

REVISED AGENDA

OKLAHOMA WATER RESOURCES BOARD

July 8, 2003
9:30 a.m.

Oklahoma Water Resources Board Offices
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, on July 3, 2003, at 10:15 a.m. A copy of this agenda is also available on the agency website at www.owrb.state.ok.us. Revised items are indicated by “•” and *italics*.

- 01000 1. CALL TO ORDER** **CHAIRMAN GRANDSTAFF**
- A. Invocation
 - B. Roll Call
 - C. Discussion, Amendments, and Vote to Approve Official Minutes of the June 10, 2003 Regular Meeting.
 - D. Executive Director's Report. **Mr. Duane Smith**
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Presentation of Overview of the Oklahoma Water Resources Board Revenue Bond State Loan Program
 - 1. Presentation by Service Providers
 - 2. Discussion and Questions by Board Members
 - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Rural Water District #1, Grady County, Oklahoma. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Loan for Sand Springs Municipal Authority, Tulsa County, Oklahoma. Recommended for Approval.
 - D. Consideration of and Possible Action on a Proposed Order Approving Loan for Tulsa Metropolitan Utility Authority, Tulsa County, Oklahoma. Recommended for Approval.

- E. Consideration of and Possible Action on Proposed Resolution Authorizing Certain Individuals to Sign and Act on Behalf of the Board Regarding the Board's Financial Assistance Program, State Revolving Fund Programs, and Issues of Indebtedness, and Authorizing Members to Act as Assistant Secretary. Recommended for Approval.
- F. Consideration of and Possible Action on a Proposed Resolution Authorizing the Issuance of Oklahoma Water Resources Board Revolving Fund Revenue Bonds Series 2003 in Aggregate Principal Amount not to Exceed \$125,000,000.00; Approving and Authorizing Execution of a Master Trust Agreement and 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; Ratifying and 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 the Bonds. Recommended for Approval.

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. P.
- C. Consideration of Approval of the Following Applications for REAP Grants in Accordance with the Proposed Order Approving the Grants:

REAP				Amount
<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Recommended</u>
ACOG				
1.	FAP-01-0024-R	Rural Water, Sewer & Solid Waste Management District #4	Canadian	\$90,585.00
ASCOG				
2.	FAP-00-0044-R	Rural Water District #1	Grady	150,000.00
3.	FAP-97-0060-R	Elgin Public Works Authority	Comanche	99,270.00
4.	FAP-99-0045-R	Rush Springs Municipal Improvement Authority	Grady	87,200.00

COEDD	5.	FAP-02-0025-R	Rural Water District #3	Payne	140,800.00
INCOG	6.	FAP-01-0052-R	Rural Water District #21	Osage	93,500.00
NODA	7.	FAP-01-0070-R	Burlington Public Works Authority	Alfalfa	39,916.80
	8.	FAP-99-0056-R	Medford Public Works Authority	Grant	58,200.00
	9.	FAP-01-0048-R	Lamont Public Works Authority	Grant	24,000.00
OEDA	10.	FAP-01-0032-R	Town of Keyes	Cimarron	104,788.79

D. Contract and Agreements Recommended for Approval

- 1. ***Consideration of Resolution Authorizing Chairman or Vice Chairman to Execute Intergovernmental Cooperative Agreement with the U. S. Department of Interior, Bureau of Reclamation, for Comprehensive Study of the Arbuckle-Simpson Aquifer. Item amended***
- 2. Consideration of Intergovernmental Agreement with the U. S. Department of Interior, Bureau of Reclamation, for Developing a Bathymetric Map of Lugert-Altus Reservoir.
- 3. Consideration of Joint Funding Agreement with the U. S. Geological Survey, Oklahoma District, for the FY-2004 State-Federal Cooperative Program
- 4. Consideration of Professional Services Agreement with Michael A. Albano for Work Related to Water Rights Permitting.
- 5. Consideration of Interagency Agreement with the State Department of Environmental Quality for Laboratory Analysis.
- 6. Consideration of Contract for Services with Shangri-La Resort and Conference Center to Host August Board meeting.
- 7. Consideration of Agreement with the Grand Lake Association for Volunteer Monitoring Around Grand Lake.
- 8. Consideration of Interagency Agreement with the State Department of Environmental Quality for Infrastructure Assessment Program.
- 9. Consideration of Letter Agreement with the U.S. Army Corps of Engineers for Water Quality Study at Lake Wister.
- 10. Consideration of Interagency Agreement with the Poteau Valley Improvement Authority for Water Quality Study at Lake Wister.
- 11. Consideration of Selection of Escrow Verification Service Provider in Connection with Issuance of Obligations to Provide Funding for State Loan Program.

