

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

**Wednesday, January 12, 2022**

**9:30 a.m.**

**Note: Due to COVID-19, public seating is limited for in-person attendance.  
A call-in number will be available for remote attendance.  
Please contact the District for additional information.**

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**1. APPROVAL OF MINUTES**

**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) District Lobbyist - Discussion

**8. NEW BUSINESS**

- a) Fiona Bagwell, Project Manager - Development, NextEra Energy Resources
- b) Annual GMD Legislative Retreat, Topeka – February 8 & 9, 2022
- c) February Board Meeting Date, March Board Meeting Date, Annual Meeting Date

**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**

**JANUARY 12, 2022**

The Board of Directors for the Equus Beds Groundwater Management District No. 2 held a monthly meeting January 12, 2022, in the conference room of the Equus Beds Groundwater Management District No. 2 in Halstead, Kansas. Vice President Vin Kissick called the meeting to order at 9:35 a.m.

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

Jeff Winter, President, via phone	Vin Kissick, Vice President
David Bogner, Secretary	Mike McGinn, Treasurer
Joe Bergkamp, Member	Alan Burghart, Member, via phone
Dale Schmidt, Member, via phone	Tom Adrian, District Attorney
Tim Boese, Manager	Rebecca Wilson, Admin. Assistant
Brad Barton, Hydrologist	

Directors absent: Bob Seiler and David Stroberg

Others attending the meeting or portions thereof were:

Jeff Lanterman, DWR – Stafford, via phone	Scott Macey, City of Wichita
Fiona Bagwell, NextEra Energy Res.	Karen Rothe, HV Co. Zoning & Planning
Laura Rainwater, REAP, via phone	Brian Meier, Burns & McDonnell, via phone
Brad Mears, KS Municipal Utilities, via phone	

### **ITEM 1 -- APPROVAL OF DECEMBER 8, 2021, BOARD MEETING MINUTES**

Moved by David Bogner and seconded by Joe Bergkamp to approve the December 8, 2021, meeting minutes. Motion carried with 6 Directors for, 0 Directors against, 0 Directors abstained, and 3 Directors absent (Mike McGinn, Bob Seiler, and David Stroberg).

### **ITEM 2 -- APPROVAL OF AGENDA**

Moved by David Bogner and seconded by Mike McGinn to approve the Agenda. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg).

### **ITEM 3 -- FINANCIAL REPORT**

#### **December Financial Report**

Manager Tim Boese reviewed the December Financial Report and answered questions from Board members. Moved by Mike McGinn and seconded by Joe Bergkamp to approve the December Financial Report with an adjustment made to the Budget vs. Actual report. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg).

### **ITEM 4 -- APPROVAL OF EXPENDITURES**

Manager Tim Boese reviewed the January 2022 Approval of Expenditures and answered questions from Board members. Moved by Mike McGinn and seconded by David Bogner to approve the January 2022 expenditures. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg).

**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**

District Attorney Tom Adrian informed the Board that he received an email stating that the Hearing Officer was ready to render her recommendation to the Chief Engineer of the Division of Water Resources, but that said decision has not yet been received. Manager Tim Boese stated that there was no additional new information to report regarding the City of Wichita ASR proposed permit modifications.

**b) DISTRICT LOBBYIST - DISCUSSION**

Manager Tim Boese informed the Board that he had a phone conference with GMD5 Manager Orrin Feril and the president of a consulting firm regarding contracting with a lobbyist to represent the District in the upcoming legislative session. Tim provided the Board with a handout and reviewed the fees associated with the differing levels of representation, which would be split 50/50 with GMD5 if that Board and District agree. Discussion by the Board followed. Board member Alan Burghart informed the Board that he would research other potential lobbyist options and provide any additional information to Tim. Moved by Mike McGinn and seconded by Alan Burghart to approve the District Manager going forward jointly with GMD5 in contracting with a lobbyist to represent the District with the proposed budget, with encouragement to look for a better option than the one presented today, but approval to use the current option if a better option is not available. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg).

**ITEM 8 -- NEW BUSINESS**

**a) FIONA BAGWELL, PROJECT MANAGER - DEVELOPMENT, NEXTERA ENERGY RESOURCES**

Fiona Bagwell, Project Manager of Development for NextEra Energy Resources, presented information and provided a handout to the Board regarding NextEra Energy Resources' potential interest in developing a wind farm in Harvey County. Fiona answered questions from Board members and District staff. Fiona will contact Manager Tim Boese to get additional maps of the District.

**b) ANNUAL GMD LEGISLATIVE RETREAT, TOPEKA – FEBRUARY 8 & 9, 2022**

Manager Tim Boese informed the Board of the Annual GMD Legislative Retreat being held in Topeka on February 8 & 9, 2022. Tim plans to attend both days, as does Vice President Vin Kissick. Tim asked that any other Board members interested in attending please contact District staff to register and secure hotel accommodations, if needed.

