

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE
December 11th, 2008
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, 12/11/08
2. Agenda, Public Hearing, Variance Requests, 12/11/08
3. Variance Request, James Shipman
4. LRNRD Board Meeting Minutes and Index of Decisions, 11/30/08
5. Managers Report, 12/08
6. Assistant Managers Report, 12/08
7. Republican River Basin Coalition Report, 10/08
8. LRNRD Treasurers Report and Budget Comparison, 10/31/08
9. Change in Location on Contiguous Property, 12/08
10. Roger Luther, 2008 Meter Reading, 12/08
11. Rural Water Treasurer Report, 11/30/08
12. LRNRD Rules and Regulations & IMP
13. Application for a Permit to Construct a Well, Randall Warnken
14. NE Wild Applications, Schram and Gleason
15. LRNRD NSWCP Cost Share Report, 10/30/08

MATERIALS HANDED OUT AT THE MEETING:

1. Kearney Hub Article
2. Audit Report, Dana Cole
3. SW NE RC&D Annual Report

Chairperson Nelson Trambly called the regular monthly meeting of the Lower Republican NRD Board of Directors to order at 2:10 p.m.

Directors present: Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler.

Absent: Clark Andrews, Brian Holtze, Marlin Murdoch.

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

Others present: Ginger Jensen, Kearney Hub, Nick Simonson, Harlan Co. NRCS, Traci Witthuhn, RRBC, James Williams, DNR, Brian Dunnigan, DNR, Karen Labenz, CPA Dana Cole, Brad Edgerton, DNR, Cambridge, John Laux, NGPC, Kearney, Harriett Hageman, Attorney. Staff present: Mike Clements, Bryan Lubeck, Shirlee Poyser, Kristi Coe.

Nelson Trambly introduced new DNR Director Brian Dunnigan. Brian was recently appointed by the Governor to this position.

Motion #1 by Matt Harrison seconded by Bill Bose to accept the minutes from the November board meeting. Motion carried. Roll Call. Ayes 8 Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Motion #2 by Jim Moore seconded by Matt Harrison to accept the November treasurer's report as distributed. Motion carried. Roll Call. Ayes 8 Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Mike Clements had no further additions to his report. Mike distributed an article from the Kearney Hub. A copy of this is in the minute book.

Bryan Lubeck had no Assistant Managers report.

Nick Simonson gave the NRCS report. Nick reported that NRCS has been audited nationwide and it was agreed to reconcile all contracts within the quarter which end December 31. They are continuing to keep up with the regular technical work.

Traci Witthuhn, Republican River Basin Coalition Coordinator gave the coalition report. A copy of this report is in the minute book. Traci said that Roger Stockton would not be at the meeting as he went to a Water and Energy meeting in Kansas. He was attending a break out session called Republican River Compact; "We Get the Water, Then What?" Lead speaker was David Barfield.

Traci discussed and reviewed bylaw and operational NRRMDA changes. A copy of this is with Traci's report.

Motion #3 by Bill Bose seconded by Brad Wulf to approve the revised Republican River Basin Coalition Bylaws and Operations Policy as presented. Motion carried. Roll Call. Ayes 8 Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Brian Dunnigan, newly appointed Director of DNR explained to the board that DNR is working on Republican River issues that are priorities in the agency. Restructuring in the department has been done to better address the integrated planning process. They have created a new division out of an old division, added staff to consolidate all the people they need to work on integrated management plans. This is so DNR will have a more comprehensive approach to bring all the plans together from all the districts.

Karen Labenz CPA for Dana Cole & Company, LLP gave the FY2008 audit report. A copy of this report is available upon request.

Mike Clements gave the Natural Resource Commission report. John Burkholder is the representative for the Republican Basin. John's term expires at the end of December and he does not wish to serve another term. Mike asked if anyone would like to serve this position. Mike said that Dan Nelson from the Middle Republican has agreed to serve. The Caucus will meet in McCook on January 9th and a selection will be made then. Roger Nelson and the rest of the board agreed that Dan Nelson would be a great representative.

Kristi Coe presented James Shipman's variance request.

