

**Southwest Kansas Groundwater Management District No. 3  
Minutes of the Regular Meeting of the Board of Directors  
October 9th, 2013**

**MEETING CALLED TO ORDER**

The October Board of Directors meeting of the Southwest Kansas Groundwater Management District was called to order by President Dunn at 9:14 a.m. The meeting was held in the GMD3 Board Room, 2009 E. Spruce St. Garden City, KS.

**Directors Present**

Kirk Heger, Stevens 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

**Directors Absent with Notice**

Vacant, Ford County Representative  
Nathan Kells, Vice President, Haskell County Representative  
Mike O'Brate, Treasurer, Gray County Representative  
Alan Schweitzer, Municipal Representative  
Wayne Breeding, Morton County Representative  
Meghan Houtsma, Hamilton County Representative  
Seth Nelson, Stanton 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 Aquilar, KSU Irrigation Extension Engineer  
Dave Brenn,  
Gary Baker

**APPROVE AGENDA**

President Dunn asked for consideration of the meeting Agenda. After some discussion, Hal Scheuerman made a motion to approve the agenda as presented. Kirk Heger 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 September 11th, 2013 draft minutes. Clay Scott made a motion to approve the September 11th, 2013 Board Meeting minutes. Mike McNiece seconded the motion. The motion was approved with all in favor.

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

President Dunn signed and submitted the financial documents.

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**President's Report, President Kent Dunn**

**Water Commissioner's Report, Commissioner Mike Meyer**

Commissioner Mike Meyer reported that October 1<sup>st</sup>, was the deadline for 2013 MYFA signup.

The new penalty guideline is being pursued for overpumping of the water right. If notice has already been received the next notice will be \$1,000 and 2 times reduction in water. The next violation will be \$1,000 per day with a suspension for a calendar year.

Change applications are back to 3 to 4 month turnaround.

**Kansas Aqueduct Study & Government Shutdown**

Mark Rude talked about the Kansas Aqueduct Study. 10 to 15 people were contacted or will be contacted to be on the advisory committee. Due to the government shutdown, the progress of initiating the update study of the 1982 US Army Corps of Engineers study has been delayed.

Mark turned the boards' attention to the 95% Draft Scope of Study for Kansas Aqueduct Study. He highlighted areas in the study:

- Purpose and Scope of Study, characterizing the general economic, social, institutional and agricultural sector impacts of not building the aqueduct.
- Water Demand Analysis, with the addition of seepage and evaporation factors in the transfer system total demand estimated to meet this farm headgate demand would be 4.425 MAFA.

**Hamilton County Water Management Efforts**

A special compact information meeting was held in Holly Colorado. Chief engineer Dave Barfield and Colorado Div. II engineer Steve Witte provided good details on compact issues and Colorado well pumping rules. The applicant for the project also provided some information. Mark stated that more information will come in the future regarding the Hamilton County Water Management Efforts in the area.

**Executive Director Report, Mark Rude**

**Upper Ark & Cimarron BAC Meetings, State Water Plan Updating**

Mark turned the boards' attention to the board book and reviewed the agendas for Upper Ark and Cimarron BAC Meetings.

**Governor's Water Conference, Manhattan, KS**

Mark announced that the Governor's Water Conference will be held in Manhattan, KS on October 24<sup>th</sup> and 25<sup>th</sup>. A copy of the meeting agenda can be found in the board book or on our website. There are a couple of rooms available if any person is interested in attending.

Mark stated that the Aqueduct will be on the agenda for discussion.

**Water in Kansas Courts Report**

Mark reported that GMD3 will be in attendance October 10th for the Garretson court case. He will provide an update to the Board of Directors after the hearing.

**EPA Rulemaking on waters subject to Clean Water Act Regulation**

Mark will forward emails from Chris Paley, whom is a legislative liaison in Wichita. Not only is the concern on quantity but also on ecology and sociology.

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**Committee Reports**

There were no committee reports to discuss.

**Old Business**

**Ford County Director**

Several candidates for the Ford County Director have been contacted. Jeff Reinert showed high interest in the Ford County position. He will attend the next month's meeting to meet everyone and provide confirmation of being the Ford County Representative.

**Board Review, File No. 48,414, ADM**

There has been no new information provided regarding the board review for File No. 48,414 ADM. Mike McNiece moved to table the review. Hal Scheuerman seconded. Motion passed with all in favor.

**New Business**

Clay Scott brought to the table discussion on closing down the open areas of GMD3. After some discussion, consensus was Rules & Development Committee will review the process of closing down the remaining area of the district and provide information to Policy & Legal Committee. Further details will be provided at a later meeting.

**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 September financial report and payments as presented and submit them for annual audit. Kirk Heger seconded. Motion passed with all in favor.

**Board Member Report**

Hal Scheuerman reported that he and Randy Hayzlett had the opportunity to listen to Governor Brownback talk to the Lakin High School Government class. They also had the chance to speak with the Governor on placing funds back into the Litigation account.

**Public Forum**

Gary Baker addressed his concern of state offices moving from Topeka to Manhattan, KS. 70% of employees appear to be leaving DWR due to the move. Will these employees be easily replaced with no lack of job performance?

**Executive Session:**

At 11:50 am. Hal Scheuerman moved for a twenty minute Executive Session, including Jason Norquest and Mark Rude. Clay Scott seconded. Motion passed with all in favor.

**ADJOURNMENT**

Upon coming out of Executive Session, Doug Fox made a motion to adjourn the meeting. Hal Scheuerman seconded. The meeting was adjourned at 12:08 p.m.

Respectfully Submitted,

  
Randy Hayzlett