

Minutes: Northwest Kansas Groundwater Management District 4 January 5, 2017 Board Meeting

1. OPEN MEETING, ATTENDANCE AND AGENDA

The January 5th board meeting was opened at 9:20 am CST at the GMD 4 Office in Colby, Kansas by President, Brent Rogers.

Board members present for some or all of the meeting were:

Shane Mann, Lynn Goossen Jeff Deeds, Doug David
Roger Zwegardt, Brent Rogers, Justin Sloan, Monty Biggs
David Rietcheck, Mitchell Baalman, and Scott Maurath

Others present for some or all of the meeting were: Ray Luhman, Shannon Kenyon, Rita Wade and Dan Simmering – GMD 4 staff; Adam Dees – Vignery & Dees; Jody McCain; Karen Flanigan; Dwayne Kersenbrock, and Bert Stramel

Ray Luhman requested that the meetings at Burlington and St. Francis be added to the Managers' Report. It was also requested that the following be added to New Buisness:

- d. District Name (on detailed agenda, not main page)
- e. Attorney Matters
- f. Audit Contract
- g. Consumptive Use

2. CONSENT AGENDA

Brent Rogers asked if there were any concerns over the consent agenda, consisting of the December 7, 2016 Minutes and Expenditures for the month of December. Receipt of the December financial report showing monthly expenditures totaling \$53,233.26 in December were approved.

Scott Maurath moved the minutes and expenditures for the month of December be accepted. The motion was seconded by Mitchell Baalman and passed with all but one vote for. One opposed vote from Justin Sloan.

3. OPEN FORUM

Brent Rogers asked if there was anything to be presented in Open Forum. No responses were given.

4. MANAGER'S REPORT

Ray Luhman reported on a meeting attended in Burlington, Colorado with the Republican River Water Conservation District and board members from some Eastern Colorado Groundwater Management Districts. The GMD's within the area are looking at the possibility of restrictions similar to a LEMA and requested input from Ray and Steven Walters of DWR.

The KDA, DWR, and KWO held a meeting in St. Francis on January 4th as an informational meeting to present the latest on the Republican River Compact. David Barfield gave a presentation on the compact and what the Supreme Court ruled. Dick Wolfe, the Colorado State Engineer, also commented on the compact, augmentation pipeline, and Bonnie Reservoir.

There was a Water Technology Farm meeting with Ian DeWaal, Weston McCary, and the KWO with GMD 4 to move forward with the WTF's in the area. If board members are aware of anyone willing to participate, more will be discussed with the group next week.

5. UNFINISHED BUSINESS:

a. District LEMA

A copy of a draft request for a District-Wide LEMA was given to board members. Review and discussion of the document was had. A to-do list prior to next month's meeting for revisions was drafted. The following items need to be addressed in the document:

- Address the overlap in place of use with different color townships. Point of diversion should be given first consideration but subject to appeal process.
- Remove drought contingency
- Remove MYFA language
- Under 2(c) should have language to say that municipal use is to address their unaccounted for water and (d) to say all other water users use best management practices.
- Discuss the dairies allocation
- Make an Attachment 5 that presents the appeals process.

At 11:30 am Shane Mann moved to suspend the January Monthly Meeting to conduct the Budge Hearing. The motion was seconded by Jeff Deeds and passed unanimously by voice vote (no "nay" votes).

6. NEW BUSINESS

a. Budget Hearing

At 11:30 am Shane Mann moved to open the Revised 2017 Budget Hearing. The motion was seconded by Mitchell Baalman and passed unanimously by voice vote (no "nay" votes).

There were members of the public present that gave no additional testimony. Staff provided testimony on the revised proposed budget.

Brent Rogers asked if there was any additional discussion regarding the 2017 GMD4 Operating Budget and there was none. *Monty Biggs motioned to close the 2017 Revised Budget Hearing. Dave Rietcheck seconded the motion which passed unanimously via voice vote (no "nay" votes.)*

Following discussion, Mitchell Baalman moved to adopt the following resolution::

WHEREAS the 2017 budget of \$469,915,.00 approved originally on August 4, 2016 requires amending in order to incorporate the 2016 cash carryover funds; and

WHEREAS the district lawfully scheduled and conducted a public hearing to consider all testimony regarding the budgeting of carryover funds and other issues;

BE IT THEREFORE RESOLVED THAT the 2017 final operating budget shall be adopted as revised based on its presentation by GMD 4 staff during the lawfully conducted public hearing. The final 2017 operating budget of \$645,732 shall be:

	2017 Revised	
110 POSTAGE		\$5,000.00
111 Newsletter	\$3,000.00	
112 General	\$2,000.00	
120 PRINTING		\$5,200.00
121 Newsletter	\$4,800.00	
122 Administrative	\$400.00	
130 DUES	\$2,000.00	\$2,000.00
140 SUBSCRIPTIONS	\$3,700.00	\$3,700.00
150 INSURANCE		\$12,800.00
151 Office	\$12,500.00	
152 Public Officials' Liability		
153 Auto		
154 Workmans' Comp.		
155 Inland Marine		
156 Unemployment	\$300.00	
160 TELEPHONE	\$5,600.00	\$5,600.00
170 SALARIES AND BENEFITS		\$352,000.00
171 Gross Sal, Kpers, SS, Etc.	\$352,000.00	
172 Health Insurance		
180 TRAVEL		\$15,000.00

