

Southwest Kansas Groundwater Management District No. 3
Minutes of the Regular Meeting of the Board of Directors
August 14th, 2013

MEETING CALLED TO ORDER

The August Board of Directors meeting of the Southwest Kansas Groundwater Management District was called to order by President Dunn at 9:00 a.m. The meeting was held in the GMD3 Board Room, 2009 E. Spruce St. Garden City, KS.

Directors Present

Nathan Kells, Vice President, Haskell County Representative
Mike O'Brate, Treasurer, Gray County Representative
Douglass Fox, Meade County Representative
Mike McNiece, Industrial Representative
Clay Scott, Grant County Representative
Hal Scheuerman, Kearny County Representative
Steve Stone, Finney County Representative
Randy Hayzlett, Secretary, Surface Water Representative
Kent Dunn, President, Seward County Representative
Seth Nelson, Stanton County Representative

Directors Absent with Notice

Vacant, Ford County Representative
Kirk Heger, Stevens County Representative
Alan Schweitzer, Municipal Representative
Wayne Breeding, Morton County Representative
Meghan Houtsma, Hamilton County Representative

District Staff Present

Mark Rude, Executive Director
Jason Norquest, Assistant Manager
Patty Stapleton, Office Administrator
Chris Law, Director, Field Services
Trevor Ahring, EIT/GIS
Brand Sneath, Office Assistant

Others in Attendance

Mike Meyer, Water Commissioner, Division of Water Resources, Garden City, KS
Jonathan Furasek, Syngenta
Terry Stone, Syngenta
Bobby Bassi, Syngenta
Bruce Giessel, Producer
Brian Bloyd, City of Syracuse, Ks.

APPROVE AGENDA

President Dunn asked for consideration of the meeting Agenda. After some discussion, Hal Scheuerman made a motion to approve the agenda as revised: adding executive session in the last 15 minutes of the meeting. Nathan Kells seconded. The motion was approved with all in favor.

APPROVAL OF MINUTES & MONTHLY FINANCIAL REPORT

President Dunn drew the attention of the Board to consider the July 10th, 2013 draft minutes. Clay Scott made a motion to approve the July 10th, 2013 Board Meeting minutes. Randy Hayzlett seconded. The motion was approved with all in favor.

President Dunn next drew the attention of the Board to review the July 2013 financial report documents. Steve Stone made a motion as follows: Approve the financial reports and payments for the month of July, as presented at this meeting, and to submit them for the annual audit. Clay Scott seconded the motion. The motion was approved with all in favor.

Southwest Kansas Groundwater Management District No. 3
Minutes of the Regular Meeting of the Board of Directors
August 14th, 2013

President Dunn signed and submitted the financial documents.

President's Report, President Kent Dunn

Water Commissioner's Report, Commissioner Mike Meyer

Water Commissioner Mike Meyer reported there is river water flow through Syracuse. There is an impairment complaint that needs to be discussed at a later time in the meeting. Mr. Meyer noted that 2012 notice of overpumping letters have been mailed to producers.

Syngenta Presentation, Jonathan Furasek & staff

A slide presentation was shown to help those in attendance to understand Syngenta and their take on rethinking water. They partner with growers, researchers and industry experts to develop solutions above and beyond the standard grower program. Technology is critical to meet the water challenges. A good team, advanced technology and strong partnership continues to provide the knowledge for advancing in research the ability to raise crop yield while using less water.

Board Review; File No. 28324, Bruce Giessel

Jason Norquest reviewed File No. 28,324 with the directors present. He described the north well is currently authorized 79af at 455gpm and the south well is authorized 86af at 490gpm. The applicant prays to flip the quantities between the two wells. A minimum spacing of 1300 feet is needed. Current spacing is approximately 650 feet.

After significant discussion, Clay Scott moved to recommend approval of the waiver of spacing for File No. 28,324 noting the minor amount of change to authorities; 7af will effectively be moved between the two wells, noting the current spacing is approximately 650 feet instead of the 1300 feet as required. Mike O'Brate seconded. Motion passed with all in favor.

Board Review, File No 48,414, ADM

Jason Norquest brought to the boards attention file number 48,414, new appropriation of water for industrial use. Currently well 39,611 is authorized 3.22 acre feet. ADM is proposing to add onto the well a new appropriation 48,414 and stacking it with water right 39,611 for a total appropriation that is less than the 15 acre feet exemption for closed areas. This would bring the acre feet total to 12.43. Spacing is not met to a neighboring irrigation well under water right 12,597. This would also be a new appropriation in an area where wells are shut down by court injunction for impairment issues.