**c) FEBRUARY BOARD MEETING DATE, MARCH BOARD MEETING DATE, ANNUAL MEETING DATE**

Manager Tim Boese reviewed potential dates for the February and March Board meetings, as well as the Annual meeting. Board consensus was to schedule the February Board meeting for February 17, 2022, at 9:30 a.m., and the March Board meeting and Annual meeting for March 9, 2022, with the Board meeting beginning around 3:00 p.m. and the Annual meeting beginning at 7:00 p.m. at the Halstead High School if available on that date and the availability of the members not present. Moved by David Bogner and seconded by Joe Bergkamp to approve the February meeting date and the proposed March meeting date if the Annual meeting location is available and based on member availability. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg).



## **ITEM 9 -- AGENCY & COMMITTEE REPORTS**

### **a) DIVISION OF WATER RESOURCES**

Jeff Lanterman, DWR – Stafford, reported that the field office continues to be remarkably busy. DWR is working on an extensive evaluation of the Walnut Creek IGUCA review, which is currently on hold as they await an update from GMD5. DWR Stafford staff have also spent the past three weeks completing annual well measurements. Jeff reminded the Board that annual water use reports are due March 1, 2022. Jeff mentioned that DWR and District staff have been trading safe yield evaluations for the boundary expansion and suspension areas of the District, and DWR plans to get together with District staff and the Board soon to review the outcomes. Vice President Vin Kissick questioned if District staff would be available to assist District members with their annual online water use reports and Manager Tim Boese assured the Board that District staff would assist those in need.

### **b) KANSAS WATER AUTHORITY**

Manager Tim Boese informed the Board that the next Kansas Water Authority meeting is scheduled for January 26-27, 2022, in Topeka. Tim plans to try to attend the meeting.

### **c) EQUUS – WALNUT REGIONAL ADVISORY COMMITTEE**

Board Secretary David Bogner informed the Board that the Equus-Walnut Regional Advisory Committee is planning to schedule a meeting following the Kansas Water Authority (KWA) meeting to discuss information from the KWA meeting.

## **ITEM 10 -- MANAGER'S REPORT**

### **a) ASR Project Report**

Tim Boese, Manager, advised that the Phase I Recharge for November was 14.27 acre-feet with 88% into Recharge Basin 2. There was no recharge for Phase II. Cheney Reservoir: Conservation pool is 87.78% full (88.07% full in December). That is 2.02 feet below normal (top of conservation pool). No Cheney release. Flow today: Little Ark - Highway 50 is 20.3 CFS; Valley Center is 43.9 CFS. Tim reported that there were low river flows for the entire month of December. Tim informed the Board that he received a response letter from Burns & McDonnell regarding the issues with the City of Wichita Aquifer Storage & Recovery (ASR) 2018 and 2019 Accounting Reports. Hydrologist Brad Barton reviewed both reports and response letters and will schedule a meeting with Burns & McDonnell. Tim also reported that Burns & McDonnell received an extension until April 29, 2022, to submit the 2020 Annual Accounting Report.

### **b) ADMINISTRATIVE FIELD TASKS**

Tim Boese, Manager, reported that in December, staff assisted with one application and five extension requests, completed 20 application reviews, performed 22 water permit consultations, completed 14 preliminary safe yield reviews/information requests, conducted 49 water level measurements, completed 12 meter inspections, and processed a total of 21 administrative files.

### **c) REVIEW OF TERM PERMIT APPLICATIONS**

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

### **d) MONTHLY INFORMATION & SERVICE REPORT**

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

Tim informed the Board that the District computer upgrades are mostly complete, but that staff are still updating a few software programs and systems.

Tim also informed the Board that Kansas State University upgraded two District weather stations, one near Mt. Hope and one near Pretty Prairie. Tim explained that one downfall of the upgrades is that the phone lines are no longer available, so users will need to access the information via the website. Board discussion followed regarding upgrading the District phone system.

**ITEM 11 -- ADDITIONS TO THE AGENDA – NONE**

**ITEM 12 -- BOARD ROUND TABLE DISCUSSION – VIN KISSICK, VICE PRESIDENT**

Board Treasurer Mike McGinn recognized and congratulated Manager Tim Boese on his 30<sup>th</sup> anniversary of working for the District.

Moved by David Bogner and seconded by Alan Burghart to adjourn the meeting. Motion carried with 7 Directors for, 0 Directors against, 0 Directors abstained, and 2 Directors absent (Bob Seiler and David Stroberg). Vin Kissick, Vice President, adjourned the Board meeting at 10:56 a.m.



David Bogner  
Secretary  
DB/TDB/rsw