

**MINUTES**  
**LOWER REPUBLICAN NATURAL RESOURCES DISTRICT**  
*Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE*  
October 10<sup>th</sup>, 2013  
Variance Hearing at 7:00 p.m. followed by the Regular Board Meeting

**Board of Directors Meeting**

A notice of the meeting was published in the local newspapers within the District and on the District Website at [www.lnrnd.org](http://www.lnrnd.org).

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

1. Agenda, 10/13
2. LRNRD Board Meeting, Variance Minutes & Index of Decisions, 9/13
3. Treasurer's Report, 9/13
4. Manager's Report
5. Assistant Manager's Report
6. Change in Location of Certified Acres on Contiguous Property
  - a.) **Rempe Farms**
  - b.) **Diana Bunger**
  - c.) **Nielsen Farms, Inc.**
7. Variance Requests
  - a.) **Robert Baily #201**
  - b.) **Jerry Guthrie #202**
  - c.) **Willis Woodring #203**
  - d.) **Wayne Hinrichs #204**
8. Rural Water District Treasurer Report, 8/13

**MATERIALS HANDED OUT AT THE MEETING:**

1. Agenda, 10/13

Chairperson Nelson Trambly called the meeting of the Lower Republican NRD Board of Directors to order at 7:12 p.m. Nelson Trambly noted that guests should sign the attendance roster and noted the location of a current copy of the statutes dealing with public meetings laws and the booklet with the information provided to directors.

Directors present: Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf.

Absent: Terry Hoit.

Others present: Andy Raun, Hastings Tribune, John Thorburn, Tri-Basin NRD, Wayne Hinrichs, Wilcox, Jerry Guthrie, Alma, Craig Baily, Oxford, Ben Robison, Alma, Joe Keller, Holdrege. Staff present: Mike Clements, Bryan Lubeck.

**Motion #1 by Matt Harrison seconded by Roger Nelson to approve the variance hearing minutes, public hearing minutes and board minutes from the September Board Meeting. Motion carried.** Ayes 10 - Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf. Absent 1 Terry Hoit.

**Motion #2 by Matt Harrison seconded by Toby tenBensel to approve the September Treasurer's Report as distributed. Motion carried.** Ayes 10 - Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Absent 1 Terry Hoit.

Mike Clements had nothing further to add to the Manager's Report. Mike added that Mike Meyer from Computer Solutions has been modifying the Flow Meter Maintenance Program and making updated improvements. The Executive Committee has met on two different occasions to see the progress and add suggestions to the database. Computer Solutions is hoping to be done in the next 30-45 days. Secondly, Mike discussed the Government shut down and what he is having the field office secretaries do. We currently have all four field office secretaries now working in the main office. Mike gave them three options, 1) leave without pay, 2) use annual leave 3) drive to the main office and the NRD

will pay their mileage from their current office to the district office. We have kept them busy for the last week but it might be a struggle to keep them all busy much longer. Lastly, DNR is going to release an additional 15,000AF of compact water out of Harlan, starting as soon as Friday. They will be releasing approximately 300CFS for two weeks.

Bryan Lubeck had nothing further to report.

There was no NRCS report due to the government shut down.

Alma FFA Ag Teacher Ben Robison discussed the new greenhouse that is being built. In the spring they plan to have bedding plants available for resale and this fall planting poinsettia's to sell at Christmas time.

**Motion #3 by Bill Bose seconded by Matt Harrison to donate \$1,000 to the Alma Public Schools FFA Greenhouse Project. Motion carried.** Ayes 10 - Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Absent 1 Terry Hoit.

Mike was pleased to announce that he has 100% participation in the 2014 Dry Year Lease program. All contracts will resign the same acres. DNR has committed one million dollars to the program just like in the past. No surface or groundwater can be applied to the certified acres under the Dry Year Lease program.

**Motions #4 by Matt Harrison seconded by Brad Wulf to approve the 2014 Dry Year Lease Contracts. Motion carried.** Ayes 10 - Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Absent 1 Terry Hoit.

