

MINUTES OF THE TRI-BASIN NRD BOARD MEETING
Wednesday, May 18, 2022, 7:30 p.m.
Tri-Basin Natural Resources District
1723 Burlington St., Holdrege, NE

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 nine directors present: Bilka, Garrelts, Harris, Hinrichs, Larson, Lundeen, Philips, Reynolds and Ryan. Grimes and Raffety arrived at 7:42 p.m. Cavanaugh and Bergstrom were absent. Notice of the meeting was published in the Holdrege Citizen, Elwood Bulletin and Minden Courier and announced on radio station KRVN, Lexington.

EXCUSE ABSENCES

Moved by Garrelts, seconded by Hinrichs, to excuse Joe Bilka from the April and May 2022 Board of Directors Meetings. Motion carried.

AYE: Garrelts, Harris, Hinrichs, Larson, Lundeen, Philips, Ryan and Reynolds

NAY: None

ABSTAIN: Bilka

ABSENT: Grimes, Bergstrom, Cavanaugh and Raffety

MINUTES

Thorburn presented the minutes of the April 12, 2022, Board of Directors Meeting and April 15, 2022, Emergency Board Meeting. Moved by Reynolds, seconded by Larson, to approve the minutes for the April 12, 2022, Board of Directors meeting. Motion carried.

AYE: Harris, Hinrichs, Larson, Lundeen, Philips, Ryan and Reynolds

NAY: None

ABSTAIN: Bilka and Garrelts

ABSENT: Grimes, Bergstrom, Cavanaugh and Raffety

Moved by Bilka, seconded by Reynolds, to approve the minutes for the April 15, 2022, Emergency Board of Directors meeting. Motion carried.

AYE: Bilka, Garrelts, Harris, Hinrichs, Larson, Lundeen, Philips, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Grimes, Bergstrom, Cavanaugh and Raffety

FINANCIAL REPORT

Hinrichs presented the financial report for the month of April 2022 as follows:

Accrual Expenditures for Month	\$106,608.90
Accrual Revenues for Month.....	\$47,539.40
Actual Expenditures for Month	\$98,556.81
Actual Revenues for Month.....	\$45,580.50
Bank Balance–April 30, 2022.....	\$282,195.70
Accounts Receivable – April 30, 2022.....	\$130,561.16
Investments – Pinnacle Bank – April 30, 2022.....	\$114,597.84
Building Sinking Fund – April 30, 2022.....	\$169,934.51
Vehicle Sinking Fund – April 30, 2022.....	\$110,868.07
Water Resources Fund – April 30, 2022.....	\$424,420.74
Whiskey Slough IPA Balance – April 30, 2022.....	\$7,874.06

Fort Kearny-West IPA Balance – April 30, 2022-----	\$6,682.51
South Dry Creek IPA Balance – April 30, 2022-----	\$4,696.88
Fort Kearny IPA Balance – April 30, 2022-----	\$10,110.63
Sacramento Creek IPA Balance – April 30, 2022-----	\$223.13
North Dry Creek IPA Balance – April 30, 2022-----	\$5,908.07
Water Jamboree – April 30, 2022-----	\$12,278.21
NRMDA – April 30, 2022-----	\$7,637.11
Odessa IPA – April 30, 2022-----	\$20,090.33

Moved by Bilka, seconded by Philips, to accept the April 2022 Financial Report, and submit for audit. Motion carried.

AYE: Bilka, Garrelts, Harris, Hinrichs, Larson, Lundeen, Philips, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Cavanaugh, Grimes and Raffety

SPECIAL BILLS

Thorburn presented the VISA, Miller & Assoc, PRD and attorney bills for approval. There was discussion about the Miller & Associates billing. Bilka suggested that it doesn't need to be approved because it's a pass-through billing. It was decided to leave things as they are. Moved by Bilka, seconded by Philips, to approve the Visa, Miller & Assoc., PRD and attorney bills. Motion carried.

