

**MINUTES**  
**Middle Republican Natural Resources District**  
**Board of Directors Meeting**  
**Tuesday, November 8, 2011 at 7:30 PM**  
**Curtis, Nebraska**

**Board Members Present:** Kevin Fornoff, Joe Anderjaska, Buck Haag, James Uerling, Rick McConville, Steve Cappel, Bill Hoyt, Blaine Stinson, Rick Spencer, Brad Randel, John Palic

**Board Members Absent:** None.

**NRD Staff:** Dan Smith, Roger Lawson, Sylvia Johnson & Stacie Owens

**NRCS Staff:** Jason Kennedy

**Others:** Brad Edgerton, Josh Friesen, Vern Friesen, Brad Johnson, William Barger

**Information E-mailed to Directors:**

E-Notes dated 10/12, 10/18, 10/25, 11/1      NARD Special Session Update, 11/4

**Information Mailed to Directors:**

Agenda	Minutes from Regular Meeting
Public Hearing Agenda	Financial Report
Profit & Loss Budget vs. Actual	Ltr from Dunnigan, 11-9-11
NRD Summary of Adopted Budgets	Article by Blankenau re: Kiplinger vs NDNR
Civil Rights Handout	NARD Mtg Minutes, Kearney, 9-27-11
I & E Report	2012 Master Conservationist Awards pamphlet
Surface Water Report	Ltr from Dunnigan, 9-28-11
Riverside Project Nov. 2011	Fall Well Measurement Report
Water Matters, September 2011	GW Irrigated Acres In Nebraska – Aug. 2011

**Information Distributed at Meeting:**

Occupation Tax FY 2011-2012	NRD 40 year Anniversary month break down
Draft Rules & Regs, Nov. 2011	Cost Share Report

**REGULAR MEETING**

1. The regular monthly board meeting was called to order by Chairman Haag at 7:30 pm.
  - a. Verify Quorum.
  - b. Excused Absence – None.
  
2. The agenda and roster were circulated to those present.
  - a. Items added to the agenda since mailing: None.
  
3. Notice of the regular monthly meeting was published in the **North Platte Telegraph** and the **McCook Daily Gazette** and was posted at the **MRNRD Office** and on the **District Website at [www.mrnrd.org](http://www.mrnrd.org)**. As a courtesy it was also provided to local radio stations. Guests should also note the location of a current copy of the statutes dealing with public meetings and the booklet with the information provided to directors.

4. The Minutes for the October Regular Board Meeting were mailed to Directors.

◆ A motion was made by Hoyt and seconded by Fornoff to approve the Minutes of the October Regular Board Meeting.

Ayes - 11      Nays – 0      Motion Carried

5. Open Hearing for Variance Request at 7:32 pm.

6. Close Hearing at 7:35 pm.

### **7. CONSIDER VARIANCE REQUESTS**

Kip Richards was unavailable and no documentation was received from him as to what exactly his request for variance will be.

### **8. FINANCIAL ACTIONS**

a. The October Financial Report and Profit & Loss Budget vs. Actual report were presented by Smith. The County Treasurers' Balance was \$135,416.05.

◆ A motion was made by Anderjaska and seconded by Spencer to approve the October Financial Report and Profit & Loss Budget vs. Actual report as presented.

Ayes- 11      Nays- 0      Motion Carried

A copy of this report is filed with the Minutes.

b. State Loan Repayment Schedule. Smith went over his letter to DNR that showed a planned repayment schedule.

◆ A motion was made by Fornoff and seconded by Stinson to approve the proposed payment plan with the final payment being made on June 15, 2013.

Ayes- 10      Nays- Uerling      Motion Carried

### **9. LEGAL MATTERS**

a. Occupation Tax Foreclosure Action - Schroeder.  
Smith reported that Schroeder was unable to attend this meeting but will be at the December meeting to discuss what actions will need to be taken.

b. Kansas vs. Nebraska – Depositions.  
Smith reported on the depositions that took place in Lincoln last week.

c. Additional Action by the Irrigation Districts. Need to participate.  
Smith went over the Declaratory Order filed by Irrigation Districts which basically challenged DNR's authority. Smith encouraged the Board to be involved in this action and to have Linstrom find out what interest we need to protect.

◆ A motion was made by Anderjaska and seconded by Fornoff to refer 9.c. for legal guidance.

Ayes- 8      Nays- Hoyt, Cappel, Uerling      Motion Carried

## **10. OPEN FORUM**

Bill Barger, Culbertson. Barger had questions on numbers that were being accumulated in the water bank and how they would be accounted for through compact accounting. He also questioned when the rules and regulations would be completed.

## **11. REPORTS – AGENCIES, ASSOCIATIONS, OTHERS**

### **A. NRCS REPORT.**

1. District Cons. Report. Kennedy reported on NRCS activities, program deadlines and future issues that the Board will need to consider and should be thinking about now.

