

## PUBLIC NOTICE

The South Platte Natural Resources District will hold a regular public meeting on January 13, 2009 at the South Platte Natural Resources District, 551 Parkland Drive, Sidney, Nebraska, at 7:00 p.m. An agenda of the matters to be considered at such date, time and place is kept continually current and is available for public inspection during normal business hours at the South Platte NRD Office, 551 Parkland Drive, Sidney. Any person with disabilities who needs help in participating in the meeting should contact the District office (telephone (308) 254-2377) before the meeting.

## TENTATIVE AGENDA

### 1. Call to Order - Keith Rexroth, Chair

- A. Nebraska Open Meetings Act
- B. Legal Notices

### 2. Oath of Office - Bill Halligan, Subdistrict 1; Cheryl Burkhart-Kriesel, Subdistrict 3; Keith Rexroth, Subdistrict 5; and Larry Rutt, Subdistrict 7

### 3. Minutes

Minutes of the December 9, 2008 meeting of the Board of Directors

Minutes of the December 8, 2008 meeting of the Natural Resources/Projects & Programs Committee

### 4. \*Treasurer's Report For December 2008 and Accounts Payable

### 5. Public Questions, Comments and/or Concerns

### 6. Director and Staff Reports

### 7. Agency Reports

#### A. USDA-Natural Resources Conservation Service (NRCS)

- 1. NRCS Report - Kristin Miller, DC-NRCS

#### B. Nebraska Association of Resources Districts (NARD)

- 1. NARD Report - Johnson

#### C. Panhandle Resource Conservation and Development (PRC&D)

- 1. PRC&D Report - Burkhart-Kriesel

#### D. Nebraska Department of Natural Resources (NDNR)

- 1. NDNR Report - Rexroth

### 8. Review 2008 SPNRD Ground Water Quality Monitoring Program Report - Kaiser

### 9. Review the District's FY2009 Section 319 Project Implementation Plan - South Platte NRD Water Quality Project - Suhr/Liebig/Wittrock

### 10. Committee Reports

#### A. Natural Resources/Projects & Programs Committee - Hutchison, Chair

- 1. \*Discussion and Action on Corrective Action Plan Proposed by the Kielian Family Residuary Trust and Possible Reduction of Future Allocations
- 2. Review Dick Luckey's Analysis of the Effects of Reduced Ground Water Irrigation on

## Inflows to Oliver Reservoir

### 3. Variance Advisory Group

- a. Review Requests brought before the Group
- b. \*Action on Variance Requests Recommended by the Group

### B. District Operations Committee - Johnson, Chair

1. Discuss Oliver Reservoir Agreement Issues with the Nebraska Game and Parks Commission
2. \*Discussion and Action on Oliver Reservoir Prescribed Burn Plan
3. \*Discussion and Action as Desired on Proposed Analysis of Economic Impact of the District's IMP and Districtwide Ground Water Management Area Rules and Regulations
4. \*Action to Authorize Establishment of a South Platte River Compact Coalition NPAIT Account
5. \*Authorization to Transfer \$5,000 District Funds to the South Platte River Compact Coalition NPAIT Account
6. \*Authorization to Participate in NARD's 2009 Washington D.C. Trip
7. FY2009 Budget Review

### 11. Platte River Issues

- A. Overappropriated Platte River Basin-wide Plan - Halligan, Horn
- B. South Platte River Group and Compact Coalition Report - Horn
- C. COHYST Report - Horn

### 12. \*Election of Officers

- A. Chair
- B. Vice-Chair
- C. Secretary
- D. Treasurer

### 13. Appointment of NRD Members

- A. Committees
- B. \*Nebraska Associated of Resources Districts
- C. Panhandle Resources Conservation and Development (PRC&D)
- D. \*Variance Advisory Committee and Alternates

