

**PROPOSED AGENDA
BOARD OF DIRECTORS MEETING
EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2**

**Wednesday, May 25, 2022
9:30 a.m.**

**A call-in number will be available for remote attendance.
Please contact the District for additional information.**

313 Spruce Street • Halstead, KS 67056-1925
Phone: (316) 835-2224 • Fax: (316) 835-2225 • E-mail: equusbeds@gmd2.org

1. APPROVAL OF MINUTES

- a) April 13, 2022, Board Meeting
- b) Annual Meeting Review

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. Presentations are limited to five minutes.*

6. APPEAL REVIEW – None

7. OLD BUSINESS

- a) City of Wichita Aquifer Storage & Recovery (ASR) Proposed Permit Modifications
- b) REAP Membership
- c) District Lobbyist - Discussion

8. NEW BUSINESS

- a) Oath of Office
- b) Assignment of Board Positions
- c) Election of Board Officers
- d) Kansas Water Authority GMD2 & GMD5 Representative
- e) Safe Yield Calculations for Suspension Area and New Areas
- f) Kansas Legislative Post-Audit of GMDs

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) Review of Term Permit Applications
- d) Monthly Information and Service Report

11. ADDITIONS TO THE AGENDA

12. BOARD ROUND TABLE DISCUSSION

NOTICE: All Board of Directors meeting 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

MAY 25, 2022

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting May 25, 2022, 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 9:32 a.m.

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

Jeff Winter, President	Vin Kissick, Vice President
David Bogner, Secretary	Mike McGinn, Treasurer
Michael Baalman, Member	Joe Bergkamp, Member
Alan Burghart, Member	Rodney Eggleston, Member
Ethan Reimer, Member	Dale Schmidt, Member
David Stroberg, Member	Tom Adrian, District Attorney
Tim Boese, Manager	Brad Barton, Hydrogeologist
Rebecca Wilson, Admin. Assistant	

Others attending the meeting or portions thereof were:

Jeff Lanterman, DWR - Stafford, via phone	Scott Macey, City of Wichita
Don Henry, City of Wichita	Laura Rainwater, REAP, via phone
Don Koci, Colwich	Daniel Clement, Burns & McDonnell, via phone
Ted Saranchuk, Hutchinson	

ITEM 1A -- APPROVAL OF APRIL 13, 2022, BOARD MEETING MINUTES

Moved by David Stroberg and seconded by Joe Bergkamp to approve the April 13, 2022, meeting minutes. Motion carried with 10 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent (Alan Burghart).

ITEM 1B -- REVIEW OF APRIL 26, 2022, ANNUAL MEETING MINUTES

Board discussion reviewing April 26, 2022, Annual Meeting Minutes. Several additions and changes were recommended by Board members. District staff will make the recommended modifications and provide the updated Annual Meeting minutes to the Board for review at the June 2022 Board meeting.

ITEM 2 -- APPROVAL OF AGENDA

Moved by Rodney Eggleston and seconded by Mike McGinn to approve the Agenda as presented. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

ITEM 3 -- FINANCIAL REPORT

April Financial Report

Manager Tim Boese reviewed the April Financial Report and answered questions from Board members. Moved by Mike McGinn and seconded by Alan Burghart to approve the April Financial Report. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

ITEM 4 -- APPROVAL OF EXPENDITURES

Manager Tim Boese reviewed the May 2022 Approval of Expenditures and answered questions from Board members. Moved by Vin Kissick and seconded by David Bogner to approve the May 2022 expenditures. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

ITEM 5 -- PUBLIC FORUM – NONE

ITEM 6 -- APPEAL REVIEW – NONE

ITEM 7 -- OLD BUSINESS

a) CITY OF WICHITA AQUIFER STORAGE & RECOVERY (ASR) PROPOSED PERMIT MODIFICATIONS

Manager Tim Boese informed the Board that he had nothing new to report, as the Chief Engineer continues to review all the information and has not yet decided to accept, modify, or reject the hearing officer's recommended order. Tim will notify the Board once the Chief Engineer has made a decision.

b) REAP MEMBERSHIP

Manager Tim Boese informed the Board that he attended the May 12, 2022, Regional Economic Area Partnership (REAP) meeting via Zoom and he provided the Board with information and updates regarding that meeting. Board discussion regarding District membership in REAP followed. Laura Rainwater of REAP commented that she appreciates the increased collaboration and communication between the District and REAP. Moved by Mike McGinn and seconded by Alan Burghart to table this Agenda item until the October 2022, with District Manager Tim Boese continuing to attend REAP meetings as his schedule allows. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent. Manager Tim Boese stated that he will provide monthly REAP updates to the Board during the Agency & Committee Reports portion of the Board meeting.

