

**MINUTES OF THE TRI-BASIN NRD BOARD MEETING**  
**Tuesday, June 21, 2016, 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, Dave Olsen, at 7:35 p.m. Olsen noted Public Meeting Law is posted in the boardroom.

**ROLL CALL**

Roll call was taken with nine directors present: Cavanaugh, Garrelts, Harris, Johnson, Larson, Lundeen, Olsen, Raffety and Winz. Reynolds arrived at 7:32 p.m. Bilka, Bergstrom and Ryan 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 May 17, 2016, Board of Directors meeting and hearings. Moved by Johnson, seconded by Lundeen, to approve the minutes for the May 17, 2016 Board of Directors Meeting and hearings. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety and Winz

NAY: None

ABSTAIN: None

ABSENT: Reynolds, Bergstrom, Bilka and Ryan

**FINANCIAL REPORT**

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

Accrual Expenditures for Month -----	\$123,326.40
Cash Expenditures for Month-----	\$122,192.08
Accrual Revenues for Month-----	\$605,758.12
Cash Revenues for Month-----	\$599,002.96
Bank Balance–May 31, 2016-----	\$1,043,114.56
Accounts Receivable – May 31, 2016-----	\$6,605.78
Investments – Pinnacle Bank – May 31, 2016-----	\$50,104.14
Building Sinking Fund – May 31, 2016-----	\$70,008.02
Vehicle Sinking Fund – May 31, 2016-----	\$49,943.13
Water Resources Fund – May 31, 2016-----	\$150,017.18
Whiskey Slough IPA Balance – May 31, 2016-----	\$18,308.87
Fort Kearny-West IPA Balance – May 31, 2016-----	\$11,302.99
South Dry Creek IPA Balance – May 31, 2016-----	\$15,013.52
Fort Kearny IPA Balance – May 31, 2016-----	\$12,406.04
Sacramento Creek IPA Balance – May 31, 2016-----	\$21,972.70
North Dry Creek IPA Balance – May 31, 2016-----	\$16,110.26
Water Jamboree – May 31, 2016-----	\$6,577.38
NRRMDA – May 31, 2016-----	\$7,625.61
Odessa IPA – May 31, 2016-----	\$16,163.40

Moved by Larson, seconded by Raffety to accept the May 2016 financial reports and file for audit. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

#### SPECIAL BILLS

Thorburn presented the VISA, attorney, CNPPID and JEO bills for approval. Garrelts asked for a list of expenditures related to J-2 Re-regulation Reservoir. Moved by Garrelts, seconded Lundeen to approve the visa, attorney, CNPPID and JEO bills. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

Moved by Garrelts, seconded Larson to approve the Nebraska Community Foundation invoice for J-2 Re-Regulation Reservoir. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

#### NRCS REPORT

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

**Activity and Progress Report:** Breece reported staff is working on CSP and cross-sectioned Whiskey Slough IPA. Scheele has been working on demonstration projects, ultrasonic flowmeter readings and the Tri-Basin Irrigator newsletter.

#### COST SHARE REPORT

**Well Abandonment** – Thorburn presented two well decommissioning applications for approval. Moved by Winz, seconded Johnson to approve two well decommissioning cost-share applications. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

**NSWCP & NRD Applications** – Thorburn recommended four NSWCP cost-share applications, one NSWCP amendment, one TBNRD cost-share application and one bufferstrip application for approval. Moved by Cavanaugh, seconded Larson to approve a Nebraska Bufferstrip application for Al Schneider. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

Moved by Raffety, seconded Harris to approve four NSWCP cost-share applications, one NSWCP amendment, one TBNRD cost-share and one NE bufferstrip cost-share application. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

#### **GROUNDWATER MANAGEMENT**

**Groundwater & Certified Acre Transfers** – Thorburn presented one groundwater transfer request for Ron Nelson and four certified irrigated acre transfer requests (Wade Hartman (2), Burchell Family and PRHS Farms). Wade Hartman and Eugene Trausch were present to answer questions.