### 14. Correspondence

### 15. Upcoming Dates

- A. Four State Irrigation Council 56th Annual Meeting, Hilton, Fort Collins, CO - January 14-16, 2009
- B. SPNRD Office Closed, Martin Luther King Day - January 19, 2009
- C. Variance Advisory Group Meeting, SPNRD - January 20, 2009 at 7:00 p.m.
- D. Allocation Subcommittee Meeting, SPNRD - January 22, 2009 at 7:00 p.m.
- E. NARD Legislative Conference, Embassy Suites, Lincoln, NE - January 27-28, 2009
- F. SPNRD Board of Directors Meeting - February 10, 2009
- G. SPNRD Office Closed, Presidents' Day - February 16, 2009
- H. Annual Washington D.C. Conference, Embassy Suites, Washington D.C.  
- March 21-25, 2009

16. Adjourn

\*Denotes Action Items

MINUTES

The meeting of the South Platte Natural Resources District Board of Directors was held Tuesday January 13, 2009, at the South Platte NRD Conference Room, 551 Parkland Drive, Sidney, NE, at 7:00 p.m. The public notices were published in the Sidney, Chappell and Kimball newspapers. The agenda was compiled and each member of the Board of Directors and other interested and affected persons were notified of the meeting date within the deadline.

Board Members Present

Keith Rexroth, Chair	Larry Rutt
Paul Hutchison	Bill Halligan
Tom Biggs, Secretary (left at 10:21 p.m.)	Jim Johnson

Board Members Absent

Cheryl Burkhart-Kriesel, Vice Chair (Excused)

Others Present

Kristin Miller, DC NRCS-USDA; Rosalie Kielian, Jeff Kielian, Tom Kielian, Water Kielian, Doug Keller, Sean Sutherland

NRD Staff Present

Rod L. Horn, General Manager	Linda L. Suhr, Admin. Sec. /Bookkeeper
Galen Wittrock, Assistant Manager	Kyle Liebig, Water Resources Coordinator
Don Ogle, I & E Coordinator	Travis Glanz, Water Resources Technician

Informational Material

The following information provided prior to the board meeting or made available at the meeting:

1. Tentative and Final Agendas, SPNRD Board meeting, January 13, 2009
2. Tentative and Final Agendas, Natural Resources/Projects and Programs Committee meeting, January 12, 2009
3. Tentative and Final Agendas, District Operations Committee meeting, January 13, 2009
4. December 2008 Treasurer's Report and Accounts Payable
5. Minutes of the SPNRD Board meeting, December 9, 2008
6. Minutes of the Natural Resources/Projects & Programs Committee meeting,

- December 8, 2008
7. January 5, 2009 Manager's Letter
  8. Staff Reports: Linda L. Suhr, Administrative Secretary and Jodi R. Livingstone, District Secretary
  9. SPNRD Committee Membership 2008 for Membership in 2009
  10. Field Office Secretary Quarterly Reports from Jane T. Joyce and Hilary L. Cook
  11. January 8, 2009 letter to Kielian Family Residuary Trust Re: Violation of DW GWMA Rules and Regulations and a copy of the Kielian proposed corrective action plan
  12. 2008 SPNRD Ground Water Quality Monitoring Program Report
  13. Prescribed Burn Proposal for Oliver Reservoir for the Spring 2009
  14. Analysis of the Effects of Reduced Groundwater Irrigation on Inflows to Oliver Reservoir, prepared by Richard R. Luckey
  15. Proposal for the Analysis of the Economic Impact of the SPNRD's Integrated Management Plan
  16. December 16, 2008 Variance Advisory Group Recommendations to the SPNRD
  17. Proposed Variance for Pine Bluffs Gravel and Excavating
  18. Draft SPNRD Water Quality Project for Section 319-Approved by NDEQ for \$107,000
  19. SPNRD FY2009 Budget Status Review for the Six Months ended December 31, 2008
  20. SPNRD Remodel and Building Construction Projects, additional funds to transfer from Building/Property Account
  21. Oliver Reservoir Information prepared by Galen Wittrock Re: Proposed five-year Agreement and Timeline with attached Budget/Expense information
  22. NPAIT Information Re: Certificates of Deposit
  23. Enabling Resolution Re: SPRCC NPAIT Account
  24. NRCS Monthly Report to the SPNRD, January 2009
  25. NARD memo from Dean Edson Re: New Legislative Session and Legislative Committees
  26. NR/P&P Committee only – Dinklage location of flow meters
  27. Per Diem/Expense sheet

