



WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 1

Special Meeting of the Board of Directors

Wednesday, June 15th 2022

8:00 a.m. CST

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

I. Call Meeting to Order		Action
a) Review & Approve Agenda	Pg. 1	Action
b) Review & Approve Minutes of May 11 th and May 16 th Special Board Meetings	Pg. 2-6	Action
c) May 2022 Financial and Treasure Report	Pg. 7-17	Action
II. Correspondence – Staff may report on correspondence received since the previous Special Board Meeting on May 16th		
a. Outreach and Communication – Proposed community outreach		
III. Old Business		
a. County Public Outreach Meetings – Staff may provide brief recap from the Public Meetings		
IV. New Business		
a. Set Public Budget Hearing – Will publish 28 days prior		Action
b. Staff Update – Memo’s & building update	Pg. 18-20	Action
c. Cost Share		
-Homeland Farms WR #10771, WR #18116, WR #37093, WR# 37095	Pg. 21-23	Action
-Preston Smith WR #18116	Pg. 24-26	Action
-Chris Winderlin WR #SC14 SE, WR #SC14 NE, WR #SC18 NW		Action
-Mark Ramsey – Cost Share Reimbursement Checks discussion		Action
d. Proposed LEMA Document Development		
-Wallace County Discussion	Pg. 27	
-Support Letters		
-Discussion on Dual Use		
-LEMA Draft Progress Report – See unattached packet		
V. Executive Session – Legal Counsel Review	Pg.28-37	
VI. Legislative Update		

6/15/2022
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VII. DWR Report		
VIII. KWO Report		
IX. Public Comment		
X. Meeting Adjourn		Action

WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO.1
May 11, 2022 Board Meeting Minutes

BOARD MEMBERS PRESENT

Mark Callender – President, Lane County
Travis Weaver – Vice President, Greeley County
Steve Compton – Secretary, Scott County
Ray Smith – Wallace County Member

BOARD MEMBERS ABSENT

Brian Bauck – Wichita County Member

STAFF MEMBERS PRESENT FOR ALL OR A PORTION OF THE MEETING

Katie Durham – District Manager Toni Palen – Administrative Assistant

OTHER PEOPLE PRESENT FOR ALL OR A PORTION OF THE MEETING

Tom Adrian*	Adrian & Pankratz Law Office	
Mike Meyer	Division of Water Resources, Garden City Office	
Brownie Wilson*	GIS Support Services Manager	
Jim Minnix	State of Kansas, House of Representatives	
David Barfield*	KWR Consulting	
Austin McCollough*	Division of Water Resources	*Virtual Attendees
Keadron Pearson*	Kansas Water Office	
Shannon Kenyon*	GMD4 District Manager	
Sean Miller*	Lobbyist	
Greg Graff*		
Don Smith*		

- I. **CALL MEETING TO ORDER** - The Western Kansas Groundwater Management District No.1 board meeting was called to order by President Mark Callender at 8:09 a.m. on May 11, 2022 at the District Office, Scott City, Kansas.
 - a) **Approval of Agenda** - Travis Weaver made a motion to approve the May 11, 2022, Agenda. Ray Smith seconded the motion which passed unanimously.
 - b) **Approval of the April 26, 2022 Minutes** – Ray Smith made a motion to approve the April 26, 2022 minutes. Travis Weaver seconded the motion which passed unanimously.
- II. **CORRESPONDENCES**
 - a) **Outreach and Communication** – Katie Durham explained to the board she received an email from Andy Hineman regarding the future of the hangar at the Scott City airport. Andy is asking the board to expedite their decision on the future of the hangar stating the airport is currently in a transitional period and feels that more hangar space for the future FBO or the city would be in the airport's best interest.
 - b) **Representative Jim Minnix** – Mark Callender introduced Representative Jim Minnix stating he would be giving the board an update from the State Legislative level. Mr. Minnix explained that this is the first year they are going to fund the Kansas Water Fund. Six million from the State General Fund and two million from the Economic Development Plan. Mr. Minnix mentioned there will be a late summer audit completed by the state to look at the district's efforts in conservation measures at each Ground Water Management. Mr. Minnix empathizes the need for GMD's to improve at having LEMA'S in place so Districts can keep conservation management at the local level instead of at the state level. Mark Callender invited Mr. Minnix to speak at our County Meetings scheduled for May 19th and 20th. Mr. Minnix agreed to be there for the Scott County and Lane County meetings on the 20th.