Moved by Raffety, seconded by Reynolds to approve four certified irrigated acre transfer requests for Wade Hartman (2), Burchell Family and PRHS Farms and a groundwater transfer request for Ron Nelson. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

**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.

#### **UNFINISHED BUSINESS**

**Review Contract with Olsson Associates for Platte-Republican Diversion:** Travis Figard, Olsson and Associates was present to answer questions. Thorburn presented the revised Scope of Services, Contract and Letter of Agreement. When the Feasibility Study is completed then design work can begin. There was discussion about cost overages, landowner easements, water rights, CNPPID construction and additional funding from NDNR. Figard stated that costs exceeding those stated in the Scope of Operations would have to be pre-approved by TBNRD/LRNRD. Reynolds questioned the need for the full range of tasks outlined in the Scope of Services. Thorburn emphasized the importance of vetting the project thoroughly prior to construction because it's the first project of its kind in Nebraska and because the project affects many landowners. Winz and Johnson expressed that the Republican Basin IMP Stakeholders fully support proceeding with the project. Scott Dicke, LRNRD, stated that LRNRD approved the scope of work and is ready to start.

Moved by Garrelts to table the following motion until the July board meeting. Motion failed for lack of second.

Moved by Cavanaugh, seconded by Lundeen to approve the Scope of Services, Agreement and Contract with Olsson and Associates for the Platte-Republican Basin Diversion. Motion carried.

AYE: Cavanaugh, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: Garrelts

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

TRI-BASIN NRD BOARD MINUTES

June 21, 2016

Page Four

NARD REPORT

**NARD Blue Basin Tour, June 13-14:** Reynolds commented on several issues: interference between domestic wells and ag wells is a concern. Landowners with CRP renewals are being advised by surface water projects to not to renew their contracts due to potential loss of water right (Reynolds asked that this be added to the Joint CNPPID agenda), potential NARD resolutions need to be submitted by August 19, 2016, NETV is producing a time lapse program targeted for education curriculum and will be asking each NRD to contribute \$2,000 in FY 2016-2017 and the Environthon will be held in Nebraska this year.

Brooks and Raffety reported on the Little Blue Basin Tour. There was discussion about connecting Sand Creek with the CNPPID Canal near Heartwell. Cavanaugh suggested investigating this option for the 2016-2017 Budget and also discuss at the Joint meeting with CNPPID.

COMMITTEE REPORTS

STAFF REPORTS & NECESSARY ACTION

**Board Directives to Staff:** There was nothing to report.

**Out-of-State Travel:** Moved by Garrelts, seconded by Larson to approve out-of-state travel for four people to go to the Republican River Compact Meeting in Burlington, CO on August 25, 2016. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

**Schedule Executive, P&C and Joint CNPPID Committee Meetings:** The Executive Committee will meet Thursday, July 14, 2016 at 10 am to discuss the budget. The Projects and Construction Committee will meet on July 14, 2016 at noon to discuss cost-share. The Joint Meeting with CNPPID will be held on Thursday, July 7, 2016 at 10 a.m. at TBNRD.

MONTHLY REPORTS

**Republican Basin (NRRMDA):** The Republican Basin Stakeholders meet Tuesday, June 21, 2016 in Cambridge. Bureau of Reclamation declared a water short year.

**Platte Basin:** The first IMP meeting with stakeholders was June 16, 2016 at Monsanto in Gothenburg.

**South Dry Creek:** Staff sprayed bottoms and thistle.

**Sacramento Creek:** Staff sprayed bottoms and thistle.

**Middle Lost Creek:** Nothing to report.

**Fort Kearny West:** Staff sprayed bottoms and thistle.

**Fort Kearny:** Staff sprayed bottoms and thistle.

**North Dry Creek:** Staff sprayed bottoms and thistle.

**Whiskey Slough:** Staff sprayed bottoms and thistle.

**Odessa IPA:** Staff sprayed bottoms and thistle.

**Lake Seldom:** There was nothing to report.

**CoHyst/Platte Basin Coalition:** CoHyst model should be calibrated by the end of the year.

**Sand Creek/Little Blue Basin:** Little Blue IMP meeting was held in May.

**Platte-Republican Diversion:** This item was discussed earlier.

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

**CNPPID:** Ford reported Lake McConaughy is at elevation 3263.8 ft. and 98% of capacity.

#### NEW BUSINESS

**Schedule Hearing for Groundwater Management Rules Violators in September:** Moved by Garrelts, seconded by Raffety to Hold a hearing for groundwater management rules violators at the September 2016 board meeting. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

#### COMMENTS AND CONCERNS

There were no comments or concerns.

#### PERSONNEL & LEGAL MATTERS

Moved by Raffety, seconded by Winz to move to executive session for the protection of the public to discuss potential litigation at 8:58 p.m. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

Moved by Garrelts, seconded by Winz to move out of executive session for the protection of the public to discuss potential litigation at 9:29 p.m. Motion carried.

