

MEMO



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DATE: April 12, 2021
TO: Smoky Hill-Saline Regional Advisory Committee Members
FROM: Keadron Pearson
RE: April 20, 2021 GoTo Meeting and Conference Call

The Smoky Hill-Saline Regional Advisory Committee (RAC) will be having a GoTo Meeting and conference call on **April 20, 2021 at 10:00 AM (CDT)**. Call-in details are below.

Join the meeting from your computer, table, or smartphone:

<https://global.gotomeeting.com/join/881829477>

Join by phone:

Dial: 1-669-224-3412

Access Code: 881-829-477

The meeting will primarily consist of a presentation by Josh Olsen on the Water Injection Dredging (WID) Demonstration at Tuttle Creek Lake.

Enclosed are the materials for the April 20, 2021 Meeting:

- Agenda
- Meeting notes from the March 2021 Meeting
- Memo of Legislative Update
- Memo of Update Regarding House Water Committee & KORA/KOMA Information/Review
- Memo of Upcoming RAC Informational Budget Webinar & FY 2023 KWA SWPF Budget Process
- Smoky Hill-Saline RAC Membership Table

If you cannot participate, or have any questions or concerns regarding the meeting, please contact me by telephone at (620) 765-7489 or by e-mail at Keadron.Pearson@kwo.ks.gov.



SMOKY HILL - SALINE REGIONAL ADVISORY COMMITTEE MEETING AGENDA

DATE: April 20, 2021
TIME: 10:00 AM (CDT)
LOCATION: GoTo Meeting ([Meeting Materials](#))

Join the meeting from your computer, table, or smartphone:

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Join the conference call:

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AGENDA DETAILS

- I. **Welcome and Introductions – RAC Chair**
- II. **Review of Agenda – RAC Chair/Members**
- III. **Review of March 2021 Meeting Notes – RAC Chair/Members**
- IV. **Updates**
 - a. **Kansas Water Authority (KWA) – KWO Planner**
 - b. **Kansas Water Office – KWO Planner**
 - c. **Legislative – KWO Planner**
- V. **Regional Activities**
 - a. **Water Injection Dredging (WID) Demonstration at Tuttle Creek Lake – Josh Olsen (KWO)**
 - b. **RAC Membership Status – RAC Chair/Members**
- VI. **Other Business – RAC Chair**
 - a. **Agency Reports**
 - b. **Public comments**
 - c. **Questions and Future Agenda Items from RAC Members**
 - d. **Messages to the KWA**
 - e. **Future Meetings**
 - i. **RAC Informational Budget Webinar: April 23**
 - ii. **Kansas Water Authority: April 26**
 - iii. **Water in Kansas Webinar Series, Extreme Events Monitoring: April 28**
 - iv. **Governor's Water Conference: November 16-18**

Note: underlined items are action items for RAC

Smoky Hill-Saline Regional Advisory Committee Meeting

10:00 AM (CST), Friday, March 19, 2020

GoTo Webinar/Conference Call

Member Attendance:

Name	City	Category	Term	Present
Bevin Law (Chair)	Longford, KS	Conservation	2021	Yes
Holly Dickman (Vice-Chair)	Hays, KS	Large Public Water Supply	2023	Yes
Daniel Baffa	Salina, KS	Conservation/Environment	2021	Yes
Tom Lutgen	Salina, KS	Industry/Commerce (cc)	2023	No
Chris Meyer	Sylvan Grove, KS	Agriculture (cc)	2023	No
Tim Sanders	Chapman, KS	Agriculture 2	2021	Yes
Timothy Scheck	Russell, KS	Industry/Commerce 2	2021	No
Baron Shively	McPherson, KS	Conservation/Environment 2	2023	Yes
Brad Shogren	Lindsborg, KS	Irrigation	2021	Yes
Martha Tasker	Salina, KS	Public Water Supply (cc)	2023	Yes
Jon Quinday	Russell, KS	At Large Public 2	2023	Yes
VACANT	VACANT	At Large Public (cc)	2021	N/A
VACANT	VACANT	Small Public Water Supply	2023	N/A

