

**NORTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT 4
January 8, 2020 Board Meeting Minutes**

1. OPEN MEETING, ATTENDANCE AND AGENDA

The January 8, 2020 board meeting was opened at the GMD 4 office in Colby, Kansas by President, Brent Rogers.

Board members present for some or all the meeting were:

Monty Biggs, Nate Emig, Karen Flanagin, Lynn Goossen, Shane Mann,
Ted Nighswonger, Brent Rogers, and Roger Zwegardt.

Board members absent: Jeff Deeds & Brett Oelke

Others present for some or all of the meeting were: Shannon Kenyon, Jody McCain and Dan Simmering – GMD 4 staff; and Adam Dees – GMD 4 attorney; Landon Marston – Kansas State University, Kelly Stewart – DWR; Richael Young and Alexander Stejskal – Mammoth Water.

Additions to the agenda were noted:

Manager's Report – Over Pumping Penalties
Unfinished Business – KWA
New Business – Landon Marston - KSU

Lynn Goossen moved to nominate Karen Flanagin as acting Secretary. The motion was seconded by Roger Zwegardt and passed unanimously by voice vote (no "nay" votes).

2. CONSENT AGENDA

Brent Rogers asked if there were any concerns over the consent agenda, consisting of the December 18th, 2019 minutes and December expenditures. An updated receipt of the December financial report was distributed showing monthly expenditures totaling \$35,225.79 were approved.

Lynn Goossen moved the Minutes for December and expenditures be accepted as presented. The motion was seconded by Monty Biggs and passed unanimously by voice vote (no "nay" votes).

3. OPEN FORUM

Nothing was presented.

4. MANAGER'S REPORT

a. GMD Managers meeting with DWR – December 20th

The GMD Managers met with the Chief Engineer, Program Manager, DWR legal staff, and several Water Commissioners in Topeka to discuss the proposed Rules and Regulations for WCA's, LEMA's, and Past Due Conservation. They also discussed issues that several GMD's

have with the Chief Engineer and getting their management programs approved. Shannon didn't say a whole lot but supported what GMD 4 had already conveyed to the Chief Engineer on the rules and regulations. Shannon also distributed the Legislative Retreat handout to board members, encouraging them to attend, so that their voices are heard.

b. Over Pumping Penalties

Shannon handed out a copy of the DWR over pumping penalties. The staff will be distributing these to producers who come in to submit their water use reports online.

5. FIELD REPORT

Dan is now in the process of doing the end of year checks on 5-5-11 water rights. Dan also handed out copies of the Memorandum of Understanding with the State, and copies of the paperwork done for the 5-5-11 files. Dan does at least 3 checks on each of these per year. He also prepares the paperwork for acre certifications and maps that are mailed out and must be returned to our office to before any water is applied in that calendar year. Shannon then reviews all of the paperwork before it is sent on to Stockton.

6. UNFINISHED BUSINESS

a. GMD 4 LEMA

Lynn Goossen moved to go into executive session for 15 minutes with the board of directors, the manager, Kelly Stewart, and attorney for attorney client privileges. The motion was seconded by Ted Nighswonger and passed unanimously by voice vote (no "nay" votes).

The session expired.

Adam Dees reported that we are still waiting on a response from the District Court judge regarding the lawsuit.

b. Mammoth Water Presentation

Richael Young and Alexander Stejskal presented information on the water meter tracking app, TAPPH2O that Mammoth Water has developed. At this point in time, they are looking to sign up water districts for the program. North Platte NRD is their first customer. Pricing depends on several different variables.

c. Nathan Hendricks Survey

Nathan Hendricks has downsized his survey from last year and would like to send one out in GMD 4. The board was not in favor of sending it out at this time.

d. Annual Meeting

The Annual meeting is scheduled for Wednesday, February 12th, 2020 in Goodland at NW Tech, Union Hall, 1:30 pm MST. Shannon had questions regarding any suggestions or concerns for budget items to be included in the Proposed 2021 budget.

e. SW Corner of building

Due to time constraints and only 2 out of the 3 bids received, this item was tabled until the next meeting.

f. KWA

Jeff Deeds has not completed the paperwork needed. Lynn Goossen has volunteered to fill out the needed paperwork, to be on the Kansas Water Authority, if the board approves.

Monty Biggs moved to nominate Lynn Goossen for the KWA position representing the three Western Kansas GMD's. The motion was seconded by Roger Zwegardt and passed unanimously by voice vote (no abstentions or "nay" votes).

7. NEW BUSINESS

a. Revised Budget Hearing

Ted Nighswonger moved to open the budget hearing at 10:35 am. The motion was seconded by Roger Zwegardt and passed unanimously by voice vote (no "nay" votes).

Shannon Kenyon reported there was no pre-filed testimony. Shannon provided her testimony and passed around the budget showing the 2019 expenses, the 2020 final assessed, and the 2020 revised to include the 2019 carry-over.

Roger Zwegardt moved to close the budget hearing at 10:38 am. The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no "nay" votes).

