

PROPOSED AGENDA
BOARD OF DIRECTORS SPECIAL MEETING

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

Tuesday, February 19, 2019

8:30 a.m.

Conference Room

313 Spruce Street, Halstead, KS 67056-1925

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AGENDA

1. Approval of Agenda
2. Executive Session – Consultation with Attorney
3. City of Wichita Aquifer Storage & Recovery (ASR) Proposed Permit Modifications
4. Adjournment

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.

Persons desiring prior notification of Board of Directors meetings, hearings, work sessions or other business meetings should complete and submit a meeting notice request to the District office. Notice forms may be obtained by contacting the Equus Beds Groundwater Management District office at the address or telephone number listed above.

EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2
FEBRUARY 19, 2019

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a special meeting February 19, 2019, 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 8:30 a.m.

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

Jeff Winter, President	Vin Kissick, Vice President
Alan Burghart, Secretary	Mike McGinn, Treasurer
David Bogner, Member	Joe Pajor, Member
Dale Schmidt, Member	Bob Seiler, Member
David Stroberg, Member	Tom Adrian, Attorney
Tim Boese, Manager	Rebecca Wilson, Admin. Assistant

Others attending the meeting or portions thereof were:

Daniel Clement, Burns & McDonnell	Scott Macey, City of Wichita
Don Henry, City of Wichita	Rhett Heflin, CHS McPherson
Steven McCloud, Kansas Farm Bureau	Anthony Seiler, Sedgwick Co. Farm Bureau
Ted Saranchuk, Public	Josh Carmichael
Tracy Pribbenow, Bentley	Toyia Bulla, Bentley
Ruth Jacob, Sedgwick	Beth Vannatta, Halstead
Bill Carp, Wichita	Dale Jernberg, Halstead Township
Tessa Wendling, Halstead	David Wendling, Halstead
Larry Jacob, Sedgwick	Kathy Mayfield, Halstead

ITEM 1 -- APPROVAL OF AGENDA

Moved by Vin Kissick and seconded by Alan Burghart to approve the Agenda. Motion carried with 8 Directors for, 0 Directors against, 0 Directors abstained, and 1 Director absent.

ITEM 2 -- EXECUTIVE SESSION – CONSULTATION WITH ATTORNEY

Moved by David Stroberg and seconded by Alan Burghart to recess into Executive Session for consultation with the District Attorney regarding the ASR Hearing for the public body which would be deemed privileged in the attorney-client relationship pursuant to the attorney consultation exception under the Kansas Open Meeting Act, and the open meeting will resume in the conference room at 9:32 a.m. (60 minutes). Those present in Executive Session are members of the Board (except Joe Pajor), District Manager Tim Boese, and District Attorney Tom Adrian. Motion carried with 7 Directors for, 0 Directors against, 1 Director abstained (Joe Pajor), and 1 Director absent.

Time in Executive Session: 8:32 a.m.
Time out of Executive Session: 9:32 a.m.

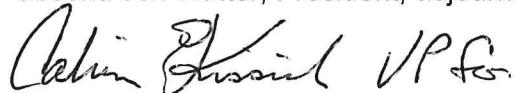
There was no action by the Board as a result of the Executive Session.

Item 3 -- City of Wichita Aquifer Storage & Recovery (ASR) Proposed Permit Modifications

Manager Tim Boese reviewed for the Board his own expert report, in addition to three additional expert reports from Pope Consulting, LLC, Balleau Groundwater, Inc., and Masih Akhbari, PhD, PE. The conclusion of Tim's expert report is that for numerous reasons, the City of Wichita ASR Permit Modification Proposal as submitted to the Chief Engineer on March 12, 2018, should not be approved. The conclusion of Pope Consulting's expert report is that for several reasons the Wichita ASR Proposal should not

be approved in its current form. The conclusion of the Balleau Groundwater expert report included that additional modeling work is needed to determine the impact of the Proposal, particularly what the impacts of lowering the minimum index levels would be to the aquifer, existing users, streamflow, and chloride migration. The conclusion of the Masih Akhbari expert report is that the model has substantial errors that need to be addressed and that the model that was submitted cannot be used to simulate water level drawdown at individual wells, which is significant because water level elevations at the location of the Index Wells have been used as the basis to propose modified ASR Minimum Index Levels for over half of the Index Wells. Moved by Vin Kissick and seconded by Alan Burghart to follow District staff recommendations to oppose the City of Wichita ASR Permit Modification Proposal as submitted to the Chief Engineer on March 12, 2018, and to direct the District Manager to notify the Chief Engineer of this position. Motion carried with 8 Directors for, 1 Director against (Joe Pajor), 0 Directors abstained, and 0 Directors absent.

Moved by Vin Kissick and seconded by David Stroberg to adjourn the meeting. Motion carried with 9 Directors for, 0 Directors against, 0 Directors abstained, and 0 Directors absent. Jeff Winter, President, adjourned the Board meeting at 9:53 a.m.



Alan Burghart
Secretary
AB/TDB/rsw