Others in attendance:

Name	Affiliation
Keadron Pearson	KWO
Connie Owen	KWO
Kirk Tjelmeland	KWO
Lauren Koons	KWO
Sara Maguire	KWO
Douglas Helmke	KRWA
Jeff Crispin	City of Hays
Brian Meier	Burns & McDonnell
Tracy Streeter	Burns & McDonnell

- Welcome and Introductions:** The meeting was called to order at 10:02 A.M. (CST) by Chairman, Bevin Law. All present provided self-introductions.
- Review of Agenda:** The agenda was reviewed. There were no adjustments or additions needed.
- Review of July 2020 Meeting Notes:** The meeting notes from the July 2020 meeting were discussed. There were no additions or corrections.
- Updates:**
 - Kansas Water Authority (KWA):** Keadron Pearson (KWO) informed the RAC of recent updates that had occurred to the KWA.

- b. **Kansas Water Office (KWO):** Keadron Pearson (KWO) gave an update on personnel and agency changes that had occurred since the last RAC meeting.
- c. **Legislative:** Keadron Pearson (KWO) gave an overview on the House Committee on Water and provided an update on what has been occurring with the State Water Plan Budget.

5. Regional Activities:

- a. **Kansas Water Plan Update:** Keadron Pearson (KWO) shared with the RAC the progress that there had been on the Kansas Water Plan update. The group was shown where they could find the draft sections of the Water Plan that had been presented to the KWA and other pertinent information on the KWO web page.
- b. **Letter from Kansas Rural Water Association:** Douglas Helmke (Kansas Rural Water Association) presented to the group on a letter he submitted informing the RAC of Rural Water District No. 2's adoption of a new Source Water Protection Plan on October 15, 2020. The letter also requested the committee's general support of source water protection throughout the Smoky Hill-Saline Region. The presentation was followed by questions and answer by the RAC. The motion was made by Dan Baffa to support source water protection throughout the Smoky Hill-Saline regional planning area. Brad Shogren seconded the motion. No discussion was had and the motion passed.
- c. **Goals & Actions Plan Discussion:** RAC members discussed ways to started carrying out their Goals & Actions Plan and initial steps that can be taken. They also talked about information that would be helpful to have presented to the committee at future meetings. It was requested to have more information on the Water Injection Dredging (WID) study and to have Kari Bigham with K-State present on Streambank Stabilization. Jon Quinday expressed to the group that he would work to obtain more information on direct potable reuse. It was also requested for the RAC to receive a copy of the Kansas Health Institute's report on a water reuse study from the Planner.
- d. **Membership Status:** The Chair reminded the RAC of two vacancies on the committee for "At Large Public (cc)" and "Small Public Water Supply". Keadron Pearson (KWO) informed the RAC of members whose terms are up for renewal this year and that they will be receiving further information in the coming months on this.

6. Other Business:

- a. **Agency Reports –**
Kirk Tjelmeland (KWO): Informed the RAC of recent updates to KWO.
- b. **Public Comments –** None
- c. **Questions and Future Agenda Items from RAC Members –** It was requested that the next meeting be in the last two weeks of April. Keadron Pearson (KWO) will send out a Doodle Poll to members to get date and time set.
- d. **Messages to the KWA –** None
- e. **Future Meeting –**
 - i. Governor's Water Conference: November 16-18

The meeting was adjourned at 11:07 A.M. (CST).

MEMO



DATE: March 3, 2021
 TO: Kansas Water Authority & Regional Advisory Committees
 FROM: Connie Owen
 RE: Update Regarding Legislative Action on SWPF for FY 2022

900 SW Jackson Suite 404
 Topeka, KS 66612
 Phone: (785) 296-3185
 www.kwo.org

Legislative Action Update on SWPF for FY 2022

During the current session legislative action has included FY 2022 State Water Plan Fund (SWPF) budget review and appropriations. The following table reflects the increases/decreases to the Governor's budget recommendations made by the House Appropriations Committee and the Senate Ways and Means Committee as indicated.