### BOARD MEETING

1. Call to Order

Chair Rexroth called the meeting to order at 7:00 p.m. Rexroth welcomed newly elected Subdistrict 1 Director, Bill Halligan. Burkhart-Kriesel was noted as absent and excused.

  - A. Nebraska Open Meetings Act

Rexroth stated for the record that a copy of the Nebraska Open Meetings Law is posted in the meeting room.
  - B. Legal Notices

Rexroth stated for the record that the meeting affidavits of publication are included with these minutes.

2. Oath of Office - Bill Halligan, Subdistrict 1; Cheryl Burkhart-Kriesel, Subdistrict 3; Keith Rexroth, Subdistrict 5; and Larry Rutt, Subdistrict 7

Oaths of Office, submitted as a part of these minutes, were administered during the day and prior to convening this board meeting to Bill Halligan, Subdistrict 1; Cheryl Burkhart-Kriesel, Subdistrict 3; Keith Rexroth, Subdistrict 5; and Larry Rutt, Subdistrict 7.

3. Minutes

- A. Minutes of the December 9, 2008 meeting of the Board of Directors

These minutes were approved as presented.

- B. Minutes of the December 8, 2008 meeting of the Natural Resources/Projects & Programs Committee

These minutes were approved as presented.

4. \*Treasurer's Report December 2008 and Accounts Payable

Manager and Treasurer Rod Horn encouraged the board to review the Treasurer's Report and to address any questions. Account balances for accounts are as follows:

<u>Account</u>	<u>12/1/08</u>	<u>12/31/08</u>
SPNRD Checking	\$ 378,815.07	\$ 322,171.48
Citizens' Monitoring - combined	\$ 21,241.43	\$ 21,264.17
NPAIT-LPCSI-EQIP	\$ 228,456.66	\$ 228,705.19

Investment accounts were reviewed. Accounts payable was presented in the amount of \$36,331.80. Horn reviewed several items. After discussion Johnson moved and Rutt seconded the motion to approve the to approve the December Treasurer's Report. A roll call vote was taken.

Aye: Rutt, Halligan, Johnson, Hutchison, Rexroth, Biggs

Nay: None

Absent: Burkhart-Kriesel

Motion Carried.

5. Public Questions, Comments and/or Concerns

None.

Item 10.A. – Natural Resources/Projects & Programs Committee, was addressed next

6. Director and Staff Reports

Kaiser, Liebig, Wittrock, Ogle and Horn gave oral reports. Glanz was absent. Suhr and Livingstone submitted written reports.

Kaiser took recorder water levels, performed surface water sampling, attended a well abandonment, read flow meters, worked on the nitrogen reports, worked on moving water level data from Access to GIS. He is working with a producer who purchased a tract of land with an illegal well. The board requested Kaiser obtains a copy of the water sampling results he does for

NDEQ.

Liebig worked on the flow meter report for the Allocation Subcommittee meeting, attended the 319 grant meeting with Suhr, Horn and Dick Ehrman, worked on variances, did preliminary work with the GIS consultant updating data bases, read some flow meters, mailed flow meter reading post cards, and worked on various compliance issues.

Wittrock worked on the Community Forestry Program. Dalton and Gurley are taking proposals to their Village Boards to participate in the tree giveaway/demonstration. The Conservation Tree Program sales are at about 12,000, which is much lower than previous years. He is working with WNCC and the Nebraska Arboretum regarding an outdoor classroom at WNCC.

Sediment erosion complaints near Gurley were investigated by Wittrock and Kristin Miller. They are working with the cooperator on a conservation plan. At this time the complaints are informal.

