce Division for water monitoring and data collection.
- 10. *Interagency Agreement with the Grand River Dam Authority for dissolved oxygen monitoring and outreach services. Item withdrawn*
11. Interagency Agreement with the Grand River Dam Authority for fish and wildlife mitigation activities at Grand Lake.
12. Interagency Agreement with the Grand River Dam Authority for fish and wildlife mitigation activities at Hudson Lake.

13. Second Amended Interagency Agreement with the Grand River Dam Authority for a no-cost time extension to the original agreement.
14. Contract for Volunteer Monitoring with Grand Lake Water Watch, Inc.
15. Contract for Volunteer Monitoring with Lake Hudson Association of Mayes County.
16. Memorandum of Understanding between OWRB and the U.S. Geological Survey, Central Region Geospatial Information Office for the Stewardship of the National Hydrography Dataset in the State of Oklahoma.
17. Joint Funding Agreement with the U.S. Geological Survey for the “Statistical summaries of regulated and unregulated Streamflow in Oklahoma through 2007”.
18. Joint Funding Agreement with the U.S. Geological Survey for the “Trends in Base and Total Flows of Selected Streams within Oklahoma through 2007”.
19. Amendment to Joint Funding Agreement with the U.S. Geological Survey to extend the ending date for the project “Water Use Oklahoma, 1950-2005”.
20. Amendment to Joint Funding Agreement with the U.S. Geological Survey to extend the ending date for the project “Trends in Base and Total Flows of Selected Streams within Oklahoma through 2007”.
21. Intergovernmental Agreement with the Central Oklahoma Master Conservancy District to provide environmental and routine monitoring at Lake Thunderbird.
- 22. *Amendment of Intergovernmental Agreement with Oklahoma State University regarding the sharing of costs of the 2007 Governor’s Water Conference and Water Research Symposium. Item added*
- 23. *Quote from Panera Bread for catering the Basic Oklahoma Water Law seminar on July 28-29,2008. Item added*
- 24. *Interagency Agreement with Grand River Dam Authority for Dissolved Oxygen Monitoring. Item added*
- 25. *Interagency Agreement with Grand River Dam Authority for Volunteer Monitoring Outreach Services. Item added.*

E. Applications for Temporary Permits to Use Groundwater:

1. Monte & Debra Gray, Washita County, #2007-578
2. Michael D. & Mary M. Wright, Canadian County, #2008-510
3. Robert C. & Sandra L. Keyes, Cleveland County, #2008-514

4. Joseph L. "Lew" Meibergen Trust, Noble County, #2008-516
  5. Joseph L. "Lew" Meibergen Trust, Garfield County, #2008-517
  6. Joseph L. "Lew" Meibergen Trust, Grant County, #2008-519
- F. Applications to Amend Temporary Permits to Use Groundwater:  
None
- G. Applications for Regular Permits to Use Groundwater:
1. Wilmot Farm, L.L.C., Harper County, #2007-554
  2. Sherry Lee Sorrels, Canadian County, #2008-536
- 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. Alan Ritchey, Inc. Bryan County, #2008-006
  2. Idabel Public Works Authority, McCurtain County, #2008-013
- K. Proposed Order for Informal Disposition by Default for Administrative Cancellations of Rights to Use Stream Water:
1. Boyd G. Corbett, Bryan County, #1973-148
  2. Wayne Estes, Johnston County, #1972-063
  3. Delbert Taylor, Johnston County, #1972-441
  4. Hershel Howard, Johnston County, #1973-092
  5. Austin L. Hamilton, Johnston County, #1973-119
  6. Delbert Taylor, Johnston County, #1981-101
  7. Diana Spiegel, Johnston County, #1981-172
  8. J. S. Jeffreys, Bryan County, #1989-047
  9. Sam Adams, Bryan County, #1998-029
  10. Walsh & Watts, Inc., Bryan County, #1963-204A
  11. Samuel & Thelma Everhart, Bryan County, #1963-204B
  12. Mrs. Arthur W. Sweeney, Bryan County, #1955-270
  13. Mrs. Arthur W. Sweeney, Bryan County, #1964-247
  14. Wanda Weger, Bryan County, 1968-250
  15. Charles Ray Mitchell, Bryan County, #1971-538
  16. Charles Ray Mitchell, Bryan County, #1981-062
  17. Claud Springer & Norma Slakely, Bryan County, #1974-041
  18. Howard Ham, Bryan County, #1974-385
  19. Billy Mack Allen, Bryan County, #1977-033
  20. Bonham Concrete, Bryan County, #1986-014
  21. Jerry C. & Nancy Standifer, Bryan County, #1984-067A
  22. Gary Huffman, McCurtain, County, #1989-011

