

REVISED AGENDA

OKLAHOMA WATER RESOURCES BOARD

February 11, 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 February 4, 2003, at 4:00 p.m. A copy of this agenda is also available on the agency website at www.owrb.state.ok.us after official posting. 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 January 14, 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 Tulsa Metropolitan Utility Authority, Tulsa County. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Loan for Tulsa Metropolitan Utility Authority, Tulsa County. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Extension of Time for Obligation of Funds, Deobligation of Funds, and Increase in Obligation of Funds for Durant City Utilities Authority, Bryan County. Recommended for Approval.
 - D. Consideration of and Possible Action on a Proposed Order Approving Increase in Obligation of Funds for Rural Water and Sewer District #4, Lincoln County. Recommended for Approval.

- E. Presentation by Standard & Poor's of its Credit Rating Analysis of the Oklahoma Water Resources Board's Outstanding Debt Obligations

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. N.
- C. Consideration of Approval in Accordance with the Following Proposed Orders and Proposal: Applications for REAP Grants; and Statewide Water Development Revolving Fund Proposal. Recommended for Approval:

REAP				Amount
<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Recommended</u>
COEDD				
1.	FAP-01-0061-R	Meeker Public Works Authority	Lincoln	\$97,984.00
INCOG				
2.	FAP-02-0028-R	Fairfax Public Works Authority	Osage	98,922.39
OEDA				
3.	FAP-02-0024-R	Rural Water District No. 1	Woodward	99,999.00
SWODA				
4.	FAP-99-0037-R	Town of Foss	Washita	150,000.00

- 5. Consideration of and Possible Action on FY 2004 Proposal for Use of the Statewide Water Development Revolving Fund. Recommended for Approval.

D. Contracts and Agreement Recommended for Approval.

- 1. Consideration of Term Pricing Service Agreement for Business Access Lines with Southwestern Bell Telephone Company for the Oklahoma City, Lawton, McAlester and Woodward Offices.
- 2. Consideration of Renewal of Research Agreement with the USDA, Agricultural Research Service Grazinglands Research Laboratory for Stream Gaging Program on the Little Washita River.

- E. Applications for Temporary Permits to Use Groundwater:
 - 1. Marlow Municipal Authority, Grady County, #2002-595

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

- G. Applications for Regular Permits to Use Groundwater:
 - 1. H. Kathy Moore, Woodward County, #2002-574
 - 2. Loyd Coats, Cimarron County, #2002-577
 - 3. Edward & Robin Dunn, Harper County, #2002-584

- 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. Kerr McGee Corporation, Payne County, #1999-012
 - 2. Tanner Ranch, Rogers County, #2002-041
 - 3. David E. Spear, McIntosh County, #2002-045
 - 4. Mark Ichord, Pittsburg County, #2002-046

- K. Applications to Amend Regular Permits to Use Stream Water:
 - 1. Dolese Brothers Company, Logan County, #1972-269

- L. Well Driller and Pump Installer Licensing:
 - 1. New Licenses, Accompanying Operator Certificates and Activities:
 - a. Licensee: MagnaCore Drilling and Environmental Services, Inc. DPC-0579
 - (1) Operator: Cedric Cascio OP-1336
 - Activities: Monitoring wells and geotechnical borings
 - 2. *New Operators and/or Activities for Existing Licenses:*
 - a. Licensee: *Davis Environmental Drilling, LLC* DPC-0197
 - (1) Operator: *Joseph Lee Redman* OP-1337
 - Activities: *Groundwater wells, groundwater test holes and Observation wells*
 - Heat exchange wells* (Item added)

- M. Dam and Reservoir Plans and Specifications:
None

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

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. Applications by Pig Improvement Company, Inc., for Rehearing, Reopening or Reconsideration of Board Orders Approving Applications for Temporary Permits to Use Groundwater No. 1993-520 and No. 1993-593 ("Bryan Sow Farm" and "Lacey Farm L6"), Kingfisher 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 application - 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 application or vote on any other action or decision relating to the order

- B. 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

08000 8. PRESENTATION OF DRAFT PROPOSED NEW PERMANENT RULES AND AMENDMENTS TO CURRENT RULES OF THE BOARD – Scheduled for consideration and action at March 11, 2003 Board meeting:

- A. Background and Summary of Public Participation – **Duane Smith**

- B. Proposed Amendments 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

- C. Proposed Amendments 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

- D. Proposed Amendments to Chapter 35 – Well Drillers and Pump Installers Licensing
 - 1. Summary of final draft proposed rules – **Mike Mathis**
 - 2. Questions and Discussion by Board Members
 - 3. Comments by Public

- E. Proposed Amendments 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

9. PRESENTATION OF FINAL DRAFT PROPOSED NEW PERMANENT RULES AND AMENDMENTS TO CURRENT RULES OF THE BOARD

- A. Proposed Amendments to Chapter 45 – Oklahoma’s Water Quality Standards
 - 1. Summary of final draft proposed rule – **Derek Smithee**
 - 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 Amendments to Chapter 46– Implementation of Oklahoma’s Water Quality Standards
 - 1. Summary of final draft proposed rule – **Derek Smithee**
 - 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.

10. 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.

11. ADJOURNMENT

The next meeting of the Oklahoma Water Resources Board will be held on March 11, 2003, at 9:30 a.m., at the OWRB offices.