



Perkins Chase and  
Dundy Counties  
Headquarters in Imperial

# Upper Republican NATURAL RESOURCE DISTRICT

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## **Board of Directors Regular Meeting July 7, 2015 at 7:30 p.m. 511 East 5<sup>th</sup> Street, Imperial, NE**

Agendas were sent to all Board Members and all others requesting agendas. Agendas were posted in the NRD Office in Imperial, the NRCS Offices in Grant and Imperial, and the FSA Office in Benkelman. The meeting was announced over KADL-Imperial, KRVN-Lexington and KOGA-Ogallala and published in area newspapers.

**Board Members Present:** Kerry Bernhardt, Brett Bullock, Tom Gaschler, Jason Kunkel, Dean Large, Terry Martin, Tom Schroder, Tom Terryberry and Jeff Wallin.

**Board Members Absent:** Loren Jessen.

**NRD Staff:** Jasper Fanning, Nate Jenkins, Dirk Dinnel and Deb Hayes.

**NRD Legal Counsel:** Joel Burke.

**Others present:** Brad Johnson and George Seward.

### **Information mailed to Directors:**

Agenda	Variance Information
Minutes of June 2 <sup>nd</sup> Regular Board meeting	Report of District contracts, applications

### **Information distributed at Board meeting:**

Agenda	Variance Information
Minutes of June 2 <sup>nd</sup> Regular Board meeting	Report District applications, contracts, agreement
Financial reports	Water Well decommissioning agreement
Draft budget	Resolution amendment
NRCS report	NARD resolution

Chairman Martin called the meeting to order at 7:36 pm.

Loren Jessen was excused from the meeting tonight.

Chairman Martin announced that the Open Meetings Act is posted if anyone would like to review them.

### **OPEN FORUMS:**

Guests, Board members and NRD staff were introduced.

### **MINUTES:**

The Board reviewed the June 2, 2015 Regular Board minutes.

- Terryberry moved to approve the June 2, 2015 Regular Board meeting minutes as presented. Seconded by Wallin.

Roll call vote: 8-yes, 1-abstain, 1-absent. Motion carried.

## **FINANCIAL REPORT:**

The Manager presented the Financial Reports to the Board.

- Terryberry moved to pay the Accounts Payable and to accept the Treasurer's report. Seconded by Wallin.

Roll call vote: 9-yes, 1-absent. Motion carried.

Jasper reviewed the draft budget with the Board. Discussion was held on occupation tax, bond principal and payments, and salaries. Jasper also asked the Board to amend the draft budget and to take about \$2.5 million out of the cash reserve and create a line item for the Platte basin transfer to explore Platter river water down to the Republican.

- Gaschler moved to approve the draft budget for operating purposes and a 3% increase for salaries. Seconded by Bernhardt.

Roll call vote: 9-yes, 1-absent. Motion carried.

- Gaschler moved to add a line item on the budget for 2.5 million for Platte River permitting design and to transfer out of cash reserve. Seconded by Large.

Roll call vote: 9-yes, 1-absent. Motion carried.

- Terryberry moved to increase the Manager's salary by 3%. Seconded by Gaschler.

Roll call vote: 9-yes, 1-absent. Motion carried.

**PUBLIC COMMENT:** No public comments.

## **NRCS REPORT:**

The Board reviewed the NRCS written report and there were no applications to be approved.

## **GROUNDWATER MANAGEMENT/RULES AND REGULATIONS:**

Jasper reported that he will be meeting with DNR for IMP revisions.

## **VARIANCE COMMITTEE:**

Jeff Wallin gave the Variance Committee report. There are 3 variances on the agenda this evening.

#1. Jim Osborn is requesting a variance to transfer 25 acres from the N ½ 29-2-38 to the NW ¼ 14-4-42, 25 acres from the N ½ 29-2-38 to the NW ¼ 13-4-42, 48.2 acres from the N ½ 29-2-38 to the NW ¼ 18-4-41 and no carryforward will be transferred and 29.4 acres will be decertified.

- Wallin moved to waive the 30 day waiting period on Jim Osborn's variance request. Seconded by Schroder.

Roll call vote: 9-yes, 1-absent. Motion carried.