AYE: Bilka, Garrelts, Harris, Hinrichs, Larson, Lundeen, Philips, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom, Cavanaugh, Grimes and Raffety

NRCS REPORT

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

Activity and Progress Report: Cammie Kerner talked about the long-term effects of the Gosper County fire and staff is working on CSP,

COST SHARE REPORT

Well Abandonment – Thorburn presented three well decommissioning cost-share applications to approve. Moved by Garrelts, seconded by Ryan, to approve three well decommissioning cost-share applications. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

NSWCP & NRD Applications – Thorburn presented eight TBNRD Conservation Tree Cost-share applications and seven NSWCP cost-share applications to approve. Moved by Ryan, seconded by Philips to approve eight TBNRD Conservation Tree Cost-Share applications and seven NSWCP cost-share applications. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

GROUNDWATER MANAGEMENT

Groundwater, Certified Acre Transfers & WCIP – Thorburn presented one groundwater transfer request for Gary Stade, certified irrigated acre correction (S&C Wohlgemuth) and two WCIP applications (Grove and Holen) for approval. Shane Wohlgemuth was present to answer questions. Thorburn asked the board to not approve the Holen WCIP application because it doesn't meet program requirements. Thorburn suggested the Planning Committee review options for the Holen WCIP. Moved by Garrelts, seconded by Bilka to approve one groundwater transfer request (Stade), correction to certified acres (S&C Wohlgemuth) and one WCIP applications (Grove). Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

Moved by Bilka, seconded by Ryan to send the Holen WCIP application to the Planning Committee. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

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 or discussion.

UNFINISHED BUSINESS

Schedule Board Hearing for GQMA Violators: Thorburn explained the Blankenau advised that the proper procedure for GQMA violators is to issue a Cease-and-Desist order and the landowner requests a hearing.

Release PBC Funds for Years 7-9: Thorburn explained the PBC funds for years 7, 8 and 9 need to be released to NDNR. If the funds aren't released to the PBC, the funding would be lost. NDNR plans to use the funding for municipal and industrial offset across the state. There is no option for any other use by TBNRD. Moved by Reynolds, seconded by Grimes, to release PBC funds for years 7, 8 and 9 to NDNR for a municipal and industrial offset pool. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds

NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

NARD REPORT

Reynolds mentioned the NARD Basin Tour on June 6th and 7th, 2022.

COMMITTEE REPORTS

Schedule Projects & Construction Committee Meeting: Thorburn has items for the Projects & Construction Committee, but the main item is discussion of a Net Recharge Tool (EA Engineering).

Thorburn would want someone to attend from EA Engineering. The Planning Committee will address the Net Recharge Tool, which is a potential budget item for next year.

Schedule Planning Committee Meeting: Thorburn mentioned the Planning Committee would discuss WCIP. The meeting was scheduled for Tuesday, May 24 at 9 am.

STAFF REPORTS & NECESSARY ACTION

Board Directives to Staff: There are no directives to staff.

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

MONTHLY REPORTS

Republican Basin: Drought Planning Exercise will be held in Cambridge on Wednesday, May 25th, 2022.

Platte Basin: To be discussed under a later agenda item.

Sand Creek/Little Blue Basin: Nothing to report.

North Dry Creek: Staff will be shredding and spraying.

Odessa IPA: Staff will be shredding and spraying.

Sacramento Creek: Staff will be shredding and spraying.

Fort Kearny: Staff will be shredding and spraying.

Fort Kearny West: Staff will be shredding and spraying.

South Dry Creek: Staff will be shredding and spraying.

Whiskey Slough: Staff will be shredding and spraying.

Middle Lost Creek: Staff will be shredding and spraying.

Lake Seldom: Nothing to report.

CoHyst/Platte Basin Coalition: Nothing to report.

Rainwater Basin Joint Venture: Meeting and tour was held at TBNRD on May 17, 2022.

Platte-Republican Diversion & Republican Basin Augmentation Well: Grazing contract will be signed soon.

CNPPID: Scott Dicke reported Lake McConaughy is at 67.5% of capacity and outflows should exceed inflows this week.

NEW BUSINESS

Approve Agreement with NEMA for AHMP: Thorburn presented the All-Hazard Mitigation Agreement with NEMA for approval. The plan must be done every five years and allows 75% funding for updating the plan with an engineering firm. The remaining 25% is split between the participating counties and TBNRD. Moved by Bilka, seconded by Garrelts to approve the All-Hazard Mitigation Agreement with NEMA. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds
NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

COMMENTS AND CONCERNS

There was discussion about changing the time of the June board meeting. Moved by Garrelts, seconded by Larson to change the June 14, 2022, board meeting time to 1:30 pm. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds
NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

PERSONNEL AND LEGAL MATTERS

Moved by Bilka, seconded by Grimes to move to Executive Session to discuss legal matters relating to the for the protection of the public at 8:41p.m. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds
NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

Moved by Bilka, seconded by Garrelts to move out of the Executive Session to discuss legal matters for the protection of the public at 9:02 p.m. Motion carried.

