



## WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 1

### Regular Meeting of the Board of Directors

Board Meeting November 28<sup>th</sup>, 2022

8:00 a.m. CST

The meeting will be made available in person at 906 W. 5<sup>th</sup> St. Scott City, KS or by posted zoom meeting link

<b>I. Call Meeting to Order</b>		Action
a. Review & Approve Agenda	Pg. 1-2	Action
b. Review & Approve Minutes of the October 19 <sup>th</sup> Board Meeting	Pg. 3-4a	Action
c. Review & Approve Financial/Treasurer Reports	Pg. 5-15	Action
<b>II. Correspondence</b>		
a. Staff may report on correspondence received since the previous Board Meeting on October 19 <sup>th</sup> -Recent Correspondence with DWR -2022 Governor's Water Conference Recap -December 14 <sup>th</sup> & 15 <sup>th</sup> KWA Meeting – Colby, KS -Regional Advisory Committee Member -KLA Meeting – November 16 <sup>th</sup> -KORA Request -Wallace County Land Auction -GMD3 Update	Pg. 16	
<b>III. Old Business</b>		
a. Annual GMD1 Audit Update & Legislative Post Audit		
b. Revised Hangar Lease		Action
c. TAPPH20 – Executive Session		Action
d. Voting Criteria, Procedure & Board Seats		Action
<b>IV. New Business</b>		
a. Tallee Davis – Precision Agriculture Workshop Coordinator Northwest Technical College -Workshops (NRCS & DOC) -Town Hall Meetings -Tech Farm Workshop/Roundtable & Discussions		
b. KWA Ogallala Sub Committee & Written Comments – Executive Session		Action
c. Four County LEMA -GMD4 LEMA Order -Steps & Schedule Moving forward -Appeals Process Form & Spreadsheet		Action



d. Management Program Update		
e. Cost Share Applications		
-Calvine E. Kissick	Pg. 17	Action
-Brent & Mindi Edwards	Pg. 18-21	Action
f. Cost Share Application – Revision of Programs		
g. WC LEMA Appeals & Discussion		
h. Kansas Water Resources Consulting, LLC – Contract Discussion	Pg. 22-27	Action
i. GMD1 Recommendations		
-MYFA – No. 20227104-MF	Pg. 28-33	
-MYFA – No. 20227105-MF	Pg. 34-39	
-MYFA – No. 20227106-MF	Pg. 40-45	
<b>V. Legislative Update</b>		
<b>VI. DWR Report</b>		
<b>VII. KWO Report</b>		
<b>VIII. Public Comment</b>		
<b>IX. Meeting Adjourn</b>		
		Action

*Mark Callender Pres*  
*11/28/2022*

**WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO.1**  
**October 19, 2022 Board Meeting Minutes**

**BOARD MEMBERS PRESENT**

Mark Callender – President, Lane County  
Travis Weaver – Vice President, Greeley County  
Ray Smith – Wallace County Member  
Brian Bauck – Wichita County Member \*  
Steve Compton – Treasurer, Scott County

**STAFF MEMBERS PRESENT FOR ALL OR A PORTION OF THE MEETING**

Katie Durham – District Manager  
Toni Palen – Office Administrator

**OTHER PEOPLE PRESENT FOR ALL OR A PORTION OF THE MEETING**

Tom Adrian*	Adrian & Pankratz Law Office	
David Barfield	KWR Consulting	
Mike Meyer	Division of Water Resources	*Virtual Attendees
Keadron Pearson*	Kansas Water Office	

