

**PROPOSED AGENDA  
BOARD OF DIRECTORS MEETING**

**EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2**

**Tuesday, February 10, 2015 – 1:00 p.m.  
Conference room**

**313 Spruce Street • Halstead, KS 67056-1925  
Phone: (316) 835-2224 • Fax: (316) 835-2225 • E-mail: equusbeds@gmd2.org  
Website: www.gmd2.org**

1. APPROVAL OF MINUTES
2. APPROVAL OF AGENDA
3. FINANCIAL REPORT
4. APPROVAL OF EXPENDITURES
5. PUBLIC FORUM – Persons may present written or verbal comments concerning non-agenda business. Please state your name and address. Presentations are limited to five minutes.
6. APPEAL REVIEW – None Pending
7. OLD BUSINESS
  - a) Reno County Application Suspension Area
8. NEW BUSINESS
  - a) District Modeling Proposal - USGS
  - b) Current Legislation Update
  - c) Hollow-Nikkel Site Reclamation/McPherson BPU Public Water Supply Feasibility Study
  - d) 2015 District Health Insurance Premiums
  - e) Draft FY 2016 Budget Review
9. AGENCY & COMMITTEE REPORTS
  - a) Division of Water Resources
  - b) Kansas Water Authority
  - c) Kansas Aqueduct Advisory Committee
  - d) Lower Ark Basin Advisory Committee
10. MANAGER'S REPORT
  - a) Annual Meeting
  - b) ASR Project Report
  - c) Administrative and Field Tasks
  - d) Monthly Hydrologic Condition Report
  - e) Monthly Information and Service Report
11. ADDITIONS TO THE AGENDA
12. BOARD ROUND TABLE DISCUSSION – David Stroberg, President

**NOTICE**

A Board of Directors meeting and any portion thereof is open to the public, except for closed or executive meetings, as prescribed by K.S.A. 75-4319.

Please complete a meeting notice form if you wish to be notified of Board of Directors meetings, hearings, work sessions or other business meetings. Notice forms may be obtained by contacting the Equus Beds Groundwater Management District #2.

**EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2**

**FEBRUARY 10, 2015**

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting February 10, 2015, in the conference room of the Equus Beds Groundwater Management District No. 2 in Halstead, Kansas. President David Stroberg called the meeting to order at 1:03 p.m.

Directors and staff present during all or portions of the meeting:

David Stroberg, President	Alan Burghart, Member
Fred Seiler, Vice-President	Bob Seiler, Member
Vin Kissick, Secretary	Tom Adrian, Attorney
Jeff Winter, Member	Tim Boese, Manager
Ray Flickner, Member	Dorinda Benton, Admin. Asst.
Joe Pajor, Member	Steve Flaherty, Hydrogeologist

*1 Director absent (Mike McGinn, Treasurer)*

Others attending the meeting or portions thereof were:

Cameron Conant, DWR – Stafford	Lisa French, Cheney Watershed
Cody Barilla, Turon	

**ITEM 1 -- APPROVAL OF JANUARY 13<sup>TH</sup> MEETING MINUTES**

Moved by Vin Kissick to approve the minutes as amended. Jeff Winter seconded the motion. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

**ITEM 2 -- APPROVAL OF AGENDA**

Moved by Vin Kissick to approve the agenda as written. Jeff Winter seconded the motion. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

**ITEM 3 -- FINANCIAL REPORT**

<b>THE FINANCIAL REPORT FOR JANUARY WAS:</b>	
CASH RECEIPTS	\$ 230,292.82
BEGINNING BALANCE	\$ 284,500.02
GENERAL FUND – INTEREST	\$ 2.50
GRANT FUNDS – INTEREST	\$ 1.85
EXPENDITURES	\$ 31,001.98
GRANT FUNDS EXPENDITURES	\$ 0.00
<b>ENDING BALANCE</b>	<b>\$ 483,795.21</b>

Moved by Ray Flickner to approve the January financial report. Bob Seiler seconded the motion. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

**ITEM 4 -- APPROVAL OF EXPENDITURES**

Moved by Vin Kissick to approve the February expenditures. Ray Flickner seconded the motion. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

**ITEM 5 -- PUBLIC FORUM**

David Stroberg, President, asked if any audience member wish to present any comments to the Board of Directors. Lisa French, Cheney Watershed, addressed the Board regarding the Equus-Walnut Regional Goal Leadership Team for the Kansas Water Vision.

