

MINUTES
LOWER REPUBLICAN NATURAL RESOURCES DISTRICT

30 North John Street, Alma, NE

Immediately following the 7pm Variance Hearing

April 10th, 2014 @ 7PM

Board of Directors Meeting

A notice of the meeting was published in the local newspapers within the District and on the District Website at www.lmrnd.org.

INFORMATIONAL MATERIAL MAILED OUT PRIOR TO THE MEETING

1. Agenda, 4/14
2. LRNRD Board Meeting, Variance Hearing Minutes, & Index of Decisions, 4/14
3. Treasurer's Report, 3/14
4. Manager's Report
5. Assistant Manager's Report
6. Variance Request –
 - a.) ***Leland Anderson #212 withdrew***
 - b.) ***Dean tenBensel #213***
 - c.) ***Kern Porter #214***
7. Change in Location of Certified Acres on Contiguous Property
 - a.) ***Darrell Nelson***
8. Rural Water District Treasurer Report, 3/14

MATERIALS HANDED OUT AT THE MEETING:

1. Agenda, 4/14
2. NRCS Report – Jerry Kovarik
3. Bostwick Irrigation Letter to Attorney General

Chairperson Marlin Murdoch called the meeting of the Lower Republican NRD Board of Directors to order at 7:17PM. Murdoch noted that guests should sign the attendance roster and noted the location of a current copy of the statutes dealing with public meetings laws and the booklet with the information provided to directors.

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

Absent: None.

Others present: Andy Raun, Hastings Tribune, Jerry Kovarik, NRCS, Dean tenBensel, Arapahoe, Mike Delka, Red Cloud, Steve Stroup, Benkelman, Troy Fletcher, Oxford, Chelsea Erickson, Stockton, KS. Staff present: Mike Clements, Bryan Lubeck, Shirlee Poyser, Kristi Coe.

Motion #1 by Bill Bose seconded by Matt Harrison to approve the March Minutes with a correction on Motion #9 changing the word “to vote in opposition” to “to have Manager testify in opposition”. Motion carried. Ayes 11 – Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf.. Nays 0. Absent 0 –.

Motion #2 by Matt Harrison seconded by Nelson Trambly to approve the LRNRD Treasurer's Report as presented. Motion carried. Ayes 11 – Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews. Nays 0. Absent 0.

Mike Clements gave his manager report. A copy of this report is in the minute book.

Bryan Lubeck gave his assistant managers' report. A copy of this report is in the minute book.

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

Leland Anderson withdrew his Variance Request #212.

Clements presented Variance Request #213 to the board.

Motion #3 by Clark Andrews seconded by Bill Bose to approve the variance request #213 for Dean tenBensel. Motion carried. Ayes 10 – Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels. Nays 0. Abstained 1 - Toby tenBensel.

Clements presented Variance Request #214 to the board.

Motion #4 Dave Bartels seconded by Clark Andrews to deny variance request #214 for Kern Porter. Motion carried. Ayes 11 – Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose. Nays 0. Absent 0.

Motion #5 Dave Bartels seconded by Clark Andrews to approve Change in Location of Certified Acres on Contiguous Property for Darrell Nelson. Motion carried. Ayes 11 – Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison. Nays 0. Absent 0.

Matt Kasson presented to the board information on flow meter 99-6-1382. It was discovered that the meter was not reading correctly in 2012 and 2013. Kasson asked for an adjustment to the 2013 usage and a new meter has already been installed. A copy of his information is in the minute book.

Motion #6 by Brad Wulf seconded by Toby tenBensel to adjust Matt Kasson's meter serial number 99-6-1382N to read usage of 10½ inches for 2013. Kasson has replaced the meter. Motion carried. Ayes 11 –Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit. Nays 0. Absent 0.

F. Murdoch Ranch and Farm discussed their request for water transfer corrections. When signing up to transfer water the incorrect meter readings were brought in which caused trouble with allocations being over the 10½” cap.

Motion #7 by Tim Kahrs seconded by Terry Hoit to deny water transfer corrections for F. Murdoch Ranch & Farm. Motion carried. Ayes 7 – Roger Nelson, Nelson Trambly, Brad Wulf, Dave Bartels, Matt Harrison, Terry Hoit, Tim Kahrs. Nays 3 – Toby tenBensel, Clark Andrews, Bill Bose. Abstained 1 – Marlin Murdoch.

Clements discussed obtaining a surface water transfer permit that would allow water from the Platte River to be diverted to the Republican River. To obtain a water transfer permit there is a process through DNR. Mike would like to pursue this with the Middle and Upper Republican NRD's and also feels this will involve hiring an engineering firm.

Motion #8 by Brad Wulf seconded by Bill Bose to pursue obtaining a surface water transfer permit from the Platte River to the Republican River. Motion carried. Ayes 11 – Roger Nelson, Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch. Nays 0. Absent 0.

Comments from the public. Steve Stroup, Benkelman, introduced himself. Steve is running for legislature.

N-CORPE update – Approximately 16 of the 30 wells are operational. They are still trying to get a few technical difficulties worked out, along with getting crossings downstream ready for the water.

NARD update – LB1098 was up for first round approval. Final approval would help local government and the state pay for water projects. LB1098 was designed to help the state prepare for floods, water shortages and water quality. Senator Lathrup wanted to attach his bill LB1074 which asked that there be no groundwater declines a Basin. A Basin wide management plan would have to be developed to coincide with Integrate Management Plans. LB1074 did not make it out of committee. The Governor and AG's office agreed if this amendment went through it would send a really bad message to the U.S. Supreme Court. It was also told that not one word of the exciting Integrated Management Plan would change.

Clements discussed a letter the Bostwick Irrigation District wrote for the Webster County Commissioners asking for procedures to withdrawal from the LRNRD. A copy of this letter is in the minute book.

Motion #9 by Bill Bose seconded by Terry Hoit to approve the Rural Water Treasurer's report as presented. Motion carried. Motion carried. Ayes 11 – Toby tenBensel, Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson. Nays 0. Absent 0.

Motion #10 by Bill Bose seconded by Tim Kahrs to move that the Board go into executive session at 8:54PM to discuss personnel and N-CORPE Litigation. Motion carried. Ayes 11 – Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel. Nays 0. Absent 0.

Motion #11 by Tim Kahrs seconded by Brad Wulf move that the Board come out of Executive Session at 10:00PM and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried. Ayes 11 – Nelson Trambly, Brad Wulf, Clark Andrews, Dave Bartels, Bill Bose, Matt Harrison, Terry Hoit, Tim Kahrs, Marlin Murdoch, Roger Nelson, Toby tenBensel. Nays 0. Absent 0.

The next regularly scheduled board meeting will be May 8th, at 7:00PM at the Lower Republican NRD office.

Secretary

Date