Agency/Program	FY 2022 KWA Base Recs	FY 2022 KWA Recs Full Restoration	FY 2022 GOV Recs	FY 2022 Senate Adjustments	FY 2022 House Adjustments
Kansas Department of Health and Environment					
Contamination Remediation	\$ 1,088,301	\$ 1,088,301	\$ 1,088,301		
Nonpoint Source Program	\$ 303,208	\$ 303,208	\$ 303,208		
TMDL Initiatives	\$ 280,738	\$ 280,738	\$ 280,738		
Harmful Algae Bloom Pilot	\$ 150,000	\$ 150,000	\$ 450,000		
Watershed Restoration/Protection (WRAPS)	\$ 730,884	\$ 1,000,000	\$ 730,884		
Drinking Water Protection Program	\$ 650,000	\$ 800,000	\$ 350,000		
Total--KDHE	\$ 3,203,131	\$ 3,622,247	\$ 3,203,131	\$ -	\$ -
Kansas Department of Agriculture					
Interstate Water Issues	\$ 490,007	\$ 490,007	\$ 473,184		
Subbasin Water Resources Management	\$ 608,949	\$ 608,949	\$ 584,023		
Water Use	\$ 72,600	\$ 72,600	\$ 72,600		
Water Resources Cost Share	\$ 2,248,289	\$ 2,248,289	\$ 2,248,289		
Nonpoint Source Pollution Asst.	\$ 1,857,836	\$ 1,857,836	\$ 1,853,185		
Aid to Conservation Districts	\$ 1,973,373	\$ 1,973,373	\$ 1,973,373	\$ 250,000	\$ 219,264
Watershed Dam Construction	\$ 550,000	\$ 1,000,000	\$ 550,000		
Water Quality Buffer Initiative	\$ 100,000	\$ 100,000	\$ 100,000		
Riparian and Wetland Program	\$ 54,024	\$ 54,024	\$ 54,024		
Water Transition Assistance Program/CREP	\$ 402,046	\$ 627,046	\$ 396,593	\$ 50,000	
Irrigation Technology	\$ 200,000	\$ 200,000	\$ 200,000	\$ 50,000	
Crop and Livestock Research	\$ 250,000	\$ 250,000	\$ 250,000		
Streambank Stabilization	\$ 794,264	\$ 1,044,264	\$ 794,264		
Total--KDA	\$ 9,601,388	\$ 10,526,388	\$ 9,549,535	\$ 350,000	\$ 219,264
Kansas Water Office					
Assessment and Evaluation	\$ 658,919	\$ 858,919	\$ 858,919		
MOU - Storage Operations & Maintenance	\$ 526,081	\$ 526,081	\$ 526,081		
Stream Gaging	\$ 423,130	\$ 423,130	\$ 423,130		
Technical Assistance to Water Users	\$ 325,000	\$ 325,000	\$ 325,000		
Vision Education Strategy	\$ 125,000	\$ 125,000	\$ 125,000		
Reservoir and Water Quality Research	\$ 350,000	\$ 350,000	\$ 350,000		
Water Tech Farms	\$ 100,000	\$ 200,000	\$ 200,000	\$ (100,000)	
Watershed Conservation Practice Imp	\$ 500,000	\$ 1,000,000	\$ 860,000	\$ (310,000)	
Milford Lake Watershed RCPP	\$ 200,000	\$ 200,000	\$ 200,000		
Water Injection Dredging (WID)	\$ 125,000	\$ 1,500,000	\$ 125,000		\$ 850,000
Arbuckle Study		\$ 150,000	\$ -	\$ 60,000	\$ 150,000
Total--KWO	\$ 3,333,130	\$ 5,658,130	\$ 3,993,130	\$ (350,000)	\$ 1,000,000
Kansas Department of Wildlife, Parks & Tourism					
Aquatic Nuisance Species (ANS) Program	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ -
University of Kansas--Geological Survey	\$ 26,841	\$ 26,841	\$ 26,841		
KPERS Reamortization			\$ (36,260)		
Governor's COLA			\$ 36,014		
State Water Plan FY 2022 Funding	\$ 16,214,490	\$ 19,883,606	\$ 16,772,391	\$ -	\$ 1,219,264

In the coming weeks, the SWPF appropriation process will continue through Conference Committee. Additional information will be shared as the process continues to advance toward the passage of a final appropriations bill for FY 2022.