- I. **CALL MEETING TO ORDER** – President Mark Callender called to order the October 19, 2022, Board of Directors meeting of the Western Kansas Groundwater Management District No.1 at 8:03 a.m. at the District Office in Scott City, Kansas.
- a) **Review and Approve Agenda** – Steve Compton made a motion to approve the Agenda for October 19, 2022. Travis Weaver seconded the motion which passed unanimously.
- b) **Review & Approve September 21, 2022 Minutes** – Brian Bauck made a motion to approve the September 21, 2022 minutes. Steve Compton seconded the motion which passed unanimously.
- c) **Review & Approve September 21, 2022 Financials and Treasure Report** – The Board reviewed the September 21, 2022 financials and treasure reports. Katie Durham handed the Board a copy of the financials as of October 18<sup>th</sup> from 2021 and 2022 to compare the financials. Steve Compton made a motion to approve the September 2022 treasure and financial reports. Ray Smith seconded the motion which passed unanimously.
- d) **Review & Approve Quarterly Taxes** - The Board reviewed the 941 3<sup>rd</sup> Quarterly Tax Report. Travis Weaver made a motion to approve the 3<sup>rd</sup> Quarter Tax Report. Ray Smith seconded the motion which passed unanimously.
- II. **CORRESPONDENCE**
- **Weather Modification Report** – Katie Durham discussed the District’s options on the Weather Modification account with the Board.
  - **October Quarterly Newsletter** – The October Newsletter was included in the Board packet. Katie Durham recommended that we source out the next newsletter stating that it takes too much staff time, even with volunteers helping. Also, Katie mentioned that our mailing list has been updated which has doubled. The board discussed and proposed to get quotes on what it would cost to source out our mailing list.
  - **NRCS Training Day in Colby KS** – Katie Durham gave a brief report on the NRCS Training Day in Colby that was hosted by Matt Smith Playa Lakes Joint Venture, Weston McCary with KWO, and Shannon Kenyon with GMD4 last week. Katie added that she and Mark would be attending the Governor’s Conference in Manhattan, Kansas next month and will be giving a short power point presentation mainly on the District’s LEMA work. Next, was a brief discussion on the District’s policy for closing on holidays. The Board agreed to have the District follow the Kansas State’s Holiday list for the District to be closed.

- **Regional Advisory Committee Member** - Katie discussed possibly becoming a member of the Upper Smoky RAC and other outreach initiatives. The Board then went on to discuss an example folder of information that she would like to put together for meetings or special occasions. She explained the folders would have her business card in them, along with other pertinent information from the District.

### III. **OLD BUSINESS**

- a) **Annual GMD1 Audit Update** – The Board discussed the year end audit and the possibilities of considering changing auditors in the future. Katie Durham reported on the Post Legislative Audit stating they have been requesting documents and financials for the year 2021.
- b) **Revised Hangar Lease** – Katie requested that the Board view the revised Hangar Lease in the Board packet. The Board discussed the lease with Tom Adrian and agreed to have Katie and Tom work with the City's Counsel to complete the lease. Katie updated the Board on items that have been sold out of the hangar and will have Pat Ryan make a list of what is left.
- c) **Newspaper** – Katie updated the Board on an interview she had with Kansas Reflector regarding GMD3's Proof of Concept project. Katie added that she reiterated to the Kansas Reflector that the Board chose not to participate in the water that was being transferred to our District as we are focused on the LEMA to conserve water for GMD1. Katie stated the article will be in Friday's newspaper on October 21, 2022.
- d) **TAPPH20** – Katie reported that Tom Adrian drafted a legal document to TAPPH20 requesting to buy out the contract for \$35,000.00 with sending them \$25,000.00 now until we reach an agreement. Executive session was not required at this time.

