

**PROPOSED AGENDA
BOARD OF DIRECTORS MEETING**

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

Conference Room

6:00 p.m.

Tuesday, July 12, 2005

313 Spruce Street

Halstead, Kansas, 67056-1925

Voice: (316) 835-2224 Fax: (316) 835-2225 E-mail: equusbed@ink.org

1. APPROVAL OF MINUTES
 - a) June meeting
 - b) Budget hearing
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 limit presentation to five minutes.*
6. APPEAL REVIEW
 - a) None pending
7. OLD BUSINESS
 - a) None pending
8. NEW BUSINESS
 - a) Water Rights Conservation Contract #30935, Leland H. Nikkel, SW 33 21-3W, McPherson County
 - b) Certification of 2005 land and water assessments to county clerks
 - c) 4th and Carey groundwater remediation project – Reg Jones, City of Hutchinson
9. MANAGER'S REPORT
 - a) Status Administration Assistant position
 - b) Status Hydrologic Technician position
 - c) KDHE quarterly plugging report
 - d) Monthly hydrologic condition report
 - e) Monthly information and service report
10. ADDITIONS TO THE AGENDA
11. BOARD ROUND TABLE DISCUSSION – Bob Seiler, President

Notice: All Board of Directors meetings and any portion thereof are 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 No. 2.

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

July 12, 2005

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting July 12, 2005, in the conference room of the Equus Beds Groundwater Management District No. 2 in Halstead, Kansas. Bob Seiler, President, called the meeting to order at 6:02 P.M.

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

Robert Seiler, President	Fred Seiler, Member
Frank Harper, Vice President	Nadine Stannard, Member
David Stroberg, Secretary	David Warren, Member
Clarke Dixon, Treasurer	Tom Adrian, Attorney
Larry Jacob, Member	Mike Dealy, Manager
Kirk Larson, Member	Tim Boese, Hydrologist and meeting recorder

Directors absent: None

Others attending the meeting or portions thereof were:

Steve Bond, DWR, Stafford	Sarah Korin, Wichita, Harvey Co. Independent
Jerry Blain, City of Wichita	Reg Jones, City of Hutchinson
Amy Bickel, Hutchinson	Don Koci, City of Hutchinson
Rich Robinson, City of Wichita	Brian Meier, Wichita
Eugene Wendling, Halstead	

Item 1 -- Approval of Minutes

June Meeting

Moved by Larry Jacob and seconded by Frank Harper to approve the June 14, 2005, Board meeting minutes. Motion carried with 8 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, and 1 Director(s) absent.

Budget Hearing

Moved by Nadine Stannard and seconded by Larry Jacob to approve the June 14, 2005, Budget Hearing minutes. Motion carried with 8 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, and 1 Director(s) absent.

Item 2 -- Approval of Agenda

Moved by David Warren and seconded by Clarke Dixon to add agenda item 8(a), Aquifer Storage and Recovery shallow aquifer pump test review and approve the amended agenda. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, 1 Director absent.

Item 3 – Financial Report

a) June Financial Report

The Financial Report for June was:

Cash Receipts	\$101,411.80
Beginning Balance	\$166,153.70
Money Market Account Interest	\$ 446.29
General Fund Interest	\$ 64.47
General Fund Interest - adjustment	\$ 0.00
Grant Funds – Interest	\$ 26.09
Expenditures	\$ 15,526.03
Grant Funds Expenditures	\$ 0.00
Ending Balance	\$252,576.30

Moved by Frank Harper and seconded by David Stroberg to approve the June financial report. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, 0 Director(s) absent.

Item 4 -- Approval of Expenditures

Moved by Kirk Larson and seconded by Larry Jacob to approve the July expenditures. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, 0 Director(s) absent.

Item 5 -- Public Forum

Bob Seiler, President, asked if any audience member had comments to present to the Board of Directors. There were none.

Item 6 – Appeal Review

a) None pending

Item 7 – Old Business

a) None pending

Item 8 – New Business

a) Water Rights Conservation Contract #30935, Leland H. Nikkel, SW 33-21S-3W, McPherson County

Tim Boese, District Hydrologist, presented background, and staff recommendations for Application No. 30935. The applicant filed a Water Rights Conservation Program (WRCP) application with the Division of Water Resources. Pursuant to rule and regulation K.A.R. 5-7-4, Water Rights Conservation Program, the Chief Engineer, DWR, shall take into consideration the recommendation of the Board of Directors.

FINDINGS:

As a result of the change in point of diversion approved March 26, 2002, the authorized well must be equipped with a water meter pursuant to K.A.R. 5-22-4(a).

The applicant is requesting that the water permit be placed in the WRCP for five years and agrees to suspend use of the authorized quantity.

The water permit's perfection period would also be suspended during the WRCP enrollment period.

A safe yield evaluation found that consumptive appropriations within the application's area of consideration (2 mile radius circle) totaled 4,147 AF/Y. Existing appropriations exceeded the maximum allowable quantity of 2736 AF/Y by 1,411 AF/Y.

