

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
March 9, 2015**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, March 9, 2015.

1. NOTICE OF MEETING

The advanced notice of our March 9, 2015 board meeting was published on February 19, 2015 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Hannah informed those present that a copy of the "Open Meeting Act" is posted for public viewing.

Pledge of Allegiance

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey	Birkel	Clausen
Gibney	Hagerbaumer	Hilger
Johannes (left 8:11)	McDermott (left 6:35)	Meduna
Olson	Pollard	Saalfeld
Sabatka	Seier	Veskerna
Hannah		

DIRECTORS ABSENT

Kavan	Ruzicka
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Schomer	Almond
Gottschalk	Oaklund	Heimann
Thompson	Angle	

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Mark Walkenhorst reviewed his written report.

c. NARD Report

Hilger reported on the recent Legislative issues and the March Board Meeting.

d. NRC Report

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Brach Johnson and Jami Thoene updated the Board on different cover crops that are being used in the District.

5. APPROVAL OF MINUTES

Hagerbaumer made the motion, seconded by Clausen, to approve the minutes from the February 9, 2015 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Nebraska Water and Water Law Conference – Update Given

2. National Watershed Conference

Hagerbaumer made the motion, seconded by Clausen, to send up to two Directors and two Staff to the National Watershed Conference in Fr. Worth, May 17-20. Motion carried on consent agenda.

3. Groundwater Foundation Annual Meeting

Hagerbaumer made the motion, seconded by Clausen, to be a sponsor for the Groundwater Foundation Annual Conference in the amount of \$250. Motion carried on consent agenda.

b. Reports – Update Given

2. Management Items

a. Director Absences - None

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

Hagerbaumer made the motion, seconded by Clausen, to approve payment of \$3,300 to Bob Weaver for February services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. Monthly Education Program – Update Given

d. CCEI Lawsuit – Update Given

e. Recognition Ceremony – Update Given

f. Director Vacancy Sub-Committee Report

Olson made the motion, seconded by Pollard, to nominate Larry Feala to fill the Director vacancy in Sub-District 3. Motion carried all members present voting aye.

g. NWRA Dues – Update Given

h. Lickteig Request – Update Given

3. Equipment – None

a. Board Room Microphone System – Update Given

4. Personnel - None

5. Finance

a. Approval of Financial Report

Hagerbaumer made the motion, seconded by Clausen, to approve the January Financial Report as distributed to all directors. Motion carried on consent agenda.

b. Approval of Managers Expenses

Hagerbaumer made the motion, seconded by Clausen, to approve Manager Miyoshi's time and expense sheets as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. Accounts Receivable Over 90 Days – Update Given

Hagerbaumer made the motion, seconded by Clausen, that the March LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. Wild NE/CREP Report – Update Given

2. OPERATION AND MAINTENANCE & OTHER ITEMS

a. O & M Crew – Update Given

b. Equipment

Sabatka made the motion, seconded by Hagerbaumer, to purchase a Turbo Tree Saw from Benes Service for \$6,150. Motion carried all members present voting aye.

c. Tractor Rental 2015

Sabatka made the motion, seconded by Saalfeld, to rent a tractor from Platte Valley Implement for three months (July 15 – October 15) for \$1,100 per month for a total cost of \$3,300. Motion carried.

AYE: Bailey, Clausen, Gibney, Hagerbaumer, Johannes, Saalfeld, Sabatka, Seier, -Veskerna

NAY: Birkel, Hilger, Meduna, Olson, Pollard, Hannah

d. Czechland Lake Improvements – Update Given

e. Wanahoo SRA

Sabatka made the motion, seconded by Olson, to pay Nebraska Game and Parks Commission \$8,045.17 which is the deficit in operating and maintaining Lake Wanahoo SRA for 2014. Motion carried.