**ITEM 6 -- APPEAL REVIEW – NONE PENDING**

**ITEM 7 -- OLD BUSINESS**

**a) RENO COUNTY APPLICATION SUSPENSION AREA**

Tim Boese, Manager, reviewed the public information meeting hosted by the District in Pretty Prairie on January 26, 2015. The Board discussed the findings that were presented at the meeting.

Moved by Fred Seiler and seconded by Joe Pajor to change the safe-yield calculation recharge rate in the enhanced well spacing area from six inches to three inches.

Moved by Fred Seiler and seconded by Joe Pajor to amend the original motion to include that any change in point of diversion application requesting a move of more than 300 ft from the originally authorized location and/or proposing to increase the number of wells comprising the point of diversion shall be subject to the safe yield regulation. The amendment passed with 6 Directors for, 2 Directors against, 0 Directors abstained, and 1 Director absent.

Moved by Alan Burghart and seconded by Joe Pajor to amend the original motion to change the safe-yield calculation recharge rate in the Partridge area north of the North Fork Ninnescah River to two inches, and to change the safe-yield calculation recharge rate in the Pretty Prairie area south of the North Fork Ninnescah River to three inches. The amendment passed with 6 Directors for, 2 Directors against, 0 Directors abstained, and 1 Director absent.

The original motion, as amended, passed with 7 Directors for, 1 Director against, 0 Directors abstained, and 1 Director absent.

**ITEM 8 -- NEW BUSINESS**

**a) DISTRICT MODELING PROPOSAL**

Tim Boese, Manager, reviewed a proposal by the USGS to model the District. Board discussion followed.

Moved by Ray Flickner and seconded by Vin Kissick to let the USGS know the District is interested in the modeling, with contingencies on funding source commitments from the USGS and Kansas Water Office and the primary focus of the model being to determine aquifer recharge rates in the District. Motion carried with 7 Directors for, 1 Director against, 0 Directors abstained, and 1 Director absent.

**b) CURRENT LEGISLATION UPDATE**

Tim Boese, Manager, gave updates about various bills in legislation:

• **SB36/HB2069 – MYFA Roll-Over**

This would allow the rollover of up to 20% of the unused five-year MYFA quantity to a subsequent MYFA, provided the new MYFA was filed in the same year the current MYFA expires and the total MYFA five-year allocation does not exceed the permitted quantity multiplied by five.

It was the consensus of the Board to monitor the bills.

• **SB119 – Chemigation**

This bill would exempt those that apply only fertilizer or have obtained a current private pesticide applicator certificate from the chemigation permit requirements.

It was the consensus of the Board to monitor the bill.

- **SB124 – Disposal of Drilling Waste**

This bill would remove the July 1, 2015 sunset on landspreading of oil and gas drilling waste.

Moved by Joe Pajor and seconded by Alan Burghart to oppose the removal of the sunset and oppose the bill. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

- **HB2014 – Clean Drinking Water Fee**

This bill would allow the increase of the clean drinking water fee imposed on public water suppliers from \$0.03 to \$0.13 per 1,000 gallons of water sold at retail.

Moved by Bob Seiler and seconded by Ray Flickner to oppose the bill. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

- **HB2059/SB52 – Augmentation**

These bills would allow for augmentation to alleviate impairment of water right(s). It was the consensus of the Board to monitor the bills.

- **HB2245 – Injunction & Court Proceedings**

This bill would restrict the court's ability to issue a temporary or permanent injunction in cases involving impairment between water rights. The bill also would require, in case involving groundwater and located within a GMD, that the Chief Engineer consult with and receive approval of the GMD regarding the findings and opinions of the court ordered report from the Chief Engineer.

Moved by Joe Pajor and seconded by Bob Seiler to oppose the bill. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent

Moved by Bob Seiler and seconded by Joe Pajor to reconsider. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

It was the consensus of the Board to monitor the bill.

