

MINUTES OF THE TRI-BASIN NRD BOARD MEETING
Tuesday, January 10, 2017, 1:30 p.m.
Tri-Basin Natural Resources District

CALL TO ORDER

The regular monthly board meeting of the Tri-Basin Natural Resources District (NRD) was called to order by Vice Chairman, Brad Lundeen, at 1:30 p.m. Lundeen noted Public Meeting Law is posted in the boardroom. Prior to the meeting, Lundeen, Jorgensen, Reynolds and Harris took the Oath of Office.

ROLL CALL

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

EXCUSE ABSENCES

Thorburn mentioned that Bergstrom will need to be excused from the October, November and December board meetings. Moved by Reynolds, seconded by Raffety, to excuse Brian Bergstrom from the October, November and December 2016 board meetings. Motion carried.

AYE: Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: Bergstrom

ABSENT: Bilka, Garrelts, Johnson and Olsen

MINUTES

Thorburn presented the minutes of the December 13, 2016, Board of Directors meeting and December 22, 2016 Executive Committee meeting. Moved by Raffety, seconded by Larson, to approve the minutes for the December 13, 2016 Board of Directors Meeting. Motion carried.

AYE: Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: Bergstrom

ABSENT: Bilka, Garrelts, Johnson and Olsen

Moved by Lundeen, seconded by Bergstrom, to approve the minutes for the December 22, 2016 Executive Committee Meeting. Motion carried unanimously.

FINANCIAL REPORT

Thorburn presented the financial report for the month of December 2016 as follows:

Accrual Expenditures for Month -----	\$96,825.37
Cash Expenditures for Month-----	\$98,408.41
Accrual Revenues for Month-----	\$12,298.48
-	
Cash Revenues for Month-----	\$13,392.92
Bank Balance–December 31, 2016-----	\$601,609.13
Accounts Receivable – December 31, 2016-----	\$0.00
Investments – Pinnacle Bank – December 31, 2016-----	\$50,133.39
-	
Building Sinking Fund – December 31, 2016-----	\$61,689.95
-	
Vehicle Sinking Fund – December 31, 2016-----	\$49,961.05
-	
Water Resources Fund – December 31, 2016-----	\$290,914.45

Whiskey Slough IPA Balance – December 31, 2016-----	\$18,089.01
Fort Kearny-West IPA Balance – December 31, 2016-----	\$11,980.36
South Dry Creek IPA Balance – December 31, 2016-----	\$15,083.51
Fort Kearny IPA Balance – December 31, 2016-----	\$12,941.45
Sacramento Creek IPA Balance – December 31, 2016-----	\$21,319.97

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North Dry Creek IPA Balance – December 31, 2016-----	\$14,947.15
Water Jamboree – December 31, 2016-----	\$5,613.29
-	
NRRMDA – December 31, 2016-----	\$7,626.95
Odessa IPA – December 31, 2016-----	\$6,321.46

Moved by Cavanaugh, seconded by Bergstrom to accept the December 2016 financial reports and file for audit. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

SPECIAL BILLS

Thorburn presented the VISA, attorney, LRNRD and JEO bills for approval. Moved by Reynolds, seconded Raffety to approve the visa, attorney, LRNRD and JEO bills. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

ADJOURN SINE DIE

Moved by Cavanaugh, seconded by Jorgensen to Adjourn Sine Die at 1:41 p.m. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

ELECTION OF OFFICERS

Moved by Raffety, seconded by Cavanaugh to cease nominations and retain the same officers for another two-year term: Chairman - David Olsen, Vice Chairman – Brad Lundeen, Treasurer – Joe Bilka, Secretary – Todd Garrelts and NARD Representative – Larry Reynolds. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

CALL TO ORDER

Lundeen called the meeting to order at 1:43 p.m. with eight directors present: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds. Thorburn reviewed committee structure and suggested making changes at the board work session.

NARD Representative: The NARD Representative was selected with a previous motion.

NRCS REPORT

FSA Farm Plans: Breece presented seven farm plans for approval. Moved by Raffety, seconded Cavanaugh to approve seven farm plans. Motion carried.

AYE: Bergstrom, Cavanaugh, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: Harris

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

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Activity and Progress Report: Breece reported staff has been working on EQIP and CSP.