Ogle worked on the Envirothon, the Ground Water Festival, the Cash for Grass Program and the Ground Water Guardian Program. He set up a booth for the Sustainable Ag Conference, has been working on the website design and taking Photoshop training. The Pipeline is about ready to go to the printer. This will be a full color mailing to about 6,000 residents in the area. He is also working with Kids Plus on a field day on Arbor Day.

Horn has been involved with many meetings along with his regular duties. He is planning for Nebraska Department of Natural Resources staff to attend the February board meeting to discuss the overappropriated component of the Integrated Management Plan.

## 7. Agency Reports

### A. USDA/Natural Resources Conservation Service (NRCS)

#### 1. NRCS Report

Kristin Miller, D.C. distributed a report to the board, commenting briefly on the various items addressed. She, Horn, Wittrock, Suhr and Jane Joyce met to discuss the NRCS-NARD TSP agreement and reporting requirements. The NARD, the SPNRD and other NRDs receive reimbursement for NSWCP applications and other deliverables.

Many CRP contracts are coming out of the program in 2009, 2010 and 2011. Discussion was held about concerns this will have on grasslands.

### B. Nebraska Association of Resources Districts (NARD)

#### 1. NARD Report

Johnson attended the Benefits and Insurance Subcommittee meetings in Lincoln last week at the Lower Platte South NRD offices.

### C. Panhandle RC&D

#### 1. PRC&D Report

Burkhart-Kriesel was absent - no report.

D. Nebraska Department of Natural Resources (NDNR)

1. NDNR Report

Rexroth reported there are ongoing meetings to elect new members to the Natural Resources Commission. The Commission will meet during the Legislative Conference and elect officers at that time.

8. Review 2008 SPNRD Ground Water Quality Monitoring Program Report

Kaiser reviewed the 2008 SPNRD Ground Water Quality Monitoring Report. This is the seventeenth year for the SPNRD to monitor nitrates. Monitoring wells are sampled quarterly, and irrigation and domestic wells are sampled twice a year between May and October.

Decreases showed in all the composite averages. The Lodgepole Valley GWMA showed the largest decrease with a .40 average nitrate-nitrogen value - p.p.m.

The South Platte Valley GWMA qualifies for the Phase III contamination trigger. It was suggested to wait to begin Phase III until after the flow meters are installed in 2009.

9. Review the District's FY2009 Section 319 Project Implementation Plan - SPNRD Water Quality Project

Suhr gave a power point presentation, highlighting the goals and budget for the approved 319 grant. Dick Ehrman will review the grant and make suggestions. She will keep the board informed.

10. Committee Reports

A. Natural Resources/Projects and Programs Committee

1. \*Discussion and Action on Corrective Action Plan Proposed by the Kielian Family Residuary Trust after Consultation with SPNRD Staff and Possible Reduction of Future Allocations

This agenda item is a result of non-compliance to a variance granted on May 13, 2008 to the Kielian Family Residuary Trust (Kielians). Kielians were present at this board meeting and entered into the discussion. Liebig read from the original May 13, 2008 variance granted by the board. The Kielians submitted a corrective action plan dated, December 10, 2008. Hutchison pointed out that the committee felt the board should set a minimum penalty in situations like this. That way there would be a starting place when imposing a penalty. The original variance stated that a flow meter would be installed to meter the water sold. However, the flow meter was in a location where water did not flow through it when trucks were loading water. Hutchison moved and Biggs seconded the motion to approve the amendment to the corrective action plan dated December 10, 2008 as follows: remove one year allocation (18"), incorporating the offset of 11 acre inches, and allow no carryforward for the next three-year allocation period on the certified irrigated acres attached to the affected well; set a date of April 1, 2009 for the

scheduled compliance to be completed; and notify the SPNRD when the test pumping is done; cease and desist to remain in affect with the exception of the test pumping. Hutchison emphasized that it is not the staff's responsibility to make sure producers have their equipment in compliance. A roll call vote was taken.