- **HB2227 – Water Conservation Area**

This bill allows for the establishment of Water Conservation Area both inside and outside of a GMD and relates only to groundwater. Allows a water right holder(s) to submit a management plan to the Chief Engineer and enter into a consent agreement with the Chief Engineer.

**c) HOLLOW-NIKKEL SITE RECLAMATION / MCPHERSON BPU WATER SUPPLY**

Tim Boese, Manager, advised that the Kansas Water Office and McPherson BPU were applying for a Bureau of Reclamation FY2015 WaterSMART Title XVI Water Reclamation & Reuse Program grant for the Hollow Nikkel area. The District had previously submitted a letter of support committing in-kind services and a financial contribution of \$1000 for the FY2014 grant application. The FY2014 grant application was not approved and the grant application was updated and is being submitted for FY2015.

Moved by Joe Pajor and seconded by Alan Burghart to authorize the same level of support for the 2015 grant application. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

**d) 2015 DISTRICT HEALTH INSURANCE PREMIUMS**

Tim Boese, Manager, advised the health insurance premiums rates decreased approximately 7% for 2015. He advised the Board previously approved for the District to assist the employees in paying a portion of the dependent premiums by leaving the employees share of the dependent premiums at the 2012 level.

Moved by Joe Pajor and seconded by Fred Seiler to continue the District's current practice of paying a portion of the dependent premiums by leaving the employees share of the dependent premiums at the 2012 level. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

**ITEM 9 -- AGENCY & COMMITTEE REPORTS**

**a) DIVISION OF WATER RESOURCES**

Cameron Conant, DWR-Stafford, advised Water Use Reports were due March 1<sup>st</sup>, and that, state-wide, 477 had been submitted online.

**b) KANSAS WATER AUTHORITY**

Ray Flickner, Member, was not available to report on the KWA.

**c) KANSAS AQUEDUCT ADVISORY COMMITTEE**

Joe Pajor, Member, reported that the committee had its last meeting, and the report regarding the Aqueduct was being finalized and would be on the Kansas Water Office website.

**d) LOWER ARKANSAS BASIN ADVISORY COMMITTEE**

Vin Kissick, Secretary, reported that the committee may be transitioning from 12 BACs to 14 regional committees.

**ITEM 10 -- MANAGER'S REPORT**

**a) ANNUAL MEETING**

Tim Boese, Manager, advised the regular meeting would be held at 3pm with the annual meeting to begin at 7pm on Thursday, March 12<sup>th</sup>. The Board reviewed the draft annual meeting agenda.

**b) ASR PROJECT REPORT**

Tim Boese, Manager, advised there was no recharge in January due to low river flows, the Cheney Reservoir conservation pool was at approximately 91.3%, the City's consultant requested an extension to submit the 2013 ASR Accounting Report to DWR until February 27, 2015, the 1993 water levels would be reviewed at the same time as the 2013 Accounting Report, and measurements in the well field area were taken in January.

**c) ADMINISTRATIVE & FIELD TASKS**

Tim Boese, Manager, advised District staff had been busy working on new and change applications and reviews, safe-yield requests, SW quarter meter requirement letters, water permit consultations, DWR processing, the small use regulation change, revisions to the Management Program. He advised he was waiting on the Chief Engineer to schedule public hearings in regard to the District boundaries expansion and IGUCA reviews.

**d) MONTHLY HYDROLOGIC CONDITION REPORT**

Tim Boese, Manager, advised the January hydrologic condition reports were provided as a handout.

**e) MONTHLY INFORMATION AND SERVICE REPORT**

Tim Boese, Manager, advised the report was in the Board booklet.

**ITEM 11 -- ADDITIONS TO THE AGENDA**

There were none.

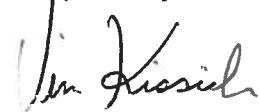
**ITEM 12 -- BOARD ROUND TABLE DISCUSSION – DAVID STROBERG, PRESIDENT**

There was none.

Moved by Bob Seiler and seconded by Fred Seiler to adjourn the meeting. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

David Stroberg, President, adjourned the Board meeting at 5:42 p.m.

Respectfully submitted,



Vin Kissick  
Secretary

VK/DDB/db