AYE: Bailey, Clausen, Gibney, Hagerbaumer, Hilger, Johannes, Meduna, Olson, Pollard, Saalfeld, Sabatka, Seier, Veskerna, Hannah

NAY: Birkel

f. Bellwood Watershed Dam Repair Request

Hagerbaumer made the motion, seconded by Clausen, to assist the repair of Zeppelin Farms dam that is located directly above the Bellwood 5-H NRD watershed dam by paying for the 30", 48' long pipe at a cost of \$1,658.29. Installation is at the cost of the landowner and payment is to be made after the repair is complete and inspected by NRD staff. Motion carried on consent agenda.

g. Ice Jam Expense

Hagerbaumer made the motion, seconded by Clausen, to pay Clark Construction \$3,885.00 for mobilization of his excavator at the Clear Creek Levee Fuse Plug during the January ice jam threat. Motion carried on consent agenda.

h. Fremont 205 Feasibility Study – Update Given

3. ROCK AND JETTY – Update Given

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. Radio and eAds – Update Given

2. Spring Viaduct

3. NWQI 2015 – Update Given

4. SCWIG Signs – Update Given

b. Education

1. Soil and Water Stewardship Week – Update Given

2. Earth Wellness Festival – Update Given

c. Computer

1. New Projector – Update Given

6. RURAL WATER SYSTEMS – Update Given

Hagerbaumer made the motion, seconded by Clausen, that the March LPNNRD Operations, Education and Rural Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. REGULATORY

a. GROUNDWATER MANAGEMENT AREA

Pollard made the motion, seconded by Johannes, to issue an Order of Designation for the Lower Platte North NRD Ground Water Management Area Rules and Regulations approved at the February 9, 2015 Board Meeting. Motion carried all members present voting aye.

1. Variance Requests in the Hydrologically Connected Area – Update Given

a. Ray Kucera Jr. Variance Modification

Hagerbaumer made the motion, seconded by Clausen, to approve the modification to variance LPN-V-031-0344 for 11 acres in the NW1/4, Section 2, T16N, R7E for Ray Kucera Jr. Motion carried on consent agenda.

2. Variance Request in the Non-Hydrologically Connected Area – Update Given

3. Variance Request in the Restricted Development Area - None

4. Well Permit Program

a. Well Permits Approved – Update Given

b. Hastekind Well Permit Request – Update Given

c. Taylor Farms General Partnership, KWEA LLC, Supplemental Well Request

Hagerbaumer made the motion, seconded by Clausen, to approve the supplemental well for Justin Taylor in the NE1/4, NW1/4, of Section 8-T17N-R8E in North Bend Subarea of Dodge County. Motion carried on consent agenda.

5. Cottonwood Valley Farms Transfer Request

Saalfeld made the motion, seconded by Gibney, to table the Cottonwood Valley Farms Transfer Request and send back to Water Committee for further review. Motion carried all members present voting aye.

6. John Temme Transfer

Hagerbaumer made the motion, seconded by Clausen, to approve the transfer of 12 irrigated acres for John Temme from two LPN certified irrigated corners in the W1/2, SW1/4, in Section 14-T22N-R6W in the Upper Newman Grove Subarea in Boone County to the SE1/4 SW1/4 and SW1/4 SE1/4 of S15-T22N-R6W also in the Upper Newman Grove Subarea of Boone County. Motion carried on consent agenda.

7. Mike Steinbach Transfer Request

Hagerbaumer made the motion, seconded by Clausen, to approve the transfer of 42 irrigated acres for Mike Steinbach from the E1/2, SE1/4, of Section 31-T17N-R9E in the Fremont Subarea of Dodge County to the SW1/4, SW1/4, of Section 21-T17N-R9E in the North Bend Subarea of Dodge County. Motion carried on consent agenda.

