

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
April 9, 2012

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 5:30 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, April 9, 2012.

1. NOTICE OF MEETING

The advanced notice of our April board meeting was published on March 22, 2012 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Pieke 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	Casey
Clausen	Hagerbaumer	Hilger
Kavan	McDermott	Meduna
Olson	Pollard	Pieke
Ruzicka	Saalfeld	Sabatka
Taylor	Veskerna	

DIRECTORS ABSENT

Hannah	Johannes
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	Gottschalk
Becker		

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Mark Walkenhorst was present and reviewed his written report.

c. NARD Report

Director Kavan reported on the upcoming NRD Basin Tour and Board Meeting.

d. NRC Report

None

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Becker and Angle updated the Board on the ranking criteria for expansion of irrigation acres with-in the limited development area.

5. APPROVAL OF MINUTES

Meduna made the motion, seconded by Saalfeld, to approve the minutes from the March 8, 2012 Board Meeting. Motion carried all members present voting aye.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Water for Food Conference – Update Given

2. GMDA Summer Meeting – Update Given

3. NARD Summer Tour – Update Given

4. UNL Water Tour – Update Given

b. Reports – Update Given

2. Management Items

a. Directors Absence – Update Given

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

Meduna made the motion, seconded by Saalfeld, to approve payment of \$3,000 to Bob Weaver for March services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. NARD Building at Husker Harvest

Meduna made the motion, seconded by Saalfeld, to contribute \$1,000 towards the purchase of NARD Building at Husker Harvest. Motion carried on consent agenda.

d. Monthly Education Program – Item was taken earlier

e. Lake Wanahoo Finances – Update Given

f. Borrow Site Agreement

Kavan made the motion, seconded by Saalfeld, to ratify the action taken during the Executive Committee conference call and approve the “Lake Wanahoo Borrow Agreement” as attached to the Executive Committee Minutes and authorize the Board Chair to sign the agreement on behalf of the Board. Motion carried all members present voting aye.

g. Wanahoo News Articles – Update Given

h. Rex Amack Retires – Update Given

3. Equipment – None

4. Personnel

a. Accountant Position Update

Birkel made the motion, seconded by Meduna, to ratify the hiring of Michael Almond to fill the vacant Accountant position at the salary recommended by Miyoshi; it was further recommended that after 6 months Almond be eligible for a \$500 adjustment. Motion carried all members present voting aye.

b. Part-Time Operation-Maintenance Technician Position

Casey made the motion, seconded by McDermott, to;

1. Approve changing our permanent full time O & M Technician position to a permanent/seasonal part-time position (seven month position .59 fte).
2. Approve filling the vacant O & M Technician position.
3. Authorize Management to advertise for a permanent/seasonal part-time O&M Technician.

Motion carried all members present voting aye.

c. Wardman Retires

Ruzicka made the motion, seconded by Meduna, to pay Wardman her 589 hours of unused vacation time and sick leave at her current rate of pay which totals \$8,204.77. Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hilger, Kavan, McDermott, Meduna, Olson, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna

NAY: Pollard, Pieke

d. Schuyler NRD/NRCS Field Clerk Position

Meduna made the motion, seconded by Olson, to ratify hiring Patty Holmberg for the Colfax County NRD/NRCS Field Clerk position at the base salary and after 6 months be eligible for a \$500 adjustment to her salary (she will not be eligible for a July 1, 2012 salary adjustment). Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Report

Meduna made the motion, seconded by Saalfeld, to approve the February Financial Statement as presented and distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Meduna made the motion, seconded by Saalfeld, 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

d. Monthly Accounting Update – Update Given

Meduna made the motion, seconded by Saalfeld, that the April LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. EDUCATION, OPERATION & RURAL WATER COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments - None

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. South Fremont 205 Feasibility Study - Update Given

c. Grass Drill Rental Rates

Meduna made the motion, seconded by Saalfeld, to increase the District Grass Drill Rental Rate to \$10/acre. Motion carried on consent agenda.

