

**EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2
SEPTEMBER 13, 2017**

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting September 13, 2017, in the conference room of the Equus Beds Groundwater Management District No. 2 in Halstead, Kansas. President Jeff Winter called the meeting to order at 9:31 a.m.

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

Jeff Winter, President	Vin Kissick, Vice President
Mike McGinn, Treasurer	David Bogner, Member
Joe Pajor, Member	Bob Seiler, Member
David Stroberg, Member	Tom Adrian, Attorney
Tim Boese, Manager	Steve Flaherty, Hydrogeologist
Rebecca Wilson, Admin. Assistant	

Directors absent: Alan Burghart, Dale Schmidt

Others attending the meeting or portions thereof were:

Cameron Conant, KDA - DWR Stafford

ITEM 1 -- APPROVAL OF AUGUST 9TH MEETING MINUTES

Moved by Mike McGinn and seconded by David Stroberg to approve the Minutes. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Director absent.

ITEM 2 -- APPROVAL OF AGENDA

Moved by David Bogner and seconded by Vin Kissick to add Agenda Item 7 - Executive Session for the purpose of attorney/client privilege, and to approve the Agenda as amended. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Director absent.

ITEM 3 -- FINANCIAL REPORT

August Financial Report

Moved by Vin Kissick and seconded by Joe Pajor to change the Budget vs. Actual reports to only one report which includes the flowmeter sales and services. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Director absent. Moved by Joe Pajor and seconded by David Bogner to approve the August Financial Report. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Director absent.

ITEM 4 -- APPROVAL OF EXPENDITURES

Moved by David Stroberg and seconded by Mike McGinn to approve the September expenditures. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

ITEM 5 -- PUBLIC FORUM - NONE

ITEM 6 -- APPEAL REVIEW - NONE

ITEM 7 -- EXECUTIVE SESSION

Moved by Vin Kissick and seconded by David Stroberg to recess into Executive Session for 15 minutes for the purpose of attorney/client privilege. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent. Those present during this Executive Session were the members of the

Board; Tim Boese, Manager; Steve Flaherty, Hydrogeologist; and Tom Adrian, Legal Counsel.

Time in Executive Session: 9:41 a.m.

Time out of Executive Session: 9:56 a.m.

Moved by Mike McGinn and seconded by David Stroberg to recess back into Executive Session for an additional 15 minutes for the same purpose as before. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

Time in Executive Session: 9:56 a.m.

Time out of Executive Session: 10:11 a.m.

No action was taken as a result of the Executive Session.

ITEM 8 -- OLD BUSINESS

a) SAFE YIELD CALCULATIONS FOR EXPANSION AREAS

Manager Tim Boese informed the Board that he has not yet received a response from the Chief Engineer regarding the Board's August 9, 2017, request that the Chief Engineer suspend processing of new applications until March 1, 2018, that are filed on or after August 9, 2017, in the McPherson County area that was added to the District through the recent boundaries expansion and to extend the current application suspension area expiration date to March 1, 2018. Tim reviewed the boundary expansion and suspension areas for the purpose of receiving direction from the Board regarding how to conduct Safe Yield calculations when the area of consideration includes area that was recently added to the District. Discussion by the Board followed. District staff is projecting that the staff review of the KGS sustainability assessment will be completed by the end of 2017.

Mike McGinn recommended tabling the matter until the October, 2017 Board meeting to allow a full Board to discuss the issue. Mike also requested a report from District staff for the meeting next month regarding their progress on the review of the KGS study.

Moved by David Stroberg and seconded by David Bogner to move the October Board meeting to October 18th at 7:00 a.m., subject to the availability of all of the Board members. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

ITEM 9 -- NEW BUSINESS

a) GOVERNOR'S CONFERENCE ON THE FUTURE OF WATER IN KANSAS – NOVEMBER 8-9, 2017

Manager Tim Boese advised that the Governor's Conference in Manhattan is on November 8-9, 2017 and that Joe Pajor, Vin Kissick, and Tim Boese are planning to attend. After discussion, David Stroberg and Bob Seiler also expressed interest in attending. District staff will register manager Tim Boese and the interested Board members for the conference and arrange their hotel accommodations.

b) NOVEMBER BOARD MEETING DATE

Moved by David Stroberg and seconded by Mike McGinn to move the November Board meeting to November 15, 2017 at 9:30 a.m. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

c) KANSAS CORPORATION COMMISSION/GMD2 MOU UPDATE

Manager Tim Boese reviewed the Memorandum of Understanding between the Equus Beds Groundwater Management District No. 2 and the Kansas Corporation Commission, especially the section regarding water quality sampling of the District's monitoring wells

in oil field areas and laboratory analysis payment. Discussion by the Board followed. Moved by Vin Kissick and seconded by Joe Pajor to approve the MOU. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent.

d) GMD ASSESSMENT CAP LEGISLATION

Manager Tim Boese provided the Board with an update on the GMD Assessment Cap Legislation. Vin Kissick informed the Board that he is hopeful that if the language can be agreed upon, that the Kansas Water Authority will provide a letter of support. Tim stated that GMD 1 and GMD 4 seem to be in support of the City of Wichita proposed language, and GMD 3 and GMD 5 are taking the matter to their respective Boards this week. Tim stated that he would like to have the Board President and/or Vice President attend a meeting with him and the Kansas Livestock Association to discuss the proposed legislation. Joe Pajor informed the Board that the League of Kansas Municipalities has a Legislative Agenda each year, which is currently in the final draft form for their Annual Meeting next week, and in the draft agenda they support the proposed City of Wichita language GMD Assessment Cap Legislation. The GMD Assessment Cap Legislation will be continued to the Board meeting next month so as to further the discussion with the full Board.