Aye: Halligan, Johnson, Hutchison, Rexroth, Biggs, Rutt

Nay: None

Absent: Burkhart-Kriesel

Motion carried.

2. Review Dick Luckey's Analysis of the Effects of Reduced Ground Water Irrigation on Inflows to Oliver Reservoir

The committee reviewed results from Dick Luckey's analysis of the effects of reduced ground water irrigation on the inflows to Oliver Reservoir. The study is pertinent in light of the current move in Kimball to revitalize Oliver Reservoir. Horn added that Luckey's information will be passed on to the new COHYST modeler. Discussion followed. Just west of Oliver Reservoir there is ground water flow from southwest to northeast. This concurs with the Olsson & Associates previous study.

3. Variance Advisory Group (VAG)

a. Review Requests Brought Before the Group

Hutchison reviewed the variance recommendation from the December 16, 2008 VAG meeting for Pine Bluffs Gravel & Excavating, and it was voted on separately below.

Pine Bluffs Gravel & Excavating, William Mueller and Val Deane Snyder -20" Allocation (13-15-56, 23-15-56, 18-55-55) Change in current variance with Central Sand and Gravel

Doug Keller, Pine Bluffs Gravel & Excavating was present at the meeting. The current variance is between Central Sand and Gravel and William Mueller and Val Deane Snyder. The new request is to split the offset between different wells than the variance and to change the name on the variance to Pine Bluffs Gravel & Excavating. The VAG recommended only a name change from Central Sand and Gravel to Pine Bluffs Gravel & Excavating, on the original variance, with the offset to remain the same as the original variance. Staff prepared a variance.

Hutchison moved and Rutt seconded the motion to approve the name change on the current variance with other modifications from Central Sand and Gravel to Pine Bluffs Gravel & Excavating with the same stipulations as the original variance. A roll call vote was taken.

Aye: Johnson, Hutchison, Biggs, Rutt

Nay: Halligan, Rexroth

Absent: Burkhart-Kriesel

Motion carried.

Next Hutchison reviewed the remainder of the variance requests listed below and he reviewed the action the VAG recommended on each request.

Clayton Shoemaker-20" Allocation (9-16-52 and 22-17-52)

No action by the VAG, due to additional information requested from Shoemaker.

Alan D. Hansen-20" Allocation (7-15-52)

The VAG recommended approval to Hansen's modification to his certified irrigated acres, adding 25 historical irrigated acres to his certified irrigated acres. This request is similar to other requests for acre modification that were allowed in the past.

Erwin Wilke, Jr.-20" Allocation (5-15-56, 5-15-54)

The VAG group recommended denying this request based on ground water shortages in the area of the requested transfer and the distance involved in the transfer. Wilke requested transfer of acres to a tract about 14 miles from the original certified irrigated acres.

John R. Faessler-20" Allocation (22-13-47)

The VAG recommended approval of Faessler's modification to his certified irrigated acres, adding 12.3 historical irrigated acres to his certified irrigated acres. This request is similar to other requests for acre modification that were allowed in the past.

Hutchison explained that the pooling arrangements requested are similar to other pooling agreements that were approved in the past. One well waters two tracts shared by separate individuals and the VAG recommended approval of each of the pooling agreements listed below.

In Kimball County, the following pooling agreements were recommended by the VAG:

Bryce Halstead & Lois Jean Halstead, Janet Bashaw, Bryce Halstead-NW 18-13-53 and SW 7-13-53

DCN, Inc. and Nebraska BELF-SW 17-14-53 and 16-14-56

Four Diamond Ranch LLC & Glennis Fischer-W ½ 8-16-57 and SE 8-16-57

Erwin Wilke Trust and Todd Wilke-SE 32-16-54 and N ½ 32-16-54

Kirk and Debra Evertson and Iola Evertson-S ½ 31-16-56 and 31-16-56;

