

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting  
February 7, 2013

The Twin Platte Natural Resources District (TPNRD) Board of Directors meeting was held at the Great Western Bank Meeting Room, Second Floor, 111 South Dewey Street, North Platte, Nebraska on February 7, 2013. Mr. Schilz called the meeting to order at 3:03 pm. A legal notice of the meeting was published in the NORTH PLATTE TELEGRAPH. A news release containing the agenda for the meeting and including the time and place was sent to the news media in the District.

BOARD MEMBERS PRESENT

Eric S Hansen  
James Meisner  
Robert L Petersen  
Dennis Schilz  
Douglas L Stack  
Shane Storer  
Joe Wahlgren  
Jerry Weaver  
Robert Wiseman

BOARD MEMBERS ABSENT

Dale Margritz  
John W Williams

NRCS PERSONNEL PRESENT

Mary Reece, District Conservationist

STAFF PRESENT

Ann Dimmitt, IMP Coordinator  
Amy Mapes, Administrative Assistant  
Kent O Miller, General Manager

OTHERS PRESENT

None

ANNOUNCEMENTS

Nebraska Open Meeting Act – Mr. Schilz reported that the Nebraska Open Meeting Act requires public bodies to make available at least one current copy of the Open Meeting Act which may be posted in the meeting room at a location accessible to members of the public, and at the beginning of the meeting the public shall be informed about the location of the posted information. Mr. Schilz reported that the current Open Meeting Act was on the counter in the back of the meeting room and accessible to members of the public.

Report of Directors Excused – Mr. Schilz reported that Operating Policy Number 4: BOARD OF DIRECTORS ABSENCES provides that a Director will be considered excused if the

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Director notifies the office prior to the meeting that he will be absent and that the minutes will reflect whether an absent Director is excused or unexcused. Mr. Schilz reported that Mr. Margritz and Mr. Williams notified the office they would be absent and are therefore excused.

Information Packet and Notebook available for the Public – Mr. Schilz reported that on the shelf in the back of the room is a copy of the Board Meeting Notebook and the Board Meeting Information Packet that each Board member has that are available for viewing by the public attending the Board of Directors meeting.

Other Announcements – None presented.

PUBLIC FORUM

Mr. Schilz opened the Public Forum. There were no comments. Mr. Schilz closed the Public Forum.

AGENDA MODIFICATION

None presented.

GENERAL INFORMATION

None presented.

BOARD OF DIRECTORS MINUTES

Minutes for January 10, 2013 Meeting – Mr. Schilz reported that the Minutes for the January 10, 2013 Board of Directors meeting was available for the Directors’ and he asked if there were any corrections or additions.

Mr. Petersen moved that the Minutes of the January 10, 2013 Board of Directors meeting be approved. Mr. Wiseman seconded the motion. The motion carried. (Motion #1)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

REQUESTS FOR ASSISTANCE

None presented.

COOPERATING AGENCIES REPORT

USDA Natural Resources Conservation Service (NRCS) – District Conservationist Report – Mary Reece distributed and presented a report.

SUBCOMMITTEE MEETINGS REPORT  
Land Resources SubCommittee

No report presented.

SUBCOMMITTEE MEETINGS REPORT  
Water Resources SubCommittee

Mr. Meismer, Water Resources Subcommittee Chairperson, presented a report for the Subcommittee meeting held on February 7, 2013.

Ground Water Management – Variances – Pat Struckman – Mr. Meismer reported that the TPNRD received a request for a variance from Pat Struckman. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Pat Struckman to modify his certified irrigated acres and certify 20.75 additional irrigated acres in the NW¼ Section 28, Township 12 North, Range 40 West, Keith County. Mr. Weaver seconded the motion. The motion carried. (Motion #2)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Pat Struckman – Mr. Meismer reported that the TPNRD received a request for another variance from Pat Struckman. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting another variance to Pat Struckman to transfer a total of 20.75 acres from the historically flood irrigated acres in the NW¼ Section 28, Township 13 North, Range 40 West, Keith County, to an added end gun on two separate pivots located in the same section, and one in the adjoining section to the south in Section 33. Mr. Wiseman seconded the motion. The motion carried. (Motion #3)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Glenda Feeney – Mr. Meismer reported that the TPNRD received a request for a variance from Glenda Feeney. Mr. Meismer asked Mrs. Dimmitt to report on the request.

