

**NORTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT 4**  
**January 6, 2021**

**1. OPEN MEETING, ATTENDANCE AND AGENDA**

The January 6, 2021 board meeting was opened at the GMD4 office in Colby, Kansas by President Brett Oelke and via teleconference.

Board members present for some or all the meeting were:

Nate Emig, Karen Flanagan (virtually), Lynn Goossen, Dylan Loyd, Shane Mann, Ted Nighswonger and Brett Oelke, Brent Rogers and Marsha Schilling.

Board members absent: Monty Biggs, Jeff Deeds

Others present for some or all of the meeting were: Shannon Kenyon, Jody McCain, and Dan Simmering – GMD 4 staff; Adam Dees – GMD 4 attorney; Kelly Stewart and Rebecca Hageman – DWR (virtually); Keadron Pearson – KWO (virtually); David Barfield – KWR Consulting.

After the meeting last month, it was determined that an acting secretary had not been appointed.

**Lynn Goossen moved to appoint Shane Mann as acting secretary for the December 16, 2020 monthly board meeting. The motion was seconded by Brent Rogers and passed unanimously by voice vote (no “nay” votes).**

**Brent Rogers moved to nominate Shane Mann as acting Secretary for this meeting. The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no “nay” votes).**

Addition to the agenda was noted:  
New Business – e. Attorney Contract

**CONSENT AGENDA**

**Ted Nighswonger moved that the consent agenda be accepted as amended. The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no “nay” votes).**

**Brent Rogers moved the minutes of the December 16, 2020 board meeting be accepted as presented. The motion was seconded by Shane Mann and passed unanimously by voice vote (no “nay” votes).**

**Dylan Loyd moved that the financial reports and expenditures for the month of December be accepted as presented. The motion was seconded by Ted Nighswonger and passed unanimously by voice vote (no “nay” votes).**

**2. OPEN FORUM**

Nothing was presented.

### **3. MANAGER'S REPORT**

**a. COLORADO MASTER IRRIGATOR PROGRAM**

They are planning to do it virtually this year and have requested two producers from GMD 4 to join them on Thursday, January 28th from 11:50 – 12:10 CST for a panel discussion. Shane Mann and Nate Emig volunteered to serve on the panel.

**b. MOVE AGENCY REPORTS ON AGENDA**

To be respectful of others' time Shannon has considered moving agency reports up on the agenda. The board agreed that it would be beneficial to move them up to #3 on the Agenda, in front of the Manager's Report.

**c. WATER USE REPORTS**

Water use reports are in most producer hands as of today. We have had a few producers in for help reporting. Shannon has made a short 15 minute video titled *How do I fill out an online irrigation water use report?* It is available on the GMD 4 website under Other News.

**d. LEGISLATIVE RETREAT FEB. 2<sup>ND</sup>**

They are still planning on having this event, however the actual details as to COVID-19 modifications/restrictions have not been announced. Board members are to contact the office with their reservations if they want to attend.

**e. ANNUAL MEETING**

Those who are up for re-election must be submitted to the district office or district staff 7 days prior to the annual meeting. Dylan Loyd volunteered to run the election, and Brent Rogers will be an alternate to present the financials if Lynn Goossen is not available that day. The board will meet at 9 am at City Limits for our regular monthly meeting. Voting will begin at noon with the annual meeting to follow beginning at 1:30 pm, and finish up the regular monthly board meeting following to elect officers.

**f. CERTIFIED IRRIGATOR**

Shannon reported that we did not get the \$5000 from the unknown source and that it went to KRWC instead. They are supposed to use those funds to support the program. She also noted that a contract with the videographer was near complete.

### **4. FIELD REPORT**

Dan is starting his year-end reading checks on 5-511s. He has had a few calls regarding missing seal letters sent out by DWR. He will set up rate tests for a later date when weather permits.

### **5. UNFINISHED BUSINESS**

**a. GMD 4 LEMA**

Shannon distributed an excel sheet Ray prepared of average inches per acre pre and post LEMA for the yellow and red townships.

**6. NEW BUSINESS**

**a. REVISED BUDGET HEARING (10:30 AM)**

**Shane Mann moved to open the budget hearing at 10:31 am. The motion was seconded by Dylan Loyd 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 2020 expenses, the 2021 final assessed, and the 2021 revised to include the 2020 carry-over.

