

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE

November 10, 2016 at 2:00 pm

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.

Informational Material Mailed out Prior to the Meeting

1. Agenda, 11/16
2. Minutes, Public Hearing Minutes, Index of Decision, 10/16
3. LRNRD/RWP Treasurer's Report, 10/16
4. NRCS and Staff Reports

Materials Handed out at the Meeting:

1. Agenda, 11/16
2. LRNRD Township Average Changes (Draft) – Static Water Level Measurement Changes 2005-2015

Chairperson Marlin Murdoch called the meeting of the Lower Republican NRD Board of Directors to order at 2:03 p.m. Marlin Murdoch noted that guests should sign the attendance roster and noted the location of a current copy of the statutes dealing with public meetings laws.

Directors present: Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Nelson Trambly.

Absent: Toby tenBensel, Brad Wulf.

Others present: Katie Spohn, Mary Jacobson, and Kaylee, Bruning Law Group, Jerry Kovarik, NRCS, John Thorburn, TBNRD, Troy Fletcher, Oxford, Lori Potter, Kearney Hub, Andy Raun, Hasting Tribune. Staff present: Mike Clements, Scott Dicke, Shirlee Poyser and Kristen Heft.

Motion #1 by Matt Harrison seconded by Roger Nelson to approve the board minutes and public hearing minutes from the October board meeting. Motion carried. Ayes 9, Nays 0, Absent 2.

Motion #2 by Matt Harrison seconded by Clark Andrews to approve the LRNRD and RWP Treasurer's Report as presented. Motion carried. Ayes 9, Nays 0, Absent 2.

Jerry Kovarik presented the NRCS report. Application deadline for RCPP is November 18th. He stated that all ranking questions have been completed and sent to Lincoln for finalization. He apologized for the delay but gathering information from 3 NRDs and a State Office take coordination. All the offices are finishing up their CStwP renewals as the deadline to have all signed contracts in to Lincoln is November 10th. EQIP 2017 sign up deadline was October 21st. Once the field offices complete CStwP enhancement reviews, they will then review all the EQIP applications.

Mike Clements spoke at the UNL Water Law Conference. Main topics were the Platte Republican Diversion Project and the most recent Nebraska Kansas Resolution. Mike recently found out that Judge Doyle granted the State Motion to Dismiss the FCID litigation. There is only one pending lawsuit and that is with Bostwick. Blake Johnson will provide a summary of the final ruling.

Scott Dicke, highlighted the Republican River Compact meeting. It was discussed that Kansas would likely only need a portion of the upcoming shortfall put into Harlan County Lake this coming year. Regional Conservation Partnership Program (RCPP) applications will be taken until November 18th. Republican River Basin stakeholders appear to be gaining some traction with a lot of information to assist in developing goals and objectives. Platte Republican Diversion Project (PRDP), field efforts are being compiled into a draft report for our analysis. Flowmeters are approximately 80% read. Scott also shared the Groundwater Level Condition Change from 2005-2015 (attached to his report).

Mike Clement asked the board to consider changing the December board meeting date, our attorney has conflict on December 8th.

Motion #3 by Tim Kahrs seconded by Matt Harrison to change the December board meeting date to December 15th immediately following the conclusion of the at 2pm public hearing. Motion carried. Ayes 9, Nays 0, Absent 2.

Order on Motion of Continuance in the matter of Garold Schluntz, Tamara Bishop, and Julie Smith was presented to the board. Counsel for Respondents suffered a medical episode which precluded his attendance at the hearing. Accordingly, Counsel for the District filed a Motion for Continuance of the Public Hearing until the December 15th board meeting.

Motion #4 by Bill Bose seconded by Terry Hoit to approve the Order on Motion for Continuance. Motion carried. Ayes 9, Nays 0, Absent 2.

Mike Clements opened the sealed bids for the ATV's.

Motion #5 by Nelson Trambly seconded by Bill Bose to accept ATV bids from Robert Tipton for \$2,091.97 and Scott Dixon for \$1,800. Motion carried. Ayes 9, Nays 0, Absent 2.

There was no NCORPE update.

Roger Nelson will be attending the NARD conference in Chadron.

Motion #6 by Bill Bose seconded by Tim Kahrs to move that the Board go into Executive session at 2:34 p.m. to discuss eminent litigation. Motion carried. Chairman admonished the board that this is the only subject that can be discussed in closed session. Ayes 9, Nays 0, Absent 2.

Motion #7 by Terry Hoit seconded by Dave Bartels to move that the Board come out of Executive Session at 3:20 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 9, Nays 0, Absent 2.

The next regularly scheduled board meeting will be December 15th, 2016 immediately following the conclusion of the 2 pm public hearing.

The meeting was adjourned at 3:20PM.

Secretary

Date