

**PROPOSED AGENDA
BOARD OF DIRECTORS MEETING**

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

**Tuesday, January 12, 2016 – 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 -** None Pending
- 8. NEW BUSINESS**
 - a) Board Nominating Committee
 - b) Kansas Groundwater Management Districts' Legislative Reception – February 3, 2016
 - c) DWR/GMD2 Proposed Rules & Regulations Public Hearing Review
 - d) KDA/DWR Proposed Rules & Regulations Update
- 9. AGENCY & COMMITTEE REPORTS**
 - a) Division of Water Resources
 - b) Kansas Water Authority
 - c) Equus – Walnut Regional Advisory Committee
- 10. MANAGER'S REPORT**
 - a) ASR Project Report
 - b) Administrative and Field Tasks
 - c) Monthly Information and Service Report
- 11. ADDITIONS TO THE AGENDA**
- 12. BOARD ROUND TABLE DISCUSSION –** Fred Seiler, 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
JANUARY 12, 2016

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting January 12, 2016, in the conference room of the Equus Beds Groundwater Management District No. 2 in Halstead, Kansas. President Fred Seiler called the meeting to order at 1:00 p.m.

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

Fred Seiler, President	
Vin Kissick, Vice-President	Joe Pajor, Member
Mike McGinn, Treasurer	Bob Seiler, Member
Jeff Winter, Secretary	David Stucky, Attorney
David Bogner, Member	Tim Boese, Manager
Alan Burghart, Member	Steve Flaherty, Hydrogeologist
	Shelly Watkins, Administrative Assistant

Directors absent: David Stroberg

Others attending the meeting or portions thereof were:

Brian Meier - Burns & McDonnell, Wichita	Jeff Lanterman – Stafford DWR
Larry Williams – Halstead	Byron Warta – Newton
Lisa French – Cheney -S. Hutch	

ITEM 1

a) APPROVAL OF DECEMBER 8TH MINUTES

Moved by Joe Pajor to approve the minutes as written. Jeff Winter seconded the motion. Motion carried with 5 Directors for, 0 Directors against, 0 Directors abstained, and 4 Directors absent.

ITEM 2 -- APPROVAL OF AGENDA

President Fred Seiler advised that an agenda item needed to be added under New Business 8 (e) to discuss a request from the KU Wichita School of Medicine for an advisory panel participant from the District. Moved by David Bogner to approve the agenda as amended. Joe Pajor seconded the motion. Motion carried with 5 Directors for, 0 Directors against, 0 Directors abstained, and 4 Directors absent.

ITEM 3 -- FINANCIAL REPORT

Moved by Jeff Winter to approve the December financial report as submitted. David Bogner seconded the motion. Motion carried with 6 Directors for, 0 Directors against, 0 Directors abstained, and 3 Directors absent.

ITEM 4 -- APPROVAL OF EXPENDITURES

Moved by Bob Seiler to approve the January expenditures. Jeff Winter seconded the motion. Motion carried with 6 Directors for, 0 Directors against, 0 Directors abstained, and 3 Directors absent.

ITEM 5 -- PUBLIC FORUM- NONE

ITEM 6 -- APPEAL REVIEW – NONE

ITEM 7 – OLD BUSINESS- NONE

ITEM 8 -- NEW BUSINESS

a) Board Nominating Committee

The Board discussed if a Board nominating committee was needed. Board member Alan Burghart advised that he is considering running again and Bob Seiler announced that he is running again. District Manager Tim Boese advised that David Stroberg was considering running again.

Moved by Bob Seiler to form a nominating committee consisting of President Fred Seiler and any Board Member who was not running, if needed. Jeff Winter seconded the motion. Motion carried with 6 Directors for, 0 Directors against, 0 Directors abstained, and 3 Directors absent.

b) Kansas Groundwater Management Districts Legislative Reception

District Manager Tim Boese advised that the annual Kansas GMDs legislative reception would be on February 3, 2016, in Topeka. Tim Boese also advised that a Water Congress meeting would be held earlier on that day and a Board roundtable discussion for all five GMDs would occur between the Water Congress meeting and the legislative reception. Tim Boese asked who would be attending and to let him know as soon as possible.

c) DWR/GMD2 Proposed Rules & Regulations Public Hearing Review

Tim Boese, Manager, reviewed with the Board the January 11, 2016, public hearing and advised that the only testimony for the Districts' requested Safe Yield regulation modifications was the District's testimony that he presented. Tim Boese also advised that the hearing for the proposed ASR regulations modifications was well attended with only the City of Wichita supporting the change and that the District and several others testified in opposition to the regulation change. Mike McGinn made a motion for the District to submit an open records request to KDA for all the testimony from the ASR regulation public hearing, including the recording or transcript of the meeting. Jeff Winter seconded the motion. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

d) KDA/DWR Proposed Rules & Regulations Update

Tim Boese, Manager, updated the Board on the status of the proposed rules and regulations. Stephen Flaherty, Hydrogeologist, presented information about the Theis drawdown equation tool that KDA/DWR is proposing for evaluating change in point of diversion applications exceeding 300 feet in the proposed more than 300 feet move restriction areas. Stephen Flaherty demonstrated problems with the drawdown equation tool that is being used. Tim informed the Board that there is a teleconference / webinar on January 15, 2016 at 9:00 AM to discuss the proposed regulations and advised the Board members to join in if possible.

