

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE
November 10th, 2011 Board Meeting @ 6:00 p.m. Variance Hearing @ 7p.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, 11/11
2. LRNRD Board Meeting & Index of Decisions, Variance Hearing Minutes 10/11
3. Treasurer's Report, 10/11
4. Manager's Report, 11/11
5. Assistant Manager's Report, 11/11
6. NRCS Report, 11/11
7. Change in Location of Certified Acres on Contiguous Property
 - a. Peterson Livestock, Inc.
 - b. Peterson Livestock, Inc.
 - c. ~~Donald & Jeffrey Olson~~
 - d. Verlie, Gale & Ron Lush
 - e. Verlie Lush & Lushland Farms
8. Variance Requests –
 - a. Arthur & Sandra Miller
 - b. Marietta Massey % Michael Massey
9. Rural Water Treasurer Report, 9/11

MATERIALS HANDED OUT AT THE MEETING:

1. Agenda, 11/11
2. Wild Nebraska Interlocal Agreement

Chairperson Nelson Trambly called the regular monthly meeting of the Lower Republican NRD Board of Directors to order at 6:06 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, Roger Nelson, Nelson Trambly, Brad Wulf.

Absent: Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Others present: Jerry Kovarik, NRCS, Pat Underwood, LRNRD Grant Writer, Robert Massey, Axtell, Jesse Koch, Orleans, Ray Winz, Holdrege, Tanner Tool, AquaSpy, Elm Creek, Brad Edgerton, Frenchman Cambridge Irrigation District, Arthur & Sandra Miller. Staff present: Mike Clements and Bryan Lubeck.

Motion #1 by Bill Bose seconded by Matt Harrison move that the Board go into Executive Session at 6:06 p.m. to conduct attorney interviews. Motion carried. Ayes 7 - Clark Andrews, Dave Bartels, Bill Bose Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #2 Bill Bose seconded by Roger Nelson to come out of Executive Session at 7:00 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 7 - Dave Bartels, Bill Bose Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0. Absent 4 Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Variance Hearings were held from 7:18 p.m. to 7:30 p.m.

Motion #3 by Bill Bose seconded by Dave Bartels to reconvene into regular session at 7:31 p.m. Motion carried. Ayes 7 - Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #4 by Clark Andrews seconded by Bill Bose to approve the board minutes from the October meetings. Motion carried. Ayes 7 - Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #5 by Matt Harrison seconded by Bill Bose to approve the October Treasurer's Report as distributed. Motion carried. Ayes 7 - Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Mike Clements updated the board on his report. Mike recapped the Nebraska Soils Project presented by Ed George. The LRNRD wrote a letter in support of his project in which he received a grant from the Environmental Trust to work with FFAs across the state. This year the LRNRD budgeted \$1,000 towards the Nebraska Soils Project. Ed will set up a scholarship fund and divide that money equally between the FFA Chapters in our district. The scholarship money awarded to the FFAs will go towards purchasing soil probes.

Motion #6 by Brad Wulf seconded by Matt Harrison to donate \$1,000 to the Nebraska Soils Project % Ed George. Motion carried. Ayes 7 - Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Bryan Lubeck discussed the Static Water Level Measurement report.

Jerry Kovarik, gave the board an update on the NRCS Hazardous Weather Policy. A copy of this report is in the minute book. There is no deadline for the AWEP; CCPI/EQIP deadline is November 18th. Jerry added that the river otter now are threatened endangered species in the State of Nebraska along the Republican which may cause some issues for us.

John Laux discussed the Mike Overleese Wild NE Project. While preparing the bills for the project Laux discovered that the LRNRD and Game and Parks did not have an Interlocal Agreement so he is unable to pay the bills. John explained that the agreement is a formality. The G&P and LRNRD provide 75/25% cost share on Wild NE Contracts. It is a 10 year agreement with incentives written into it like for public access.

Motion #7 by Clark Andrews seconded by Brad Wulf to approve the Agreement under the Interlocal Cooperation Act Sections 13-801 thru 13-827 RRS 1997 Wild Nebraska Program between the NE Game and Parks and Lower Republican NRD. Motion carried. Ayes 7 - Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison,. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Bryan Lubeck was notified that the tree prices would increase. Tree prices have not increase for several years. Bryan explained to keep up with our 20% mark-up that tree prices would go up from 66 cents to 70+ cents.

Motions #8 by Bill Bose seconded by Clark Andrews to leave the LRNRD Resale Stock and Customer Charge prices unchanged. Motion carried. Ayes 7 - Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Bryan explained that the NRD was involved in digging a pit in the park in Oxford. Bryan reminded the board that we had offered to purchase up to \$1,000 in trees towards this project. Since they did not use that, they would like to plant between 150-200 shrubs costing the NRD up to \$120.

Tanner Tool from AquaSpy gave a presentation on a soil moisture probe his company has developed. Tanner explained that the information can be downloaded directly to your ipad, iphone, smartphone and information is updated every three minutes. The equipment is leased, that way it is always updated with technology. A brochure is available in the minute book.

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

Motion #9 by Roger Nelson seconded by Bill Bose to approve Peterson Livestock #1, Peterson Livestock #2, Verlie Lush, Gale and Ron Lush, and Verlie Lush and Lushland Farms Ins. Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 7 - Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

The Arthur Miller variance request was presented.

Motion #10 by Bill Bose seconded by Dave Bartels to deny Arthur & Sandra Miller's Variance Request. Motion carried. Ayes 7 - Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

The Marietta Massey variance request was presented.

Motion #11 by Clark Andrews seconded by Bill Bose to approve Marietta Massey's Variance Request. Motion carried. Ayes 7 - Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

There were no comments from the public.

Roger Nelson gave the NARD update. Roger said at the January meeting they will be talking about a building for the NARD at Husker Harvest Days.

Pat Underwood gave the grant update. The Environmental Trust Grant recommendations will not be out until January 31, 2012. The CDBG grant to help with bank stabilization around the lake is not working out but she will probably be looking into something else. The Water Smart BOR grant opened again with a closing date of January 19th, 2012.

Motion #12 by Bill Bose seconded by Roger Nelson to approve the Rural Water Treasurer's report as presented. Motion carried. Ayes 7 - Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #13 by Dave Bartels seconded by Bill Bose to go into Executive Session at 9:07 p.m. to discuss depositions for the U.S. Supreme Court Case. Motion carried. Ayes 7 - Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #14 by Bill Bose seconded by Matt Harrison to come out of Executive Session at 9:38 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 7 - Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

Motion #15 by Brad Wulf seconded by Matt Harrison to select Steve Seglin as the new LRNRD Attorney. Ayes 7 - Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Roger Nelson, Nelson Trambly. Nays – 0. Absent 4 - Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel.

The next regularly scheduled board meeting will be December 8th, 2011 starting at 2 p.m.

Secretary

Date