L. Well Driller and Pump Installer Licensing:

**1. New Licenses, Accompanying Operator Certificates and Activities:**

- a. Licensee: Jack Goodman dba Goodman Water Well Drilling DPC-0758  
Operator: Jack Goodman OP-1627  
Activities: Groundwater wells, test holes and observation wells  
Pump installation
- b. Licensee: Handy Randy's Pump Service DPC-0760  
Operator: Randy Lee Adams OP-0874  
Activities: Pump installation

**2. New Operators for Existing Licenses:**

- a. Licensee: Oklahoma Department of Agriculture, Food and Forestry DPC-9002  
Operator: Kenny Naylor OP-1624  
Activities: Monitoring wells and geotechnical borings  
Operator: Clarence "Keith" Smith OP-1625  
Activities: Monitoring wells and geotechnical borings  
Operator: Lance Kunneman OP-1619  
Activities: Monitoring wells and geotechnical borings
- b. Licensee: Stewart Brothers Drilling Co. DPC-0185  
Operator: Randal Stewart OP-1620  
Activities: Groundwater wells, test holes and observation wells  
Monitoring wells and geotechnical borings  
Pump installation  
Heat exchange wells
- c. Licensee: Strata Core, Inc. DPC-0727  
Operator: Jon M. Storm OP-1621  
Activities: Monitoring wells and geotechnical borings
- d. Licensee: Total Support Services DPC-0329  
Operator: Craig Perryman OP-1622  
Activities: Monitoring wells and geotechnical borings
- e. Licensee: Clarke Well & Equipment, Inc. DPC-0362  
Operator: Brent Clarke OP-1623  
Activities: Groundwater wells, test holes and observation wells  
Pump installation
- f. Licensee: Midwest Engineering & Testing Corp. DPC-0653  
Operator: Omar Walid Karmid OP-1628  
Activities: Monitoring wells and geotechnical borings

**3. New Activities for Existing Licenses:**

- a. Licensee: Stewart Brothers Drilling Co. DPC-0185  
Operator: Phillip Stewart OP-0284  
Activities: Pump installation

M. Dam and Reservoir Construction:

None

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

1. Oklahoma Department of Transportation, Grady County, #FP-08-10
2. Oklahoma Department of Transportation, Mayes County, #FP-08-12

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 8, 2008 packet of Board materials.

• P. Application for Acquisition of Assets of Rural Water District:

1. *Application by Rural Water, Sewer, Gas and Solid Waste Management District No. 4, Wagoner County, Oklahoma to Acquire Assets of Rural Water District No. 8, Wagoner County, Oklahoma, #RWA-2008-001. Item added*

**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. Presentation on volunteer monitoring efforts with Oklahoma Water Watch.  
**Mr. Derek Smithee**

**05000 5. SPECIAL CONSIDERATION**

**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).

A. In the Matter of Stream Water Right No. 1969-151 of R. E. Edwards, Stream System 1-7, Bryan County:

1. Summary – **Mr. Dave Dillon**
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. In the Matter of Stream Water Right No. 1971-253 of Clyde D. Calhoun, Stream System 1-6, Bryan County:

- 1. Summary – **Mr. Dave Dillon**
- 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. In the Matter of Stream Water Right No. 1971-296 of Bobby McGlocklin, Stream System 1-6, Johnston County:

- 1. Summary – **Mr. Dave Dillon**
- 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

D. 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 Nichols**

**8. NEW BUSINESS 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**

**Chairman Nichols**

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, August 12, 2008, at 9:30 a.m. in the Board Room of the Oklahoma Water Resources Board offices, Oklahoma City, Oklahoma.

07/01/08