**Brent Rogers moved to close the budget hearing at 10:35 am. The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no “nay” votes).**

Following discussion, Karen Flanagin moved to adopt the following resolution:

***WHEREAS the 2021 budget of \$408,301.00 approved originally on August 5, 2020 requires amending in order to incorporate the 2020 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 2021 final operating budget shall be adopted as revised based on its presentation by GMD 4 staff during the lawfully conducted public hearing. The final 2021 operating budget of \$691,830.00 shall be:***

Line Items	2020 Expended	2021 Final Assessed		2021 Revised	
<b>110 POSTAGE</b>			\$5,000.00		\$5,000.00
111 Newsletter	2020	\$3,000.00		\$3,000.00	
112 General	922	\$2,000.00		\$2,000.00	
<b>120 PRINTING</b>			\$3,100.00		\$3,100.00
121 Newsletter	2323	\$2,500.00		\$2,500.00	
122 Administrative	330	\$600.00		\$600.00	
<b>130 DUES</b>	550	\$500.00	\$500.00	\$600.00	\$600.00
<b>140 SUBSCRIPTIONS</b>	1213	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
<b>150 INSURANCE</b>			\$13,400.00		\$13,400.00
151 Office	9668	\$13,000.00		\$13,000.00	
152 Public Officials' Liability					
153 Auto					
154 Workmans' Comp.					
155 Inland Marine					
156 Unemployment	198	\$400.00		\$400.00	
<b>160 TELEPHONE</b>	4961	\$5,500.00	\$5,500.00	\$5,500.00	\$5,500.00
<b>170 SALARIES AND BENEFITS</b>			\$240,036.00		\$240,036.00
171 Gross Sal, Kpers, SS, Etc.	232234	\$240,036.00		\$240,036.00	
172 Health Insurance					
<b>180 TRAVEL</b>			\$14,000.00		\$14,000.00
181 Board	7413	\$8,000.00		\$8,000.00	
182 Staff	759	\$6,000.00		\$6,000.00	

<b>190 VEHICLES</b>			\$7,665.00		\$7,665.00
191 Repairs/Maintenance	2174	\$3,000.00		\$3,000.00	
192 Operation	2844	\$4,500.00		\$4,500.00	
193 Tags	157	\$165.00		\$165.00	
194 Purchase/Lease					
<b>200 CONTRACTED SERVICES</b>			\$76,700.00		\$76,700.00
201 Accounting	6533	\$6,700.00		\$6,700.00	
202 Legal	11451	\$40,000.00		\$40,000.00	
203 Misc. Support	8179	\$15,000.00		\$15,000.00	
204 Legislative Support	12249	\$15,000.00		\$15,000.00	
205 Drilling					
206 Weather Modification					
<b>210 PUBLICATIONS</b>			\$750.00		\$750.00
211 Legal Notices	478	\$750.00		\$750.00	
<b>220 COOP PROGRAMS</b>			\$2,000.00		\$2,000.00
221 Administrative					
222 Equipment					
223 Contracted Studies					
224 Education Program	1139	\$2,000.00		\$2,000.00	
<b>230 ADMINISTRATIVE</b>			\$8,150.00		\$9,050.00
231 Office Supplies	3312	\$4,000.00		\$4,000.00	
232 Copy Machine	1035	\$1,000.00		\$1,200.00	
233 Computer Maint	1500	\$1,000.00		\$1,500.00	
234 Postage Meter Lease	567	\$650.00		\$650.00	
235 Bank Charges					
236 Field Supplies	1636	\$1,500.00		\$1,700.00	
<b>240 NEW EQUIPMENT</b>			\$10,500.00		\$10,700.00
241 Field	7334	\$8,000.00		\$8,000.00	
242 Office	2653	\$2,500.00		\$2,700.00	
<b>250 CONTINGENCY RESERVE</b>			\$0.00		\$282,229.00
<b>260 FACILITY</b>			\$19,000.00		\$19,100.00
261 Rent	70			\$100.00	
262 Maintenance	10109	\$12,000.00		\$12,000.00	
263 Remodel/Purchase					
264 Building Utilities	6001	\$7,000.00		\$7,000.00	
<b>REIMBURSED EXPENSES</b>					
<b>300 FOUNDATION</b>			\$0.00		\$0.00
305 Foundation Subscriptions					
325 Foundation Telephone					
345 Foundation Accounting					
350 Foundation Legal					
370 Foundation Tech Support					
	371595	\$408,301.00	\$408,301.00	\$409,601.00	\$691,830.00

wtr_rt =	847875	2021 Assessed	
land =	2870706	for	408301
		2020 Carryover	283529

			2021 Budget	
	wtr (.313) =	265384.875	Cap	691830
	land (.05) =	143535		
		408919.875		
	surplus	618.875		

Marsha Schilling seconded the motion which passed unanimously by voice vote (no “nay” votes).

