

LITTLE BLUE NATURAL RESOURCES DISTRICT
Minutes **September 13, 2011**

OPENING OF MEETING – RICH KAHMAN

The directors of the Little Blue Natural Resources District met in regular session on Tuesday, September 13, 2011 at the Little Blue Natural Resources District Office, Davenport, Nebraska. Chairman Kahman called the meeting to order at 8:20 p.m.

Kahman led the group in the Pledge of Allegiance.

Kahman noted that a copy of the Nebraska Open Meeting Act was posted and available for any one who may want to review the document

Roll call was held.

DIRECTORS PRESENT

Board members present:

Michael Allen, Warren Brakhahn, James Cunningham, Ross Fisher, Edward Fleharty, Jeremy Groves, Lyle Heinrichs, Joe Hergott, Marlin Kimle, Sacha Lemke, Tim Pohlmann, Charles Rainforth, John Rieckman, Steve Shaw, Randy Uhrmacher and Rich Kahman.

Directors absent:

Gene Thomas.

OTHERS PRESENT

Mike Onnen, Daryl Andersen, Kevin Orvis, Kent Thompson, Marlene Faimon, Marie Herbek, Amy Wenske, John Ferebee, George Ferebee, Phil Odom, Andy Raun; Janet Valasek representing the NRCS.

ANNOUNCEMENT OF OFFICIAL DISTRICT NOTICE PUBLICATIONS

Legal notice of the regular meeting was provided to the *FAIRBURY JOURNAL NEWS* and the *HASTINGS TRIBUNE*. The agenda was mailed to all board members, radio, television and newspapers in the district and posted at the NRCS offices in the district and the Little Blue NRD office.

ADOPTION OF BOARD MEETING AGENDA

MOTION # 1 - Brakhahn moved seconded by Rainforth to approve the agenda for the August 13, 2011 meeting as presented. Carried by roll call vote - 16 yes votes.

ADOPTION OF CONSENT AGENDA - ACCEPTANCE OF BOARD MEMBER ABSENCES AND MINUTES OF AUGUST 9, 2011 BOARD MEETING

Onnen noted that Thomas had notified the office of his intended absence and was excused.

MOTION # 2 – Heinrichs moved, seconded by Shaw to accept the absence of Thomas and to approve the minutes of August 9, 2011. Carried by roll call vote – 16 yes votes.

TREASURER'S REPORT – Joe Hergott

Copies of the Little Blue NRD Treasurer's Report were circulated. Hergott reviewed the report.

MOTION # 4 – Hergott moved, seconded by Shaw to approve the report and payment of bills as presented. Carried by roll call vote – 16 yes votes.

Hergott reviewed the Little Blue Public Water Project Treasurer's Report.

MOTION # 5 - Hergott moved, seconded by Cunningham to approve the report and payment of bills as presented. Carried by roll call vote – 16 yes votes.

Hergott reviewed the Little Blue Public Water Project - South Treasurer's Report. **MOTION # 6 - Hergott moved, seconded by Heinrichs to approve the report and payment of bills as presented.** Carried by roll call vote – 16 yes votes.

AGENCY REPORTS

NRCS Report – Janet Valasek

Valasek gave a brief report of the activities in the NRCS offices.

Trailblazer RC&D Report

Minutes of the July 25 Trailblazer RC&D minutes were mailed to the Directors earlier.

STAFF REPORTS – Kevin Orvis

The staff report was mailed to the Director's earlier. Orvis reviewed the report and answered questions.

PUBLIC HEARING TO ESTABLISH FY 2012 PROPERTY TAX LEVY

Kahman opened the public hearing for the FY 2012 property tax levy at 8:20 p.m. and presented the publication of notice. Onnen reviewed the FY 2012 tax request and mill levy. Comments were received from Board members. Kahman closed the public hearing at 8:29 p.m.

ACTION TO ESTABLISH FY 2012 PROPERTY TAX LEVY

MOTION # 3 – Rainforth moved, seconded by Cunningham to adopt the Resolution to set the District's property tax request for FY 2012 at \$1,510,495 with a mill levy of 0.029652 as presented. Carried by roll call vote – 16 yes votes.

