

MINUTES OF THE TRI-BASIN NRD BOARD MEETING
Tuesday, April 9, 2019, 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, Bradley Lundeen, at 7:30 p.m. Lundeen noted Public Meeting Law is posted in the boardroom.

ROLL CALL

Roll call was taken with ten directors present: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Jorgensen, Johnson, Lundeen, Raffety and Reynolds. Bergstrom, Larson 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

There were no absences to excuse.

MINUTES

Thorburn presented the minutes of the March 12, 2019 Board of Directors Meeting and Special Board Meeting, March 26, 2019 Building Committee Minutes and March 26, 2019 Information and Education Committee Minutes. Lynch noted that the dates of the minutes that were approved were incorrect. Cavanaugh noted that he was present but recorded as absent.

Moved by Johnson, seconded by Garrelts, to approve the minutes for the March 12, 2019 Board of Directors Meeting and Special Board Meeting with corrections. Motion carried.

AYE: Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: Bilka

ABSENT: Bergstrom , Larson and Olsen

Moved by Bilka, seconded by Raffety, to approve the minutes for the March 26, 2019 Building Committee Meeting Minutes. Motion carried unanimously.

Moved by Cavanaugh, seconded by Bilka, to approve the minutes for the March 26, 2019 Information and Education Committee Meeting Minutes. Motion carried unanimously.

FINANCIAL REPORT

Hinrichs presented the financial report for the month of March 2019 as follows:

Accrual Expenditures for Month -----	\$91,219.29
Cash Expenditures for Month-----	\$103,192.51
Accrual Revenues for Month-----	\$89,742.03
Cash Revenues for Month-----	\$95,993.28
Bank Balance—March 31, 2019-----	\$337,704.11
Accounts Receivable – March 31, 2019-----	\$5,202.82
Investments – Pinnacle Bank – March 31, 2019-----	\$959,452.13
Building Sinking Fund – March 31, 2019-----	\$39,857.99
Vehicle Sinking Fund – March 31, 2019-----	\$54,454.06
Water Resources Fund – March 31, 2019-----	\$495,148.54
Whiskey Slough IPA Balance – March 31, 2019-----	\$14,222.46
Fort Kearny-West IPA Balance – March 31, 2019-----	\$14,097.72
South Dry Creek IPA Balance – March 31, 2019-----	\$12,017.83

TRI-BASIN NRD BOARD MINUTES
April 9, 2019
Page Two

Fort Kearny IPA Balance – March 31, 2019-----	\$14,543.80
Sacramento Creek IPA Balance – March 31, 2019-----	\$2,998.18
North Dry Creek IPA Balance – March 31, 2019-----	\$11,624.58
Water Jamboree – March 31, 2019-----	\$5,311.44
NRRMDA – March 31, 2019-----	\$7,632.09
Odessa IPA – March 31, 2019-----	\$7,500.00

Moved by Bilka, seconded by Johnson, to approve the March 2019 Financial Report and submit for audit. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

SPECIAL BILLS

Thorburn presented the VISA and attorney bills for approval. Moved by Garrelts, seconded by Bilka, to approve the VISA and attorney bills. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

NRCS REPORT

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

Activity and Progress Report: Cammie Kerner reported that staff has been working on CSP, which has a May 10, 2019 deadline, and obligating and requesting slippage for EQUIP.

COST SHARE REPORT

Well Abandonment – Thorburn presented one well decommissioning cost-share application to approve. Moved by Garrelts, seconded by Bilka, to approve one well decommissioning cost-share application. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

NSWCP & NRD Applications – Thorburn presented two TBNRD and two NSWCP cost-share applications for approval.

Moved by Garrelts, seconded by Bilka, to approve two TBNRD and two NSWCP cost-share applications. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

GROUNDWATER MANAGEMENT

Groundwater & Certified Acre Transfers – Thorburn presented two requests for corrections to certified irrigated acres for Kirk Carlson and CNPPID. Jeff Carlson and Dave Ford were present to answer questions. Moved by Cavanaugh, seconded by Raffety to approve requests for corrections to irrigated acres for Kirk Carlson and CNPPID. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson 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

Oil and Gas Drilling – Bill Sydow, NE Oil and Gas Conservation Commission: Sydow gave a presentation on oil and gas drilling is regulation in Nebraska and the precautions that are taken to assure there is no leakage.

Set FY 2019-2020 IPA Assessments: Moved by Bilka, seconded by Garrelts to set the FY 2019-2020 IPA assessments to: Fort Kearny - \$.00, Fort Kearny West - \$.05, North Dry Creek - \$.05, Sacramento Creek - \$.15, South Dry Creek - \$.15, Whiskey Slough - \$.05 and Odessa - \$5.66. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: Johnson

ABSENT: Bergstrom , Larson and Olsen

Renew Financial Agreement with NE Community Foundation: Thorburn explained these are funds from the J-2 Re-Regulation Reservoir and will be used for the Water Conservation Incentive Program. Moved by Reynolds, seconded by Cavanaugh to renew financial agreements with the NE Community Foundation. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

Review Platte Basin Depletion Estimates: Thorburn reviewed Platte Basin Depletion requirements.

