

**MINUTES**  
**LOWER REPUBLICAN NATURAL RESOURCES DISTRICT**  
*Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE*  
June 10<sup>th</sup>, 2010 at 2 p.m.  
**Board of Directors Meeting**

A notice of the meeting was announced over radio station KRVN and published in the newspapers within the District.

**INFORMATIONAL MATERIAL MAILED OUT PRIOR TO MEETING:**

1. Agenda, Monthly Board Meeting, 6/10
2. LRNRD Board Meeting & Index of Decisions, 5/10
3. Treasurer's Report, 5/10
4. Budget Comparison, 5/10
5. Managers Report, 6/10
6. Assistant Managers Report, 6/10
7. Rural Water Treasurer Report, 5/10

**MATERIALS HANDED OUT AT THE MEETING:**

1. LRNRD NSWCP Cost Share Report
2. Offset Plan – Prepared for NE Corn Processing, LLC & City of Cambridge
3. The Hydrological Cycle and Effects of Electrical Excitation of Water – John McCarley, PhD
4. The Reality of “A Water Short Year” – Brad Edgerton

Chairperson Nelson Trambly called the regular monthly meeting of the Lower Republican NRD Board of Directors to order at 2:00 p.m.

Nelson Trambly informed the audience of the Open Meetings Law posters posted in the meeting room.

Directors present: Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf.

Absent: none.

Others present: Pat Underwood, Grant Consultant, Traci Witthuhn, RRBC, Brad Edgerton, FCID, Ray Winz, Holdrege, John P. McCarley, Waverly, KS, Tim Carty, Waverly, KS, David L. Kesler, Waverly, KS, Chris Miller, Miller & Associates, Kearney, Lee Potter, Wilcox, Kim Robak, Lincoln, Jerald Kovarik, NRCS, Chelsea Juricek, KOA-DWR. Staff present: Mike Clements, Bryan Lubeck, Shirlee Poyser and Kristi Coe.

**Motion #1 by Bill Bose seconded by Roger Nelson to approve the board minutes from the May meeting. Motion carried.** Ayes – 11 Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf. Absent 0.

**Motion #2 by Matt Harrison seconded by Jim Moore to accept the May treasurer's report as distributed. Motion carried.** Ayes – 11 Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews. Absent 0.

Mike Clements received thank you cards from Franklin FFA, and the scholarship recipients. Mike also received a letter from the Superior FFA asking for donations for them to go to the National Environthon in California. Mike updated the board on the NRD Manager's Meeting held here in Alma June 1<sup>st</sup> and 2<sup>nd</sup>.

Bryan Lubeck updated the board on his report. Bryan has been working on the SPA report from the water samples taken.

Jerry Kovarik, new District Conservationist at Harlan County NRCS introduced himself to the board. Jerry is a Burwell native and received a degree from UNL and started working for NRCS in O'Neill, NE 23 years ago. This is Jerry's first week here in Harlan County. This week NRCS allocated \$300,000 in EQIP funds.

Chris Miller, Miller and Associates presented the board with the Offset Plan for the Nebraska Corn Processing, LLC & City of Cambridge. A copy of this plan is in the minute book.

**Motion #3 by Brad Wulf seconded by Marlin Murdoch to accept the Cambridge Ethanol Plant Offset Plan. Motion carried.** Ayes – 11 Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Absent 0.

Mike Clements asked that we discuss the LRNRD IMP later in the meeting when our attorney is present.

Comments from the public. Kim Robak gave a legislative update.

Kristi Coe asked if there were any questions on the Change in Location of Certified Acres on Contiguous Property. There were no questions or comments.

**Motion #4 by Bill Bose seconded by Matt Harrison to approve Irene Frerich's and Coletta Robinson's Change in Location of Certified Acres on Contiguous Property. Motion carried.** Ayes – 11 Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Absent 0.

There were no comments or questions on the Variance Requests.