Motion #4 by Roger Nelson seconded by Brad Wulf to approve James Shipman's variance request #66 as presented. Motion carried. Roll Call. Ayes 8 Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Kristi Coe presented Fred Adams Change in Location of Certified Acres on Contiguous Property.

Motion #5 by Bill Bose seconded by Terry Hoit to approve Fred Adams Change in Location of Certified Acres on Contiguous Property. Motion carried. Roll Call. Ayes 8 Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Roger Luther presented his 2008 meter reading problem to the board. A copy of this report is in the minute book.

Motion #6 by Jim Moore seconded by Bill Bose to adjust Roger Luther's 2008 meter reading as presented. Motion carried. Roll Call. Ayes 8 Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

There were no comments from the public.

Mike Clements talked to the board about relocating the Rural Water water line in the Guide Rock area. That project is done and a bill for \$3,000 has been submitted to Nuckolls County.

Motion #7 by Jim Moore seconded by Bill Bose to accept the Rural Water treasure's report as presented. Motion carried. Roll Call. Ayes 8 Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Mike Clements went over changes that need to be made to the LRNRD Groundwater Rules and Regulations and IMP. The rules and regulations will be submitted to DNR for their review. No hearing date was set at this time.

There was no Executive Committee Report.

There was no Groundwater Management Area Report.

There was no Groundwater Management Committee Report.

Applications for a Permit to Construct a Well were reviewed.

Mike Clements presented two WILD NE applications to board.

Motion #8 by Jim Moore seconded by Brad Wulf to approve Francis Schram's WILD Nebraska Contract. Motion carried. Roll Call. Ayes 8 Nelson Trambly, Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

John Laux, NGPC, presented Phil Gleason's WILD NE application.

Motion#9 by Jim Moore seconded by Terry Hoit to approve Phil Gleason's WILD Nebraska Contract. Motion carried. Roll Call. Ayes 8 Brad Wulf, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Mike Clements distributed the Southwest NE RC&D Annual Report for FY 2008.

Motion #10 by Bill Bose seconded by Brad Wulf to approve the Cost Share Time Extensions as presented. Motion carried. Roll Call. Ayes 8, Jay Ziegler, Bill Bose, Matt

Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

W454	Victor Thayer	March 12, 2009
W448	Steven Janda	March 13, 2009
FR476	Ronald Fritson	March 13, 2009

Motion #11 by Jim Moore seconded by Bill Bose to go into Executive Session at 4:01 p.m. to discuss possible Litigation on the Republican River Settlement Agreement and Possible Litigation for Rules Violations. Motion carried. Roll Call. Ayes 8, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

Motion #12 Bill Bose seconded by Roger Nelson to come out of executive session at 5:10 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Roll Call. Ayes 8, Jay Ziegler, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf. Nays 0. Absent – 3 Clark Andrews, Brian Holtze, Marlin Murdoch.

The next regularly scheduled board meeting will be January 8th at 2 p.m.

Chairperson Nelson Trambly adjourned the meeting at 5:10 p.m.

 Secretary

 Date

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
Variance Hearing
30 North John Street, Alma, NE
December 11th, 2008

INFORMATIONAL MATERIAL MAILED OUT PRIOR TO MEETING:

16. Agenda, 12/11/08

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

Directors present: Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Roger Nelson, Nelson Trambly, Brad Wulf, Jay Ziegler.

Absent: Clark Andrews, Brian Holtze, Marlin Murdoch.

Others present: Ginger Jensen, Kearney Hub, Tribune, Nick Simonsen, Harlan Co. NRCS, Traci Witthuhn, Republican River Basin Coordinator, James Williams, DNR, Brian Dunnigan, DNR, Karen Labenz, Dana Cole, Brad Edgerton, DNR, John Laux, NGPC. Staff present: Mike Clements, Bryan Lubeck, Shirlee Poyser, Kristi Coe.

Michael Clements presented the list of Exhibits: Request for Variance, Order of Hearing, Notice of Hearing, Rule 6-3 Well Spacing.

Nelson Trambly read a brief statement of how hearings are conducted.

Jim Shipman presented his variance request to the board. A copy of the variance request is in the minute's book.

Chairperson Nelson Trambly closed the hearing at 2:10 p.m.

Secretary

Date