Discussion and Possible Action Upon Purchase of Real Estate (Shop Building): Thorburn presented the draft purchase agreement for the Holdrege Armory. Attorney, Jeff Cox, recommended a Resolution to approve the purchase of the building. Moved by Garrelts, seconded by Bilka to approve the following resolution:

“RESOLVED, that the District is authorized and directed to obtain an appraisal of the following-described real estate, to-wit:

Lot One (1), Block One (1), Brickyard Addition to the City of Holdrege, Phelps County, Nebraska; and

“RESOLVED, that the District is authorized and directed to acquire and purchase the above-described property from the owner(s) of record thereof, for a price of Three Hundred Forty Thousand Dollars (\$340,000.00); and

“RESOLVED, that the District’s purchase of such property and the execution of a purchase agreement, closing statement, and such other instruments as may be considered necessary, are hereby ratified; and

“RESOLVED, that any two (2) of the following-named officers of the District: Bradley Lundeen, Board Chairman, Todd Garrelts, Board Vice-Chairman and John Thorburn, General Manager shall be and hereby are authorized and directed to take any and all actions and to execute and deliver any and all of the following on behalf of the District with respect to the purchase of such property: appraisals, purchase agreements, closing statements, easements, affidavits, and any and all such other instruments as may be necessary to carry out and Close upon this transaction.” Upon motion duly made and seconded, the foregoing Resolutions were adopted by the following vote: Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

Authorization to Obtain Appraisal of Real Estate: Moved by Garrelts, seconded by Bilka to approve an appraisal for the building located on Lot One (1), Brickyard Addition to the City of Holdrege, Phelps County, Nebraska. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

NARD REPORT

Reynolds reported on the Washington DC NARD Conference.

COMMITTEE REPORTS

Building Committee: This item has already been discussed. The Building Committee requested a contractor inspect the building for structural flaws. The contractor gave a favorable report.

Information and Education Committee: Salisbury reviewed TBNRD’s outreach programs. The website was discussed. It was suggested that staff investigate hiring a company to rework the website to be included in next year’s budget.

STAFF REPORTS & NECESSARY ACTION

Board Directives to Staff: Nothing to report.

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

MONTHLY REPORTS

Republican Basin (NRRMDA): NRRMDA is discussing dissolving and funds disbursement.

TRI-BASIN NRD BOARD MINUTES

April 9, 2019

Page Five

Platte Basin: The Basin-Wide and District-Wide Platte Basin IMPs are being finalized. Platte Basin Hearing will be held on July 16, 2019 and coinciding Special Board Meeting will be held on July 25, 2019 to allow hearing publication notices.

Sand Creek/Little Blue Basin: LBNRD hired a new manager, Kyle Hauschild, so the IMP process can proceed.

North Dry Creek: No significant damage from recent flooding.

Odessa IPA: No significant damage from recent flooding.

Sacramento Creek: No significant damage from recent flooding.

Fort Kearny: No significant damage from recent flooding.

Fort Kearny West: No significant damage from recent flooding.

South Dry Creek: No significant damage from recent flooding.

Whiskey Slough: No significant damage from recent flooding.

Middle Lost Creek: Minor flood damage was reported around abutments..

Lake Seldom: Nothing to report.

CoHyst/Platte Basin Coalition: CoHyst will meet in the fall. Platte Basin Coalition will meet April 30, 2019.

Rainwater Basin Joint Venture: Nothing to report.

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

CNPPID: Ford reported Lake McConaughey is at 3257.6 elevation.

NEW BUSINESS

Reschedule June Board Meeting: Moved by Bilka, seconded by Johnson to reschedule the June Board meeting from June 11, 2019 to June 18, 2019 at 1:30 p.m. Motion carried.

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Larson and Olsen

Approve WCIP Application Form: Thorburn explained the application needs to be approved and later landowners will sign a contract. So far, about 1200 acres have been enrolled. Moved by Garrelts, seconded by Bilka to approve the Water Conservation Incentive Program Application Form. Motion carried.

TRI-BASIN NRD BOARD MINUTES
April 9, 2019
Page Six

AYE: Bilka, Cavanaugh, Garrelts, Harris, Hinrichs, Johnson, Jorgensen, Lundeen, Raffety and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom , Larson and Olsen

COMMENTS AND CONCERNS

There were no comments and concerns.

NEXT BOARD MEETING

TBNRD Regular Board Meeting will be held on Tuesday, May 14, 2019, 2018 at 7:30 p.m.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:34 p.m.

