



Perkins Chase and
Dundy Counties
Headquarters in Imperial

Upper Republican NATURAL RESOURCE DISTRICT

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Board of Directors Regular Meeting September 11, 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, 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, Bruce Curtis, Julia Strand and Deb Hayes.

NRD Legal Counsel: Joel Burke.

Others present: Scott Olson, Gary Burke, Tony Lutz, Scott Hogeland, Richard Bartholomew and Duane Dinnel.

Information mailed to Directors:

Agenda	Report of District applications, contracts and agreements
Minutes of August 7th Regular Board Meeting	

Information distributed at Board meeting:

Agenda	Report of District applications, contracts, and agreements
Minutes of August 7th Regular Board meeting	
Financial reports	Interlocal agreement for trees & shrubs
Budget information	Proposed Phase Designations
NRCS report	

Chairman Martin called the meeting to order at 7:44 pm.

Brett Bullock and Tom Schroder are excused from tonight's meeting.

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

INTRODUCTIONS:

Guests, Board members and NRD staff were introduced.

Chairman Martin opened the FY 18-19 Budget and Levy Hearings at 7:46 p.m.

Chairman Martin appointed Joel Burke and the Hearing office for the FY 18-19 Budget and Levy Hearings. Joel reviewed the testimony process. Joel presented 5 exhibits into the hearing record.

1. Imperial Republican Publisher Affidavit
2. Grant Tribune-Sentinel Publisher Affidavit
3. Benkelman Post Publisher Affidavit
4. Wauneta Breeze, Publisher Affidavit
5. Budget Recap

Chairman Martin asked for testimony and all testimony is welcome. There was no testimony.

MINUTES:

- Wallin moved to approve the August 7, 2018 Regular Board meeting minutes as mailed. Seconded by Terryberry.

Roll call vote: 7-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 payable. Seconded by Wallin.

Roll call vote: 6-yes, 1-abstain, 2-absent. Motion carried.

The Dundy County Commissioners, Dundy County Attorney and County Clerk were at the NRD meeting tonight to discuss LB 758 and the possibility of the NRD using it to make in-lieu of tax payments to Dundy County on the Rock Creek property.

Joel had checked to see if previous payments could be reclassified as in-lieu of taxes pursuant to LB 758. Joel believes that the previous payments that were tax payments under protest can be reclassified as in-lieu of tax payments under LB 758. Joel also recommended that if the Board does this, that they have something in the resolution that refers to the payments and the years and reaffirm the action taken that the payments be classified as voluntary payments under LB 758. Gary Burke, Dundy County Attorney, visited with the Board and Commissioners and discussed that Joel and he have been working together and agree that there should be a resolution. The Board and Dundy County Commissioners and attorneys discussed this issue together.

- Terryberry moved to direct legal counsel to draft a resolution dealing with the taxes paid in protest and converting them into a voluntary payment under LB 758. Seconded by Large.

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

BUDGET:

Jasper Fanning discussed the draft budget documents with the Board. Jasper reviewed the changes in the budget, levy, county evaluations and occupation tax.

Chairman Martin asked if there was anyone at the meeting that would like to give testimony. Joel Burke, hearing examiner, told Chairman Martin that the meeting could be closed.

Chairman Martin closed the FY 18-19 Budget Hearing and Levy Hearing at 8:20 p.m.

- Terryberry moved to adopt Resolution 2018-09-11-01 to set the property tax at \$2,015,601.08 and the corresponding Levy be set at \$0.55 per one-hundred dollars of valuation. Seconded by Bernhardt.

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

- Terryberry moved to adopt Resolution 2018-09-11-02 and to set the occupation tax at \$10.00 per irrigated acre. Seconded by Wallin.

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

- Bernhardt moved to adopt the FY 18-19 Budget as presented. Seconded by Terryberry.

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

PUBLIC COMMENT: No comments.

NRCS REPORT:

There was no written report from NRCS this evening.

- Terryberry moved to approve the NRCS report dated September 4, 2018 to include the Conservation Plans as signed for Chase, Dundy and Perkins County. Seconded by Bernhardt.

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

VARIANCE COMMITTEE: No report.

REPORT OF DISTRICT APPLICATIONS, CONTRACTS, AGREEMENTS:

- Large moved to approve the Report of District applications dated September 11 and to include the NSWCP applications, pooling contracts and expedited transfer. Seconded by Jessen.

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

LEGAL COUNSEL REPORT: No report.

REPUBLICAN RIVER BASIN MEETING/COMPACT REPORT:

Jasper gave a report on the Republican River Compact meeting that was held in Manhattan.

AUGMENTATION PROJECTS:

Jasper reported on the seeding and baling that has been going on at Rock Creek. They are slowly making progress with the baling and the weather is finally cooperating. Jasper thinks there may be 800 to 1000 bales and the Board discussed the possibility of selling the bales.

BUILDING REMODEL:

Jasper reported that Moulds have signed the contract and they hope to start in 2 to 3 months. They want to get some outside work completed.

INTERLOCAL AGREEMENT:

Jasper reviewed the Interlocal Agreement for obtaining seedling trees and shrubs between the NRD's and NARD.

- Terryberry moved to approve the Interlocal Agreement for Obtaining Seedling Trees and Shrubs between participating Natural Resources Districts and the Nebraska Association of Resources Districts. Seconded by Wallin.

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

ASSISTANT MANAGER'S REPORT:

Groundwater Management Plan, phase requirement – Bruce presented the URNRD Proposed Phase requirements and maps to the Board.

- Large moved to take the Proposed Phase requirements to hearing at the November Board meeting. Seconded by Terryberry.

Roll call vote: 7-yes, 2-absent.

Nate reviewed the Basin Wide Plan with the Board.

- Wallin moved to approve the draft Basin Wide Plan for hearing. Seconded by Bernhardt.

Roll call vote: 7-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. No resolutions have been presented yet.

Jasper discussed with the Board that the over and fully appropriated NRD's have been talking to Dean Edson about the tax they have lost and what they can do legislatively on this.

BOARD OF DIRECTORS: No report.

Chairman Martin adjourned the meeting at 9:36 pm. The next Regular Board meeting will be held October 2, 2018 at 7:30 p.m.

Respectfully submitted

Tom Terryberry
Secretary/Treasurer