Wallin moved to approve the variance request of Jim Osborn to transfer 25.0 certified allocated acres from the N ½ of 29-2-38 to the NW ¼ 14-4-42, 25.0 certified allocated acres from the N ½ 29-2-38 to the NW ¼ 13-4-42, 48.2 certified allocated acres from the N ½ 29-2-38 to the

NW ¼ 18-4-41, and the 39 inches of carryforward will not be moved and 29.4 certified allocated acres will be decertified. The approval of this transfer is contingent on the lien search being completed and approved. Seconded by Bernhardt.

Roll call vote: 9-yes, 1-absent.

#2. Jim Osborn is requesting to transfer 51.7 acres from the NE ¼ 32-2-38 to the NW ¼ 11-3-41, 29.9 acres from the NE ¼ 32-2-38 to the SE ¼ 10-3-41, 11.4 certified allocated acres from the NE ¼ 32-2-38 to the NW ¼ 4-3-41, 20.1 certified allocated acres from the NW ¼ 32-2-38 to the NW ¼ 4-3-41, 29.1 certified allocated acres from the NW ¼ 32-2-38 to the SE ¼ 4-3-41, 31.8 certified allocated acres from the NW ¼ 32-2-38 to the SW ¼ 4-3-41, 11.2 certified allocated acres from the NW ¼ 32-2-38 to the SW ¼ 4-3-41 and carryforward will not be moved and 47.9 certified allocated acres will be decertified.

- Wallin moved to waive the 30 day waiting period on the Jim Osborn variance request. Seconded by Schroder.

Roll call vote: 9-yes, 1-absent. Motion carried.

- Wallin moved to approve the Variance request of Jim Osborn to transfer 51.7 certified allocated acres from the NE ¼ 32-2-38 to the NW ¼ 11-3-41, 29.9 certified allocated acres from the NE ¼ 32-2-38 to the SE ¼ 10-3-41, 11.4 certified allocated acres from the NE ¼ 32-2-38 to the NW ¼ 4-3-41, 20.1 certified allocated acres from the NW ¼ 32-2-38 to the NW ¼ 4-3-41, 29.1 certified allocated acres from the NW ¼ 32-2-38 to the SE ¼ 4-3-41, 31.8 certified allocated acres from the NW ¼ 32-2-38 to the SW ¼ 4-3-41, 11.2 certified allocated acres from the NW ¼ 32-2-38 to the SW ¼ 4-3-41. The 39 inches of carryforward will not be moved and 47.9 certified allocated acres will be decertified. The approval of this transfer is contingent on the lien search being completed and approved. Second by Bullock.

Roll call vote: 9- yes, 1-absent. Motion carried.

#3. George Seward is requesting to transfer 8.7 certified acres from the SW ¼ 30-1-37 to the NW ¼ 18-4-41. This was the first hearing on this variance and will be an agenda item for the August meeting.

#### **REPORT OF DISTRICT APPLICATIONS, CONTRACTS, AGREEMENTS:**

- Terryberry moved to approve the URND Report of applications, contracts, and agreements dated July 7, 2015 to include the NSWCP applications. Seconded by Wallin.

Roll call vote: 9-yes, 1-absent. Motion carried.

Jasper reviewed the State water well decommissioning agreement and certification with the Board.

- Terryberry moved to approve the water well decommissioning fund agreement and certification. Seconded by Large.

Roll call vote: 9-yes, 1-absent. Motion carried.

**LEGAL COUNSEL REPORT:** Joel had no report.

**AUGMENTATION PROJECTS:**

Jasper discussed the amended resolution 2015-02 with the Board and explained what was changed.

▪ Terryberry moved to adopt the amended resolution 2015-02. Seconded by Large.  
Roll call vote: 9-yes, 1-absent. Motion carried.

**ASSISTANT MANAGER'S REPORT:**

Nate reported that there will be a reception for Senator Hughes tomorrow at 12:30 at the main office of the Coop.

**INFORMATION AND EDUCATION REPORT:** Nothing to report.

**LEGISLATION:**

There will be a hearing in August regarding NCORPE by Senator Groehne request. This hearing is for any information dealing with NCORPE.

**STATE ASSOCIATION:**

Jasper reviewed the NARD retirement resolution with the Board.

▪ Large moved to adopt the retirement resolution as presented. Seconded by Bernhardt.  
Roll call vote: 9-yes, 1-absent. Motion carried.

**BOARD OF DIRECTORS:**

Chairman Martin adjourned the meeting at 9:00 p.m.

Respectfully submitted

Tom Terryberry  
Secretary/Treasurer