This is for informational purposes only.

MEMO



DATE: March 19, 2021
TO: Kansas Water Authority & Regional Advisory Committees
FROM: Connie Owen
RE: Update Regarding House Water Committee & KORA/KOMA
Information/Review

900 SW Jackson Suite 404
Topeka, KS 66612
Phone: (785) 296-3185
www.kwo.org

House Water Committee Update

As provided in the January memo to the Kansas Water Authority (KWA) and Regional Advisory Committees (RACs), as part of the 2021 Kansas Legislative Session, the House Water Committee was established to evaluate water issues impacting Kansas and the state and federal agencies involved with water resources in the state. Throughout this session, the Committee has continued to hear from state agency representatives regarding their structure, role/responsibilities with regard to water resources within the state, and funding information.

The Committee has recently requested an informational presentation on the KWO, KWA and RACs. On March 23, 2021, Connie Owen (KWO Director), Dawn Buehler (KWA Chair), and Jeremiah Hobbs (KWA RAC Operations Committee Chair) will provide an overview of how the KWA and RACs fit into the overall state water resources structure, their specific function, how they operate, and how they are funded.

As a reminder, for those interested in more information on the House Committee on Water, including members, agendas for past and upcoming meetings, testimony, and access to audio streams for following, please visit the Committee's page at

http://www.kslegislature.org/li/b2021_22/committees/ctte_h_water_1/.

Kansas Open Meetings Act (KOMA) and Kansas Open Records Act (KORA)

In 2019, as part of the August KWA meeting, the KWA was provided an overview of the KOMA/KORA. As part of the KOMA portion, specific information such as what constitutes a public meeting, the definition of "serial communications" and when they are considered a meeting under KOMA, as well as the requirements for notice under KOMA were reviewed.

Since that time, new members have been appointed to both the KWA and the RACs. It therefore seems timely to provide a refresher on both KOMA and KORA, and how they both relate to the operations of the KWA and RACs. For immediate reference, the following information is provided with regard to KOMA. The information included below is taken from the presentation provided to the KWA at the August 28, 2019 meeting. Consideration may be given to providing a presentation to the full KWA on this topic in the near future, or for this information to be provided as a stand-alone informational webinar coordinated by KWO.

Kansas Open Meetings Act (K.S.A. 75-4317 *et seq.*)*

*The following information is as provided to the KWA at the Aug. 28, 2019 meeting. The link to the full presentation can be accessed at https://www.kwo.ks.gov/docs/default-source/kwa-meeting-materials/2019-kwa-meeting-materials/ppt_kwa_work_session_082819.pdf?sfvrsn=a1038214_0.

Policy, Construction, Purpose:

- K.S.A 2018 Supp. 75-4317(a) – Meetings shall be open to the public because “a representative government is dependent upon an informed electorate...”
- Law enacted for the “public benefit”, so it is construed broadly in favor of the public to give effect to its specific purpose of openness. *State ex rel. Murray v. Palmgren*, 231 Kan. 524, Syl. ¶ 4 (1982).
- KOMA interpreted liberally and exceptions applied narrowly to carry out purpose

What is a meeting?:

- Any gathering of assembly in person, through the use of a telephone, or any other medium for interactive communication
- By majority of the membership of a public body or agency subject to the act
- For the purpose of discussing the business or affairs of the public body or agency

“Serial Communications”:

- Interactive communications outside of a noticed meeting may be a meeting under KOMA if:
 - Collectively involve a majority of the membership of the public body or agency
 - Share a common topic of discussion
 - Are intended by any or all participants to reach an agreement on a matter that requires binding action to be taken by the public body or agency (K.S.A. 2018 Supp. 75-4318(f))
 - Emails, calling trees, use of an agent (staff member)
 - Tip – Include in informational emails the statement “**Do not Reply All, Do Not Forward**”