d. Tree Program – Update Given

e. Summer Interns – Update Given

f. New Vehicle – Update Given

g. Building on Wanahoo Property – Update Given

h. Community Forestry

Meduna made the motion, seconded by Saalfeld, to assist the Shell Creek Cemetery Board with planting 6 trees with a tree spade at 50% cost-share not to exceed \$1,000. Motion carried on consent agenda.

i. Financial Review – Update Given

3. ROCK AND JETTY

a. Applications – Update Given

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads – Update Given

b. Education

1. Soil and Water Stewardship Week – Update Given

2. Spring Conservation Sensation – Update Given

3. Earth Wellness Festival – Update Given

- 4. David City Water Testing – Update Given**
- 5. NRD History Display – Update Given**
- 6. Annual Report - Update Given**
- c. Computers**
 - 1. Mobil Applications – Update Given**
 - 2. Google Maps/Earth Workshop – Update Given**
- 6. RURAL WATER ACTIVITIES**
 - a. Bruno/David City Rural Water – Update Given**
 - b. Colon/Wahoo Rural Water System – Update Given**
 - c. Mead – Update Given**
 - d. Other – Update Given**
 - e. Financial Review – Update Given**

Meduna made the motion, seconded by Saalfeld, that the April LPNNRD Education, Operations 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**
 - 1. Variance Requests for Limited Development (Hydrologically Connected) Area**
 - a. March Variance Requests – Update Given**
 - b. Limited Development Areas – Update Given**
 - 2. Well Permit Program**
 - a. Well Permits Approved - Update Given**
 - b. Water Use Reports – Update Given**
 - 3. Voluntary Integrated Water Management Plan – Update Given**
 - 4. Acre Allotment for 2013 – Update Given**
 - 5. Cost-Share Programs**
 - a. Irrigation Well Sample Kits - Update Given**
 - b. Domestic Well Sample Kits - Update Given**

c. NAWMDN Water Mark Sensors and ET Gauges

McDermott made the motion, seconded by Pollard, that in order to receive cost-share funding from the LPNNRD for the NAWMN program that individual producers must receive training directly from UNL Extension, to limit cost-share funding of the NAWMN program to individual producers only and adopt the following as part of the cost-share policy for the NAWMNM program:

Need to get table from Larry or Russ

d. Cost-Share from 319 Grant for Phase 2 Groundwater Management Area

Ruzicka made the motion, seconded by Meduna, to approve the Phase 2 - 319 Grant cost-share applications from Krafka Family Trust for conversion from gravity to pivot and a flow meter with a total cost-share of \$20,062. Motion carried all members present voting aye.

6. LPNNRD Certification Classes – Update Given

7. Bellwood Phase II Area - Update Given

8. Richland/Schuyler Phase II Area - Update Given

9. Phase 2 Fertilizer Reports

10. Certifying Acres – Update Given

b. Chemigation - Update Given

c. Livestock Waste Permits - Update Given

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells

Meduna made the motion, seconded by Saalfeld, to approve cost share payment for decommissioning the hand dug well for Marilee Polacek for \$1,371.78 and for decommissioning the stock well for Eugene Nelson Rev. Trust for \$374.00. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. LPNNRD Platte River Ground Water Model – Update Given

2. Elkhorn Loup Model (ELM) - Update Given

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

4. Eastern Nebraska HEM Aquifer Mapping – Update Given

c. Ground Water Energy Levels – Update Given

3. OTHER

- a. **Nebraska Producer Crop Yield & Management Data Collection Effort – Update Given**
- b. **GMDA Summer Session - Update Given**
- c. **Comments From The Public – Update Given**

Meduna made the motion, seconded by Saalfeld, that the April 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

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP applications:

			<u>50%</u>	<u>75%</u>
<u>Laverna Rickert</u>	<u>Platte County</u>	<u>Flow Meter</u>	<u>\$625.00</u>	
<u>Kathleen Ptacek</u>	<u>Butler County</u>	<u>Planned Grazing</u>		<u>\$1,672.05</u>

Motion carried on consent agenda.

b. SWCP Payments

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP payment:

