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March 6, 2010

Patricia Batchelder  
Chairperson, Miami RWD 4  
34625 Rockville Rd.  
Louisburg, Kansas 66053

Dear Patricia;

I appreciate the opportunity to meet with you and the board this past Thursday morning. I am glad to see the board is planning to meet soon with both Miami RWD 2 and the city of Louisburg to discuss both interim and long-term contracts for supplying water to your customers. Since your contract with Louisburg expires in early September 2010, time is of the essence.

The conference call with Margaret Fast and Cheryl Buttenhoff of the Kansas Water Office was helpful as they outlined several options available to the district. Margaret indicated that the Kansas Water Authority would likely be willing to temporarily amend your existing purchase contract with Miami RWD 2 to allow purchasing more than the current maximum of 1.0 million gallons per month. Since the district purchases approximately 2.0 million gallons per month, such an amendment would be needed. During your March 9 meeting with Gerry Bennett of Miami RWD 2, you should receive feedback on both this amendment option for an interim supply and the long-term solution through the Hillsdale Water User's Group initiative. I also applaud meeting with your current supplier, Louisburg, on March 16. I recommend entering into discussions with both entities, realizing that either could ultimately be your primary supplier. The other supplier would likely become a backup used only during emergencies. Obviously having both available is an excellent idea in order to avoid water outages and the possibility of contaminants entering your system due to loss of pressure. I would hope this is a win-win situation for both the district and whichever system is chosen as your primary supplier. Miami RWD 4 obviously needs water and a new, long-term contract. I am also sure Miami RWD 2 and Louisburg would like to sell you water.

I have also enclosed a couple of handouts on wholesale water purchase contracts that you should find helpful. Both of these are from the board/council training KanCap handbook. Especially important is the section that outlines various options used in wholesale purchase contracts to determine future rate increases that the supplier may want to pass on to the purchaser. Such rate increases can usually be justified due to increases in production, regulations, etc. However, the supplier and purchaser often disagree on how to interpret that part of the contract dealing with rate increases. Consequently, the district must ensure any future contract you sign clearly explains how future rate increases will be calculated so there is no confusion when such is proposed.

After the board meeting, Corky and I met to discuss steps the district must take to comply with the Stage 2 Disinfection Byproducts Rule. We also called KDHE to negotiate a new monitoring contract. In short, the district needs to immediately contract with a certified private laboratory to run analysis for these byproducts (trihalomethanes and

haloacetic acids). Sampling costs can run as high as \$2500 for these analyses. Dual set samples for both byproducts should be collected quarterly at the locations noted in your Standard Monitoring Plan approved by EPA. Samples should be collected in March, June, August and December 2010. Once all data is available, the district must then use that data to complete your Initial Distribution System Evaluation (IDSE) Report that is due to KDHE by March 1, 2011. Should you need help with this report, let me know. The purpose of the IDSE Report is to notify KDHE where compliance samples will be collected beginning in October 2013.

I will not be able to attend your March 9 meeting, but will try to make your next board meeting on March 16. If the district has any questions concerning this letter, please call me at 913-850-8822. I can also be reached via email at [jeff@krwa.net](mailto:jeff@krwa.net). Funding for the above assistance was provided through a contractual arrangement between the Kansas Department of Health and Environment (State Revolving Loan Program set-aside) and the Kansas Rural Water Association (KRWA).

Funding for the above assistance was provided through a contractual arrangement between the Kansas Department of Health and Environment (State Revolving Loan Program set-aside) and the Kansas Rural Water Association (KRWA). I encourage you to visit the KRWA website at [www.krwa.net](http://www.krwa.net) for news and information concerning water and wastewater utilities, training opportunities, and other KRWA programs. Please contact me if I provide any additional information.

Sincerely,

Jeff Lamfers  
Consultant

Enclosures

c: Corky King, Office Manager w/encl.  
Margaret Fast, Kansas Water Office w/encl.  
Cheryl Buttenhoff, Kansas Water Office w/encl.  
Kelly Kelsey, KDHE, Topeka w/encl.  
Helen Holm, KDHE, Lawrence w/encl.