

MINUTES OF THE TRI-BASIN NRD BOARD MEETING
Tuesday, September 10, 2013, 7:30 p.m.
Tri-Basin NRD

CALL TO ORDER

The regular monthly board meeting of the Tri-Basin Natural Resources District (NRD) was called to order by Chairman David Nickel, at 7:31 p.m. Nickel noted Public Meeting Law is posted in the boardroom. A hearing for the FY 2013-2014 TBNRD Budget was opened prior to this meeting.

ROLL CALL

Roll call was taken with ten directors present: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz. Bergstrom, Harris and Olsen were absent. Notice of the meeting was published in the Holdrege Citizen, Bertrand Herald, Elwood Bulletin and the Minden Courier and announced over radio stations KRVN, Lexington and KUVR, Holdrege.

EXCUSE ABSENCES

Moved by Lundeen, seconded by Garrelts to excuse Dave Nelson from the July and August 2013 Board Meetings. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: Nelson

ABSENT: Bergstrom, Harris and Olsen

MINUTES

Thorburn presented the minutes of the August 20, 2013 Board of Director's Meeting and FY 2013-2014 Budget Hearing and July 17, 2013 Republican Basin IMP Progress Meeting. Nickel noted a correction to the August 20, 2013 Board Minutes. Garrelts was left off the voting register for the motion that approved the Odessa IPA.

Moved by Garrelts, seconded by Johnson, to approve the minutes for the August 20, 2013 Regular Board of Directors Meeting with correction. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Moved by Larson, seconded by Lundeen, to approve the minutes for the August 20, 2013 Budget Hearing. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Moved by Bilka, seconded by Larson, to approve the minutes for the July 17, 2013 Republican Basin IMP Progress Meeting. Motion carried unanimously.

FINANCIAL REPORT

Garrelts presented the financial report for the month of August 2013 as follows, noting that a new financial document (account reconciliation) was added to the packet based on the auditor's suggestion:

Accrual Expenditures for Month	\$489,389.77
Cash Expenditures for Month.....	\$490,923.19
Accrual Revenues for Month.....	\$2,451.74

TRI-BASIN NRD BOARD MINUTES
September 10, 2013
Page Two

Cash Revenues for Month-----	\$308,911.52
Bank Balance–August 31, 2013-----	\$187,405.21
-	
Accounts Receivable – August 31, 2013-----	\$1,287.62
Investments – Pinnacle Bank – August 31, 2013-----	\$704,195.89
-	
Whiskey Slough IPA Balance – August 31, 2013-----	\$18,899.22
Fort Kearny-West IPA Balance – August 31, 2013-----	\$7,581.18
South Dry Creek IPA Balance – August 31, 2013-----	\$8,848.47
Fort Kearny IPA Balance – August 31, 2013-----	\$11,750.24
North Dry Creek IPA Balance – August 31, 2013-----	\$16,666.99
Sacramento Creek IPA Balance – August 31, 2013-----	\$23,386.40
-	

Moved by Raffety, seconded by Winz, to accept the August 2013 financial reports and file for audit. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

SPECIAL BILLS

Thorburn presented the VISA, HDR bill (NDC Aug Well Study) and EA Engineering bills for approval. Moved by Nelson, seconded by Lundeen to approve the HDR and EA Consulting bills. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Moved by Larson, seconded by Johnson to approve the Visa bills. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

NRCS REPORT

FSA Farm Plans: There were no farm plans to approve.

Activity and Progress Report: Breece reported David Hofferer resigned and NRCS is taking applications to fill the CET position. Breece reported on AWEP, CRP and EQIP.

COST SHARE REPORT

Well Abandonment – There were no well decommissioning applications to approve.

NSWCP & NRD Applications – Thorburn presented four NSWCP cost-share applications. Moved by Johnson, seconded by Raffety to approve four NSWCP Cost-share applications. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Educational Land Leases – There were no educational land leases to approve.

TRI-BASIN NRD BOARD MINUTES

September 10, 2013

Page Three

GROUNDWATER MANAGEMENT

Groundwater & Certified Acre Transfers – Thorburn presented one irrigated acre transfer request for Frederick Nisley and mentioned two co-mingled permits were approved this month. Garrelts questioned how Nisly would stop irrigation on a small section where the acres were transferred. Nisly was not present to answer questions.