8. Special Quantity Sub-Areas

a. LPNNRD SQS Operator Certification Classes – Update Given

b. Meter Maintenance Program

Pollard made the motion, seconded by Saalfeld, to approve the establishment of a Lower Platte North NRD meter repair and maintenance program with the following conditions:

- LPNNRD personnel will do inspections on all 5 approved flow meters to make sure they are running properly, but LPNNRD personnel will conduct detailed repairs and maintenance on only McCrometer flow meters;
- LPNNRD personnel will provide the labor for the maintenance program and the well owner will pay 100% for the cost of parts, equipment repair or replacement;
- Water meters needing repair or maintenance are not eligible for the LPNNRD meter maintenance program if the flow meter is still under warranty.

Motion carried all members present voting aye.

9. Lower Platte River Basin Water Management Plan Coalition – Update Given

10. Voluntary Integrated Water Management Plan – Update Given

11. Cost-Share Programs

a. Irrigation Well Sample Kits – Update Given

b. Domestic Well Sample Kits – Update Given

12. Bellwood Phase 2 Area

Pollard made the motion, seconded by Meduna, to remove the following sections from the existing Bellwood Phase 2 Ground Water Management area and place them back into the Phase 1 area: T16N, R1E, Sections 6, 7, 18, 19, 25, 26, 27, 28, 29, 30 and T16N, R2E, Section 30 to take effect on March 9, 2015. Motion carried all members present voting aye.

13. Richland-Schuyler Phase 2 Area

Pollard made the motion, seconded by Saalfeld, to move the Richland-Schuyler Phase 2 ground water management area to a Phase 3 ground water management area for the following sections: T17N, R2E, Sections 1 through 30; T17N, R3E, Sections 3 through 11, Sections 13 through 22, Sections 27 through 30; T17N, R4E, Sections 17 and 18 and to move the following sections from Phase 1 to Phase 2: T18N, R2E, Sections 31 through 36; T18N, R3E, Sections 31 through 34 to take effect on September 1, 2015. Motion carried all members present voting aye.

14. LPNNRD Certification – Update Given

a. LPNNRD Operator Certification Classes – Update Given

15. Norman Kavan Jr. Request for Certified Irrigated Acres

Hagerbaumer made the motion, seconded by Clausen, to approve the request for Norm Kavan Jr. for 60 acres in the NW1/4 of Section 27, T14N, R8E in the Todd Valley Subarea of Saunders County to be listed as historically irrigated since the application date was turned in during 2013, however irrigation of any remaining acres on this tract will only be allowed if a variance to add irrigated acres is approved by LPNNRD. Motion carried on consent agenda.

16. Bob Vering Certified Acre Request – Update Given

b. Chemigation

Pollard mad the motion, seconded by Saalfeld, to issue an Order of Designation for the Lower Platte North NRD Chemigation Rules and Regulations approved at the February 9, 2015 Board Meeting. Motion carried all members present voting aye.

c. Livestock Waste Permits – Update Given

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells

Hagerbaumer made the motion, seconded by Clausen, to approve cost-share payment to Charles Emanuel & Sons to decommission an irrigation well for \$514.03 in Dodge County and to Wilma Loseke to decommission an irrigation well for \$613.16 in Platte County. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. Eastern Nebraska Water Resources Assessment (ENWRA) – Update Given

c. New Monitoring Wells – Update Given

3. OTHER

a. GMDA Annual Conference – Update Given

b. 2014 Summer Interns – Update Given

c. Comments from the Public – Update Given

Hagerbaumer made the motion, seconded by Clausen, that the March LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Application Approvals – None

b. SWCP Payments

Hagerbaumer made the motion, seconded by Clausen, to approve the following -SWCP Payment:

<u>14-B-53</u>	<u>Mary Ann Shuey Trust</u>	<u>Flow Meter</u>	<u>\$625.00</u>
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Motion carried on consent agenda.

c. SWCP Cancelations – None

d. Cottonwood Creek Payments

Hagerbaumer made the motion, seconded by Clausen, to approve the following Cottonwood Creek cost-share payments:

<u>Leonard & Shirley Chmelka Trust</u>	<u>Basins/Terraces/Tile</u>	<u>\$5,878.42</u>
<u>Kenneth D. Fencil</u>	<u>Basins/Waterways</u>	<u>\$1,927.66</u>