			<u>Approved</u>	<u>Total Pmt.</u>
<u>11-S-7</u>	<u>Jerry Newsham</u>	<u>Terraces/Tile</u>	<u>\$10,000</u>	<u>\$10,000</u>

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals

Meduna made the motion, seconded by Saalfeld, to approve the following Sand/Duck applications:

			<u>75%</u>	<u>15% SWCP</u>
<u>Greg Divis</u>	<u>Grade Stab/Small Dam</u>		<u>\$11,850.00</u>	<u>\$2,370.00</u>

Motion carried on consent agenda.

e. Sand/Duck Creek Cost-Share Payments - None

f. Sand/Duck Creek Cancellations – None

g. SWCP Policy Update

Meduna made the motion, seconded by Saalfeld, to approve the SWCP policy with noted changes as attached to the Projects Committee Minutes. Motion carried on consent agenda.

2. WATERSHEDS

a. Shell Creek

1. Shell Creek Improvement Group – Update Given

2. Newman Grove School – Shell Creek Research Group Assistance Request

Meduna made the motion, seconded by Saalfeld, to approve 50% assistance, up to \$637.98, for water testing supplies as attached to the Projects Committee Minutes. Motion carried on consent agenda.

b. Wahoo Creek

- 1. Wahoo Creek Watershed Water Quality Plan – Update Given**
- 3. FSA, EQIP & CRP PLANS SIGNED – Update Given**
- 4. LOWER PLATTE RIVER CORRIDOR ALLIANCE**
 - a. Monthly Report - Update Given**
 - 1. Public Opinion Survey**
 - 2. NDEQ/Calmit**
 - 3. River Obstruction Removal**
 - 4. Upcoming Events**
- 5. OTHER**
 - a. Update on Army COE 205 Studies**
 - 1. South Fremont 205 – Update Given**
 - 2. Schuyler 205 – Update Given**
 - b. City of Wahoo Hazard Mitigation Plan (HMP) - Update Given**
 - c. Project Expense Statement – February 29, 2012 – Update Given**
- 6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT**
 - a. Lake Wanahoo**
 - 1. Design – Maintenance Below Dam**

Kavan made the motion, seconded by Meduna, to hire M.E. Collins to repair erosion washouts below Lake Wanahoo’s embankment for \$5,560 as attached to the Projects Committee Minutes. Motion carried all members present voting aye.
 - 2. CCEI Mediation Update – Update Given**
 - 3. Recreation Construction Agreement (G&P’s Update)**

Kavan made the motion, seconded Meduna, to set June 16th (June 23, as alternate rain date) for the Sand Creek/Lake Wanahoo Dedication Ceremony. Motion carried all members present voting aye.
 - 4. M.E. Collins Borrow Pit Site Draft Agreement – This item was taken earlier**
 - 5. Cropland Rental**

Kavan made the motion, seconded by Meduna, to rent a total of approximately 28 acres below Lake Wanahoo to Paul Cernik and Robert Alm for \$180/acre. Motion carried all members present voting aye.
 - 6. Land Exchange**

Kavan made the motion, seconded by Meduna, to trade approximately 10 acres of Lake Wanahoo property located below the dam, with Paul Cernik, in exchange for approximately 9 acres plus providing LPNNRD a 30 foot wide easement for a trail (approximately 3 acres) on his property located on the west side of Sand Creek. Motion carried all members present voting aye.
 - 7. Saunders County Invoice Payment - \$13,783.07**

Kavan made the motion, seconded by Sabatka, to approve the \$13,783.07 payment to Saunders

County for work completed for Lake Wanahoo fishing pier construction as attached to the Projects Committee Minutes. Motion failed.

AYE: Bailey, Casey, Kavan, McDermott, Meduna, Olson, Sabatka

NAY: Birkel, Clausen, Hagerbaumer, Hilger, Pollard, Ruzicka, Saalfeld, Taylor, Veskerna, Pieke

b. Upstream Structures – Update Given

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

Meduna made the motion, seconded by Saalfeld, to accept and place on file the April Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Approve Garbage Contract for Lake Wanahoo Recreation Area

Casey made the motion, seconded by Meduna, to approve the lowest cost proposal for the Lake Wanahoo Recreation Area garbage removal which was submitted by Waste Connections for \$28/month per 2 yard container with an estimated 2012 cost of \$3,500. Motion carried all members present voting aye.