Moved by Garrelts, seconded by Raffety to table action on a certified irrigated acre request for Frederick Nisly until the October board meeting. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety and Winz

NAY: Reynolds

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

OTHER BUSINESS

The public was given the opportunity to bring other specific business or non-agenda items before the board for comment and/or discussion.

UNFINISHED BUSINESS

Presentation on CPNRD Water Bank: Luke Zakzrewski and Jesse Mintken, CPNRD, gave a presentation on CPNRD's Water Bank, certified irrigated acre transfers and how they inventory the irrigated acres. Zakzrewski reported that CPNRD imposed restrictions on new irrigation in 2003, and uses infrared imagery, Assessor and FSA records to certify and correct acres. Zahzrewski demonstrated how the infrared imagery is used to track irrigated acre development. The infrared imagery cost approximately \$60,000/year. In order to maintain irrigation status, landowners must irrigate two out of every ten years starting in 2010. Recently, the rules were expanded to allow landowners to transfer water to the water bank, one time only, with a time limit of 10 years. While the acres are in the bank, CPNRD claims credit for the water. Landowners can reclaim the irrigated acres but cannot move the acres more than one mile west of the original location. CPNRD purchases water from landowners at \$8,000/af. Currently, CPNRD is cataloging all center pivots using GIS and infrared images to show irrigation history.

Approve FY 2013-2014 NRD Budget (after hearing): Thorburn explained that, after conferring with the State Auditor's office, it was discovered that TBNRD could choose not to capitalize the expenditure for a loan on the Sand Creek property, which would eliminate the \$400,000 loan limitation caused by capitalizing the entire initial expenditure. Capitalization of the expense would be recorded in subsequent years in the form of the loan payment. If Directors choose to purchase the Sand Creek Land, the budget would need to be amended (levy cannot change) requiring a hearing.

Moved by Bilka, seconded by Johnson to approve setting the FY 2012-2013 Budget levy at a different rate than the previous year. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Report on Four States Irrigation Council Tour: Thorburn presented a slide show on his recent tour with the Four State Irrigation Council in south east Colorado. Dave Ford and Dave Nelson also attended the tour.

NARD REPORT

NARD Resolutions: The NARD Fall Conference will be held September 23-24, 2013 in Kearney.

COMMITTEE REPORTS

Schedule Planning Committee Meeting: The Planning Committee will schedule a meeting either after harvest or during a rainy period.

Joint Meeting with CNPPID: Thorburn stated that this committee will meet on September 20, 2013 at CNPPID.

STAFF REPORTS & NECESSARY ACTION

Board Directives to Staff: There was no staff report.

Out-of-State Travel: There is no out-of-state travel to approve.

MONTHLY REPORTS

Republican Basin (NRRMD): Thorburn and Winz will attend a compact meeting in Colby, KS on September 11, 2013.

Platte Basin: Platte Basin Water Committee approved work on the State Channel and Whitetail Creek.

South Dry Creek: Shredding done on access roads.

Sacramento Creek: Shredding done on access roads.

Middle Lost Creek: Nothing to report.

Fort Kearny West: Shredding done on access roads.

Fort Kearny: Shredding done on access roads.

North Dry Creek: Shredding done on access roads.

Whiskey Slough: Shredding done on access roads.

Lake Seldom: Phragmites will be sprayed.

CoHyst/Platte Basin Coalition: Workshop will be held in October 2013.

Weed Management Areas – Riparian Vegetation Task Force: Nothing to report.

Sand Creek/Little Blue Basin: Ad Hoc Committee will meet with landowner after harvest.

CNPPID: Thorburn presented draft Water Service Agreement for Groundwater Recharge From Excess Flows. The Joint CNPPID/TBNRD will discuss the agreement at the next meeting. Ford reported Lake McConaughay is at elevation 3224 feet and 44% capacity. CNPPID set allocation for the 2013 irrigation season at nine inches.

NEW BUSINESS

Consider Submitting Request to NDNR for SWFCF Funds: Thorburn explained that the SWFCF will meet at the NARD Conference to consider funding requests. Thorburn suggested TBNRD apply for funding for the Sand Creek Reservoir. TBNRD would acquire land rights and request reimbursement for only one. Excess property will be resold and paid back to the fund. An approved 404 permit is required for reimbursement.

