

**MINUTES**  
**LOWER REPUBLICAN NATURAL RESOURCES DISTRICT**  
*Lower Republican NRD Meeting Room, 30 North John Street, Alma, NE*  
July, 14, 2016 at 7 pm

**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.lnrnd.org](http://www.lnrnd.org).

**Informational Material Mailed out Prior to the Meeting**

1. Agenda, 7/16
2. Minutes, Cease & Desist Minutes, Index of Decision, 6/16
3. LRNRD/RWP Treasurer's Report, 6/16
4. NRCS and Staff Reports
5. Variance Request
  - a.) Robin Hinrichs #251
  - b.) Joe Schnuerle #252
6. Management & Opportunities Contract
  - a.) Scope of Services
  - b.) Amendment to Scope of Services
  - c.) Letter Agreement for Professional Services
7. Groundwater Rules & Regulations
8. FY17 Rural Water Budget
9. FY17 NCORPE Budget
10. Gary Shipman Water Usage

**Materials Handed out at the Meeting:**

1. Agenda, 7/16
2. Gary Shipman Water Usage

Chairperson Marlin Murdoch called the meeting of the Lower Republican NRD Board of Directors to order at 7:18 p.m. Nelson Trambly noted that guests should sign the attendance roster and noted the location of a current copy of the statutes dealing with public meetings laws.

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

Absent: Toby tenBensel, Brad Wulf.

Others present: Andy Raun, Hastings Tribune, Jerry Kovarik, NRCS, Tammy Fahrenbruch, TBNRD, Troy Fletcher, Oxford, Robin Hinrichs, Axtell. Staff present: Mike Clements, Scott Dicke, Kristen Heft and Shirlee Poyser.

**Motion #1 by Nelson Trambly seconded by Bill Bose to approve the board minutes and cease and desist minutes from the June board meeting. Motion carried.** Ayes 9, Nays 0, Absent 2.

**Motion #2 by Matt Harrison seconded by Clark Andrews to approve the LRNRD and RWP Treasurer's Report as presented. Motion carried.** Ayes 9, Nays 0, Absent 2.

NRCS Report was given by Jerry Kovarik.

Mike Clement reported that Harlan had dropped off over the last 30 days. The current pool elevation is 1939.4 compared to 1940.9 one month ago. Senator Hughes introduced legislation to establish a Riparian Vegetation Management Task Force, which passed. Mike was asked and submitted his name as a candidate for the new Task Force. The Governor will make his selection in late July. The Platte Republican Diversion Project is progressing nicely. They are continuing to finalized a Water Service Agreement with CNPPID. Currently working on logistics and timelines with Olsson Associates.

Scott Dicke's Assistant Manager's reported that the managers have been representing on a variety of items that included; manager's meetings, RRCA meeting, NWRA meeting, NCORPE meeting, TVPP meeting along with other meetings.

LRNRD field staff remain busy supporting water quality responsibilities associated with chemigation and may start nitrate sampling.

Variance Request #251 Robin Hinrichs was presented to the board.

**Motion #3 by Nelson Trambly seconded by Dave Bartels to approve Variance Request #251 for Robin Hinrichs. Motion carried.** Ayes 9, Nays 0, Absent 2.

Variance request #252 Joe Schnuerle was presented to the board. Discussion followed.

**Motion #4 by Dave Bartels seconded by Matt Harrison to approve Variance Request #252 for Joe Schnuerle. Schnuerle is required to pay the 2012 occupation tax, then the LRNRD will retract the 9" allocation exemption and penalty from 2012. Motion carried.** Ayes 9, Nays 0, Absent 2.

Mike Clements presented the Management and Opportunities Contract; Scope of Services, Amendment to Scope of Services and Letter Agreement for Professional Services.

**Motion #5 by Tim Kahrs seconded by Clark Andrews to approve Olsson Associates Amendment to Scope of Services and accept Letter of Agreement for Professional Services. Motion carried.** Ayes 9, Nays 0, Absent 2.

Chairman, Marlin Murdoch presented items for discussion related to selected items on the Groundwater Management Rules and Regulations.

- A.) Certified Irrigated Acres to Land or well
- B.) Moving co-mingled Groundwater Acres to New Undeveloped acres
- C.) Replacement well would not consume more water than was historically consumed
- D.) Allocation cap for 2017 and going forward.

Mike Clements will prepare text clarifications related to items "B" and "C" .

Mike Clements presented the FY17 Rural Water Budget to the board for approval.

**Motion #6 by Tim Kahrs seconded by Matt Harrison to approve the FY17 Rural Water Budget. Motion carried.** Ayes 9, Nays 0, Absent 2.

Mike Clements presented the FY17 NCORPE Budget to the board for approval.

**Motion #7 by Tim Kahrs seconded by Nelson Trambly to approve the FY17 NCORPE Budget. Motion carried.** Ayes 9, Nays 0, Absent 2.

Mike Clements requested the board to set a Cease and Desist hearing date for Gary Shipman. Shipman's meter 99-2223-3 was inspected and is off approximately 2%.

**Motion #8 by Nelson Trambly seconded by Terry Hoit to set Cease & Desist Hearing date for August 11th, 2016 at 7pm for Gary Shipman. Motion carried.** Ayes 9, Nays 0, Absent 2.

Nebraska Open Meetings Act, requires notice by newspaper publication for all meetings, including regularly-scheduled Board meetings. To change this requirement, and meet the Nebraska Open Meetings Act requirements, the board is required to make this reference at three consecutive meetings that notification of board meetings will now be publicized on the [www.lnrnd.org](http://www.lnrnd.org) website.

**Motion #9 by Terry Hoit seconded by Roger Nelson to move that the LRNRD official notification of future meetings including Board Meetings be through the LRNRD website at [www.lnrnd.org](http://www.lnrnd.org) and not the newspaper. The first Board Meeting to be noticed by this motion will be Thursday, August 11, 2016. This motion does not include public hearings. Motion carried.** Ayes 6, Nays 3, Absent 2.

NCORPE – Next meeting will be in Curtis.

No comments from the public.

**Motion #10 by Clark Andrews seconded by Dave Bartels to move that the Board go into Executive session at 8:53 p.m. to discuss contractual negotiations. Motion carried. Chairman admonished the board that this is the only subject that can be discussed in closed session.** Ayes 9, Nays 0, Absent 2.

**Motion #11 by Clark Andrews seconded by Dave Bartels to move that the Board come out of Executive Session at 9:29 p.m. and declare that no actions of the board, official or unofficial, were taken during said Closed Session. Motion carried.** Ayes 9, Nays 0, Absent 2.

The meeting was adjourned at 9:30PM.

The next regularly scheduled board meeting will be August 11<sup>th</sup>, 2016 starting at 7:00PM.

\_\_\_\_\_  
Secretary

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Date