COST SHARE REPORT

Well Abandonment – Thorburn presented one Well Decommissioning Cost-Share application for approval. Moved by Larson, seconded Harris to approve one well decommissioning cost-share application. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

NSWCP & NRD Applications – Thorburn presented two NSWCP applications to approve. Thorburn mentioned that approval of additional NSWCP applications for practices other than flowmeters and soil moisture sensors will be discussed at the board work session. Moved by Reynolds, seconded Cavanaugh to approve two NSWCP cost-share applications. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

GROUNDWATER MANAGEMENT

Groundwater & Certified Acre Transfers – Thorburn presented one groundwater transfer request (Christensen), six irrigated acre transfer requests (Godwin, Lundeen, Harris, Buettner, Christensen (2)) and a correction to irrigated acres (Potrzeba). Carolyn Godwin, Gene Trausch, Terry Buettner and Dan Leisinger were present to answer questions.

Moved by Reynolds, seconded Garrelts to approve a groundwater transfer request for Christensen, six irrigated acre transfer requests for Godwin, Lundeen, Harris, Buettner, and Christensen (2) and a correction to irrigated acres for Potrzeba. Motion carried.

AYE: Bergstrom, Cavanaugh, Jorgensen, Larson, Raffety and Reynolds

NAY: None

ABSTAIN: Harris and Lundeen

ABSENT: Bilka, Garrelts, Johnson and Olsen

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

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. There was no public comment.

UNFINISHED BUSINESS

Appoint Director for Sub-District #3: Thorburn explained that Ray Winz did not refile for election. TBNRD advertised for a director and three candidates applied for Director of Sub district #3 (Larry Landstrom, Michael Winz and Rob Hinrichs). The Executive Committee interviewed all three candidates at the Executive Committee Meeting on December 22, 2016.

Moved by Reynolds, seconded Larson to accept the Executive Committee's recommendation to appoint Robin Hinrichs as Director for Sub-District #3 for a two-year term. Motion carried.

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AYE: Bergstrom, Cavanaugh, Harris, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

Hinrichs took the Oath of Office during break.

Consider Extending Contract for Little Blue IMP Stakeholder Meetings: Thorburn explained that the Little Blue IMP will require a couple meetings more than were estimated in the contract with JEO. The cost will be \$3,345.25. Moved by Raffety, seconded Jorgensen to budget additional funding (\$3,345.25) for the LBIMP process, using unused funds from another project in the same account. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Hinrichs, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

NARD REPORT

2017 Legislative Conference: Reynolds mentioned the NARD Legislative Conference will be January 34th and 25th, 2017 in Lincoln. TBNRD is hosting the Republican Basin Banquet this year.

COMMITTEE REPORTS

Executive Committee: The Executive Committee's recommendation was discussed under a previous agenda item.

STAFF REPORTS & NECESSARY ACTION

Board Directives to Staff: Lynch mentioned that TBNRD will be sponsoring free blood screening and hearing tests for staff and directors.

Out-of-State Travel: Moved by Raffety, seconded Jorgensen approve out-of-state travel for staff to go to Smith Center, Kansas for a Water Jamboree meeting. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Hinrichs, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

MONTHLY REPORTS

Republican Basin (NRRMDA): Republican Basin Stakeholders meeting will be held January 17, 2017. Rob Hinrichs will have to be replaced on the committee.

Platte Basin: Joint NRD Directors will meet January 18, 2017 in North Platte.

South Dry Creek: IPA meeting will be held in March 10, 2017.

Sacramento Creek: IPA meeting will be held in March 10, 2017.

Middle Lost Creek: Nothing to report.

Fort Kearny West: IPA meeting will be held in March 10, 2017.

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Fort Kearny: IPA meeting will be held in March 10, 2017.

North Dry Creek: IPA meeting will be held in March 10, 2017.

Whiskey Slough: IPA meeting will be held in March 10, 2017.

Odessa IPA: IPA meeting will be held in March 10, 2017.

Lake Seldom: Real estate matter will be discussed in executive session.

CoHyst/Platte Basin Coalition: Nothing to report.

Sand Creek/Little Blue Basin: Thorburn has been in contact with several landowners in relation to the Sand Creek Diversion.

Platte-Republican Diversion & Republican Basin Augmentation Well: Nothing to report.

Weed Mgmt. Areas/Riparian Veg. TF: Nothing to report.

CNPPID: Ford reported Lake McConaughy is at 3254.7 ft. and 83% of capacity.

NEW BUSINESS

Set Date for Board Work Session: The board work session is set for Tuesday, February 14, 2017 at 9:30 a.m.

COMMENTS AND CONCERNS

There were no comments or concerns.

PERSONNEL & LEGAL MATTERS

Moved by Cavanaugh, seconded by Bergstrom to move to executive session for the protection of the public to discuss contractual issues at 2:17 p.m. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Hinrichs, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

Moved by Cavanaugh, seconded by Reynolds to move out of executive session for the protection of the public to discuss contractual issues and potential litigation at 2:40 p.m. Motion carried.

