

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT
LOWER REPUBLICAN NRD MEETING ROOM, 30 NORTH JOHN STREET, ALMA, NE
JANUARY 10TH, 2013
VARIANCE HEARING AT 2:00 P.M. FOLLOWED BY THE REGULAR BOARD MEETING

Board of Directors Meeting

A notice of the meeting was published in the local newspapers within the District.

INFORMATIONAL MATERIAL MAILED OUT PRIOR TO MEETING:

1. Agenda, 1/13
2. LRNRD Board Meeting & Index of Decisions, 12/12
3. Treasurer's Report, 12/12
4. Manager's Report
5. NRCS Report, 1/12
6. Request for Variance –
 - a.) *Wayne Hinrichs*
 - b.) *Suzanne & Gary Peterson*
7. Change in Location of Certified Acres on Contiguous Property
 - a.) *Erick Erickson*
 - b.) *Wayne Hinrichs*
 - c.) *Harold Sindt*
7. Rural Water Treasurer Report, 1/13

MATERIALS HANDED OUT AT THE MEETING:

1. Agenda, 1/13

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

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

Absent: Roger Nelson.

Others present: Jerry Kovarik, NRCS, Tammy Fahrenbruch, TBNRD, Andy Raun, Hastings Tribune, Wayne Hinrichs, Hildreth, Aaron Thompson, BOR, Mike Delka, Bostwick Irrigation, Gale Lush, Alex Lush, Ray D. Winz, Holdrege.
Staff present: Mike Clements, Bryan Lubeck, and Shirlee Poyser,.

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

Chairperson Nelson Trambly announced that the Open Meetings Law is available for review on the south wall.

Michael Clements asked for nominations for Chairperson, Nelson Trambly and Marlin Murdoch were nominated. Nelson Trambly was selected as Chairperson with 8 votes in favor.

Michael Clements asked for nominations for Vice-Chairperson, Marlin Murdoch, Bill Bose and Clark Andrews were nominated. Marlin Murdoch was elected Vice-Chairperson with 5 votes in favor.

Michael Clements asked for nominations for Secretary, Bill Bose and Clark Andrews were nominated. Bill Bose was selected as Secretary with 8 votes in favor.

Michael Clements asked for nominations for Treasurer, Dave Bartels, Matt Harrison and Clark Andrews were nominated. Dave Bartels was elected as Treasurer with 8 votes.

Officers:

Nelson Trambly.....Chairperson
 Marlin MurdochVice Chairperson
 Bill Bose.....Secretary
 Dave BartelsTreasurer

Motion #1 by Jim Moore seconded by Dave Bartels to accept the Executive Committee as Nominated. Motion carried.

Ayes 10 Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf. Nays – 0. Absent 1 Roger Nelson.

Representatives:

Roger Nelson.....NARD Representative
 Nelson Trambly.....NARD Alternate
 Toby tenBensel.....Southwest Nebraska RC&D Representative
 Clark Andrews.....Southwest Nebraska RC&D Alternate
 Brad Wulf.....Trailblazer RC&D Representative
 Mike ClementsTrailblazer RC&D Alternate
 Marlin MurdochNRRMDA Representative
 Toby tenBensel.....NRRMDA Alternate
 Brad Wulf.....Rural Water District Advisory Committee Rep.
 Bill Bose.....N-CORPE Representative
 Dave BartelsN-CORPE Alternate

Scholarship Committee: (3 Directors and 2 Staff personnel)

Clark Andrews
 Dave Bartels
 Toby tenBensel
 Bryan Lubeck
 Lauri Smith

Motion #2 by Bill Bose seconded by Jim Moore to accept the Representatives and Scholarship Committee as Nominated. Motion carried. Ayes 10 Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0. Absent 1 Roger Nelson.

Motion #3 by Bill Bose seconded by Marlin Murdoch to authorize the Lower Republican NRD Board Chairperson, Treasurer and the District's General Manager, Assistant Manager and Administrative Bookkeeper/Assistant to sign and open on all LRNRD accounts and LRNRD Rural Water Accounts. Motion carried. Ayes 10 Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 1 Roger Nelson.

Motion #4 by Brad Wulf seconded by Matt Harrison to approve the board minutes from the December Board Meeting, Special Meeting and Variance Hearing . Motion carried. Ayes 10 Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Nays – 0. Absent 1 Roger Nelson.

