

MINUTES
Middle Republican Natural Resources District
Special Meeting
Tuesday, September 19, 2023 at 8:30 A.M.
Via Zoom

Board Members Present: Tracy Zink, Joe Anderjaska, Shane Rippen, Benjie Loomis, Travis Rousselle, Dan Nelsen, Jay Schilling, Jolene Messinger, Rick McConville, Kevin Fornoff

Board Members Absent: Rose Weskamp

NRD Staff: Jack Russell, Alex Boyce, Sylvia Johnson and Stacie Owens

Others: None

Information Provided the Board

Agenda

SPECIAL MEETING

1. The special meeting was called to order by Chairman Zink at 8:30 A.M.

a. Verify Quorum.

2. The agenda was circulated to those present.

a. Items added since mailing. None.

3. Official notice of this meeting was published in the **North Platte Telegraph and the **McCook Daily Gazette** and was posted at the **MRNRD Office** and on the **District Website at www.mrnrd.org**. As a courtesy it was also provided to local radio stations. Guests should also note the location of a current copy of the statutes dealing with public meetings.**

4. The purpose of this meeting is for the MRNRD to review evidence of potential violations of the Nebraska Groundwater Management and Protection Act and the MRNRD's Rules and Regulations by a landowner.

5. Open Forum.

None.

6. Executive Session.

Penalty Assessment.

- ◆ Schilling moved to enter into executive session to discuss penalty assessment with the Board and staff. Seconded by McConville.

Ayes – 10 Nays – 0 Motion Carried

Chairman Zink restated, for the record, the limitation of the subject matter of the closed session.

Entered at 8:37 A.M.

- ◆ Schilling moved to exit the executive session. Seconded by Rippen.
Ayes - 10 Nays – 0 Motion Carried

Exited at 9:17 A.M.

Chairman Zink reminded everyone that entered into executive session that the discussions held within that timeframe were private and should not be discussed.

7. Action on Special Meeting.

- ◆ Fornoff moved to approve MR2-2023 which consists of a penalty of 3” on 128.6 acres. Seconded by Rippen.
- ◆ Anderjaska moved to amend the motion to adjust the penalty to 1,000 acre inches.

Chairman called three times for a second. Motion died from lack of a second.

- ◆ McConville moved to amend the motion to adjust the penalty to 6” on 128.6 acres. Seconded by Anderjaska.
Ayes - 2 Nays – Loomis, Messinger, Nelsen, Rippen, Rousselle,
Schilling, Zink, Fornoff Motion Failed

Vote to commence on original motion.

- ◆ Fornoff moved to approve MR2-2023 which consists of a penalty of 3” on 128.6 acres. Seconded by Rippen.
Ayes - 8 Nays – McConville, Anderjaska Motion Carried

The meeting was adjourned at 9:28 A.M.

Stacie M. Owens, Board Secretary