b. GAAP RESOLUTION

Shane Mann moved to adopt the following resolution:

***WHEREAS the Board of Directors of Northwest Kansas Groundwater Management District No. 4, Colby, Kansas, has determined that the financial statements and financial reports for the year ended 2020 to be prepared in conformity with the requirements of K.S.A. 75-1120a(a) are not relevant to the requirements of the cash basis and budget laws of this state and are of no significant value to the Board of Directors or the members of the general public of the Northwest Kansas Groundwater Management District No. 4 and***

***WHEREAS there are no revenue bond ordinances or resolutions or other ordinances or resolutions of the municipality which require financial statements and financial reports to be prepared in conformity with K.S.A. 75-1120a(a) for the year ended 2020.***

***NOW THEREFORE BE IT RESOLVED, by the Board of Directors of Northwest Kansas Groundwater Management District No. 4, Colby, Kansas, in regular meeting duly assembled this 6<sup>th</sup> day of January, 2021 that the Board of Directors waives the requirements of K.S.A. 75-1120a(a) as they apply to the Northwest Kansas Groundwater Management District No. 4, for the year ended 2020.***

***BE IT FURTHER RESOLVED that the Board of Directors shall cause the financial statements and financial reports of the Northwest Kansas Groundwater Management District No. 4 to be prepared on the basis of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this State.***

The motion was seconded by Lynn Goossen and passed unanimously by voice vote (no abstentions or “nay” votes).

c. WCA, MYFA, AND LEMA REGULATIONS

Shannon distributed the proposed regulations for WCA and LEMA regulations. She discussed her concerns with the consideration of past conservation language that she will discuss in a conference call with DWR the following day. Adam gave his suggestions for changes to the language and his concerns. He will contact Kenny Titus to work on those requests.

d. DAVID BARFIELD PRESENTATION

David presented to the board on his work with the GMD 1 LEMA development and some suggestions going into the GMD 4 LEMA review. He made some suggestions

on the data he could review for the district and some of the ways he could be helpful in that review/renewal process.

**e. ATTORNEY CONTRACT**

Adam Dees presented his contract for the 2021 year. There were only a couple of changes from the previous year.

**Ted Nighswonger moved to approve the attorney contract. The motion was seconded by Brent Rogers and passed unanimously by voice vote (no "nay" votes).**

**7. AGENCY REPORTS**

Kelly Stewart reported that the Stockton Field Office staff have wrapped up compliance inspections. They have now shifted their focus to the annual well measurements for KGS. Kelly is working with a WCA that was over pumped. Rebecca noted that the Stockton Field Office is taking appointments for filing water use reports. She has also been busy with processing several Water Flowmeter Repair/Replacement forms.

Keadron Pearson reported that Connie Owens is finishing up her first week as Director of the Kansas Water Office. On January 14<sup>th</sup>, the Water in Kansas webinar will take place. A link is posted on the Water Office website. There will be an Upper Republican Advisory Committee meeting coming up on the 4<sup>th</sup> or 5<sup>th</sup> of February.

**8. OPEN SESSION – Public Questions/Comments:**

Nothing was presented.

**9. SCHEDULING FUTURE MEETINGS:**

The next board meeting is scheduled for Wednesday, February 10, 2021 at 9 a.m. CST at the City Limits Convention Center in Colby. The Annual meeting will begin at 1:30 p.m. CST. The alternate date is Wednesday, February 17, 2021. *Due to COVID-19 restrictions and social distancing, election voting will begin at Noon, and end at 1:30 p.m. CST.*

**ADJOURNMENT**

**With no other business and no objections the meeting adjourned.**

Respectfully submitted:

  
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Shane Mann, Acting Secretary