### IV. **NEW BUSINESS**

- a) **Four County LEMA** – Katie brought to the Board's attention a letter that John Huslig sent to Chief Engineer, Division of Water Resources, Earl Lewis regarding his concerns on the Four County LEMA plan. David Barfield conversed with the Board regarding John's concerns. More discussion between the Board, Mike Meyer, and David on other programs such as WCA's, MIFA's, and LEMA's clarifying how these programs relate and which takes precedence.
  - **October 17<sup>th</sup> Public Hearing Recap** – The Board discussed the hearing and was pleased with the community involvement and how smooth things ran. Also, the Board discussed having just one location for the next hearing.
  - **Steps & Schedule Moving forward** – Katie stated in moving forward and getting ready for the appeals on the Four County LEMA, the Board might want to consider having a regular meeting and a second meeting once a month to handle the flow of appeals.
  - **Appeals Process Form & Spreadsheet** – Katie stated she would work on a new Appeals Sheet for the Four County LEMA and make a spreadsheet with formulas to help with calculations.
- b) **GMD1 Management Program Update & Revision Effort** – Katie explained with the States Audit process, that one of the concerns was having an updated Management Plan, which she is working on and will have a draft version for the Boards review after the first of the year.
  - **Mission Statements** – Katie suggested that the District have separate mission statements for municipalities, stockyards, and GMD1 moving forward with the new updated Mission Statement. The Board agreed to have Katie work on drafting new mission statements for the Boards review.
- c) **Updates from Legal Counsel**
  - **GMD1 Voting Procedures & Board Seats** – Tom Adrian gave an update to the Board on registration requirements, absentee ballots, and adding additional seats on the Board. After Board discussion, Katie offered to work with Tom on adding additional seats on the Board and registration requirements for voting procedures for the next Board meeting.
- d) **Cost Share Applications**
  - **D & L Farms** – Submitted a cost share application for Senninger Filter Regulators for Water Right Numbers 20642, 2534, 13787, and 12174. Ray Smith made a motion to approve the four water rights for Senninger Filter Regulators in the amount of each quote submitted to be paid to the vendor after the District receives an invoice. Steve Compton seconded the motion which passed unanimously.
  - **E & D Farms** – Submitted a cost share application for Senninger Filter Regulators for Water Right Numbers 17846 and 16800. Ray Smith made a motion to approve the four water rights for Senninger Filter Regulators in the amount of each quote submitted to be paid to the vendor after the District receives an invoice. Steve Compton seconded the motion which passed unanimously.

- **Andrew Smith Farms** - Submitted a cost share application for Senninger Filter Regulators for Water Right Numbers 12209, 22677, and 8106. Ray Smith made a motion to approve the four water rights for Senninger Filter Regulators in the amount of each quote submitted to be paid to the vendor after the District receives an invoice. Steve Compton seconded the motion which passed unanimously.
- **Ehmke Farms** – Submitted a cost share application for Bubblers on Water Right Number 6702. Travis Weaver made a motion to approve \$2000.00 for Ehmke Farms for new Bubblers on Water Right Number 6702. Ray seconded the motion which passed unanimously.

e) **WC LEMA Appeals & Discussion** – No discussion.

f) **GMD1 Cost Share Application** - Katie and the Board discussed revising the Cost Share Application and the terms. Mark Callender requested to have revisions done before the Annual Meeting which Katie thought was reasonable.

g) **Municipal & Stock Outreach Initiatives**

- **Mission Statement** – This was discussed earlier under IV – b). No further discussion was had.

V. **Legislative Update** - None

VI. **DWR Report** – Mike Meyer congratulated the Board on the District’s Public Hearing. Mike stated he reviewed the MYFA’s for 2022 and discovered there were more than usual due to the drought. Mike reported that DWR still has a position open.

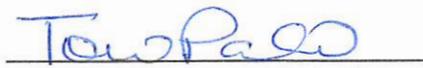
a) **Meter Regulations and 300 ft move** – Mike reported there is discussion on new State regulations limiting a redrill to 300 feet maximum. Mike also stated DWR is working on changing additional regulations and explained the process they go through.

VII. **KWO Report** - None

VIII. **PUBLIC COMMENT** - None

IX. **MEETING ADJOURN** – Next meeting was discussed and moved to November 22, 2022 at 8:00 a.m. Steve Compton made a motion to adjourn the meeting at 11:47 a.m. Ray Smith seconded the motion which passed unanimously.

Respectfully Submitted:

  
Toni Palen, Office Administrator

Approved:

 Date: 11/28/2022  
Mark Callender, President