c) DISTRICT LOBBYIST – DISCUSSION

Manager Tim Boese provided the Board with and reviewed a Government Affairs Services Proposal from Braden, Heidner, Lowe, & Associates. Tim informed the Board that GMD5 was also reviewing the proposal and has not yet decided to move forward with a contract for a District lobbyist. Tim recommended that the Board consider Option B of the proposal regarding legislative monitoring and reporting. Discussion by the Board followed. Moved by Vin Kissick and seconded by Dale Schmidt for Manager Tim Boese to follow up with GMD5 regarding their interest in sharing the services and fees of a District lobbyist. If GMD5 accepts the terms of Option B, Tim should move forward with the District lobbyist contract. If GMD5 does not accept the terms of Option B, Tim should bring this Agenda item back to the Board for review at the July 2022 Board meeting. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

ITEM 8 -- NEW BUSINESS

a) OATH OF OFFICE

Attorney Tom Adrian issued the Oath of Office to elected Board members Michael Baalman, Alan Burghart, Rodney Eggleston, Ethan Reimer, and David Stroberg.

b) ASSIGNMENT OF BOARD POSITIONS

Manager Tim Boese reviewed for the Board the newly adopted Board Representation policy and informed the Board of the new Board member position designations. Moved by Joe Bergkamp and seconded by David Bogner to approve the Board positions as follows:

POSITION	BOARD MEMBER	POSITION UP FOR ELECTION
1. McPherson Co. Ag. Irr. Water User	Dale Schmidt	2023
2. Harvey Co. Ag. Irr. Water User	Mike McGinn	2024
3. Sedgwick Co. Ag. Irr. Water User	Michael Baalman	2025
4. Reno Co. Ag. Irr. Water User	David Stroberg	2025
5. Municipal Water User	Rodney Eggleston	2025
6. Municipal Water User	Ethan Reimer	2024
7. Industrial Water User	Alan Burghart	2025
8. At-Large Water User or Landowner	Jeff Winter	2023
9. At-Large Water User or Landowner	Joe Bergkamp	2023
10. At-Large Water User or Landowner	Vin Kissick	2024
11. At-Large Water User or Landowner	David Bogner	2024

Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

c) ELECTIONS OF BOARD OFFICERS

Moved by David Bogner and seconded by Dale Schmidt for Jeff Winter to retain his position as Board President. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

Moved by Joe Bergkamp and seconded by David Stroberg for Vin Kissick to retain his position as Board Vice President. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

Moved by Mike McGinn and seconded by Alan Burghart for David Bogner to retain his position as Board Secretary. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

Moved by Vin Kissick and seconded by Jeff Winter for Mike McGinn to retain his position as Board Treasurer. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

d) KANSAS WATER AUTHORITY GMD2 & GMD5 REPRESENTATIVE

Manager Tim Boese informed the Board that Board member David Stroberg's term on the Kansas Water Authority (KWA) has expired, and that the Board is now required to collaborate with GMD5 to submit the names of three individuals to KWA for review and possible appointment to KWA. Tim informed the Board that GMD5 recently passed a motion to submit the names of GMD2 Board members David Stroberg and Vin Kissick, as well as GMD5 Board member Craig Zwick to KWA for review. Discussion by the Board followed. Moved by Mike McGinn and seconded by David Bogner to align with the GMD5 motion and submit the names of David Stroberg, Vin Kissick, and Craig Zwick to KWA for review. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent.

e) SAFE YIELD CALCULATIONS FOR SUSPENSION AREA AND NEW AREAS

Manager Tim Boese reviewed at length a Board of Directors information and fact sheet regarding proposed recharge rates and safe yield calculations for new areas and application suspension areas of the District and provided District staff recommendations. Jeff Lanterman, Water Commissioner for the Division of Water Resources (DWR) Stafford field office, answered questions and provided additional information. Discussion by the Board followed. Moved by Vin Kissick and seconded by Rodney Eggleston to approve District staff recommendations as an interim processing approach for a period of one year to allow District staff additional time to continue to analyze and evaluate the safe yield

calculations. Motion carried with 7 Directors for, 2 Directors against (David Bogner and Mike McGinn), 2 Directors abstained (Michael Baalman and Jeff Winter), and 0 Directors absent.

f) KANSAS LEGISLATIVE POST-AUDIT OF GMDs

Manager Tim Boese reviewed an audit proposal received from the Kansas Legislative Division of Post Audit regarding the evaluation of Groundwater Management Districts' efforts to conserve water. The proposal estimates that the audit would require a team of four auditors a total of four months to complete. Tim asked District Attorney Tom Adrian to research whether the District is the type of organization that could even be subjected to such an audit. Tom stated that it is unclear whether the District can be audited in such a manner, but he questioned the worthiness of the District objecting to the audit. Discussion by the Board followed.