Notice (K.S.A. 2018 Supp. 75-4318(b)):

- KOMA does not require notice of meetings to be published in a newspaper or on a website
- Must be provided to those that request notice of meetings
- No formalities to requesting notice – can be verbal or written
- A request is valid for one fiscal year
- Must notify of expiration before terminating notice
- Presiding officer has duty to provide notice, but duty may be delegated
- Provide date/time/location where public body will meet to person requesting notice a “reasonable time” before meeting
- Group request for notice – provide to designated individual

An important note regarding the above information is that the “public body” as described in KOMA applies to the KWA, RACs, as well as all Subcommittees of the KWA and RACs. Chairs of the RACs, RAC Subcommittees and KWA Subcommittees should be aware of the requirements of KOMA/KORA and should consult KWO staff if there are any specific questions or concerns regarding any of this information.

This is for informational purposes only.



MEMO

DATE: April 6, 2021
TO: Regional Advisory Committees
FROM: Connie Owen, Director
RE: Upcoming RAC Informational Budget Webinar & FY 2023
KWA State Water Plan Fund (SWPF) Budget Process

900 SW Jackson Street, Suite 404
Topeka, KS 66612
Phone: (785) 296-3185
Fax: (785) 296-0878
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In the coming weeks, the Kansas Water Authority (KWA) will begin the process of developing the State Water Plan Fund (SWPF) FY 2023 budget recommendations. As part of that process, the Regional Advisory Committees (RACs) will be provided an opportunity to submit feedback on how the SWPF budget recommendations support the specific goals and action plans developed by the RACs. This feedback is crucial to ensuring that funding continues to be focused on the critical water resource issues identified through the state water planning process.

Similar to last year, a RAC Informational Budget Webinar is planned to be provided to RAC members later this month. Information provided during the webinar will include a review of the SWPF FY 2023 budget development timeline, with specific attention given to the involvement of the RACs in the process. The webinar will also include a brief background/overview of the SWPF, as well as a review of the FY 2021 and FY 2022 SWPF appropriations.

Provided below is an estimated timeline for key steps in the FY 2023 KWA SWPF budget process. This process and timeline will be reviewed by the KWA at the upcoming April KWA meeting.

April

- RAC Informational Budget Webinar
- RAC members follow up with KWO Planner regarding any questions/information from webinar

May

- Agencies develop funding requests/recommendations for KWA Budget Committee

June

- KWA Budget Committee develops draft SWPF budget recommendations

June/July

- RACs review draft SWPF budget recommendations and provide feedback (memo)