Motion #5 by Matt Harrison seconded by Bill Bose to approve the December Treasurer's Report as distributed. Motion carried. Ayes 10 Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays – 0. Absent 1 Roger Nelson.

Mike Clements and Bryan Lubeck discussed their staff reports. Bryan met with representatives from Servi-Tech. They are promoting soil moisture monitoring equipment. Copies of these reports are in the minute book.

Jerry Kovarik, Harlan County NRCS, gave the NRCS report. He reported on EQIP, other conservation programs and the Farm Bill. A copy of this report is in the minute book.

Mike Clements spoke to the board about renewing the Nebraska Game and Parks service contract.

Motion #6 by Brad Wulf seconded by Matt Harrison to approve the Amendment No 3 Cooperative Agreement between the Nebraska Game and Parks Commission and the LRNRD. Motion carried. Ayes 10 Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit. Nays – 0. Absent 1 Roger Nelson.

Mike Clements received a letter from Brian Dunnigan at DNR with the revised 2012-2013 pumping and forecast for the Basin. The letter states that with the Dry Year Lease Program, the LRNRD still faces a deficit of approximately 1,973 acre feet. Recently, Mike sent a letter to the Middle Republican NRD requesting a water loan that would be repaid with water pumped from NCORPE. It was denied due pending litigation and that the LRNRD would have no way of guaranteeing repayment through NCORPE at this time.

Mike asked the board to send another letter of consideration to the Middle Republican NRD stating that our Board would be offering another Dry Year Lease Program for 2014 and that the loan could be repaid with documented modeling data that would verify the 1,973 acre feet of water savings.

Motion #7 by Dave Bartels seconded by Marlin Murdoch to support sending a letter to the Middle Republican NRD requesting a water loan. Motion carried. Ayes 10 Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore. Nays – 0. Absent 1 Roger Nelson.

Mike Clements presented Wayne Hinrichs Variance request.

Motion #8 by Brad Wulf seconded by Bill Bose to deny Variance Request #176 Wayne Hinrichs. Motion carried. Ayes 10 Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch. Nays – 0. Absent 1 Roger Nelson.

Mike Clements presented Suzanne and Gary Peterson Variance request.

Motion #9 by Bill Bose seconded by Marlin Murdoch to approve Variance Request #177 Suzanne & Gary Peterson. Motion carried. Ayes 10 Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel. Nays – 0. Absent 1 Roger Nelson.

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

Motion #10 by Bill Bose seconded by Matt Harrison to approve Erick Erickson, Wayne Hinrichs, and Harold Sindt's Request for Change in Location of Certified Acres on Contiguous Property. With consideration that the end gun on the Sindt pivot be removed. Motion carried. Ayes 10 Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly. Nays – 0. Absent 1 Roger Nelson.

Discussion was held on the 2013 Dry Year Lease contracts and when contract payments would be made.

Motion #11 by Brad Wulf seconded by Clark Andrews to approve the 2013 Dry Year Lease contracts, payments will be issued November 1st. Motion carried. Ayes 10 Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf. Nays – 0. Absent 1 Roger Nelson.

The Village of Riverton contacted the LRNRD requesting connection to the Rural Water Project. Mike stated that the system was designed to add them in the beginning, but the Village chose not to participate. Riverton could easily be added to the project. Mike will contact them for more details.

Motion #12 by Bill Bose seconded by Terry Hoit to approve the Rural Water Treasurer's Report. Motion carried. Ayes 10 Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Nays – 0. Absent 1 Roger Nelson.

There were some comments from the public concerning next year's allocation.

There was no NARD report.

Motion #13 by Toby tenBensel seconded by Clark Andrews to move that the Board go into Executive session at 3:18 p.m. to discuss the pending Frenchman Cambridge Irrigation District and Bostwick Irrigation District Litigation. Motion carried. Chairman admonished board that this is the only subject that can be discussed in closed session. Ayes 10 Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 1 Roger Nelson.

Motion #14 by Bill Bose seconded by Matt Harrison move that the Board come out of Executive Session at 4:40 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 10 Bill Bose, Matt Harrison, Terry Hoit, Jim Moore, Marlin Murdoch, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays – 0. Absent 1 Roger Nelson.

The meeting was adjourned at 4:40 p.m.

The next regularly scheduled board meeting will be February 14th, 2013 at 2:00 p.m.

Secretary

Date