ITEM 9 -- AGENCY & COMMITTEE REPORTS

a) DIVISION OF WATER RESOURCES

Jeff Lanterman, DWR – Stafford, stated that due to recent rains, DWR may be able to release the Little Arkansas River from Minimum Desirable Streamflow (MDS) administration above Alta Mills based on what stream flows are like now.

b) KANSAS WATER AUTHORITY

Board member David Stroberg informed the Board that he attended the Kansas Water Authority (KWA) meeting on April 20, 2022, in Emporia. David stated that the meeting included the following discussions: a public water supply extension for supplemental water for the nuclear energy plant's cooling lakes for Wolf Creek at John Redmond Reservoir; the appointments of Manager Tim Boese to the Equus-Walnut Regional Advisory Committee (RAC); a legislative update on Substitute for HB 2686; reorganization at Kansas Department of Health and Environment (KDHE); funding through sales tax to bring additional money into the Kansas Water Plan; Groundwater Management District reporting requirements; and review of anticipated higher demand of water recreation on state lakes. David stated that the next KWA meeting is scheduled for June 22, 2022, in Pittsburg, followed by a Kansas Geological Survey field tour. An additional KWA meeting is scheduled for August 17, 2022, in Manhattan.

c) EQUUS – WALNUT REGIONAL ADVISORY COMMITTEE

Board Secretary David Bogner informed the Board that the Equus-Walnut Regional Advisory Committee (RAC) has not had any recent meetings, but committee members received a letter discussing concerns regarding high nitrate levels in local water. David reported that the next RAC meeting should be scheduled for May or June. David also congratulated Manager Tim Boese on being appointed to the RAC.

ITEM 10 -- MANAGER'S REPORT

a) ASR Project Report

Tim Boese, Manager, advised that Phase I Recharge for March was 50.74 acre feet. There was no recharge for Phase II in March. There was no recharge in April due to low flows in the Little Arkansas River. Cheney Reservoir: Conservation pool is 93.11% full (91.18% full in April). That is 1.12 feet (1.44 feet in April) below normal (top of conservation pool). No Cheney release. Flow today: Little Ark - Highway 50 is 352 CFS; Valley Center is 1510 CFS. Tim reported that there were low river flows for most of April with increased flow the first part of May from recent rains.

b) ADMINISTRATIVE FIELD TASKS

Tim Boese, Manager, reported that in April, staff assisted with five applications, completed 16 application reviews, performed 15 water permit consultations, completed 20 preliminary safe yield reviews/information requests, conducted 19 water meter inspections, completed four water meter repairs, and processed a total of 28 administrative files.

Tim informed the Board that he presented at the Kansas Farm Bureau Legislative Tour on April 19, 2022. Tim attended the Kansas Geological Survey Advisory Council meeting on May 5, 2022, at CHS Refinery in McPherson. Tim also informed the Board of the Groundwater Management Districts Association Summer Conference scheduled for June 20-22, 2022, in Copper Mountain, Colorado.

c) REVIEW OF TERM PERMIT APPLICATIONS

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

d) MONTHLY INFORMATION & SERVICE REPORT

Tim Boese, Manager, presented customer service requests for April.

ITEM 11 -- ADDITIONS TO THE AGENDA – NONE

ITEM 12 -- BOARD ROUND TABLE DISCUSSION – JEFF WINTER, PRESIDENT

Board Vice President Vin Kissick questioned if the ASR Phase II project was operating yet after the recent rain. City of Wichita employee Scott Macey reported that the initial high flow in the Little Arkansas River generally has poor quality water which prohibits operation, but he anticipates the ASR Phase II either was recently started or should be started soon.

Discussion by the Board regarding arrangement of and updates to current office equipment in the Board room due to the addition of two additional Board members.

Board Secretary David Bogner questioned Board member Rodney Eggleston regarding the City of Valley Center's water usage and their partnership with the City of Wichita. Rodney answered David's questions and reported that the City of Valley Center has a plan to build a water treatment plant in the future.

Moved by David Stroberg and seconded by David Bogner to adjourn the meeting. Motion carried with 11 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent. Jeff Winter, President, adjourned the Board meeting at 12:22 p.m.



David Bogner
Secretary
DB/TDB/rsw