Larry Williams addressed the Board with concerns about the proposed over-pumping violations and penalties, especially with the publishing of violators' names and the recording of the violation/penalty with the register of deeds. Mr. Williams was concerned with the landowner/water right owner being issued the violation and penalty and the tenant/operator not being held responsible. Vin Kissick made a motion to direct Tim Boese to highlight the landowner/tenant issue during the January 15, 2016 teleconference/webinar. Seconded by Mike McGinn. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Directors absent.

e) KU School Of Medicine Advisory Panel Participant Request

The Board reviewed a request from the KU Med School asking if a District representative would be willing to serve on an advisory panel for a study regarding public health private water well policies in Kansas. Mike McGinn made a motion for Tim Boese to offer to serve on the advisory panel at his discretion. Seconded by Alan Burghart. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Directors absent.

ITEM 9 – AGENCY & COMMITTEE REPORTS

a) DIVISION OF WATER RESOURCES

Jeff Lanterman, DWR, advised that water use reports are due by March 1st and there is a \$250.00 fine if not submitted by March 1. Jeff also discussed the Theis drawdown equation tool being proposed for well moves of more than 300 feet in groundwater decline areas and advised that it was only a tool.

b) KANSAS WATER AUTHORITY

Vin Kissick reported that he attended his first meeting as a member of the KWA on December 17, 2015, and that he made the KWA aware of the proposed ASR regulation modifications.

c) EQUUS – WALNUT REGIONAL ADVISORY COMMITTEE

Bob Seiler has been appointed to the RAC and will attend his first meeting on January 22, 2016.

ITEM 10 – MANAGER’S REPORT

a) ASR Project Report

Tim Boese, Manager, advised November Phase I recharge was 1.2 acre feet at the very end of November and the December report was not available yet. Phase II had no recharge due to surface water diversion pumps being removed for the winter. Cheney Reservoir conservation pool is full and the flood pool was at 10.19% full. The Little Arkansas River had good flow for parts of December due to heavy rainfall and was currently at 118 cfs at HWY 50 and 255 cfs at Valley Center. Further advised that the 2014 ASR Accounting Report had been received and staff will review and schedule for the February Board meeting.

b) Administrative Field Tasks

Tim Boese, Manager, reported for the month of November that District staff worked on 11 new/change applications reviews; 12 applications assistance, 13 water permit consultations, assessment corrections and ownership updates, several notice of completions and extensions and northwest quarter meter letter responses.

c) Monthly Information & Service Report

Tim Boese, Manager, advised the report was in the Board booklet and reviewed information with the Board.

ITEM 12 -- BOARD ROUND TABLE DISCUSSION – FRED SEILER, PRESIDENT

The Board asked about the District’s monitoring wells issue near the Eagle Drainage District ditch that left the wells vulnerable to damage. Tim Boese advised that he would meet with the Eagle Drainage District engineer and the Eagle Drainage District Board President to try to resolve the issue and protect the monitoring wells.

Tim Boese asked if the Board wanted DWR to present at the Annual Meeting. It was the consensus of the Board to ask DWR to speak and for DWR to review the proposed rules and regulations and legislation.

Joe Pajor advised that the City of Wichita only pumped approximately 8000 acre-feet from the Equus Beds Aquifer in 2015 and used Cheney Reservoir for about 85% of the City's water supply in 2015. Joe Pajor made an offer for the City of Wichita to present at the February Board meeting information concerning the City of Wichita water supply and ASR project.

Tim Boese and Vin Kissick gave an overview of the GMDA meeting they attended in Sacramento, California.

Fred Seiler advised that the Board and Manager needed to establish manager's goals for 2016. Motion by Bob Seiler for Fred Seiler, David Stroberg (with Vin Kissick as an alternative if David Stroberg could not attend), and Tim Boese to meet and establish draft goals to be reviewed at the February meeting. Seconded by Mike McGinn. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

Motion by Vin Kissick to adjourn meeting. Seconded by Jeff Winter. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

Fred Seiler, President, adjourned the Board meeting at 4:03 p.m.

Respectfully submitted,



Jeff Winter
Secretary
JW/TDB/db