Motion carried on consent agenda.

e. Sand/Duck Cost-Share Approvals - None

f. Sand/Duck Creek Payments – None

g. Wahoo Creek Watershed Cost-Share Approvals – None

Hagerbaumer made the motion, seconded by Clausen, to approve the following Wahoo Creek cost-share payment:

<u>Lawrence Mach</u>	<u>Terraces/Basins/Pipe</u>	<u>\$1,712.57</u>
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Motion carried on consent agenda.

h. SWCP Policy Review

3. WATERSHEDS

a. Shell Creek

1. Shell Creek Watershed Water Quality Plan – Update Given

2. Shell Creek Watershed PIP for New Grants – Update Given

3. Shell Creek Watershed Improvement Group Liability Concern – Update Given

4. Newman Grove Science Club Assistance Request

Hagerbaumer made the motion, seconded by Clausen, to approve 50% cost share, up to \$280 assistance, for helping the Newman Grove Science Club purchase water testing supplies and equipment for sampling Shell Creek in 2015 as listed in the Projects Committee Minutes. Motion carried on consent agenda.

b. Wahoo Creek

1. Wahoo Creek Watershed Water Quality Plan Phase I – Update Given

3. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report – Update Given

4. OTHER

a. Update on Army COE 205 Studies

1. South Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. Shell Creek Landowner Levee Project – Update Given

c. All Hazard Mitigation Plan – Update Given

d. Projects Committee Time – Update Given

e. Review of Projects Financial Statement – Update Given

6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT - Update Given

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT – Update Given

Hagerbaumer made the motion, seconded by Clausen, that the March LPNDRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. WS/CC Segment 5 Powerline Relocation – No Action Taken

7b. Wanahoo Entrance Paving – No Action Taken

7c. Czechland Lake Shoreline Improvement – Payment to JEO

Bailey made the motion, seconded by Hagerbaumer, to approve payment of the \$2,500 invoice from JEO for engineering and construction oversight services on the Czechland Lake Improvements Project. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hagerbaumer, Hilger, Johannes, Meduna, Olson, Pollard, Sabatka,

Seier, Veskerna, Hannah

NAY: Saalfeld

7d. Czechland Lake Improvement Payment to Contractor

Bailey made the motion, seconded by Hagerbaumer, to make payment of \$57,655.80 to Sibbersen Excavating for 63% of the completed construction on the Czechland Lake Shoreline Improvement Project. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hagerbaumer, Hilger, Johannes, Meduna, Olson, Pollard, Sabatka, Seier, Veskerna, Hannah

NAY: Saalfeld

8. BILLS TO BE APPROVED

Pollard made the motion, seconded by Veskerna, that all bills be approved and warrants be drawn in payment of same. Motion carried all member present voting aye.

9. CONSENT AGENDA ADOPTION

Hagerbaumer made the motion, seconded by Clausen, to approve the March consent agenda ~~as~~ amended by removing item 6.C.1.a.5. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The April Directors Meeting will be held on Monday, April 13, 2015, 6:00 p.m. Meeting adjourned at 8:25 p.m.

Discussion on all agenda items that have "Update Given" can be found in corresponding Committee Minutes.

The undersigned, the duly elected and acting Secretary of the Lower Platte North Natural Resources District (the "District"), hereby certifies that the foregoing is a true and correct copy of the minutes of the Meeting of the Board of Directors of the District held on March 9, 201~~5~~⁴, that all of the matters and 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 emergency nature, the agenda was not altered later than twenty-four (24) hours before the scheduled commencement of the meeting; 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 above minutes were in written form and available for public inspection within ten working days or prior to the next convened meeting, whichever occurred earlier; and, that reasonable efforts were made to provide all news media requesting notification of the meeting and of the time and place of said meeting and the subjects to be discussed at said meeting.

Joe Birkel, Secretary