Bryan Lubeck went through the equipment bids. Bids totaled \$17,895. A copy of this is in the minute book.

**Motion #5 by Marlin Murdoch seconded by Bill Bose to accept the equipment bids are presented. Motion Carried.** Ayes 10 - Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Absent 1 Terry Hoit.

Mike presented the board with the Order Amending the Rules and Regulations.

**Motion #6 by Marlin Murdoch seconded by Tim Kahrs to adopt the Order Amending the Rules and Regulations. Motion Carried.** Ayes 9 - Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Dave Bartels, Bill Bose, Matt Harrison. Nays 1 Clark Andrews. Absent 1 Terry Hoit.

Mike presented the Change in Location of Certified Acres on Contiguous Property.

**Motion #7 by Brad Wulf seconded by Toby tenBensel to approve all Change in Location of Certified Acres on Contiguous Property: Rempe Farms, Diana Bunker, Nielsen Farms, Inc. Motion carried.** Ayes 9 - Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Matt Harrison, Tim Kahrs. Nays 1 Bill Bose. Absent 1 Terry Hoit.

**Motion #8 by Bill Bose seconded by Marlin Murdoch to approve Robert Baily's #201 Variance Request as presented. Motion carried.** Ayes 10 - Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch. Absent 1 Terry Hoit.

**Motion #9 by Clark Andrews seconded by Bill Bose to approve Jerry Guthrie #202 Variance Request as presented. Motion carried.** Ayes 10 - Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson. Absent 1 Terry Hoit.

**Motion #10 by Toby tenBensel seconded by Roger Nelson to approve Willis Woodring's #203 Variance Request as presented. Motion carried.** Ayes 10 - Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel. Absent 1 Terry Hoit.

**Motion #11 by Marlin Murdoch seconded by Tim Kahrs to approve Wayne Hinrichs #204 Variance Request as presented. Motion carried.** Ayes 10 - Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly. Absent 1 Terry Hoit.

Marlin Murdoch, Bill Bose and Matt Harrison brought to the attention of the whole board their concern that producers are starting and finishing projects before they are approved by the board. They feel that the word needs to get out that

this is unacceptable. Mike agreed and said he could send a letter stating they are in violation of the rules and what the potential penalties could have been.

Mike Clements, Dave Bartels and Bill Bose gave the NCORPE update. Mike reported that the contractors are burying the 42 inch diameter pipeline going south to Medicine Creek at approximately 500 feet a day. The pumps have been pulled on all thirty of the wells in the main well field. Negotiations on the last two miles are still on going. Bill Bose said in earlier meetings they agreed to treat Lincoln County in a good manner. Bill Bose said in a conversation with Jasper Fanning from URNRD, Jasper discovered an issue with personal property tax being charged to NCORPE, under legal counsel we were told not to protest and now NCORPE is being charged a penalty.

There were no comments from the public.

Roger Nelson briefly discussed the 2013 Adopted Resolutions from the NARD conference. A copy of the resolutions is in the minute book.

**Motion #12 by Matt Harrison seconded by Marlin Murdoch to approve the Rural Water Treasurer's report. Motion carried.** Ayes 10 - Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf. Absent 1 Terry Hoit.

**Motion #13 by Clark Andrews seconded by Toby tenBensel to move that the board go into Executive Session at 8:00PM to discuss updates on the KS vs. NE Supreme Court Lawsuit. Motion carried.** Ayes 10 - Dave Bartels, Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Absent 1 Terry Hoit.

**Motion #14 by Matt Harrison seconded by Roger Nelson move that the Board come out of Executive session at 8:37PM and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried.** Ayes 10 - Bill Bose, Matt Harrison, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Absent 1 Terry Hoit.

The meeting was adjourned at 8:37 p.m.

The next regularly scheduled board meeting will be November 14<sup>th</sup>, 2013 at 2 p.m.

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Secretary

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Date