181 Board	\$12,000.00	
182 Staff	\$3,000.00	
190 VEHICLES		\$4,775.00
191 Repairs/Maintenance	\$1,600.00	
192 Operation	\$3,000.00	
193 Tags	\$175.00	
194 Purchase/Lease		
200 CONTRACTED SERVICES		\$23,800.00
201 Accounting	\$6,000.00	
202 Legal	\$7,800.00	
203 Misc. Support	\$10,000.00	
204 Water Sampling		
205 Drilling		
206 Weather Modification		
210 PUBLICATIONS		\$1,000.00
211 Legal Notices	\$1,000.00	
220 COOP PROGRAMS		\$2,000.00
221 Administrative		
222 Equipment		
223 Contracted Studies		
224 Education Program	\$2,000.00	
230 ADMINISTRATIVE		\$9,900.00
231 Office Supplies	\$3,500.00	
232 Copy Machine	\$1,750.00	
233 Computer Maint	\$2,500.00	
234 Postage Meter Lease	\$650.00	
235 Bank Charges		
236 Field Supplies	\$1,500.00	
240 NEW EQUIPMENT		\$12,400.00
241 Field	\$2,400.00	
242 Office	\$10,000.00	
250 CONTINGENCY RESERVE	\$156,417.00	\$156,417.00
260 FACILITY		\$33,640.00
261 Rent	\$840.00	
262 Maintenance	\$10,000.00	
263 Remodel/Purchase	\$15,000.00	
264 Building Utilities	\$7,800.00	
REIMBURSED EXPENSES		
300 FOUNDATION		\$500.00
305 Foundation Subscriptions		
325 Foundation Telephone		
345 Foundation Accounting	\$200.00	
350 Foundation Legal	\$300.00	
370 Foundation Tech Support		
	\$645,732.00	\$645,732.00

Jeff Deeds seconded the motion which passed unanimously by voice vote (no "nay" votes).

b. SD-6 LEMA Renewal

The SD-6 Advisory Committee has made recommendation to the board to renew the SD-6 LEMA in 2018. A draft LEMA Request was given to the board for review.

Shane Mann moved to finalize the request for review next month. The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no “nay” votes).

c. Annual Meeting

Shannon Kenyon gave a brief overview of how the annual meeting will be conducted. The monthly meeting will be at 9:30 AM MST in Goodland. The annual meeting will begin at 1:30 with lunch being at Crazy R's. Jeff Deeds will conduct the minutes portion of the annual meeting with Dave Rietcheck doing the budget, and Justin Sloan to conduct the election.

d. District Name

Confusion in locating us in phone books, on the web, and other documents needs to be consistent. Our official name is Northwest Kansas Groundwater Management District #4, but not all use the full name as a mix of acronyms is generally used. We can't control how others use it. As the website is GMD 4, it is suggested that the Facebook page also reflect the same name.

e. Attorney Contract

We received a letter stating the Jeff Mason had been suspended until June 24th. We have the option of staying with the firm or finding another attorney.

Shane Mann moved to continue with Vignery & Dees. The motion was seconded by Mitchell Baalman and passed by voice vote with one opposed by Justin Sloan.

Appropriate paperwork was signed by Brent Rogers and given to Adam Dees.

f. Audit Contract

Auditors sent a contract with a one-year contract option and a three-year contract option. It was suggested that we look into other CPA's to do our audit in the future. Bids can be taken.

Scott Maurath moved to sign the one-year contract. The motion was seconded by Monty Biggs and passed by voice vote with one opposed by Justin Sloan.

Brent Rogers signed the one year contract for the 2016 Audit.

g. Consumptive Use

KDA is requesting to change their regulations on consumptive use. The new regulation would refer to a map with reduction quantities by county when converting from irrigation

to stockwater. Based on the current language using the original base right and not historical use, the district staff have been opposing this regulation change.

Shane Mann moved the district strongly disagree with the changing of this regulation as currently proposed. The motion was seconded by Mitchell Baalman and passed unanimously by voice vote (no "nay" votes).

7. Agency Reports

No agencies present to give report.

8. OPEN SESSION-Public Questions/Comments:

Brent Rogers asked if there was anything to be presented in Open Session. No responses were given.

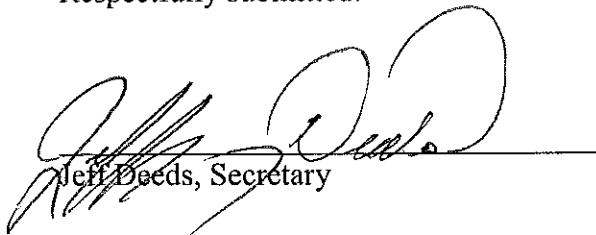
9. Scheduling Future Meetings:

The February monthly meeting will be held February 1st at 9:30 am MTN at NW Tech College

10. ADJOURNMENT

With no other business and no objections, Lynn Goossen moved to adjourn the meeting at 12:35 PM The motion was seconded by Dave Rietcheck and passed unanimously by voice vote (no "nay" votes).

Respectfully submitted:



Jeff Deeds, Secretary