- c) **Representative Lindsay Vaughn** – Katie Durham advised the board that Representative Lindsay Vaughn would be visiting GMD1 on May 12th at 1:00 p.m. and shared plans to have lunch first, then take her to a few places to show current conservation efforts.

III. **NEW BUSINESS**

- a) **Financial Review and Approval** – Ray Smith made a motion to approve the financials for the general fund, water conservation fund, and weather modification fund for April 2022. Travis Weaver seconded the motion which passed unanimously.
- b) **Building Maintenance** – Mark Callender mentioned the hangar at the airport stating we need to think about selling it or keeping it. Katie Durham stated there is a lease agreement with the city on the hangar. Tom Adrian will look at lease agreement and update Katie on the specifics. Katie updated the board on the office improvements made. Also, mentioned was the office software has not been updated since 2013. Katie requested to update to the newest version of Microsoft and to pair the office computers together for shared files. The board agreed for the upgrade.
- c) **Wallace County Discussion regarding the LEMA** – Discussion weather or not to take a different approach with Wallace County was the topic. The concern is the smaller wells are not taking a cut. The board decided to present what we have for the Four County LEMA Plan at Wallace and see what kind of feedback they receive.
- d) **May 19th & May 20th County Meeting Materials** – Katie Durham asked the board if they wanted her to put together an agenda for the meetings. The board agreed. Mark Callender stated he would start the meetings with an introduction and allow Katie to lead from there with Brownie Wilson's presentation along with David Barfield's and Mr. Minnx's at Scott County and Lane County. Lastly, we will open it up for questions and answers at the end and handing out allocation sheets from the sign in page. A review of representatives going to the meetings was discussed. The following are handouts that were reviewed by the board, and will be available at the county meetings:
- **LEMA FAQ sheet** – David Barfield shared his FAQ on power point displaying what he is working on for the county meetings. The board discussed this and gave input for a final draft.
 - **KWR Consulting on LEMA** – David Barfield shared his power point of his overview of work since April 26, 2022. He has focused on assisting in preparations for the up-coming county meetings, support regarding water user questions on the allocation reports, and working with Katie and DWR to provide improved allocation reports for the county meetings.
 - **Appeals process memo** – Katie Durham shared the appeals process memo they are working on to finalize. The board worked together with Katie and David for some time on the wording and changed a few concerns for the final draft.
 - **Revised allocation sheets & explanation** – David Barfield shared the revised allocation sheets and explained the recent updates that have been made. We can reprint them at the county meetings. The board expressed they were easier to read and to keep moving forward.
 - **Power point presentation** – David Barfield updated the board on the additional LEMA work that he has completed in detail.
- e) **Cost Share** – Homeland Farms by Preston Smith submitted to GMD1 a water conservation cost share application asking for reimbursement for aerial field imagery on water right number 10771 NE 12-16-42, water right number 18116 SE 12-16-42, water right number 37093 NE 7-16-41, and water right number 37095 NW 7-16-41. After review and discussion by the board, Travis Weaver made a motion to pay Invoice number 2135688 to American Implement Inc in the amount of \$3832.50. Ray Smith seconded the motion which passed unanimously.

IV. **LEGISLATIVE UPDATE**

- a) GMD Legislative Audit - Sean Miller gave an update on Bill 2686, the Mega Bill stating it did not pass. Also, stating the Attorney General wanted opinion on whether the way the GMD's elected their board members was constitutional or not, which was declined. Sean stated that Representative Rod Highland and Representative Lindsay Vaughn who are head of the Chair and

Ranking Minority Members of the Water House Committee will be doing post legislative audits on all GMD's later this summer as it was approved. Sean gave a list of things they will be looking into. 1) What programs do the GMD's currently undertake 2) Identify areas of concern within their boundaries 3) Budget; what percent has been spent on conservation measures. Sean also stated that he recommends all GMD's start preparing an annual report as that was brought up by Mr. Highland but has not been passed yet. Sean suggested we keep track of our conservation efforts such as moisture probes, water technology, and any WCA headway that is being performed in efforts to show who and what the GMD's do.

