

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

**May 13, 2003**  
**9:30 a.m.**

Oklahoma Water Resources Board Offices  
3800 N. Classen Boulevard  
Oklahoma City, OK 73118

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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 May 7, 2003, at 10:00 a.m. A copy of this agenda is also available on the agency 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 GRANDSTAFF**
- A. Invocation
  - B. Roll Call
  - C. Discussion, Amendments, and Vote to Approve Official Minutes of the April 8, 2003 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 Pittsburg County Water Authority, Pittsburg County, Oklahoma. Recommended for Approval.
  - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #5, Muskogee County, Oklahoma. Recommended for Approval.
  - C. Consideration of and Possible Action on a Proposed Order Approving Extension of Time for Obligation of Funds for Rural Water District #7, Washington County, Oklahoma. Recommended for Approval.
  - D. Consideration of and Possible Action on a Proposed Resolution and Order Consenting to Share Lien Position Securing Loans to Rural Water, Sewer, Gas, and Solid Waste Management District #4, Wagoner County, Oklahoma According to Certain Conditions. Recommended for Approval.

- E. Consideration of and Possible Action on a Proposed Resolution Authorizing the Issuance of Oklahoma Water Resources Board State Loan Program Revenue Bonds Series 2003A in Aggregate Principal Amount Not to Exceed \$120,000,000; Approving and Authorizing Execution of a Tenth 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 a Credit Enhancement Agreement Together with 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.
  
- F. Consideration of and Possible Action on a Proposed Resolution Authorizing the Issuance of Oklahoma Water Resources Board State Loan Program Revenue Bonds Series 2003B in Aggregate Principal Amount Not to Exceed \$75,000,000; Approving and Authorizing Execution of an Eleventh 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.
  
- G. *Consideration of and Possible Action on a Proposed Order Approving Emergency Grant for Fairfax Public Works Authority, Osage County, Oklahoma. Recommended for Approval. **Item added***

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS                      CHAIRMAN GRANDSTAFF**

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 Approval of the Following Applications for REAP Grants in Accordance with the Proposed Order Approving the Grants:

<b>REAP</b>			<b>County</b>	<b>Amount</b>
<b><u>Item No.</u></b>	<b><u>Application No.</u></b>	<b><u>Entity Name</u></b>		<b><u>Recommended</u></b>
None				

- D. Contract and Agreements Recommended for Approval
  - 1. Consideration of Letter Agreement with Standard & Poor's to Provide Public Financial Rating Services.
  - 2. Consideration of Amended Joint Funding Agreement with the U.S. Geological Survey for Continued State line and Illinois River Monitoring Program.
  - 3. Consideration of Agreements with Local Cooperators Participating in the Federal-State Cooperative Program with the U.S. Geological Survey:
    - a. Applied Energy Services, Shady Point, Inc.
    - b. Central Oklahoma Master Conservancy District
    - c. City of Ada
    - d. City of Lawton
    - e. Fort Cobb Master Conservancy District
    - f. Foss Master Conservancy District
    - g. Grand River Dam Authority
    - h. Hardage Steering Committee
    - i. Lugert-Altus Irrigation District
    - j. Mountain Park Master Conservancy District
    - k. City of Altus
  - 4. Consideration of Amendment Agreement with the Indian Nations Council of Governments for Monitoring of the Verdigris River.
  - 5. Consideration of Letter Agreement with the Indian Nations Council of Governments and the U.S. Army Corps of Engineers, Tulsa District, for Work Related to an Arkansas River Master Plan.
  - 6. Consideration of Interagency Agreement with the Oklahoma Office of the Secretary of Environment for FY-03 604(b) Work Related to the Oklahoma Water Quality Standards.
  - 7. Consideration of Lease Renewal Agreement with Burgess and Burgess for the Lawton Field Office.
  - 8. Consideration of Lease Renewal Agreement with Southpark Investments for the Woodward Field Office.