AYE: Bilka, Garrelts, Grimes, Harris, Hinrichs, Larson, Lundeen, Philips, Raffety, Ryan and Reynolds
NAY: None

ABSTAIN: None

ABSENT: Bergstrom and Cavanaugh

NEXT BOARD MEETING

TBNRD Regular Board Meeting will be held on Tuesday, June 14, 2022, at 1:30 p.m.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:02 p.m.

DIRECTORS PRESENT

Joe Bilka, Todd Garrelts, David Grimes, Ed Harris, Rob Hinrichs, Joe Larson, Brad Lundeen, Reed Philips, Dave Raffety, Jeff Ryan and Larry Reynolds.

OTHERS PRESENT

John Thorburn, Scott Dicke, Nate Munter, Cammie Kerner, Shane Wohlgemuth, Wayne Anderson, Tammy Fahrenbruch, Sasha Hahn, Nolan Little (Zoom) and Carie Lynch.

Respectfully Submitted:

Carie Lynch, Asst. Secretary

INDEX OF BOARD DECISIONS
 TRI-BASIN NATURAL RESOURCES DISTRICT
 BOARD OF DIRECTORS MEETING
 May 18, 2022

ID	Motion #	Category	Subject	Aye	Nay	Abstain	Motion
	2022-05-18-01	Meeting Administration		8		1	Moved by Garrelts, seconded by Hinrichs, to excuse Joe Bilka from the April and May 2022 Board of Directors Meetings. Motion carried.
	2022-05-18-02	Meeting Administration		7		2	Moved by Reynolds, seconded by Larson, to approve the minutes for the April 12, 2022, Board of Directors meeting. Motion carried.
	2022-05-18-03	Meeting Administration		9			Moved by Bilka, seconded by Reynolds, to approve the minutes for the April 15, 2022, Emergency Board of Directors meeting. Motion carried.
	2022-05-18-04	Meeting Administration		9			Moved by Bilka, seconded by Philips, to accept the April 2022 Financial Report, and submit for audit. Motion carried.
	2022-05-18-05	Budget		9			Moved by Bilka, seconded by Philips, to approve the Visa, Miller & Assoc., PRD and attorney bills. Motion carried.
	2022-05-18-06	Meeting Administration		11			Moved by Garrelts, seconded by Ryan, to approve three well decommissioning cost-share applications. Motion carried.
	2022-05-18-07	Meeting Administration		11			Moved by Ryan, seconded by Philips to approve eight TBNRD Conservation Tree Cost-Share applications and seven NSWCP cost-share applications. Motion carried.
	2022-05-18-08	Certification & Transfers	Stade Wohlgemuth Grove	11			Moved by Garrelts, seconded by Bilka to approve one groundwater transfer request (Stade), correction to certified acres (S&C Wohlgemuth) and one WCIP applications (Grove). Motion carried.
	2022-05-18-09	Certification & Transfers	Holen WCIP	11			Moved by Bilka, seconded by Ryan to send the Holen WCIP application to the Planning Committee. Motion carried.

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	2022-05-18-10	Projects	PBC Funds	11			Moved by Reynolds, seconded by Grimes, to release PBC funds for years 7, 8 and 9 to NDNR for a municipal and industrial offset pool. Motion carried.
	2022-05-18-11	Agreements	All Hazard Mitigation	11			Moved by Bilka, seconded by Garrelts to approve the All-Hazard Mitigation Agreement with NEMA. Motion carried.
	2022-05-18-12	Meeting Administration		11			Moved by Garrelts, seconded by Larson to change the June 14, 2022, board meeting time to 1:30 pm. Motion carried.
	2022-05-18-13	Meeting Administration		11			Moved by Bilka, seconded by Grimes to move to Executive Session to discuss legal matters relating to the for the protection of the public at 8:41p.m. Motion carried.
	2022-05-18-14	Meeting Administration		11			Moved by Bilka, seconded by Garrelts to move out of the Executive Session to discuss legal matters for the protection of the public at 9:02 p.m. Motion carried.