

MINUTES – MARCH 12, 2015
BIG BEND GROUNDWATER MANAGEMENT DISTRICT #5
MEETING OF THE BOARD OF DIRECTORS

The monthly board meeting of the Big Bend Groundwater Management District #5 was held at the District office in Stafford on Thursday March 12, 2015. Board members present were Darrell Wood, Fred Grunder, John Janssen, Tom Taylor, and Bob Standish. Board members Kent Lamb, Justin Gatz, Phillip Martin, and Curtis Tobias were not present. District staff present was Orrin Feril. Guests present were Cameron Conant, Berry Bortz, and Lynn Preheim.

The March regular board meeting was called to order at 1:09 p.m.

One agenda item was added at Item 13a –An Executive session for “Consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship.”

John Janssen moved and Bob Standish seconded to accept the February minutes as presented. Motion carried 4-0-1.

Tom Taylor moved and Bob Standish seconded to accept the Annual meeting minutes as presented. Motion carried 4-0-1.

Bob Standish moved and Tom Taylor seconded to accept the March treasurer’s report as presented. Following discussion, the motion carried 4-0-1.

The board conducted an election of officers for the upcoming year. Bob Standish moved and John Janssen seconded to re-elect the current officers for another one-year term and to cast a unanimous ballot. Motion carried 4-0-1. The District board of directors’ officers are Darrell Wood as President, Fred Grunder as Vice-President, Curtis Tobias as Secretary and John Janssen as Treasurer.

Manager Feril gave an update to the Board in regards to the recent legislative activity in Topeka. The committees have been busy working bills and there have been amendments that could have implications to the District. No action was taken by the board.

In the February meeting, the board requested that the manager explore costs and benefits offered by Total Administrative Services Corporation (TASC) for a Flex 125 plan. Following thorough discussion regarding this type of a program, John Janssen moved and Bob Standish seconded to pursue the full administrative services offered by TASC for \$600/year. Motion carried 4-0-1. Further discussion arose regarding the carryover amounts in these Flex 125 accounts. John Janssen moved and Bob Standish seconded to amend the previous motion to “pursue the full administrative services offered by TASC for \$600/year provided carryovers of funds in the accounts are possible.” Motion carried 4-0-1.

Manager Feril discussed staff activities for the past month and upcoming months. The office has been receiving many water use reports for the Central Kansas Water Bank Association savings account program. Participants are required to submit these reports directly to the Association in order to preserve a portion of unused water into their

associated accounts. Additionally, the recent activity at the public meeting for the Great Bend Prairie regional team was discussed. No action was taken by the board.

Berry Bortz, representing Water Pack, noted a request that had been brought to their attention to expand the District boundary to the South. Further clarification was requested regarding the area in question. Mr. Bortz stated that this area could possibly include the western two townships of Kingman County, the township 30S in Barber County, and the remaining ten townships in Kiowa County. The board discussed the possible implications of such an adjustment and requested the manager to look into this process. No further action was taken by the board.

Cameron Conant, representing the Division of Water Resources, was on hand to update the board on current issues. DWR is currently handling issues with water use report falsifications throughout the state. The board was concerned how large of an issue this may be in the District. No further action was taken by the board.

Lynn Preheim arrived at 2:30 p.m.

John Janssen moved and Fred Grunder seconded to go into executive session at 2:43 p.m. for 45 minutes for the purpose of consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship. Executive session is required to protect the privacy interests of the parties involved. Motion carried 4-0-1. The board came out of executive session at 3:30 p.m.

Lynn Preheim excused himself from the meeting at 3:30 p.m.

In other business, Fred Grunder moved and John Janssen seconded to amend District Administrative Policy V to better reflect the model report in the first sentence. Following brief discussion, the motion carried 4-0-1.

V. Groundwater Model Reports

Adopted November 20, 2014

Amended March 12, 2015

It shall be the policy of Big Bend GMD #5 (District) that requests for access to the District's groundwater model report and related appendices shall be handled using the following procedure.

1. The District shall require a written request for access to any hydrologic report generated by the District's groundwater model (BBGMDMOD, 2010). All written requests shall include the name and address of the requestor and a description of the intended use for the report.
2. A fee of \$45.00 per copy will be charged.
3. A fee of \$35.00 per hour (\$20.00 minimum) custodial time will be charged for time spent to supervise and produce the report. Prepayment is required.

Should a request be received to produce a new model report the following procedure shall be followed.

1. Every request for model scenario shall be submitted to the District board of directors for approval by formal action.
2. The option to utilize District funds to pay for all or part of the proposed model run and corresponding analysis shall be at the discretion of the board of directors at the time of approval.
3. The District retains the intellectual property rights for any information

obtained from any model run and corresponding report(s) made using the District's groundwater model.

4. Only eligible voters of the District as defined by K.S.A. 82a-1021, shall be allowed to submit model run requests to the District board of directors.

With no further items to discuss, the board adjourned at 3:34 p.m.