**Motion #5 by Brad Wulf seconded by Roger Nelson to approve Variance Request #120 for Leland Potter. Motion carried.** Ayes – 11 Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Absent 0.

**Motion #6 by Dave Bartels seconded by Brian Holtze to approve Supplemental Well Option Variance Request #119 for Marlin Murdoch Motion carried.** Ayes – 10 Brian Holtze, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit. Absent 0. Abstain - 1 Marlin Murdoch

Mike discussed with the board the NSWCP priority ranking.

**Motion #7 by Jim Moore seconded by Bill Bose to approve NSWCP priority ranking 1. Water, 2. Range, 3. Erosion. Motion carried.** Ayes – 11 Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze. Absent 0.

There were no updates on the Rural Water.

**Motion #8 by Roger Nelson seconded by Bill Bose to approve the Rural Water treasurer's report as presented. Motion carried.** Ayes – 11 Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore. Absent 0.

Chris Miller, Miller & Associates is continuing to evaluate the feasibility of stream augmentation for the Republican River. Initially the study had 9 sites; adding sites along the way. As they examined the sites they asked what would be the requirements of a site since there is no classification for an augmentation well. They have been treating them as an industrial well. The question was asked how will it be handled and what are the local impacts. Stream depletions will be handled by the Republican River Compact. Local impacts and requirements are different in each district. Miller & Associates have developed some method to evaluate these sites of local impacts.

John P. McCarley PhD, Innovative Water Technologies gave a presentation to the board on the Hydrological Cycle and Effects of Electrical Excitation of Water to the board. A copy of this presentation is in the minute book.

Mike Clements talked to the board about rearranging the office.

**Motion #9 Roger Nelson seconded by Bill Bose to approve rearranging of office furniture. Motion carried.** Ayes – 11 Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch. Absent 0.

Mike Clements talked to the board about having Pat Underwood write a grant to get two new grass drills. The drills we currently have are very dated. The board gave suggestions on what type of drills to get and asked Bryan to look into several companies, options and prices.

Pat Underwood handed out a Summary of LRNRD Grant and Special Project Proposals. A copy of this is in the minute book.

Brad Edgerton said that FCID petitioned DNR to reevaluate the basin over a year ago. FCID had a hearing in January after DNR denied their request. An Order was received affirming their first decision, this will be appealed, then go to the Court of Appeals anticipating the Supreme Court will review the petition. Secondly, Brad talked to the board about how he feels a water short year will play out. Brad handed out and read the "Reality of a Water Short Year" to the board. Brad said he offered this as his testimony at the MRNRD and URNRD meetings.

There was no NARD report.

There was no Executive Committee Report.

There was no Groundwater Management Area Report.

There was no Groundwater Committee Report.

There were no RC&D reports.

There were no Applications for a Permit to construct a Well.

Time Extensions were presented.

**Motion #10 by Dave Bartels seconded by Jim Moore to approve the Cost Share Time Extensions as presented. Motion carried.** Ayes – 11 Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson,. Absent 0.

FR505

Douglas Kahrs

August 23, 2010

**Motion #11 Dave Bartels seconded by Bill Bose to move that the Board go into Executive Session at 4:17 p.m. to discuss possible litigation on the Republican River Settlement Agreement. Motion carried.** Ayes – 11 Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf. Absent 0.

**Motion #12 by Bill Bose seconded by Marlin Murdoch to move that the board come out of Executive Session at 5:40 p.m. Motion carried.** Ayes – 11 Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews. Absent 0.

**Motion #13 by Brad Wulf seconded by Dave Bartels to table the LRNRD Integrated Management Plan agenda item 9. Motion carried.** Ayes – 11 Bill Bose, Matt Harrison, Terry Hoit, Brian Holtze, Jim Moore, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Absent 0.

The next regularly scheduled board meeting will be July 8<sup>th</sup>, 2010 at 7:00 p.m.

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Secretary

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Date