

MINUTES – April 9, 2009  
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 April 9, 2009. Board members present were Kent Lamb, John Janssen, Vernon Hirt, Curtis Tobias, Ed Shultz, Kraig Froetschner, Kevin Schultz, Darrell Wood and Phillip Martin. Kevin Schultz, Darrell Wood was absent. District staff present was Sharon Falk. Guests present were Jeff Lanterman, Elizabeth Fitch and Lance Higbie.

President Martin called the meeting to order at 7:30 p.m.

Curtis Tobias moved and John Janssen seconded to amend the agenda to include a thirty minute executive session. Motion carried 5-0.

John Janssen moved, and Vernon Hirt seconded to approve the March minutes as mailed. Motion carried 6-0.

John Janssen moved and Kraig Froetschner seconded to accept the treasurer's report. Motion carried 6-0.

Kent Lamb arrived at approximately 7:40 p.m.

The Board reviewed a proposed change in the point of diversion and place of use for files 588.05 and 33,161. The change filed under 588.05 would allow water to be pumped from a point of diversion currently authorized by 33,161 and would eliminate over pumping. The proposed change does not meet K.A.R. 5-25-2 for spacing to other wells. Curtis Tobias moved to waive K.A.R. 5-25-2 and recommend approval of the change due to the fact that all wells within one-quarter mile belong to the applicant. John Janssen seconded the motion. Motion carried 5-1.

The Board reviewed proposed changes to draft regulation K.A.R. 5-25-15, exemptions up to 15 acre-feet. After considerable discussion, Curtis Tobias made a motion to submit the regulation to the Division of Water Resources with the recommended changes to section (d) striking the place of use limitations and request an extension for one year to finalize the regulation. John Janssen seconded the motion. Motion carried 6-0

The Board discussed the 8-year review of the Rattlesnake Creek Management Program. After considerable discussion it was determined that the Board could not signoff on the document without significant changes. Manager Falk was instructed to submit a letter to the chief engineer outlining the board's issues with the document. Vernon Hirt moved John Janssen seconded to have the manager send the letter to all the board for review. Motion carried 6-0.

At 10:07 p.m., Curtis Tobias motioned, Ed Shultz seconded to go into executive session for thirty minutes to discuss personnel matters of non-elected personnel. Executive session is required to protect the privacy interests of those individuals involved. Motion carried 6-0. The board came out of executive session at 10:23 p.m.

The Board reviewed the personnel policy. Curtis Tobias moved, Ed Schultz seconded to amend the personnel policy to clarify the number of holidays allowed during the year by changing the 4<sup>th</sup> of July that when falling on the weekend it be observed on either Friday or Monday. Motion carried 4-2.

After further discussion regarding the personnel policy, Vernon Hirt moved, Ed Shultz seconded to have the manager develop a policy for monitoring computer usage and to purchase the necessary software to monitor computer use. Motion carried 5-1.

With no further business to discuss, the meeting adjourned at 10:30 p.m.