Following discussion, Ted Nighswonger moved to adopt the following resolution:

WHEREAS the 2020 budget of \$405,655.00 approved originally on August 8, 2019 requires amending in order to incorporate the 2019 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 2020 final operating budget shall be adopted as revised based on its presentation by GMD 4 staff during the lawfully conducted public hearing. The final 2020 operating budget of \$850,557.00 shall be:

	2019 Expended	2020 Final Assessed		2020 Revised	
110 POSTAGE			\$5,000.00		\$5,000.00
111 Newsletter	1683	\$3,000.00		\$3,000.00	
112 General	1010	\$2,000.00		\$2,000.00	
120 PRINTING			\$3,600.00		\$3,600.00
121 Newsletter	2024	\$3,000.00		\$3,000.00	
122 Administrative	320	\$600.00		\$600.00	
130 DUES	350	\$500.00	\$500.00	\$500.00	\$500.00
140 SUBSCRIPTIONS	1995	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00
150 INSURANCE			\$13,400.00		\$13,400.00
151 Office	11085	\$13,000.00		\$13,000.00	
152 Public Officials' Liability					
153 Auto					
154 Workmans' Comp.					
155 Inland Marine					

156 Unemployment	256	\$400.00		\$400.00	
160 TELEPHONE	5397	\$4,000.00	\$4,000.00	\$5,500.00	\$5,500.00
170 SALARIES AND BENEFITS			\$224,800.00		\$224,800.00
171 Gross Sal, Kpers, SS, Etc.	299503	\$224,800.00		\$224,800.00	
172 Health Insurance					
180 TRAVEL			\$8,000.00		\$10,000.00
181 Board	6809	\$6,000.00		\$8,000.00	
182 Staff	1275	\$2,000.00		\$2,000.00	
190 VEHICLES			\$5,665.00		\$7,165.00
191 Repairs/Maintenance	2291	\$1,000.00		\$2,500.00	
192 Operation	2909	\$4,500.00		\$4,500.00	
193 Tags	157	\$165.00		\$165.00	
194 Purchase/Lease					
200 CONTRACTED SERVICES			\$90,700.00		\$131,700.00
201 Accounting	6179	\$6,700.00		\$6,700.00	
202 Legal	14987	\$40,000.00		\$40,000.00	
203 Misc. Support	10889	\$29,000.00		\$70,000.00	
204 Legislative Support	12405	\$15,000.00		\$15,000.00	
205 Drilling					
206 Weather Modification					
210 PUBLICATIONS			\$1,000.00		\$1,000.00
211 Legal Notices	1025	\$1,000.00		\$1,000.00	
220 COOP PROGRAMS			\$2,000.00		\$2,000.00
221 Administrative					
222 Equipment					
223 Contracted Studies					
224 Education Program	902	\$2,000.00		\$2,000.00	
230 ADMINISTRATIVE			\$8,150.00		\$8,150.00
231 Office Supplies	1764	\$4,000.00		\$4,000.00	
232 Copy Machine	625	\$1,000.00		\$1,000.00	
233 Computer Maint	797	\$1,000.00		\$1,000.00	
234 Postage Meter Lease	706	\$650.00		\$650.00	
235 Bank Charges	401				
236 Field Supplies	973	\$1,500.00		\$1,500.00	
240 NEW EQUIPMENT			\$14,500.00		\$14,500.00
241 Field	3441	\$10,000.00		\$10,000.00	
242 Office	13612	\$4,500.00		\$4,500.00	
250 CONTINGENCY RESERVE	2133		\$0.00		\$397,902.00
260 FACILITY			\$21,840.00		\$22,840.00
261 Rent	840	\$840.00		\$840.00	
262 Maintenance	14542	\$14,000.00		\$15,000.00	
263 Remodel/Purchase					
264 Building Utilities	5431	\$7,000.00		\$7,000.00	
REIMBURSED EXPENSES					
300 FOUNDATION			\$0.00		\$0.00
305 Foundation Subscriptions					
325 Foundation Telephone					
345 Foundation Accounting					
350 Foundation Legal					

d. Landon Marston - KSU

Landon Marston with Kansas State University Department of Civil Engineering presented to the board on two different projects that he is working on. The first project has already received funding, the second is in the process of applying for it. He wanted to know if there was specific questions the board had that would be answered by the study. Landon will be in contact with the board in the future.

8. AGENCY REPORTS

Kelly Stewart announced David Barfield has moved up his retirement date to February 28, 2020. The water use reports have been sent out, and according to data there has been plenty of reports submitted online already. The Stockton field office staff are finishing up annual well measurements today.

9. OPEN SESSION – Public Questions/Comments:

Lynn Goossen brought up that now that the LEMA is going into its third year, now is the time for the board to start discussions on what the next LEMA proposal may look like. Obviously it took several years to develop the current LEMA, and the board cannot wait until the last minute to develop ideas regarding carry over or other options for specifics.

Shannon noted that after data is received from Brownie Wilson, the advisory committee will meet hopefully in April.

10. SCHEDULING FUTURE MEETINGS:

The next board meeting is scheduled for Wednesday, February 12th at 10 a.m. MST, at the Northwest Kansas Technical College (NWKTC) Union, Goodland, Kansas.

ADJOURNMENT

With no other business and no objections, Lynn Goossen moved to adjourn the meeting. The motion was seconded by Ted Nighswonger and passed unanimously by voice vote (no “nay” votes).

Respectfully submitted:


Karen Flanagin, Acting Secretary