In Cheyenne County, the following pooling agreements were recommended for approval by the VAG:

B&N Johnson Farms, Inc. and Ryan Johnson-SE 4-16-51 and NE 4-16-51

Tyler Nienhuser and Jack Nienhuser-W ½ 17-12-49 and E ½ 17-12-49

Donna Tremain Living Trust and Ed Wittig-SW 30-16-47 and SE 30-16-47

Bernard and Sharon Fehringer and the George Fehringer Co-NW 7-12-49 and SE 7-12-49

Adella Oberndorfer and Elmer Schubarth-N ½ 31-16-51 and SE 31-16-51; and

In Deuel County, the following pooling agreements were recommended for approval by the VAG:

WH Palser Farms, Inc. and Nebraska BELF-NWSW 15-12-42 and SE 16-12-42

Five Birds LLC and Garry, Wavva Neuschwanger and Stephen, Joann Gragg-SWNE 3-12-42 and

NW 3-12-42

Derry Farms, Inc. and Nebraska BELF-16-13-42

b. \*Action on Variance Requests Recommended by the Group

Hutchison moved and Halligan seconded the motion to approve the VAG recommendations for the remaining variances and the pooling arrangements discussed at the December 16, 2008 Variance Advisory Group meeting and listed above. A roll call vote was taken.

Aye: Hutchison, Rexroth, Biggs, Rutt, Halligan, Johnson

Nay: None

Absent: Burkhardt-Kriesel

Motion carried.

Agenda Item 6 was addressed next.

B. District Operations Committee

1. \*Discuss Oliver Reservoir Agreement Issues

The DOPS Committee met and reviewed the Oliver Reservoir issues with Wittrock. A handout was provided with a timeline and a budget summary from Game & Parks Commission expenses and revenues from 2005-2008, along with proposed SPNRD cash and SPNRD in-kind contributions. After discussion, the directors were in agreement that staff moves forward with preparing a memorandum of agreement (MOA), work with legal counsel and bring a document to a future board meeting for review and possible action. It was suggested that the MOA have a stipulation that the terms can be reviewed at the mid-point (2 ½ years).

2. \*Discussion and Action on Oliver Reservoir Prescribed Burn Plan

The proposal is similar to the burn plan that was completed at Oliver Reservoir in 2008. Wittrock provided a detailed handout for the Prescribed Burn Plan. Johnson moved on behalf of committee and Halligan seconded the motion to approve the Oliver Reservoir Prescribed Burn Plan. A roll call vote was taken.

Aye: Rexroth, Biggs, Rutt, Halligan, Johnson, Hutchison

Nay: None

Absent: Burkhardt-Kriesel

Motion carried.

3. \*Discussion and Action as Desired on Proposed Analysis of Economic Impact on the District's IMP and Districtwide Ground Water Management Area Rules and Regulations

After lengthy discussion, Johnson moved and Halligan seconded the motion to proceed with the Analysis of Economic Impact of the District's IMP and the Districtwide Ground Water Management Area Rules and Regulations. A roll call

vote was taken.

Aye: Rutt, Halligan, Johnson, Rexroth  
Nay: Biggs, Hutchison  
Absent: Burkhart-Kriesel  
Motion Carried.

4. \*Action to Authorize Establishment of a South Platte River Compact Coalition NPAIT Account

The SPNRD at a previous meeting gave Horn the authority to represent the SPNRD on the Coalition. Horn was elected Secretary/Treasurer of the Coalition to handle funds from the members of the Coalition (Twin Platte and Central Platt NRDs, CNPP&ID, NPPD and Western Irrigation District and the SPRND). The SPRCC board approved a \$55,000 revenue budget. This account would handle the funds. NPAIT requires an Enabling Resolution to establish the account. The resolution was available in the handout material. The dollars are restricted for SPRCC purposes. Johnson moved on behalf of committee and Rutt seconded the motion to authorize establishing the South Platte River Compact Coalition NPAIT account. A roll call vote was taken.