7b. Selling of Non-Halsey trees from Wanahoo Nurseries

Casey made the motion, seconded by Meduna, to sell non-Halsey trees from the Wanahoo Nurseries for \$100/tree. With that purchase, you are allowed to remove one additional tree for free from the nursery that originated at Halsey. The purchaser is responsible for removal cost and the refilling of any holes created by a tree spade. Motion carried all members present voting aye.

7c. Decommissioned Well Payments

Casey made the motion, seconded by Meduna, to approve the following decommissioned well payments:

<u>Frank Peltz</u>	<u>\$288.00</u>
<u>Ken Hagemann</u>	<u>\$618.49</u>

Motion carried all members present voting aye.

7d. SWCP Payments and Approvals

Casey made the motion, seconded by Meduna, to approve the following SWCP Payments:

<u>Sunny Hill Farms</u>	<u>W&S Basins</u>	<u>\$12,500</u>	<u>\$12,500</u>
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Motion carried all members present voting aye.

Casey made the motion, seconded by Meduna, to approve the following SWCP applications:

		<u>Total</u>	<u>C/S Amount</u>
<u>Nate Rohda</u>	<u>Trees</u>	<u>\$291.20</u>	<u>\$218.40</u>
<u>Mike Woodward</u>	<u>Trees</u>	<u>\$390.00</u>	<u>\$292.50</u>
<u>Dan Bunjer</u>	<u>Trees</u>	<u>\$299.00</u>	<u>\$224.25</u>
<u>Nichole Babst</u>	<u>Trees</u>	<u>\$338.00</u>	<u>\$253.50</u>
<u>Kelly Jarecki</u>	<u>Trees</u>	<u>\$260.00</u>	<u>\$195.00</u>
<u>Josh Rich</u>	<u>Trees</u>	<u>\$299.00</u>	<u>\$224.25</u>
<u>David Pemmereid</u>	<u>Trees</u>	<u>\$722.80</u>	<u>\$542.10</u>
<u>Zach Jilek</u>	<u>Trees</u>	<u>\$708.50</u>	<u>\$531.38</u>

Motion carried all members present voting aye.

7e. Bellwood Phase II – 319 Grant Approvals

Casey made the motion, seconded by Meduna, to approve the following Bellwood Phase II – 319 Grant application:

<u>Dean Novak</u>	<u>7 Flow Meters</u>	
	<u>6 Watermark Sensors</u>	
	<u>1 Soil Probe</u>	
	<u>1 Digital Reader</u>	<u>Total Cost-Share \$6,264.05</u>

Motion carried all members present voting aye.

7f. Action on Lake Wanahoo Shower House

Casey made the motion, seconded by Meduna, to waive normal bidding procedures due to specific request from Nebraska Game and Parks Commission and approve the CXT shower house facility for the Wanahoo Recreation Area with a total cost not to exceed \$150,000 with half of the cost being reimbursed to LPNNRD by Nebraska Game and Parks Commission per Interlocal Agreement. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Meduna made the motion, seconded by Saalfeld, to approve the April consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

Meduna made the motion, seconded by Saalfeld, that we go into executive session at 7:44 p.m. to discuss Lake Wanahoo financing and potential litigation on partner financing and ask that staff members Miyoshi, Murren and Mountford remain. Motion carried all members present voting aye

Birkel made the motion, seconded by Taylor, to come out of closed session at 8:16 p.m. Motion carried all members present voting aye.

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The May Board of Directors Meeting will be held on Monday, May 14, 2012, 7:00 p.m.

Meeting adjourned at 8:20 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 April 9, 2012, 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

Board Meeting Minutes

4/9/12

Page 11

place of said meeting and the subjects to be discussed at said meeting.

Ray Casey, Secretary