WATER RESOURCES COMMITTEE REPORT – Tim Pohlmann

A Water Resources Committee meeting was held prior to the regular Board Meeting.

Discussion and Action on Order Establishing New Groundwater Rules and Regulations

A public hearing was held on the proposed amendments to the District's Groundwater Management Plan.

MOTION # 7 – Pohlmann moved, seconded by Allen to approve the proposed Rules and Regulations with a minor change to allow dry and liquid spring fertilizer applications prior to March 1st by obtaining a permit from the District. Carried by roll call vote. Yes: Allen, Brakhahn, Cunningham, Fleharty, Groves, Heinrichs, Hergott, Kimle, Lemke, Pohlmann, Rainforth, Rieckman, Shaw, Uhrmacher and Kahman. Absent: Fisher.

Action to Approve Policy on Implementation of New Rules

MOTION # 8 – Pohlmann moved, seconded by Heinrichs to approve policy that the two wells per quarter rule will apply to any tract to be developed for irrigation in which 25% or more lies in the “very high risk area” and, any pending well permits be given a deadline of December 31, 2011 to be completed. Carried by roll call vote – 16 yes votes.

Action on Transfer Permits

Two transfer permit applications were received. **MOTION # 9 – Pohlmann moved, seconded by Brakhahn to approve a transfer permit for JJ Granstrom to transfer water from a new well in the NE1/4 of Section 34-6-12W to the SE1/4 of Section 34-6-12W with the provision a conservation plan be developed.** Carried by roll call vote – 16 yes votes.

MOTION # 10 – Pohlmann moved, seconded by Shaw to approve a transfer permit for Ed Ficken to transfer water from a new well in the SW1/4 of Section 9-4-5W to the NW1/4 of Section 9-4-5W and to the NE1/4 of Section 8-4-5W with the provision a conservation plan be developed. Carried by roll call vote – 16 yes votes.

PROJECTS AND PLANNING COMMITTEE – ED Fleharty

Action on Interlocal Local Agreement with Hebron and Thayer County RE: Hebron Road Dam Breach Study

An Interlocal Agreement with the City of Hebron was presented for approval. **MOTION # 11 – Fleharty moved, seconded by Rainforth to approve the Interlocal Agreement between the City of Hebron, Thayer County and the Little Blue NRD for the Hebron Road Dam Flood Inundation and Evacuation Evaluation Project.** Carried by roll call vote – 16 yes votes.

BIDS FOR PHOTOSPECTROMETER FOR NITRATE ANALYSIS

Bids were let for the purchase of a Photospectrometer and three bids were received. **MOTION # 12 – Brakhahn moved, seconded by Kimle to accept the bid from Geotech in the amount of \$1, 238.75 for the purchase of a Photospectrometer.** Carried by roll call vote – 16 yes votes.

REVIEW AND SUPPORT FOR NARD CONFERENCE RESOLUTIONS

Two new resolutions are being presented at the NARD Conference. **MOTION # 13 – Allen moved, seconded by Uhrmacher to recommend the Little Blue NRD oppose NARD Resolution 2011-1, Resolution to Eliminate Well Decommissioning Fund and Transfer Funds to the Water Quality Fund.** Carried by roll call vote – 16 yes votes.

MOTION # 14 – Brakhahn moved, seconded by Cunningham to recommend the Little Blue NRD support NARD Resolution 2011-2, Resolution to Authorize Fees for Variance Requests. Carried by roll call vote – 16 yes votes.

BOARD DEVELOPMENT – LITTLE BLUE BASIN AND SURFACE WATER RESOURCES

Onnen gave a presentation on surface water resources and issues the District is involved with.

ADJOURNMENT

Rainforth adjourned the meeting at 9:40 P.M.

COUNTY OF THAYER)
)
STATE OF NEBRASKA)

I, the undersigned, Secretary of the Little Blue Natural Resources District, hereby certify that these are true and correct minutes of the meeting of the Board of Directors of the District held on September 13, 2011, that all of the subjects discussed at the meeting were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the principal office of the District during normal business hours, and except for items of an emergency nature, the agenda was not altered later than twenty-four (24) hours before the scheduled commencement of the meeting; that a copy of the Nebraska Open Meetings Act was posted and available to the public; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; and, that all news media requesting notification of the meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.