- V. **DWR REPORT** – Mike updated that DWR is getting their over pumping stats together and acquired an hour and rates list for meter readings. A query from 2011-2020 shows they have issued 120 “change the place of use applications”, and 50 redrills. Lastly, Mike said they still have a position opened and it is being advertised.
- a) **Term Permit – HRC Feed Yard WR #15772 and #15810** – Mike Meyer stated they provided a volunteer dismissal form, and they did not over pump, therefore no action is required at this time.
- b) **Term Permit – HRC Feed Yard WR #6974** – Mike Meyer stated they are requesting an extra 30-acre feet above the base water right. Does not meet waiver spacing requirements. Travis Weaver made a motion to waive the spacing. Steve Compton seconded the motion which passed unanimously.
- c) **Term Permit – HRC Feed Yard SR #36536, SC-44, 24885** – Mike Meyer stated this is the third year in a row they are asking for a term permit to waive the spacing. They have two wells that have been over pumped in the past. They are working to get a lease agreement on a well and change it to stock water for additional quantity of water. After discussion, Travis Weaver made a motion to approve the waiver of spacing, but to write a letter stating to HRC Feed Yard that this is the last term permit the board will approve. Ray Smith seconded the motion which passed unanimously.
- VI. **PUBLIC COMMENT** - None
- VII. **MEETING ADJOURN** – Ray Smith made a motion to adjourn the meeting at 1:29 p.m. Travis Weaver seconded the motion which passed unanimously.

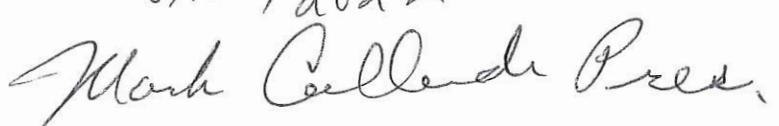
Respectfully Submitted:

Approved:


Toni Palen, Administrative Assistant

Mark Callender, President

Date: 6-15-22

6/15/2022

Mark Callender Pres.

WESTERN KANSAS GROUNDWATER MANAGEMENT DISTRICT NO.1
May 16, 2022 Special Board Meeting Minutes

BOARD MEMBERS PRESENT

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

BOARD MEMBERS ABSENT

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Katie Durham – District Manager Toni Palen – Administrative Assistant

OTHER PEOPLE PRESENT FOR ALL OR A PORTION OF THE MEETING

Tom Adrian* Adrian & Pankratz Law Office
David Barfield* KWR Consulting
Austin McCollouch* Division of Water Resources
Don Smith*

***Virtual Attendees**

- I. **CALL MEETING TO ORDER** - The Western Kansas Groundwater Management District No.1 board meeting was called to order by President Mark Callender at 1:00 p.m. on May 16, 2022, at the District Office, Scott City, Kansas.
 - a) **Approval of Agenda** – Ray Smith made a motion to approve the May 16, 2022, Agenda. Travis Weaver seconded the motion which passed unanimously.
- II. **NEW BUSINESS**
 - a) Appeals Process Memo – A special meeting was held by the board of directors to discuss the appeals process for the Four County LEMA draft. Much of the meeting was about defining and adding to the “No historic Use Appeal Approach” column from the Memo for GMD1 board discussion. After lengthy discussion amongst the board, they were able to come to an agreement. Ray Smith made a motion to approve the LEMA Appeal Draft for the county meetings. Travis Weaver seconded the motion which passed unanimously.
- III. **PUBLIC COMMENT** - None
- IV. **MEETING ADJOURN** – Steve Compton made a motion to adjourn the meeting at 4:22 p.m. Travis Weaver seconded the motion which passed unanimously.

Respectfully Submitted:

Approved:


Toni Palen, Administrative Assistant

Mark Callender, President

Date: 6-15-22

6/15/2022