DIRECTORS PRESENT

Joe Bilka, Mike Cavanaugh, Todd Garrelts, Ed Harris, Rob Hinrichs, Phyllis Johnson, Greg Jorgensen, Brad Lundeen, Dave Raffety and Larry Reynolds.

OTHERS PRESENT

Carie Lynch, John Thorburn, Nolan Little, Nicole Salisbury, Tammy Fahrenbruch, Bill Sydow, Todd Boesiger, Camilla Kerner, Jeff Carlson and Dave Ford.

Respectfully Submitted:

Carie Lynch, Asst. Secretary

INDEX OF BOARD DECISIONS
 TRI-BASIN NATURAL RESOURCES DISTRICT
 BOARD OF DIRECTORS MEETING
 April 9, 2019

ID	Motion #	Category	Subject	Aye	Nay	Abstain	
	2019-04-09-01	Meeting Administration		9		1	Moved by Johnson, seconded by Garrelts, to approve the minutes for the March 12, 2019 Board of Directors Meeting and Special Board Meeting with corrections. Motion carried.
	2019-04-09-02	Meeting Administration					Moved by Bilka, seconded by Raffety, to approve the minutes for the March 26, 2019 Building Committee Meeting Minutes. Motion carried unanimously.
	2019-04-09-03	Meeting Administration					Moved by Cavanaugh, seconded by Bilka, to approve the minutes for the March 26, 2019 Information and Education Committee Meeting Minutes. Motion carried unanimously.
	2019-04-09-04	Meeting Administration		10			Moved by Bilka, seconded by Johnson, to approve the March 2019 Financial Report and submit for audit. Motion carried.
	2019-04-09-05	Budget		10			Moved by Garrelts, seconded by Bilka, to approve the VISA and attorney bills. Motion carried.
	2019-04-09-06	Meeting Administration		10			Moved by Garrelts, seconded by Bilka, to approve one well decommissioning cost-share application. Motion carried.
	2019-04-09-07	Meeting Administration		10			Moved by Garrelts, seconded by Bilka, to approve two TBNRD and two NSWCP cost-share applications. Motion carried.
	2019-04-09-08	Certification & Transfers	Kirk Carlson and CNPPID	10			Moved by Cavanaugh, seconded by Raffety to approve requests for corrections to irrigated acres for Kirk Carlson and CNPPID. Motion carried.
	2019-04-09-09	Projects	2019-2020 IPA Assessments	9		1	Moved by Bilka, seconded by Garrelts to set the FY 2019-2020 IPA assessments to: Fort Kearny - \$.00, Fort Kearny West - \$.05, North Dry Creek - \$.05, Sacramento Creek - \$.15, South Dry Creek - \$.15, Whiskey Slough - \$.05 and Odessa - \$5.66. Motion carried.
	2019-04-09-10	Budget	NET J-2 Funds	10			Moved by Reynolds, seconded by Cavanaugh to renew financial agreements with the NE Community Foundation. Motion carried.
	2019-04-09-11	Resolutions & Legislation	Armory Building	10			Moved by Garrelts, seconded by Bilka to approve the following resolution:.

						<p>“RESOLVED, that the District is authorized and directed to obtain an appraisal of the following-described real estate, to-wit:</p> <p>Lot One (1), Block One (1), Brickyard Addition to the City of Holdrege, Phelps County, Nebraska; and</p> <p>“RESOLVED, that the District is authorized and directed to acquire and purchase the above-described property from the owner(s) of record thereof, for a price of Three Hundred Forty Thousand Dollars (\$340,000.00); and</p> <p>“RESOLVED, that the District’s purchase of such property and the execution of a purchase agreement, closing statement, and such other instruments as may be considered necessary, are hereby ratified; and</p> <p>“RESOLVED, that any two (2) of the following-named officers of the District: Bradley Lundeen, Board Chairman, Todd Garrelts, Board Vice-Chairman and John Thorburn, General Manager shall be and hereby are authorized and directed to take any and all actions and to execute and deliver any and all of the following on behalf of the District with respect to the purchase of such property: appraisals, purchase agreements, closing statements, easements, affidavits, and any and all such other instruments as may be necessary to carry out and Close upon this transaction.” Upon motion duly made and seconded, the foregoing Resolutions were adopted by the following vote: Motion carried.</p>
	2019-04-09-12	Budget	Armory Appraisal	10		Moved by Garrelts, seconded by Bilka to approve an appraisal for the building located on Lot One (1), Brickyard Addition to the City of Holdrege, Phelps County, Nebraska. Motion carried.
	2019-04-09-13	Meeting Administration		10		Moved by Bilka, seconded by Johnson to reschedule the June Board meeting from June 11, 2019 to June 18, 2019 at 1:30 p.m. Motion carried.
	2019-04-09-14	District Plans & Programs	WCIP application	10		Moved by Garrelts, seconded by Bilka to approve the Water Conservation Incentive Program Application Form. Motion carried.