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Glenda Feeney to modify her certified irrigated acres and certify 17.74 irrigated acres in the SENE Section 11, Township 12 North, Range 28 West, Lincoln County. Mr. Wahlgren seconded the motion. The motion carried. (Motion #4)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Glenda Feeney – Mr. Meismer reported that the TPNRD received a request for another variance from Glenda Feeney. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting another variance to Glenda Feeney to transfer a total of 44.69 acres from her certified flood irrigated acres in the NE¼ Section 11, and NE¼ Section 12, Township 12 North, Range 28 West, Lincoln County, to be re-located under an existing pivot in Section 12, Township 12 North, Range 28 West, Lincoln County. Mr. Wiseman seconded the motion. The motion carried. (Motion #5)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Steve Scholz and Tom Rut – Mr. Meismer reported that the TPNRD received a request for a variance from Steve Scholz and Tom Rut. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Steve Scholz and Tom Rut to transfer a total of 257.9 certified ground water irrigated acres from the SE¼ Section 8, Township 20 North, Range 37 West, Arthur County and the SW¼ Section 9, Township 20 North, Range 37 West, Arthur County and to transfer a total of 200.08 certified ground water irrigated acres from the account Steve Scholz has in the Twin Platte Natural Resources District water bank to irrigate 457.98 acres of land located in the N½ Section 15, Township 11 North, Range 33 West, Lincoln County, and located in the S½ Section 10, Township 11 North, Range 33 West, Lincoln County. Mr. Wahlgren seconded the motion. The motion carried. (Motion #6)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Ground Water Management – Variances – Steve Scholz – Mr. Meismer reported that the TPNRD received a request for a variance from Steve Scholz. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Steve Scholz to drill a new irrigation well in the NW¼ Section 15, Township 11 North, Range 33 West, Lincoln County. Mr. Wahlgren seconded the motion. The motion carried. (Motion #7)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver,  
Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Steve Scholz – Mr. Meismer reported that the TPNRD received a request for a variance from Steve Scholz. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Steve Scholz to drill a new irrigation well in the SE¼ Section 10, Township 11 North, Range 33 West, Lincoln County. Mr. Wiseman seconded the motion. The motion carried. (Motion #8)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver,  
Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Tom Kemp – Mr. Meismer reported that the TPNRD received a request for a variance from Tom Kemp. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Tom Kemp to transfer a total of 21.8 acres from his certified flood irrigated acres in the NW¼ Section 33, Township 14 North, Range 32 West, Lincoln County, and to re-arrange them under a new pivot over the same field. Mr. Weaver seconded the motion. The motion carried. (Motion #9)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver,  
Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Tim Holzfaster – Mr. Meismer reported that the TPNRD received a request for a variance from Tim Holzfaster. Mr. Meismer asked Mrs. Dimmitt to report on the request.

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Tim Holzfaster to transfer a total of 34.18 acres from his water banked acres in the SE¼ Section 7, Township 14 North, Range 36 West, Keith County, to transfer a portion of the acres to an existing pivot in the same section, with the remainder of acres going to a new location in the SE¼ Section 8, Township 14 North, Range 36 West, Keith County. Mr. Wahlgren seconded the motion. The motion carried. (Motion #10)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Tim Holzfaster – Mr. Meismer reported that the TPNRD received a request for another variance from Tim Holzfaster. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting another variance to Tim Holzfaster to drill a new irrigation well in the NE¼ Section 17, Township 14 North, Range 36 West, Keith County. Mr. Weaver seconded the motion. The motion carried. (Motion #11)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Marilyn Srb – Mr. Meismer reported that the TPNRD received a request for a variance from Marilyn Srb. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Marilyn Srb to transfer a total of 5.8 acres from her flood irrigated acres in the NW¼ Section 18, Township 11 North, Range 26 West, Lincoln County, to a location of a new small wiper pivot in the same section. Mr. Wiseman seconded the motion. The motion carried. (Motion #12)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams  
Abstain: Wahlgren

Ground Water Management – Variances – Marilyn Srb – Mr. Meismer reported that the TPNRD received a request for another variance from Marilyn Srb. Mr. Meismer asked Mrs. Dimmitt to report on the request.

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Marilyn Srb to drill a new irrigation well in the NW¼ Section 18, Township 11 North, Range 26 West, Lincoln County. Mr. Wiseman seconded the motion. The motion carried. (Motion #13)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams  
Abstain: Wahlgren

Ground Water Management – Variances – Steve Scholz and Lyle Gosnell – Mr. Meismer reported that the TPNRD received a request for a variance from Steve Scholz and Lyle Gosnell. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting a variance to Steve Scholz to transfer a total of 150.0 certified irrigated acres from the SE¼ Section 23, Township 12 North, Range 29 West, Lincoln County; to re-locate 60.3 acres to the NE¼ Section 24, Township 16 North, Range 29 West, Lincoln County, and transfer the rest in the Twin Platte NRD water bank. Mr. Wahlgren seconded the motion. The motion carried. (Motion #14)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Variances – Steve Scholz – Mr. Meismer reported that the TPNRD received a request for another variance from Steve Scholz. Mr. Meismer asked Mrs. Dimmitt to report on the request.

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve granting another variance to Steve Scholz to drill a new irrigation well in the NE¼ Section 24, Township 16 North, Range 29 West, Lincoln County. Mr. Weaver seconded the motion. The motion carried. (Motion #15)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Ground Water Management – Violations – No report presented.

Integrated Management Plan - Rules and Regulations – Mr. Meismer reported that the Subcommittee discussed the need to expedite consideration of revisions for the TPNRD Rules and Regulations due to the continuing concerns in regard to land slope being modified to meet the TPNRD Rules and Regulations, the continuing concerns in regard to soil classifications, as well as other concerns.