9. Consideration of Lease Renewal Agreement with Mills Family L.L.C. for the McAlester Field Office.
  10. Consideration of License Agreement with Computer Associates International for Intrusion Detection Software.
  11. Consideration of Interagency Agreement to Share Office Space with the Department of Environmental Quality.
- E. Applications for Temporary Permits to Use Groundwater:
1. Paul D. & Tammy Bates, Caddo County, #2002-564
  2. Dolese Brothers Company, Logan County, #2002-578
- F. Applications to Amend Temporary Permits to Use Groundwater:
1. Vivian Rural Water District No. 6, McIntosh County, #1982-699
  2. Greenleaf Nursery Co., Muskogee County, #1990-516
  3. Rush Springs Municipal Improvement Authority, Grady County, #1996-658
- G. Applications for Regular Permits to Use Groundwater:
1. Sheldon W. & Julee D. Meliza, Harper County, #2002-570
  2. Robert L. & Florence Davis, Texas County, #2002-586
  3. Steve Long, D. Patrick Long & Mary Gordon d/b/a Long Family Partnership, Texas County, #2002-591
  4. Robert Wittmeyer, Tillman County, #2002-610
- H. Applications to Amend Regular Permits to Use Groundwater:
1. Town of Optima, Texas County, #1983-642
- I. Applications to Amend Prior Rights to Use Groundwater:
1. Terry L. & Brenda Kay Beck, Roger Mills County, #1936-083
  2. Henry & Angela Heinrich, Canadian County, #1964-160D
- J. Applications for Regular Permits to Use Stream Water:
1. Material Service Corporation, Kiowa County, #2002-049
  2. Hooten Revocable Trust, Seminole County, #2002-050
  3. Marcia L. Garst, Washita County, #2002-051
  4. Bobby D. & Debbie Wall, Pontotoc County, #2002-054
  5. Pittsburg County Water Authority, Pittsburg County, #2002-055
  6. John W. Davis & Roger D. Davis, McIntosh County, #2002-057
  7. Perkins Public Works Authority, Kay County, #2003-001
  8. Newman Development & Design LLC, Oklahoma County, #2003-005
- K. Proposed Orders for Informal Disposition by Default for Administrative Reductions and Cancellations of Rights to Use Stream Water:
1. Jack Brazee, Osage County, #1977-131
  2. OK Tank Trucks, Inc., Osage County, #1990-022
  3. OK Tank Trucks, Inc., Osage County, #1991-041
  4. OK Tank Trucks, Inc., Tulsa County, #1991-042
  5. City of Wynona, Osage County, #1980-126
  6. City of Pawhuska, Osage County, #1955-677

- L. Well Driller and Pump Installer Licensing:
  - 1. New Licenses, Accompanying Operator Certificates and Activities:
    - a. Licensee: Pat W. Howell DPC-0591
    - (1) Operator: Pat W. Howell OP-1347
    - Activities: Pump installation
    - b. Licensee: Apex Geoscience, Inc. DPC-0593
    - (1) Operator: Jim Markle OP-1223
    - Activities: Monitoring wells and geotechnical borings
  - 2. New Operators and/or Activities for Existing Licenses:
    - a. Licensee: Caldwell Environmental Associates, Inc. DPC-0471
    - (1) Operator: David H. Cohenour OP-0985
    - Activities: Groundwater wells, test holes and observation wells
    - b. Licensee: Lang Well Drilling, Inc. DPC-0616
    - (1) Operator: Tim Lang OP-1262
    - Activities: Heat exchange wells
- M. Dam and Reservoir Plans and Specifications:  
None
- N. Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:  
None
- O. Consideration of Release of Easement for Dam and Reservoir Construction:
  - 1. Wilbert G. Smith, NW1/4, Section 25, T8N, R5W, Grady County

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

- A. Presentation and Discussion on Natural Resources Conservation Service Activities Associated with the 2003 Farm Bill by State Conservationist Darrel Dominick.  
**Mr. Duane Smith**
- B. Update and Discussion on Water Quality Programs Division Activities.  
**Mr. Derek Smithee**

**05000 5. SPECIAL CONSIDERATION**

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. Application for Regular Permit to Use Stream Water No. 2002-044, Larry H. Thompson, Beaver 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. 2002-561, Town of Goldsby, McClain 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 Proposed Reduction and Revision to Schedule of Use for Stream Water Right No. 1976-002, Rural Water District No. 3, Rogers County: **Language added**
  - 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.
  
- D. 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**

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**

The next meeting of the Oklahoma Water Resources Board will be held on June 10, 2003, at 9:30 a.m., at the OWRB offices.