AYE: Bergstrom, Cavanaugh, Harris, Hinrichs, Jorgensen, Larson, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bilka, Garrelts, Johnson and Olsen

NEXT BOARD MEETING

TBNRD Board Work Session and Regular Board Meeting on Tuesday, February 14, 2017 at 9:30 a.m. and 1:30 p.m., respectively.

ADJOURNMENT

There being no further business, the meeting adjourned at 2:33 p.m.
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DIRECTORS PRESENT

Brian Bergstrom, Mike Cavanaugh, Ed Harris, Rob Hinrichs, Greg Jorgensen, Joe Larson, Brad Lundeen, Dave Raffety and Larry Reynolds.

OTHERS PRESENT

Carie Lynch, John Thorburn, Nicole Salisbury, Tammy Fahrenbruch, Dave Ford, Charles Brooks, Gene Trausch, Peter Trausch, Jeff Cox, George Joyce, Dan Leisinger, Terry Buettner, Lori Potter, Nolan Little and Kevin Breece.

Respectfully Submitted:

Carie Lynch, Asst. Secretary

INDEX OF BOARD DECISIONS
 TRI-BASIN NATURAL RESOURCES DISTRICT
 BOARD OF DIRECTORS MEETING
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ID	Motion #	Category		Aye	Nay	Abstain	
	2017-01-10-01	Meeting Administration		7		1	Moved by Reynolds, seconded by Raffety, to excuse Brian Bergstrom from the October, November and December 2016 board meetings. Motion carried.
	2017-01-10-02	Meeting Administration		7		1	Moved by Raffety, seconded by Larson, to approve the minutes for the December 13, 2016 Board of Directors Meeting. Motion carried.
	2017-01-10-03	Meeting Administration					Moved by Lundeen, seconded by Bergstrom, to approve the minutes for the December 22, 2016 Executive Committee Meeting. Motion carried unanimously.
	2017-01-10-04	Meeting Administration		8			Moved by Cavanaugh, seconded by Bergstrom to accept the December 2016 financial reports and file for audit. Motion carried.
	2017-01-10-05	Meeting Administration		8			Moved by Reynolds, seconded Raffety to approve the visa, attorney, LRNRD and JEO bills. Motion carried.
	2017-01-10-06	Meeting Administration		8			Moved by Cavanaugh, seconded by Jorgensen to Adjourn Sine Die at 1:41 p.m. Motion carried.
	2017-01-10-07	Directors	Officers	8			Moved by Raffety, seconded by Cavanaugh to cease nominations and retain the same officers for another two-year term: Chairman - David Olsen, Vice Chairman – Brad Lundeen, Treasurer – Joe Bilka, Secretary – Todd Garrelts and NARD Representative – Larry Reynolds. Motion carried.
	2017-01-10-08	Meeting Administration		7	1		Moved by Raffety, seconded Cavanaugh to approve seven

							farm plans. Motion carried.
2017-01-10-09	Meeting Administration			8			Moved by Larson, seconded Harris to approve one well decommissioning cost-share application. Motion carried.
2017-01-10-10	Meeting Administration			8			Moved by Reynolds, seconded Cavanaugh to approve two NSWCP cost-share applications. Motion carried.
2017-01-10-11	Certifications & Transfers	Christensen, Godwin, Lundeen, Harris, Buettner and Portzeba		6		2	Moved by Reynolds, seconded Garrelts to approve a groundwater transfer request for Christensen, six irrigated acre transfer requests for Godwin, Lundeen, Harris, Buettner, and Christensen (2) and a correction to irrigated acres for Potrzeba. Motion carried.
2017-01-10-12	Directors	Rob Hinrichs		8			Moved by Reynolds, seconded Larson to accept the Executive Committee's recommendation to appoint Robin Hinrichs as Director for Sub-District #3 for a two-year term. Motion carried.
2017-01-10-13	Budget	LBIMP		9			Moved by Raffety, seconded Jorgensen to budget additional funding (\$3,345.25) for the LBIMP process, using unused funds from another project in the same account. Motion carried.
2017-01-10-14	Meeting Administration			9			Moved by Cavanaugh, seconded by Bergstrom to move to executive session for the protection of the public to discuss contractual issues at 2:17 p.m. Motion carried.
2017-01-10-15	Meeting Administration			9			Moved by Cavanaugh, seconded by Reynolds to move out of executive session for the protection of the public to discuss contractual issues and potential litigation at 2:40 p.m. Motion carried.