### **B. NARD**

1. Report – Anderjaska went over his report on the risk pool, the new website that is coming out and the NARD's 40 Anniversary month break down which information was included in packets. He also announced the Basin Tour will be June 11-12, 2012 at the Lower Platte South and discussed Husker Harvest Days lot dilemma and options that were being discussed.

### **C. NNRC**

1. Report – Nelsen.  
None.

### **D. INFORMATION AND EDUCATION – LAWSON.**

1. World Herald Nomination.

◆ A motion was made by Palic and seconded by McConville to nominate Land-a-Life Farms for the World Herald Conservation Award.

Ayes- 11      Nays- 0      Motion Carried

2. Luncheon.  
We will plan on having Tom Hansen cooking the luncheon again this year.

### **E. NE REPUBLICAN RIVER MANAGEMENT DISTRICTS ASSOCIATION.**

1. Reports.  
Next meeting will be November 17<sup>th</sup> in Red Cloud. This will also be the release of the informal forecast for 2012 farm crop year.

### **F. OTHER AGENCIES OR ASSOCIATIONS.**

RC&D Annual Conference will be held in Cambridge on November 15<sup>th</sup>. Roger Stockton has taken the job of State Agronomist in Wyoming.

### **G. LEGISLATION.**

1. Sustainability Task Force Report – Anderjaska/Fornoff.  
Nothing to report at this time. Next meeting will be December 12<sup>th</sup>.

2. LR 314 Report - Smith.

Smith went over a handout that was put together for the LR 314 report that is being created for the Senators.

**12. GROUND WATER MANAGEMENT AREA**

**A. GROUND WATER MANAGEMENT AREA**

**1. REPORTS.**

**(a) WELL PERMITS.**

Smith went over the report.

**(b) SURFACE WATER.**

Bureau report included in Board Packets.

**(c) METER PROGRAM**

Smith reported on the progress the technicians were making on meter reading.

**(d) AWEF.**

Discussed during NRCS report. Smith also stated there have been a number of interested parties contact our office to discussed acreage retirement options. We have been sending them to NRCS to look at the AWEF program first.

**(e) ARP applications – Lannie Roblee (20 acres).**

Still collecting information for this application but should have more by the next meeting.

**2. TRANSFERS REQUESTS.**

**(a) INITIAL REVIEW LIST – None.**

**(b) FINAL REVIEW – None.**

**3. IMP DISCUSSION.**

**(a) Future Revisions.**

None.

**4. RULES AND REGULATIONS – GW Comm. Report.**

Smith provided a copy of the latest recommendations from the groundwater committee. He recommended that the Board members take time to review all the changes and get back to him with any comments or concerns so we can start discussing setting a hearing date.

**5. NOTICES OF NON-COMPLIANCE ISSUED.**

None.

**6. CEASE AND DESIST ORDER.**

None.

**7. RIVERSIDE BUYOUT PROGRESS AND REPORT.**

Smith went over his report on the status of the contracts, acres, dollar amounts and specific issues with regards to a few of landowners.

**B. GROUND WATER QUALITY MANAGEMENT AREA.**

None.

**C. OTHER GROUND WATER.**

Smith went over the Fall Well Measurements which were included in the Board Packets.

**13. PROGRAMS**

**A. COST-SHARE FUNDS – LCP/NSWCP.**

**1. Approve Applications.** Smith went over the cost share report and answered questions.

♦ A motion was made by Anderjaska and seconded by Hoyt to accept the Cost Share Summary as presented.

Ayes - 11      Nays - 0      Motion Carried

**B. WATERSHEDS.**

1. Progress on 32A.  
Smith stated that the ground was still too warm to seed the dam yet.
2. Emergency Action Plan McCook –  
Smith reported we have heard nothing new from the engineering company at this point.

**C. EROSION AND SEDIMENT CONTRACT ACT - Seward.**

None.

**D. COMPLAINTS – REPORTS ON PREVIOUS COMPLAINTS.**

None.

**E. CHEMIGATION.**

None.

**F. TREE PLANTING.**

Smith reported that Merrigan did go out with quotes from some tree planters but only heard from one. Merrigan will get in contact with the other groups to ensure they received the packets that were sent out.

**G. BUFFER STRIPS.**

None.

**H. LIVESTOCK WASTE CONTROL APPLICATIONS.**

None.

**14. GENERAL OPERATIONS.**

**A. PERSONNEL.**

None.

**B. SALES & RENTAL EQUIPMENT.**

None.

The meeting was adjourned at 9:43 pm.

The next regular meeting will be held Tuesday, December 13, 2011 at 1:30 p.m. at the Community Center at 201 Garlick Avenue in Curtis, Nebraska.

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Stacie M. Owens  
Board Secretary