Aye: Halligan, Johnson, Hutchison, Rexroth, Biggs, Rutt  
Nay: None  
Absent: Burkhart-Kriesel  
Motion Carried.

5. \*Authorization to Transfer \$5,000 District Funds to the South Platte River Compact Coalition NPAIT Account

Johnson, on behalf of committee, moved to authorize transfer of \$5,000 from the SPNRD checking account to the SPRCC NPAIT account. These funds were included in the SPNRD FY2009 approved budget. Halligan seconded the motion. A roll call vote was taken.

Aye: Johnson, Hutchison, Rexroth, Biggs, Rutt, Halligan  
Nay: None  
Absent: Burkhart-Kriesel  
Motion Carried.

6. \*Discussion and Action as Desired to Transfer LPCSI-EQIP NPAIT Funds into Certificate(s) of Deposit with NPAIT

Johnson moved and Rutt seconded the motion to authorize transferring LPCSI-EQIP funds into NPAIT certificates of deposit. After discussion an amendment was proposed. Discussion was held about the rates offered by NPAIT

and the possibility of finding better rates at local banks. Hutchison moved and Johnson seconded the motion to amend the motion to read “authorize the manager flexibility seek the best local rates on guaranteed accounts when transferring the LPCSI-EQIP funds into certificates of deposit”. A roll call vote was held on the amendment.

Aye: Rexroth, Biggs, Rutt, Halligan, Johnson, Hutchison  
Nay: None  
Absent: Burkhart-Kriesel  
Motion Carried.

Next a roll call vote was held on the motion as amended, “ To authorize the manager flexibility to seek the best local rates on guaranteed accounts when transferring the LPCSI-EQIP funds into certificates of deposit”. A roll call vote was taken.

Aye: Hutchison, Rexroth, Biggs, Rutt, Halligan, Johnson  
Nay: None  
Absent: Burkhart-Kriesel  
Motion Carried.

7. \*Action to Award Bid to Transport and Distribute Crushed Rock over the District’s Parking Lot and Driveway Areas

Johnson reported that the committee discussed the bid for crushed rock for the parking lot area, along with some grading by the new shop. Paul Reed Construction bid \$5,225. Nienhuser Construction bid \$10,000, and the committee was in agreement to recommend the Paul Reed Construction bid.

8. \*Discuss Authorizing the Manager to Transfer \$13,702 from the District’s Building/Property Repurchase Account to the SPRND Checking Account for the Remodel and Building Construction Expenditures

Johnson reported on expenses outside the Paul Reed Construction contract listed on the handout sheet: Miller Office Products, \$2,041; Steffen’s Home Furnishings, \$366; Young’s Plumbing and Heating, \$2,790. There were also adjustments to the Paul Reed Construction bid in the amount of \$3,280. The committee was in agreement to approve these expenses. Johnson moved and Halligan seconded the motion to approve both agenda items 7 and 8 in this motion to accept the Paul Reed Construction bid for crushed rock and some grading in the amount of \$5,225, and transfer \$14,000 from the building/property repurchase account to the SPRND checking account. A roll call vote was taken.

Aye: Biggs, Rutt, Halligan, Johnson, Hutchison, Rexroth  
Nay: None

Absent: Burkhart-Kriesel  
Motion Carried.

9. \*Authorization to Participate in NARD's 2009 Washington D.C. Trip

The committee recommended the SPNRD have appropriate representation at the NARD conference in Washington D.C. After discussion Johnson moved and Biggs seconded the motion to authorize participation in the NARD's 2009 Washington D.C. trip. Johnson, Rexroth and Horn are interested in attending. A roll call vote was taken.

Aye: Rutt, Halligan, Johnson, Hutchison, Rexroth, Biggs

Nay: None

Absent: Burkhart-Kriesel

Motion Carried.

Biggs left after this vote was taken.

10. FY2009 Budget Review

Johnson referred to the handout for the FY2009 budget for the first six months ended December 31, 2008. Overall the budget is in line.

