

MINUTES – MARCH 09, 2017
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 09, 2017. Board members present were Darrell Wood, John Janssen, Fred Grunder, Phillip Martin, Jerry Cullop, Kent Lamb, Bob Standish and Tom Taylor. Board Member Justin Gatz was not present. District staff present was Orrin Feril. Guests present were Richard Wenstrom, Jeff Lanterman, Calvin Kissick, Lance Higbie, Brian Klager, Patrick Dick, and Lynn Preheim (phone).

The March regular board meeting was called to order at 10:00 a.m. by Darrell Wood.

Phil Martin moved and Bob Standish seconded to approve the February minutes as presented. Motion carried 7-0-1. Phil Martin moved and Bob Standish seconded to approve the annual meeting minutes as presented. Motion carried 7-0-1.

Fred Grunder moved and Bob Standish seconded to accept the March treasurer's report as presented. Following discussion, the motion carried 7-0-1.

The board conducted an election of officers for the upcoming year. Bob Standish moved and Phil Martin seconded to re-elect the current officers for another one-year term with the modification of Jerry Cullop as Secretary and to cast a unanimous ballot. Motion carried 6-2-0. The District officers are Darrell Wood as President, Fred Grunder as Vice-President, Jerry Cullop as Secretary, and John Janssen as Treasurer.

Patrick Dick, City of Stafford Mayor, administered the affirmation to all present board members. All board members raised their right hand and affirmed the following statement:

"I do solemnly affirm that I will support the constitution of the United States and the constitution of the state of Kansas, and faithfully discharge the duties of the board of directors of the Big Bend Groundwater Management District Number Five. So help me God."

Following the affirmation, all present board members and Mr. Dick signed the board oath form for the record.

The District received a change in place of use application for Water Right File No. 3417 recently. Currently the water right is authorized for 160 acres in the NE quarter of 16-26S-19W. The proposed change in place of use reduces the acreage in the NE to 132 acres and adds the circle in the SE quarter to the authorized place of use for this water right file. As presented, this application would require a District monitoring agreement for approval. No regulation waivers would be required. The monitoring agreement would limit the acres irrigated in any one calendar year to 160 acres. If the applicant irrigates more than 160 acres annually, there is a 2-year suspension and reversion to 160 acres according to an additional map in the application. Following discussion with the applicant, Phil Martin moved and Tom Taylor seconded to enter into the monitoring agreement and recommend approval. Motion carried 5-1-2.

Manager Feril discussed staff activities for the past month and upcoming months. The District has been receiving large amounts of paperwork in the office for the CKWBA this month. Each

participant in that program must submit a copy of the annual water use report to the CKWBA by March 1 annually. District staff recently had a representative from Thill & Associates discuss the retirement benefits the District offers to its employees. Since the February meeting, District has submitted the second proposal for the Rattlesnake Creek impairment remedy to the Service for their review. At this point, the District has not received a response to this remedy proposal. Mr. Feril noted that the latest draft of the revised management program is nearing a point for board review & comment. This document will be circulated soon for further revision and refinement.

For the proper planning of the management goals for the District, Mr. Feril requested board approval for a set of model scenarios to be completed by Balleau Groundwater, Inc. These include a complete model update and recalibration through the most current data available and a sustainability analysis taking into account water quality. Following a thorough discussion, Fred Grunder moved and John Janssen seconded to get a scope of work with time and cost estimates for these scenarios within the District only. Motion carried 7-0-1. John Janssen moved and Fred Grunder seconded to get an additional cost scope of work with time and cost estimates for these scenarios within the Great Bend Prairie RAC area. Motion carried 5-1-2.

Lynn Preheim joined the meeting at 10:40 a.m. via telephone.

John Janssen moved and Bob Standish seconded to go into executive session at 10:40 a.m. for fifteen minutes for the purpose of discussion of information deemed privileged in the attorney-client relationship. Executive session is required to protect the privacy interests of the parties involved. Motion carried 7-0-1. The board came out of executive session at 10:55 a.m.

Jeff Lanterman, representing KDA–DWR noted that in June 2012 the District board voted unanimously to issue a waiver of all rules and regulations that may limit the accessibility of the members of the District to the MYFA options until K.A.R. 5-25-13 can be revised to include this program. Since that time, the MYFA program has undergone changes and Mr. Lanterman requested a review/renewal of that waiver. Following discussion, Fred Grunder moved and John Janssen seconded to issue another waiver of all rules and regulations that may limit the accessibility of the members of the District to the MYFA options until K.A.R. 5-25-13 can be revised to include this program. Motion carried 7-0-1. Mr. Lanterman noted that the Division of Water Resources will be holding a public hearing on potential amendments to K.A.R. 5-14-10 (Civil Penalties; other than exceeding authorized quantity of water) and 5-14-12 (Civil Penalties; exceeding authorized quantity of water) on May 22. The Stafford field office will be a satellite for this hearing.

Calvin Kissick, representing KWA, noted a recent conference call related to a water reuse project in the Red Hills area that will seek to treat up to 500 barrels per day of produced water to bring it to sufficient quality for irrigation-type needs. The proposed cost of the project is \$1.3 million. The next KWA meeting will be in Garden City on May 17 & 18.

Berry Bortz, Great Bend Prairie RAC Chair, provided an update on the RAC's feed wheat goal. Recently, the Kansas Department of Agriculture has submitted a request for proposals for research on this topic. No further information is available at this time.

Richard Wenstrom provided an overview of WaterPACK's recent board meeting and highlighted the project proposal that The Nature Conservancy is spearheading in the Rattlesnake Creek

watershed to remove Russian olive and salt cedar from the area along the creek. At this point, the project is moving forward but no details are available for the public.

The next District board meeting was tentatively set for April 13, 2017 at 7:00 p.m.

With no further items to discuss the board adjourned at 11:25 a.m.

Attest by:  Dated 4/13/17