Moved by Garrelts, seconded by Bilka to allow staff to make an application to the SWFCF for the Sand Creek Reservoir. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Reynolds and Winz

NAY: Raffety

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

PERSONNEL & LEGAL MATTERS

Moved by Winz, seconded by Lundeen to move to executive session for the protection of an individual to discuss personnel matters at 9:15 p.m. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

Moved by Garrelts, seconded by Raffety to move out of executive session for the protection of an individual to discuss personnel matters at 9:25 p.m. Motion carried.

AYE: Bilka, Garrelts, Johnson, Larson, Lundeen, Nelson, Nickel, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Harris and Olsen

COMMENTS AND CONCERNS

There were no comments or concerns.

NEXT BOARD MEETING

TBNRD Regular Board Meeting will be held at 7:30 p.m., on Tuesday, October 8, 2013 at Tri-Basin NRD, Holdrege, NE

ADJOURNMENT

There being no further business, the meeting adjourned at 4:50 p.m.

DIRECTORS PRESENT

Joe Bilka, Todd Garrelts, Phyllis Johnson, Joe Larson, Brad Lundeen, David Nelson, David Nickel, Dave Raffety, Larry Reynolds and Ray Winz.

OTHERS PRESENT

Carie Lynch, John Thorburn, Nicole Salisbury, Dave Ford, Charles Brooks, Eric Maaske, Luke Zakzrewski, Jesse Mintken and Kevin Breece.

Respectfully Submitted:

INDEX OF BOARD DECISIONS
 TRI-BASIN NATURAL RESOURCES DISTRICT
 BOARD OF DIRECTORS MEETING
 September 10, 2013

Motion #	Category	Subject	Aye	Nay	Abs	Motion
2013-09-10-01	Meeting Administration		9		1	Moved by Lundeen, seconded by Garrelts to excuse Dave Nelson from the July and August 2013 Board Meetings. Motion carried.
2013-09-10-02	Meeting Administration		10			Moved by Garrelts, seconded by Johnson, to approve the minutes for the August 20, 2013 Regular Board of Directors Meeting with correction. Motion carried.
2013-09-10-03	Meeting Administration		10			Moved by Larson, seconded by Lundeen, to approve the minutes for the August 20, 2013 Budget Hearing. Motion carried.
2013-09-10-04	Meeting Administration					Moved by Bilka, seconded by Larson, to approve the minutes for the July 17, 2013 Republican Basin IMP Progress Meeting. Motion carried unanimously.
2013-09-10-05	Meeting Administration		10			Moved by Raffety, seconded by Winz, to accept the August 2013 financial reports and file for audit. Motion carried.
2013-09-10-06	Budget		10			Moved by Nelson, seconded by Lundeen to approve the HDR and EA Consulting bills. Motion carried.
2013-09-10-07	Budget		10			Moved by Larson, seconded by Johnson to approve the Visa bills. Motion carried.
2013-09-10-08	Meeting Administration		10			Moved by Johnson, seconded by Raffety to approve four NSWCP Cost-share applications. Motion carried.
2013-09-10-09	Certification & Transfers	Nisly	9	1		Moved by Garrelts, seconded by Raffety to table action on a certified irrigated acre request for Frederick Nisly until the October board meeting. Motion carried.
2013-09-10-10	Budget		10			Moved by Bilka, seconded by Johnson to approve setting the FY 2012-2013 Budget levy at a different rate than the previous year. Motion carried.
2013-09-10-11	Projects	Sand Creek	9	1		Moved by Garrelts, seconded by Bilka to allow staff to make an application to the SWFCF for the Sand Creek Reservoir.

						Motion carried.
2013-09-10-12	Meeting Administration		10			Moved by Winz, seconded by Lundeen to move to executive session for the protection of an individual to discuss personnel matters at 9:15 p.m. Motion carried.
2013-09-10-13	Meeting Administration		10			Moved by Garrelts, seconded by Raffety to move out of executive session for the protection of an individual to discuss personnel matters at 9:25 p.m. Motion carried.