11. Platte River Basin Water Issues

A. Overappropriated Platte River Basin-wide Plan

Horn reported that the stakeholders moved the plan through at the last meeting. The managers are meeting with state representatives to fine tune language.

For the SPNRD Integrated Management Plan, Horn plans to have another IMP Work Group meeting regarding incorporating the overappropriated component in the IMP in chapter 9. He has requested that NDNR staff attend the February 2009 SPNRD board meeting.

B. South Platte River Group and Compact Coalition Report

Horn reported briefly about the direction that the SPRCC is moving

C. COHYST Report

Horn attended a COHYST meeting on Monday.

12. \*Election of Officers

A. Chair

Hutchison moved and Halligan seconded the motion to waive SPNRD policy which states the board chair serve for a maximum of four years and nominate Keith Rexroth to serve as chair and request nominations cease. A roll call vote was taken.

Aye: Halligan, Johnson, Hutchison, Rutt  
Nay: None  
Abstain: Rexroth  
Absent: Burkhart-Kriesel, Biggs  
Motion Carried.

- B. Vice-Chair
- C. Secretary
- D. Treasurer

Hutchison moved and Rutt seconded the motion to appoint Burkhart-Kriesel for Vice-Chair, Biggs for Secretary and Rod Horn for Treasurer. A roll call vote was taken.

Aye: Johnson, Hutchison, Rexroth, Rutt, Halligan  
Nay: None  
Absent: Burkhart-Kriesel, Biggs  
Motion Carried.

### 13. Appointment of NRD Members

#### A. Committees

Chair Rexroth appointed committees as follows:

District Operations Committee -

Chair, Jim Johnson and Members Bill Halligan and Keith Rexroth; and

Natural Resources/Projects & Programs Committee -

Chair, Paul Hutchison and Members Tom Biggs, Larry Rutt and Cheryl Burkhart-Kriesel

#### B. \*Nebraska Association of Resources Districts

Hutchison moved and Halligan seconded the motion to appoint Jim Johnson as Delegate and Larry Rutt as Alternate to the NARD. A roll call vote was taken.

Aye: Rexroth, Rutt, Halligan, Johnson, Hutchison  
Nay: None  
Absent: Burkhart-Kriesel, Biggs  
Motion Carried.

#### C. Panhandle Resources Conservation and Development (PRC&D)

Chair Rexroth appointed Cheryl Burkhart-Kriesel as representative to the PRC&D.

#### D. \*Variance Advisory Group and Alternates

Hutchison moved and Johnson seconded the motion to retain, Biggs, Hutchison

and Rutt as members of the Variance Advisory Group and Rexroth and Halligan as alternates for the board members. Halligan will talk with Alan Adamson for a recommendation for his alternate. A roll call vote was taken.

Aye: Hutchison, Rexroth, Rutt, Halligan, Johnson

Nay: None

Absent: Burkhart-Kriesel, Biggs

Motion Carried.

14. Correspondence

Horn urged the board to read correspondence included in the handout material.

15. Upcoming Dates

A. Four State Irrigation Council 56<sup>th</sup> Annual Meeting, Hilton, Fort Collins, Co -  
January 14-16, 2009

B. SPNRD Office Closed, Martin Luther King Day - January 19, 2009

C. Variance Advisory Group Meeting, SPNRD - January 20, 2009 at 7:00 p.m.

D. Allocation Subcommittee Meeting, SPNRD - January 22, 2009 at 7:00 p.m.

E. NARD Legislative Conference, Embassy Suites, Lincoln, NE - January  
27-28, 2009

F. SPNRD Board of Directors Meeting - February 10, 2009

G. SPNRD Office Closed, President's Day - February 16, 2009

H. Annual Washington D.C. Conference, Embassy Suites - March 21-25, 2009

16. Adjourn

With no further action, the meeting was adjourned at 10:50 p.m.

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Linda L. Suhr, Recording Secretary

\*Denotes Action Taken