

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE
December 12, 2011

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, 12/11
2. LRNRD Board Meeting & Index of Decisions, Variance Hearing Minutes 11/11
3. Treasurer's Report, 11/11
4. Manager's Report, 12/11
5. Assistant Manager's Report, 12/11
6. NRCS Report, 12/11
7. Change in Location of Certified Acres on Contiguous Property
 - a. Keri Rutt
 - b. Diana L. Bungler
 - c. PR Limited, Reed McClymont
9. Rural Water Treasurer Report, 11/11

MATERIALS HANDED OUT AT THE MEETING:

1. Agenda, 12/11

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

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

Directors present: Clark Andrews, Dave Bartels, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf.

Absent: Bill Bose.

Others present: Jerry Kovarik, NRCS, Brad Edgerton, Frenchman Cambridge Irrigation District, Merle Illian, Twin Valley Weed Management Area, Kayla Rehnberg, Dana F. Cole & Co. LLP. Staff present: Bryan Lubeck, Shirlee Poyser and Kristi Coe.

Motion #1 by Jim Moore seconded by Terry Hoit to approve the board minutes from the November meetings. Motion carried. Ayes 10 Clark Andrews, Dave Bartels, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf. Nays – 0. Absent 1 Bill Bose.

Motion #2 by Roger Nelson seconded by Matt Harrison to approve the November Treasurer's Report as distributed. Motion carried. Ayes 10 Dave Bartels, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0. Absent 1 Bill Bose.

Merle Illian, reported that the TVWMA has been working on tributary clean-up. Turkey Creek and Sappa Creek are the first creek the renovation projects to be worked on. Turkey Creek runs through Naponee, has 22 different landowners and 12 miles of creek. Each landowner had the prerogative to do as much or as little cleanup as they want to do. They worked on Sappa Creek, but stopped due to corn planted right up to Sappa Creek. They went back to the north end of Turkey Creek where there is lots of grassland in the watershed.

Turkey Creek was selected as one of the clean-up projects because DNR has a gauging station near Naponee. With the clean out project, Merle thought it will be interesting to see the increased flows created by this project. Landowners have commented on the natural springs that have been silted over due to irrigation. They uncovered several nice running natural springs.

Merle handed out a comparison sheet on water flows from October 2009 through November 2011. Turkey Creek flows have increased by 1.8 cfs or 810 gallons per minute.

Merle said they are applying for another grant through the Department of Agriculture to come up with more money, so they can do more work on Sappa Creek. This has cost around \$500 per acre with 270 acres of clean out. A copy of this report is in the minute book.

Kayla Rehnberg, Dana F. Cole & Co. LLP gave the Fiscal Year 2011 audit report. A copy of her report is in the minute book.

There were no updates on the Manager or Assistant Managers staff reports.

Jerry Kovarik gave the NRCS update. A copy of his report is in the minute book.

Landowners compiled monies to form the Milrose Creek Project in 1984. The project was designed to clean out the creek due to yearly flooding. The NRD became the collector and holder of this money that was collected over the years. The money was put in an account that is specific to Milrose Creek needs, knowing that if the landowners needed to have work done on the creek the NRD would turn that money over to them. Over the years the project has silted in and landowners are inquiring about cleaning out the stream. Craig Bose has gotten a rough estimate of how much it would cost to renovate the creek. To take out two foot in depth the width of the channel, it would cost around \$8 per foot times 10,000 feet. There is \$55,158 in the account. NRCS has evaluated the project and agreed that Milrose Creek does need cleaned out. The last time this project was cleaned out was in approximately 1984.

Bryan introduced Scot Lennemann and Ron Imm to the board.

Bryan Lubeck presented the NE Department of Natural Resources Preliminary Republican River Basin Forecast (2012) that was presented at the NRRMDA meeting. A copy of this presentation is available on the internet and is in the minute book.

Changes in Location of Certified Acres on Contiguous Property were presented. There was concern about the number of certified acres on Keri Rutt's contiguous.

Motion #3 by Brad Wulf seconded by Jim Moore to table Keri Rutt's Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 10 Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 1 Bill Bose.

Motion #4 by Dave Bartels seconded by Marlin Murdoch to approve Diana Bunger's Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 10 Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 1 Bill Bose.

Motion #5 by Marlin Murdoch seconded by Brad Wulf to approve PR Limited, Reed McClymont's Change in Location of Certified Acres on Contiguous Property. Motion carried. Ayes 10 Terry Hoit, Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Matt Harrison. Nays – 0. Absent 1 Bill Bose.

Comments from the public were presented. Brad Edgerton commented on NE Department of Natural Resources Preliminary Republican River Basin Forecast (2012) page 11 third bullet point.

Roger Nelson did not have an NARD update.

Motion #6 by Jim Moore seconded by Terry Hoit to approve the Rural Water Treasurer's report as presented. Motion carried. Ayes 10 Jim Moore, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Matt Harrison, Terry Hoit. Nays – 0. Absent 1 Bill Bose.

Motion #7 by Brad Wulf seconded by Roger Nelson to go into Executive Session at 3:12 p.m. to discuss Litigation of KS vs. NE, U.S. Supreme Court. Motion carried. Ayes 10 Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Matt Harrison, Terry Hoit, Jim Moore. Nays – 0. Absent 1 Bill Bose.

Motion #8 by Brad Wulf seconded by Roger Nelson to come out of Executive Session at 3:26 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 10 Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch. Nays – 0. Absent 1 Bill Bose.

The next regularly scheduled board meeting will be January 12th, 2012 at 2 p.m.

Secretary

Date