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Mr. Meismer moved the Water Resources Subcommittee’s recommendation to the Board of Directors to approve a temporary suspension of approving variances for the transfer of certified ground water irrigated acres with an exception for certified ground water irrigated acres in the TPNRD water bank and an exception for certified ground water irrigated acres in an existing and contiguous tract of land under the same owner. Mr. Wahlgren seconded the motion. The motion carried. (Motion #16)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver,  
Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Integrated Management Plan – Industrial Reporting – No report presented.

Integrated Management Plan - Offset Water - Nebraska Cooperative Republican Platte Enhancement Project (N-CORPE) – Mr. Miller reported on the status of the N-CORPE project.

SUBCOMMITTEE MEETINGS REPORT  
Wildlife Habitat & Urban Affairs Subcommittee

No report presented.

SUBCOMMITTEE MEETINGS REPORT  
Executive Subcommittee

No report presented.

FINANCIAL REPORT

Financial Statement - Mr. Meismer reported that the Financial Statement for January 2013 was available for the Directors’.

Accounts Payable - Mr. Meismer reported that the Accounts Payable report was available for the Directors’ and that he had reviewed the Accounts Payable and found the report to be in order.

Mr. Meismer moved that the Financial Statement for January 2013 be received and placed on file for audit and to approve payment of the invoices presented on February 7, 2013 in the amount of \$27,181.79. Mr. Petersen seconded the motion. The motion carried. (Motion #17)

Aye: Hansen, Meismer, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver,  
Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams



TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Budget Status – Mr. Meismer reported that the Budget Status report was available for the Directors.

Bids/Proposals – None presented.

Bids/Proposals Scheduled to be Presented for Consideration during the March 14, 2013 Board of Directors Meeting – Mr. Miller reported that the District Policy provides that “The staff will notify the Board during the Board meeting immediately prior to the Board meeting at which bids will be presented for consideration”. Mr. Miller reported that there are no bids to be presented at the March meeting.

DIRECTORS REPORTS

Nebraska Association of Resources Districts (NARD) – Board of Directors – No report presented.

Nebraska Association of Resources Districts (NARD) – Legislative Conference, January 29-30, 2013 – Mr. Meismer reported on the NARD annual Legislative Conference that was held January 29-30, 2013 in Lincoln, Nebraska. Mr. Meismer reported that various items of information were available for the Directors’.

Sandhills Resources, Conservation & Development Council – No report presented.

Requests for Authorization to Travel – No requests were presented.

DISTRICT REPORT

Water Programs – Integrated Management Plan – No report presented.

Water Programs – Regulatory – No report presented.

Brule Watershed – No report presented.

Conservation Programs - Trees – No report presented.

Conservation Programs - Regulatory – No report presented.

Cost-Share Programs – NE Soil & Water Conservation Program – Mr. Miller reported that the monthly report was available for the Directors’. Mr. Miller reported that \$25,706.27 was available for funding contracts.

TWIN PLATTE NATURAL RESOURCES DISTRICT  
Board of Directors Meeting Minutes – February 7, 2013

Mr. Wiseman moved to approve the February 7, 2013 report and to approve the following new contracts:

| <u>Cont#</u>                  | <u>Practice</u> | <u>Description</u> | <u>App Amt</u> | <u>Prop Amt to Fund</u> |
|-------------------------------|-----------------|--------------------|----------------|-------------------------|
| 13.024                        | NC-12           | Trees              | \$ 1,257.00    | \$ 1,257.00             |
| 13.025                        | NC-12           | Trees              | \$ 691.35      | \$ 691.35               |
| 13.026                        | NC-12           | Trees              | \$ 1,257.00    | \$ 1,257.00             |
| 13.027                        | NC-12           | Trees              | \$ 1,068.45    | \$ 1,068.45             |
| 13.028                        | NC-14           | Planned Grazing    | \$ 3,549.00    | \$ 3,549.00             |
| Total Amount of New Contracts |                 |                    |                | \$ 7,822.80             |
| FUNDS AVAILABLE               |                 |                    |                | \$17,883.47             |

Mr. Wahlgren seconded the motion. The motion carried. (Motion #18)

Aye: Hansen, Meisner, Petersen, Schilz, Stack, Storer, Wahlgren, Weaver, Wiseman  
Nay: None  
Absent & Excused: Margritz, Williams

Cost-Share Programs – District Conservation Programs – Mr. Miller reported that a report was available for the Directors’. Mr. Miller reported that \$4,486.55 was available for new contracts.

Habitat Programs – No report presented.

Information & Education Programs – No report presented.

Legislation – No report presented.

Requests for Authorization to Travel – No requests presented.

Meetings and Dates of Interest – Mr. Miller reported that various items of information were available for the Directors’.

Miscellaneous Information – Mr. Miller reported that various items of information were available for the Directors’.

OTHER BUSINESS

There was no other business.

ADJOURNMENT

The meeting adjourned at 4:23 pm.

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Jerry Weaver, Secretary