- E. Applications for Temporary Permits to Use Groundwater:
 1. Patrick J. Brueggen, Kingfisher County, #2003-526
 2. Thelma T. Flanigin Trust, Caddo County, #2003-530

- F. Applications to Amend Temporary Permits to Use Groundwater:
 1. Steven & Connie Redgate, Woods County, #1977-749
 - **2. Letha M. Brown, Caddo County, #1998-506 Item deleted**

- G. Applications for Regular Permits to Use Groundwater:
 1. Byrl & Vaudie L. Smith, Ellis County, #2002-599
 2. Jerry Johnson, Ellis County, #2003-513
 3. Flat Prairie Farms, Inc., Texas County, #2003-535

- H. Applications to Amend Regular Permits to Use Groundwater:
 1. Frank Berry & Sons, Inc., Texas County, #1998-636

- I. Applications to Amend Prior Rights to Use Groundwater:
None

- J. Applications for Regular Permits to Use Stream Water:
 1. Shirley Jeannette & Robert Hough, Nowata County, #2003-003
 2. David Cramer, Major County, #2003-004
 3. JRC Ranch, LLC, Muskogee County, #2003-011
 4. Oil City Associates, LLC, Stephens County, #2003-013

- 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: Kastl Well Service	DPC-0599
	Operator: Chris A. Kastl	OP-1350
	Activities: Pump Installation	
	b. Licensee: Mooter's Well Service	DPC-0601
	Operator: Donnie Mooter	OP-1351
	Activities: Groundwater wells, test hole and observation wells	
 2. New Operators and/or Activities for Existing Licenses:

	a. Licensee: Petroleum Marketers Equipment Company	DPC-0572
	Operator: Greg M. Phillips	OP-1352
	Activities: Monitoring wells and geotechnical borings	

- M. Dam and Reservoir Plans and Specifications:
 - 1. G.T. Blankenship, Cleveland County, DS 03-08 Item added**

- N. Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:
None

O. Proposed Orders for Informal Disposition by Default for Administrative Reductions and Cancellations of Rights to Use Stream Water:

1. Maldrus Easley, Tillman County, #1960-30
2. Paul H. Edge, Kiowa County, #1963-418
3. James Celsor, Washita County, #1967-500
4. Nancy Haynie, Tillman County, #1953-378
5. Nancy Haynie, Tillman County, #1964-189
6. Nancy Haynie, Tillman County, #1964-302
7. Charles B. and Mary J. Davis, Jackson County, #1985-22A
8. W.T. Rouse, Washita County, #1964-621
9. Marie Mills, Jackson County, #1981-156
10. Noble Coy, Beckham County, #1970-258
11. The Tipton Home, Inc., Tillman County, #1952-414
12. D.H. Trent, Jackson County, #1952-580
13. Rural Water District No. 15, Osage County, #1969-95

P. Acquisition of Assets:

1. Application of the Warner Utilities Authority to Acquire the Assets of Rural Water District No. 11, Muskogee County, RWA 03-01

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

No items.

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 Groundwater No. 2002-562, Ronald K. Griesel, Canadian 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. 2003-512, Newman Development & Design, L.L.C., 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. Application to Approve Plans and Specifications to Construct a Dam and Spillway No. DS-03-01, Danny Wright, Caddo 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.

- D. Consideration of and Possible Action on Proposed Resolution for Adoption of Finding of Emergency and Adoption of Proposed Emergency Rule Amendments Relating to Construction Standards for Heat Exchange Wells.
 - 1. Summary of Proposed Resolution and Proposed Rule Amendments – **Mr. Mathis**
 - 2. Questions and Discussion by Board Members
 - 3. Comments by Public
 - 4. Vote on Whether to Approve Proposed Resolution Finding Emergency and Adopting Emergency Rule Amendments as Presented or as May be Amended After Discussion and Comment.

- E. 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 August 12, 2003, at the Shangri-La Resort on Grand Lake O' the Cherokees.