

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

February 11, 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, 2/10
2. LRNRD Board Meeting & Variance Minutes and Index of Decisions, 2/10
3. Treasurer's Report, 1/10
4. Budget Comparison, 1/10
5. Managers Report, 2/10
6. Assistant Managers Report, 2/10
7. RRBC Report, 2/10
8. Variance Request, 2/10
9. Rural Water Treasurer Report, 1/10
10. LRNRD NSWCP Cost Share Report

MATERIALS HANDED OUT AT THE MEETING:

1. NRCS Report, 1/10

Chairperson Nelson Trambly called the regular monthly meeting of the Lower Republican NRD Board of Directors to order at 2:03 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, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf.

Absent: Matt Harrison, Terry Hoit, Roger Nelson.

Others present: Pat Underwood, Kearney Hub, Andy Raun, Hastings Tribune, Rich Holloway, TBNRD, Cammie Kerner, Furnas County NRCS, Beaver City, Brad Edgerton, FCID, Cambridge, Ervin Warner, Arapahoe, Audra Dennis, Naponee, Raymond Durner, Bartley. Staff present: Mike Clements, Bryan Lubeck, Shirlee Poyser and Kristi Coe

Motion #1 by Jim Moore seconded by Bill Bose to approve the board and variance hearing minutes from the January meetings. Motion carried. Ayes 8 Clark Andrews, Dave Bartels, Bill Bose, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson. Abstain 1 Matt Harrison.

Matt Harrison arrived at 2:07 p.m.

Motion #2 by Dave Bartels seconded by Jim Moore to accept the January treasurer's report as distributed. Motion carried. Ayes 9 Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Mike Clements reported that NTV interviewed some local producers and himself on DNR sanctions for after short years. TVWMA received notification that our Environmental Trust Grant was approved for \$545,000. Priorities for the money will be clearing the river near Franklin, diking from Inavale to Harlan and removing debris from Edison to Cambridge. Our grant was the second largest approved by the Trust this year. Mike presented an invoice from Domina Law for the months of August through October, 2009. Mike presented the 2009 Water Use Report. The report is 99% finished. District wide water use for 2009 was 5.67inches per acre.

Bryan Lubeck reported that tree sales are up from last year and we still have a month to go!

Cammie Kerner, Furnas County NRCS gave the NRCS report. A copy of this report is in the minute book.

Mike Clements gave a report on the Republican River Basin Coalition. A copy of this report is in the minute book.

Raymond Durner gave an update on the Middle Republican NRD board meeting. There was lots of discussion and disagreement on the content of the new IMP between MRNRD and DNR.

Kristi Coe presented the Variance Requests #116 and #117 to the board.

Motion #3 by Brian Holtze seconded by Bill Bose Variance Request #116 and #117 for Robert Warner. Motion carried. Ayes 9 Bill Bose, Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Kristi Coe presented the Change in Location of Certified Acres.

Motion #4 by Bill Bose seconded by Brad Wulf to approve Lucy Kauk's Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 9 Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Motion #5 Matt Harrison seconded by Dave Bartels to approve Gary Hamilton's Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 9 Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Motion #6 Bill Bose seconded by Marlin Murdoch to approve Ron Ivey's Change in Location of Certified Acres on Contiguous Property. Motion Carried. Ayes 9 Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Mike gave a report on the Rural Water Project. The RWP had a request for a hook-up located in Kansas just across the state line. The RWP has applied for an interstate transfer permit with DNR. The RWP rules say from the meter pit to where the customer wants their hook-up to go, the customer is responsible for those expenses. It will be a distance of ½ mile from the RWP meter pit.

Motion #7 by Jim Moore seconded by Brad Wulf to approve the Rural Water treasurer's report as presented. Motion carried. Ayes 9 Jim Moore, Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Last month the board tabled the discussion on different ways to get our meter readings done in a more timely fashion in the future. After several suggestions it was decided to continue with the way things have been done in the past. Possibly start a little sooner and shuffle a few other projects around and read the meters first.

Mike gave a report on legislative bills. Copies of these legislative bills are in the minute book.

LB862 Senator Christensen's bill to change provisions relating to issuance and repayment of river flow enhancement bonds.

LB1054 Senator Carlson's bill to adopt the correlative right doctrine relating to the use of groundwater.

LB1056 Senator Carlson's bill to provide a measurement of aquifer depletion and limitation on irrigation.

LB1057 Senator Carlson's bill to create the Republican River Basin Water Sustainability Task Force.

Motion #8 by Brad Wulf seconded by Marlin Murdoch to support Legislative Bills LB1054, LB1056, LB1057 and LB862. Motion carried. Ayes 9 Marlin Murdoch, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze, Jim Moore. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

The LRNRD Executive Committee met in Lincoln with DNR, Dave Cookson, Justin Lavene, Dave Domina, Rich Scott to review the LRNRD IMP. DNR put together a revision of what the LRNRD had presented. There will be another meeting to discuss the IMP in the near future.

There was no Groundwater Management Area Report.

There was no Groundwater Management Committee Report.

Brian Holtze gave the SW RC&D report. He was out by Wray, CO and said they are removing Russian Olive trees and the river was running.

There was no Trailblazer report.

The Application for a Permit to Construct a Well was reviewed.

There was no Wild NE Contract to review.

The Board of Educational Land and Funds were signed in the office and sent back to the state.

There was no time extension to approve.

Motion #9 by Matt Harrison seconded by Clark Andrews to go into Executive Session at 3:25 p.m. to discuss possible Litigation on the Republican River Settlement Agreement. Motion carried. Ayes 9 Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch,. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Motion #10 Bill Bose seconded by Brian Holtze to come out of executive session at 4:28 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 9 Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch, Nelson Trambly. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

Motion #11 Brad Wulf seconded by Dave Bartels to adjourn the meeting at 4:28 p.m. Motion carried. Ayes 9 Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Brian Holtze, Jim Moore, Marlin Murdoch. Nays – 0 Absent – 2 Terry Hoit, Roger Nelson.

The next regularly scheduled board meeting will be March 11th, 2010 at 2:00 p.m.

Secretary

Date