ITEM 10 -- AGENCY & COMMITTEE REPORTS

a) DIVISION OF WATER RESOURCES

Cameron Conant, DWR – Stafford Field Office, informed the Board that DWR is still administering Minimum Desirable Streamflow for the Little Arkansas River above Alta Mills. Valley Center's Minimum Desirable Streamflow is 20 cfs, but it is currently at 21.6 cfs, so it may need to be administered soon if it continues to remain dry. Cameron reminded the Board that October 1, 2017, is the deadline to enroll in a Multi-Year Flex Account (MYFA) for 2017 to be considered the first year of that MYFA. Cameron informed the Board that DWR headquarters and field offices will be closed September 20-21, 2017, for a conference. Cameron also informed the Board that DWR is looking into sending out letters to notify well owners that their MYFA is going to expire soon, so as to allow the owner time to file a new MYFA application in the same year.

b) KANSAS WATER AUTHORITY

Board Vice President Vin Kissick informed the Board that KWA met in Pittsburg, where they had a lot of nice tours. Vin provided the Board with the KWA FY2019 Priority Projects Recommendation, which provides for \$500,000 for the Equus Beds Chloride Plume Project. Vin reviewed some of the additional recommendations with the Board as well. Manager Tim Boese informed the Board that the money provided for the Equus Beds Chloride Plume Project would be used in conjunction with a Bureau of Grant Title XVI grant funded study and possibly the City of Wichita, if the grant was approved. Tim also informed the Board that he met with U.S. Representative Kevin Yoder, who indicated he was interested in assisting with funding the project, and he would be willing to write a letter of support. Vin informed the Board that the next meeting is scheduled for October 10, 2017 in McPherson.

c) EQUUS – WALNUT REGIONAL ADVISORY COMMITTEE

Joe Pajor informed the Board that the next meeting is scheduled for September 21, 2017 at 10:00 a.m. at the Wichita Art Museum. Joe stated that they have not yet received an agenda, but a proposed agenda item was an update on the City of Wichita's proposed ASR permit modifications.

ITEM 11 -- MANAGER'S REPORT

a) ASR Project Report

Tim Boese, Manager, advised the Recharge for July was: 0 acre-feet recharged in Phase I and 5.24 acre-feet recharged in Phase II, with 50% going into RB 36. The Recharge for August was: 0 acre-feet recharged in Phase I and Phase II. Cheney Reservoir: Conservation pool is 94.13% full. Cheney release is 0 CFS. Flow today: Little Ark - Highway 50 is 10.3 CFS; Valley Center is at 21.3 CFS.

District staff met with the City of Wichita, their consultant, and DWR on August 15, 2017 and discussed procedures for the City requesting ASR permit modification and GMD2 review, etc. The City indicated they were moving forward with meeting with stakeholders regarding proposed changes to Minimum Index Levels and Aquifer Maintenance Credits and submitting request to DWR. The Chief Engineer advised that he had not yet reviewed the model. A technical meeting will be scheduled soon to discuss the model, as well as GMD2 and Chief Engineer questions and comments.

District staff received and will review a draft corrected 2015 ASR Accounting Report.

b) ADMINISTRATIVE FIELD TASKS

Tim Boese, Manager, reported that in August, staff assisted completing 5 new/change/division applications, completed 15 water permit consultations, and processed a total of 37 files including VI cards, new applications, approvals, dismissals, and certificates. Staff continues sampling water permits in the Burrton and Hollow Nikkel areas. Staff also continues to update the assessment database, as well as continues working on a new GMD2 website.

Manager Tim Boese reported to the Board that the GMD2 staff is working on new maps, creating water permit files, and updating databases for the new areas of the boundaries expansion. Cameron Conant, DWR-Stafford, provided the District with the 90 water permit scanned files that were included in the boundaries expansion.

Manager Tim Boese provided the Board with an update to the monitoring well issue in the Eagle Drainage District. District staff is working with the City of Wichita to develop a plan to repair the wells, as the groundwater has now possibly lowered enough to begin work.

c) REVIEW OF TERM PERMIT APPLICATIONS

Tim Boese, Manager, advised that there were no term permit replacement/renewal applications reviewed by the District staff in August.

d) MONTHLY INFORMATION & SERVICE REPORT

Tim Boese, Manager, presented customer service requests for the month of August.

ITEM 12 -- ADDITIONS TO THE AGENDA - NONE

ITEM 13 -- BOARD ROUND TABLE DISCUSSION – JEFF WINTER, PRESIDENT

Vice President Vin Kissick questioned whether or not the District could explore other vendors other than McCrometer to provide for the water meter needs of the District. Manager Tim Boese stated that he is open to researching other options.

President Jeff Winter informed Tim that the Mt. Hope data station is not accurately reporting the humidity for that area. Tim will instruct David Randolph, Hydrologic Technician, to inspect the data station.

Moved by David Bogner and seconded by Joe Pajor for Attorney Tom Adrian to attend the hearing for dismissed Application No. 49453 in Manhattan next week with Manager

Tim Boese and Hydrogeologist Steve Flaherty. Motion carried with 5 Directors for, 1 Director against, 0 Directors abstained, and 3 Directors absent.

Moved by David Bogner and seconded by David Stroberg to adjourn the meeting. Motion carried with 6 Directors for, 0 Directors against, 0 Directors abstained, and 3 Directors absent. Jeff Winter, President, adjourned the Board meeting at 11:30 a.m.



Alan Burghart
Secretary
AB/TDB/rsw