Water level data from observation well #43 located approximately one half mile northwest of permit #30935, indicated that groundwater levels declined from 1970 to 1984 from 38.6 feet to 55.8 feet below land surface. The water table from 1984 to 1988 experienced a steady rise from 55.8 feet to 42.6 feet below land surface. The water table appeared stable from 1988 to 2005, with water levels fluctuating between 40.8 feet and 52.2 feet below land surface. The stabilization of the water table may be attributed to several factors, including the implementation of the safe yield regulation in 1980 and the adjustment of the recharge value to USGS data in McPherson County.

The Division of Water Resources advised on July 6, 2005, that the permit was considered to be in good standing.

Fred Seiler made a motion to recommend to the Chief engineer, Division of Water Resources, that the WRCP application be approved, subject to the conditions that:

- 1) the well is either plugged or placed in inactive status in accordance with K.A.R. 28-30, having the pumping equipment removed and properly capped or sealed during the WRCP contract period;
- 2) the application is accompanied by either a completed Groundwater Management District abandoned well plugging or inactive well capping agreement; and
- 3) the installation of a water meter in accordance with K.A.R 5-22-4(a), within either 30 days after the termination of the Water Rights Conservation Program Contract or 30 days prior to the use of water under the water right.

David Warren seconded the motion. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, 0 Director(s) absent.

b) Certification of 2005 land and water assessments to county clerks

Mike Dealy, Manager, advised that Board of Director certification of the 2004 land and water assessments to each county in the District was required by law to fund the 2006 budget. Total assessments for the four counties were: 296,351.63 acre-feet of water assessed \$.82 per acre-foot for a total assessment of \$243,008.34 and 711,590.20 acres of land assessed \$.05 per acre for a total of \$35,579.51.

David Warren made a motion to certify the land and water assessment lists to each county clerk. Nadine Stannard seconded the motion. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, and 0 Director(s) absent.

c) 4th and Carey groundwater remediation project – Reg Jones, City of Hutchinson

Reg Jones, City of Hutchinson, gave a presentation to the Board reviewing the City of Hutchinson plans for groundwater remediation at the 4th and Carey site. The presentation included the history of the site, current conditions, future remediation plans and projected costs. Board discussion followed. The Board took no action.

d) Aquifer Storage and Recovery shallow aquifer pump test review – Jerry Blain, City of Wichita

Jerry Blain, City of Wichita, gave a presentation to the Board reviewing the ASR shallow aquifer pump test conducted by the City of Wichita's consultant, Burns and McDonnell. Mr. Blain advised the Board the test showed that the aquifer's upper zone and the Little Arkansas River were hydraulically connected and that the upper zone of the aquifer would not provide sufficient quantity of water at the test location. Board discussion followed.

David Warren made a motion to have Mike Dealy, Manager, and Carl Nuzman, consultant, review the test results and report to the Board at the August 9, 2005, Board meeting. Larry Jacob seconded the motion. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, and 0 Director(s) absent.

Item 9 – Manager's Report

a) Status Administrative Assistant position

Mike Dealy, Manager, advised Linda Merritt, Valley Center, had accepted the administrative assistant position and would start July 15, 2005.

b) Status Hydrologic Technician position

Mike Dealy, Manger, advised the position description would be updated and the position vacancy advertised next week in area newspapers.

c) KDHE quarterly plugging report

Mike Dealy, Manager, presented the quarterly inactive and plugging report and advised the District was waiting on several plugging reports and they would appear on next quarter's report.

d) Monthly hydrologic condition report

Mike Dealy, Manager, reviewed the monthly data collection reports and advised the stations were operating normally, except Pretty Prairie station's water level transducer, which is scheduled for replacement. Additionally, District staff installed bird repellent strips on the McPherson and Hutchinson station to prevent birds from landing on the stations and plugging the rain gauge with foreign material.

e) Monthly hydrologic condition report

Staff responded to 139 requests for information or assistance in June, an average of over 6 per day.

Item 10-- Additions to the Agenda

There were no further additions to the agenda.

Item 11 --Board Round Table Discussion – Bob Seiler, President

Larry Jacob and Nadine Stannard, Members, reported on attending the South Central Kansas water conference. Board discussion followed. It was the consensus of the Board to have Mike Dealy send a letter to the South Central Kansas Water Coalition requesting the District be allowed to give a presentation at the next coalition meeting.

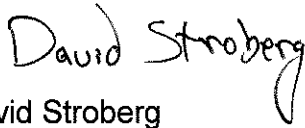
The Board discussed an upcoming Kansas Water Congress meeting. Nadine Stannard advised she was planning on attending the meeting. Bob Seiler and Larry Jacob advised they may attend the meeting.

Clarke Dixon asked if the City of Wichita's Bentley well field abandoned wells had been plugged. Mike Dealy advised the wells had not been plugged, as the City of Wichita had requested an extension of time in which to plug the abandoned wells. The District had granted the extension to allow the City to coordinate well plugging with drilling and construction of the new replacement wells. During the extension period the abandoned wells must be properly capped or sealed for groundwater protection and safety purposes.

Moved by David Warren and seconded by Larry Jacob to adjourn the meeting. Motion carried with 9 Director(s) for, 0 Director(s) against, 0 Director(s) abstained, and 0 Director(s) absent.

Bob Seiler, President, adjourned the Board meeting at 8:36 p.m.

Respectfully submitted,



David Stroberg
Secretary
DS/MTD/tdb