



Perkins Chase and
Dundy Counties
Headquarters in Imperial

Upper Republican NATURAL RESOURCE DISTRICT

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Board of Directors Regular Meeting August 7, 2018 at 7:30 p.m. 511 East 5th 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, Tom Gaschler, Loren Jessen, Jason Kunkel, Dean Large, Terry Martin, Tom Terryberry and Jeff Wallin.

Board Members Absent: Bret Bullock and Tom Schroder

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

NRD Legal Counsel: Joel Burke.

Others present: Andy Keep (NRCS),

Information mailed to Directors:

Agenda

Minutes of June 12th Regular Board Meeting

Variance information

Report of District applications, contracts
and agreements

Information distributed at Board meeting:

Agenda

Minutes of June 12th Regular Board meeting

Financial reports

NRCS report

Variance information

Report of District applications, contracts,
and agreements

Phase Designation information

Republican River Basin – Wide Plan

Resolution UR-2018-08

Chairman Martin called the meeting to order at 7:50 pm.

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:

- Large moved to approve the June 12, 2018 Regular Board meeting minutes as mailed. Seconded by Gaschler.

Roll call vote: 8-yes, 2-absent. Motion carried.

FINANCIAL REPORT:

The Manager presented the Financial Reports to the Board.

- Terryberry moved to accept the Treasurer’s report and pay the Accounts Receivable for July and August 2018. Seconded by Wallin.

Roll call vote: 8-yes, 2-absent. Motion carried.

BUDGET:

Tom Gaschler and Jasper Fanning discussed the draft budget documents with the Board. Jasper reviewed the building remodel with the Board and presented the Board with two bids for this project. The Wayne Dowhower Construction bid was \$169,400.00 and Moul’s Modern Builders bid was \$111,290.00.

- Gaschler on behalf of the Budget Committee makes the recommendation to take the FY 18-19 Budget and Levy to hearing in September.

Roll call vote: 8-yes, 2-absent. Motion carried.

- Terryberry moved to set the FY 18-19 Budget and Levy hearing for September 11, 2018 in conjunction with the September Regular Board meeting. Seconded by Gaschler.

Roll call vote: 8-yes, 2-absent. Motion carried.

- Terryberry moved to accept the bid from Moul’s Modern Builders for \$111,290.00. Seconded by Bernhardt.

Roll call vote: 7-yes, 1-abstain, 2-absent. Motion carried.

PUBLIC COMMENT: No comments.

NRCS REPORT:

The Board reviewed the NRCS written reported dated August 2018.

- Terryberry moved to approve the NRCS report dated July2, 2018 and August 1, 2018 to include the Conservation Plans as signed for Chase, Dundy and Perkins County. Seconded by Wallin.

Roll call vote: 8-yes, 2-absent. Motion carried.

VARIANCE COMMITTEE:

Jeff Wallin presented the Variance Committee report. Jed and Deanne Doetker are requesting a variance to transfer 77.96 certified acres from the SE ¼ 13-5-36 to the NE ¼ 14-3-42 (30 acres) NW ¼ 14-3-42 (30 acres) and SW ¼ 14-3-42 (18 acres). This item will be on the September 11, 2018 agenda.

GROUNDWATER MANAGEMENT/RULES AND REGULATIONS:

Jasper discussed the Water Quality Rules and Regulations that Bruce and the Groundwater Committee have reviewed. The next step is to take the Phase designations to Public Hearing to update the current Rules and Regulations. The Board will review the Phase Designations and set a hearing date at the September meeting.

REPORT OF DISTRICT APPLICATIONS, CONTRACTS, AGREEMENTS:

- Terryberry moved to approve the Report of District applications dated August 7, 2018 and to include the NSWCP applications. Seconded by Gaschler.

Roll call vote: 8-yes, 2-absent. Motion carried.

LEGAL COUNSEL REPORT:

Joel received a proposed agreement from the Dundy County Attorney following the Nebraska Supreme Court’s ruling in favor of the NRD that the Rock Creek Augmentation Project property was being used for public purposes and therefore is tax exempt. The Dundy County Attorney proposed the District enter into a contract to continue to pay in-lieu of taxes to Dundy County pursuant to LB758. Joel, Jasper and the Board discussed paying the taxes to Dundy County. The Board would like to invite Dundy County Commissioners to the September 11th Board meeting and discuss this with them. Board members also discussed whether allowing Dundy County to retain tax payments that have already been made before the court ruling would conflict with the court ruling.

- Terryberry moved that Dundy County retain previous tax payments made in protest as in lieu of tax payment authorized by LB 758 in Section 46-1701. Seconded by Bernhardt.

Roll call vote: 4-yes, 4-no, 2-absent. Motion failed

REPUBLICAN RIVER BASIN MEETING/COMPACT REPORT:

Jasper reported that the three states will be meeting in Manhattan on August 20th and 21st.

AUGMENTATION PROJECTS:

Jasper reported that the SCADA installation is completed. They will be testing everything on Thursday to make sure everything is working correctly.

ASSISTANT MANAGER’S REPORT:

Nate reviewed the Republican River Basin-Wide Plan with the Board. The Board is going to review this Plan and discuss it at the September Regular Board meeting

Nate presented a corrected Resolution No. UR 2018-08 for WaterSMART grants.

- Terryberry moved to approve URNRD Resolution No. UR 2018-08. Seconded by Wallin.

Roll call vote: 8-yes, 2-absent. Motion carried.

INFORMATION AND EDUCATION REPORT: No report.

LEGISLATION: No report.

STATE ASSOCIATION:

NARD Annual Conference will be September 24th and 25th, 2018. Terry Martin will be attending and will be the NRD delegate.

BOARD OF DIRECTORS:

Tom Gaschler will be moving out of the District and presented his resignation to the Board effective August 8, 2018. The Board and staff thanked Tom for his service to Upper Republican NRD.

Chairman Martin adjourned the meeting at 10:05 pm. The next Regular Board meeting will be held September 11, 2018 at 7:30 p.m.

Respectfully submitted

Tom Terryberry
Secretary/Treasurer