Much discussion occurred. Randy Hayzlett moved to table for further research to be completed. Mike McNiece seconded. Motion passed with all in favor.

Impairment Briefings

Mark Rude brought to the table an impairment issue that had been recently submitted. Water Right 126 was approved for a point of diversion change in January. Spacing was met to all neighboring wells. DWR has recently received a letter of impairment complaint regarding the approved move. The owner of the alleged impaired well has six months to provide burden of proof. More information will be announced at later meetings.

Executive Director Report, Mark Rude

Jeff Hamilton, WR 27,373 Board Review-dismissed

Jason Norquest stated there has been no response from Mr. Hamilton since the last meeting.

Meeting with the Governor

Mark Rude and Randy Hayzlett had the opportunity to meet with Governor Brownback to discuss the Holly Farm concerns. A special ARCA meeting will be held on September 17th to discuss details.

Southwest Kansas Groundwater Management District No. 3
Minutes of the Regular Meeting of the Board of Directors
August 14th, 2013

Kansas Water Congress Report

Steve Stone and Mark Rude stated the Kansas Water Congress was very informative. Meeting notes will be provided to the board.

Kansas Water Authority,

Mark had the opportunity to review the Kansas Aqueduct Project while at the Kansas Water Authority meeting. Pamphlets explaining the project were handed out for all to review. He stated the topic was well received and many questions were asked. A 10 person committee needs to be formed to proceed with the project to aid and advise the Water Authority.

Mark asked the directors if a commitment of \$50,000 would be considered supportable to start the research for the Aqueduct Project and funding partners would be sought to help with this local cost. After some discussion, Mike McNiece moved to support the Aqueduct Research with \$50,000 in funds. Nathan Kells seconded. Motion passed with all in favor.

MOA, GMD3-KWO-KDHE-Reclamation

Mark stated that a MOA (memorandum of agreement) will be presented for signature in the next few months.

Legislative Interim Discussions

Mark announced that three days have been approved for water issues. Three main identifiers of discussion include: Holly Farms, Compact Issues along with the Aqueduct Project.

Water Meetings

Mr. Rude announced that no dates for County Community Water Meetings have been set.

On October 24th and 25th, 2013 a Governor's Conference will be held in Manhattan, KS. Attendance by board members would be greatly encouraged.

Committee Reports

Research & Development

Research and Development held a committee meeting on August 9th, 2013. A lot of topics were discussed. The main topic was going forward with a checklist of basic items that must be addressed when seeking waivers. Additional details on topics discussed will be further researched and reviewed.

Old Business

Ford County Director

No appointment has been made for the position of Ford County Director. Staff will continue to identify candidate individuals.

Budget Resolution 2013-3

Mark brought to the table Budget Resolution 2013-3. The resolution was discussed in the July meeting with some corrections in wording being noted. Mark reviewed the revised / corrected resolution with those in attendance. Clay Scott moved to approve the Budget Resolution 2013-3. Nathan Kells seconded. Motion passed with all in favor.

New Business

Mark brought to the table a letter from the Kansas Agriculture Rural Leadership (KARL) Program asking for financial assistance. Steve Stone moved to approve contributing \$300.00 to the KARL Program. Hal Scheuerman seconded. Motion passed with all in favor.

Southwest Kansas Groundwater Management District No. 3
Minutes of the Regular Meeting of the Board of Directors
August 14th, 2013

Monthly Western Water Conservation Projects Fund Business

Mark Rude drew the attention of the board to the financial documents of the Western Water Conservation Projects Fund and activity of the advisory committee. After some discussion of the Board, Hal Scheuerman moved to accept the July financial report and payments as presented and submit them for annual audit. Mike McNiece seconded. Motion passed with all in favor.

Board Member Report

No reports were announced from the Board Members.

Public Forum

No public forum was announced.

Clay Scott moved to call an Executive Session to discuss contract negotiation matters, including Mark Rude and Jason Norquest. The time for the executive session will last 15 minutes.

ADJOURNMENT

Seth Nelson made a motion to adjourn the meeting. Doug Fox seconded. The meeting was adjourned at 12:13 p.m.

Respectfully Submitted,


Randy Hayzlett