AYE: Cavanaugh, Garrelts, Johnson, Harris, Larson, Lundeen, Olsen, Raffety, Reynolds and Winz

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Bilka and Ryan

#### NEXT BOARD MEETING

TBNRD Regular Board Meeting at 1:30 p.m. on Tuesday, July 12, 2016.

#### ADJOURNMENT

There being no further business, the meeting adjourned at 9:32 p.m.

TRI-BASIN NRD BOARD MINUTES  
June 21, 2016  
Page Six

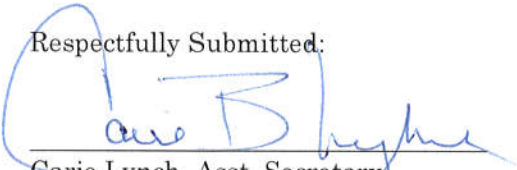
**DIRECTORS PRESENT**

Mike Cavanaugh, Todd Garrelts, Ed Harris, Phyllis Johnson, Joe Larson, Brad Lundeen, Dave Olsen, Dave Raffety, Larry Reynold and Ray Winz.

**OTHERS PRESENT**

Carie Lynch, John Thorburn, Nicole Salisbury, Tammy Fahrenbruch, Dave Ford, Kevin Breece, Charles Brooks, Nolan Little, Travis Figard, Allyson Jameson, Rhodell Jameson, Gene Trausch and Scott Dicke

Respectfully Submitted:



Carie Lynch, Asst. Secretary

INDEX OF BOARD DECISIONS  
 TRI-BASIN NATURAL RESOURCES DISTRICT  
 BOARD OF DIRECTORS MEETING  
 June 21, 2016

ID	Motion #	Category	Subject	Aye	Nay	Abs	
	2016-06-21-01	Meeting Administration					Moved by Johnson, seconded by Lundeen, to approve the minutes for the May 17, 2016 Board of Directors Meeting and hearings. Motion carried.
	2016-06-21-02	Meeting Administration					Moved by Larson, seconded by Raffety to accept the May 2016 financial reports and file for audit. Motion carried.
	2016-06-21-03	Budget					Moved by Garrelts, seconded Lundeen to approve the visa, attorney, CNPPID and JEO bills. Motion carried.
	2016-06-21-04	Budget					Moved by Garrelts, seconded Larson to approve the Nebraska Community Foundation invoice for J-2 Re-Regulation Reservoir. Motion carried.
	2016-06-21-05	Meeting Administration					Moved by Winz, seconded Johnson to approve two well decommissioning cost-share applications. Motion carried.
	2016-06-21-06	Meeting Administration					Moved by Cavanaugh, seconded Larson to approve a Nebraska Bufferstrip application for Al Schneider. Motion carried.
	2016-06-21-07	Meeting Administration					Moved by Raffety, seconded Harris to approve four NSWCP cost-share applications, one NSWCP amendment, one TBNRD cost-share and one NE bufferstrip cost-share application. Motion carried.
	2016-06-21-08	Certification & Transfers	Hartman, Burchell, PRHS and Ron Nelson				Moved by Raffety, seconded by Reynolds to approve four certified irrigated acre transfer requests for Wade Hartman (2), Burchell Family and PRHS Farms and a groundwater transfer request for Ron Nelson. Motion carried.

2016-06-21-09	Projects	Platte-Rep Diversion				<u>Moved by Cavanaugh, seconded by Lundeen to approve the Scope of Services, Agreement and Contract with Olsson and Associates for the Platte-Republican Basin Diversion. Motion carried.</u>
2016-06-21-10	Meeting Administration					<u>Moved by Garrelts, seconded by Larson to approve out-of-state travel for four people to go to the Republican River Compact Meeting in Burlington, CO on August 25, 2016. Motion carried.</u>
2016-06-21-11	Meeting Administration					<u>Moved by Garrelts, seconded by Raffety to Hold a hearing for groundwater management rules violators at the September 2016 board meeting. Motion carried.</u>
2016-06-21-12	Meeting Administration					<u>Moved by Raffety, seconded by Winz to move to executive session for the protection of the public to discuss potential litigation at 8:58 p.m. Motion carried.</u>
2016-06-21-13	Meeting Administration					<u>Moved by Garrelts, seconded by Winz to move out of executive session for the protection of the public to discuss potential litigation at 9:29 p.m. Motion carried.</u>