

MINUTES – AUGUST 9, 2012  
BIG BEND GROUNDWATER MANAGEMENT DISTRICT #5  
MEETING OF THE BOARD OF DIRECTORS

The monthly board meeting of the Big Bend Groundwater Management District #5 was held at the District office in Stafford on Thursday, August 9, 2012. Board members present were Darrell Wood, Kent Lamb, John Janssen, Fred Grunder, Ed Shultz, Bob Standish, Tom Taylor, and Phillip Martin. Board member not present was Curtis Tobias. District staff present was Wes Essmiller and Orrin Feril. Guests present were Cameron Conant and landowners within the Walnut Creek Basin.

The August regular board meeting was called to order at 6:59 p.m.

Manager Essmiller made additions to the agenda for 7A (Term Permit application 20129432), 7B (Change in point of diversion application 5699), 4B (Agronomist from RN county).

John Janssen moved, Phillip Martin seconded to accept the July minutes as written. Motion carried 6-0-1.

Phillip Martin moved, Kent Lamb seconded to accept the treasurer's report. Motion carried 6-0-1.

Ed Shultz arrived at 7:07pm.

Landowners and water users within the Walnut Creek basin were on hand to discuss the upcoming IGUCA review. The board was shown a proposed scope of work by Balleau Groundwater Inc. Phillip Martin moved, John Janssen seconded to pursue the scope of work proposed. Motion carried 7-0-1.

Kevin Schwertfeger was on hand to propose an option for GMD5 to consider for the Multi-Year Flex Account (MYFA). It was proposed that GMD5 develop an option that will take the applicant's water allocation multiplied by 5 for use during the MYFA term with special terms and conditions pertaining to the permit fee and deadline for enrollment. The board said they would take the submission into consideration for the drafting of GMD5's option for the MYFA program.

Vested right File No SF002 was on the agenda for discussion. This application is for a change in point of diversion for one of the municipal wells in the city of St John. The application does not meet K.A.R. 5-25-2 spacing to other wells and K.A.R. 5-25-2a changing location over 2640' from original location. Fred Grunder moved, John Janssen seconded to grant the waivers for the application. Motion carried 7-0-1.

Term Permit No. 20129434 was up for discussion. The application is for a term permit for hydrologic dredging. The application does not meet K.A.R. 5-25-2 spacing to other wells.

Phillip Martin moved, Tom Taylor seconded to grant the waiver for the application. Motion carried 6-0-2.

Term Permit No. 20129432 was up for discussion. The application is for a term permit for contamination remediation in the city of Belpre. The application does not meet K.A.R. 5-25-2 spacing to other wells. Tom Taylor moved, Bob Standish seconded to grant the waiver for the application. Motion carried 6-1-1.

A change in point of diversion application for File No. 5699 was discussed as well. The application does not meet K.A.R. 5-25-2 spacing to other wells and K.A.R. 5-25-2a changing location over 2640' from original location. After discussion, Phillip Martin moved, Bob Standish seconded to grant the waivers for the change in point of diversion application. Motion carried 5-2-1.

Kent Lamb moved, Bob Standish seconded, to go into executive session at 8:37 p.m. for 30 minutes for the purpose of discussing personnel matters of non-elected personnel. Executive session is required to protect the privacy interest of the parties involved. Motion carried 7-0-1. The board came out of executive session at 9:09 p.m.

Bob Standish moved, Fred Grunder seconded, to return to executive session at 9:09 p.m. for 15 minutes for the purpose of discussing personnel matters of non-elected personnel. Executive session is required to protect the privacy interest of the parties involved. Motion carried 7-0-1. The board came out of executive session at 9:24 p.m.

Manager Essmiller submitted a letter of resignation to the board of directors. Fred Grunder moved, Bob Standish seconded to accept Mr. Essmiller's resignation effective immediately. Motion carried 7-0-1.

Tom Taylor moved, Fred Grunder seconded to go into executive session at 9:30 p.m. for 10 minutes for the purpose of discussing personnel matters of non-elected personnel. Executive session is required to protect the privacy interest of the parties involved. Motion carried 7-0-1. The board came out of executive session at 9:40 p.m.

With no further items to discuss, the board adjourned at 9:50 p.m.