July/August

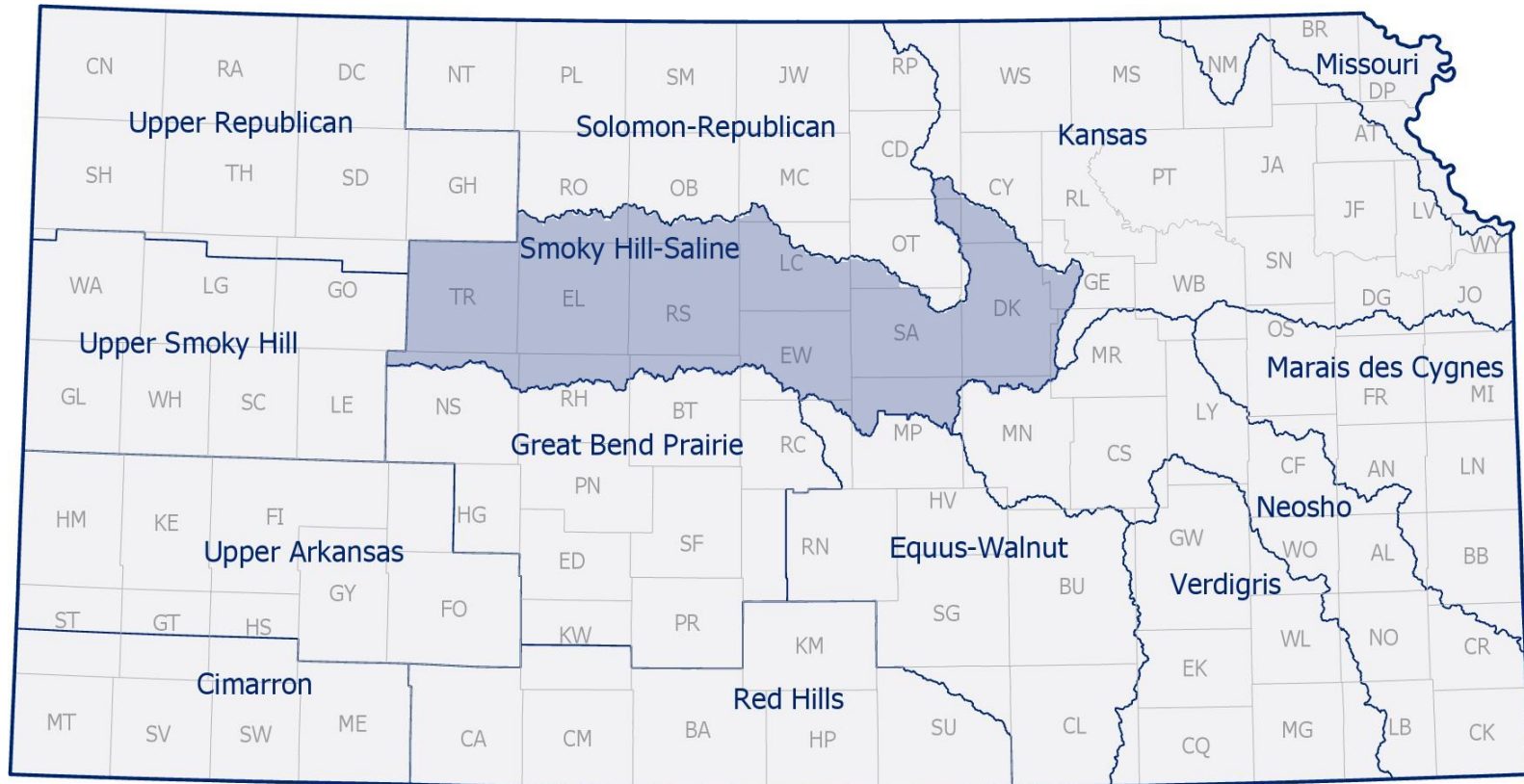
- KWA Budget Committee finalizes SWPF budget recommendations to full KWA
- Full KWA acts on recommendations

September

- KWA SWPF budget recommendations are submitted as part of administration budget process

Information provided during the upcoming informational budget webinar, as well as the information recently provided to the RACs as memo updates regarding the status of the SWPF FY 2021 & FY 2022 budget/appropriations should allow the RACs to start looking at the currently-funded projects/programs and how they line up with their specific regional goals and action plans.

Efforts by KWO staff will continue to be made to provide information to the RACs in advance of the summer meetings (June-July), at which time the RACs will be asked to provide feedback to the KWA regarding the FY 2023 SWPF budget recommendations.



Membership			
Name	City	Category	Term
Bevin Law (Chair)	Longford, KS	Conservation	2021
Holly Dickman (Vice-Chair)	Hays, KS	Large Public Water Supply	2023
Martha Tasker	Salina, KS	Public Water Supply (cc)	2023
Timothy Scheck	Russell, KS	Industry/Commerce 2	2021
Chris Meyer	Sylvan Grove, KS	Agriculture (cc)	2023
Tim Sanders	Chapman, KS	Agriculture 2	2021
Dan Baffa	Salina, KS	Conservation/Environment (cc)	2021
Baron Shively	McPherson, KS	Conservation/Environment 2	2023
Brad Shogren	Lindsborg, KS	Irrigation	2021
Tom Lutgen	Salina, KS	Industry/Commerce (cc)	2023
Jon Quinday	Russell, KS	At Large Public 2	2023
VACANT	VACANT	Small Public Water Supply	2023
VACANT	VACANT	At Large Public (cc)	2021

(cc) – Core Category