

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
AUGUST 12, 2002

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, August 12, 2002

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than June 27, 2002. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bull	Eden	Grueber (arrived 7:10)
Jedlicka	Johannes	Johnson
Kavan	Larsen	Nelson
Reitmajer	Saalfeld	Sabatka
Sendgraff	Shelso	Wilke

DIRECTORS ABSENT

Bailey	Langemeier	Mastny
Sabata		

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	Sousek
Greg Fetterman, LPRCA		Lisa Brichacek, Wahoo Newspaper
Grant Porter, Saunders County		Brad Soncksen, Saunders County NRCS
Ted McCaslin		Ken Mumm
Ralph Pieke		Mike Heldt
Bob Kuzelka		Debbie Ridge
Chuck Karloff		Keith Jurgensen
Doris Karloff		Victor Humlicek
Jim Morgan		Glen Newsham
John Morgan		EJ Wageman

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

Brad Soncksen was present and handed out an EQIP Update and Allocations for F.Y. 02.

b. NARD Report

Kavan reminded the Directors about the Annual Fall Conference, September 22-24, 2002 in Kearney.

5. APPROVAL OF MINUTES

Johnson made the motion, seconded by Saalfeld, to approve minutes from the July 9, 2002 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Reports

Attached to the Executive Committee Minutes are reports from the following meetings: SWCS Annual Meeting, Water Tour and Sand Creek Meetings in Washington, DC.

b. Pending

1. American Society for Dam Safety Officials

Johnson made the motion, seconded by Saalfeld, to send one Staff member to the ASDSO Dam Safety Meeting, September 8-11 in Tampa, Florida. Motion carried on consent agenda.

2. State and Federal Personnel Law Meeting

Johnson made the motion, seconded by Saalfeld, to send one staff member to the Personnel Law Seminar in Omaha on September 17th at a cost of \$199. Motion carried on consent agenda.

3. NARD Fall Conference

Johnson made the motion, seconded by Saalfeld, to send Board Members and up to seven staff members to the NARD Fall Conference, September 22-24 in Kearney. Motion carried on consent agenda.

4. Expenses for Water Policy Task Force

Johnson made the motion, seconded by Saalfeld, that the District will pay expenses for Director Jedlicka to attend Water Policy Task Force Meetings and Executive Committee Meetings. Motion carried on consent agenda.

2. Management Items

a. Director Absence

Johnson made the motion, seconded by Saalfeld, to approve the following Director Absences, Larsen from the May Meeting and Mastny from the June Meeting. Motion carried on consent agenda.

b. Lower Platte River Corridor Alliance

Fetterman presented the monthly Corridor Alliance report. A copy is attached to the Executive Committee Minutes. Johnson made the motion, seconded by Bull, to pay dues for the Lower Platte River Corridor Alliance for F.Y. 03 in the amount of \$12,500 and pay the bill of \$2,020.67 for Domestic Well Testing efforts. Motion carried all members present voting aye.

c. F.Y. 03 NARD Dues

Sendgraff made the motion, seconded by Saalfeld, to pay the NARD dues for F.Y. 03 in the amount of \$12,837. Motion carried all members present voting aye.

d. Saunders County -vs- MUD

The Saunders County -vs- MUD sub-committee met on August 9th. Sabatka made the motion, seconded by Johnson, to set a hearing for August 30, 2002 - 10:00 a.m. at the NRD office to address MUD's motion to dismiss and hear arguments if the NRD should consider hearing stipulations 1 and 17 only, which are well permits, registrations and abandonment. Motion carried all members present voting aye.

e. Envirothon Expenses

Johnson made the motion, seconded by Sendgraff, to take from the table discussion and past motion concerning paying Envirothon Expenses for Director Johannes. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sabatka, Sendgraff, Shelso, Wilke

ABSTAIN: Johannes

Grueber made the motion, seconded by Johnson, to pay expenses for Director Johannes to attend the Envirothon Meetings on behalf of Lower Platte North NRD and NARD. The estimated cost of these expenses for the remainder of the Fiscal Year is \$2,550. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sabatka, Sendgraff, Shelso, Wilke

ABSTAIN: Johannes

f. Bob Weaver Bill

Johnson made the motion, seconded by Saalfeld, to pay the Bob Weaver bill in the amount of \$1,907.50. Motion carried on consent agenda.

g. Pallid Sturgeon Task Force

Saalfeld made the motion, seconded by Johannes, that Lower Platte North NRD amend the Intercoal Agreement on the Pallid Sturgeon Task Force to increase local funding for a level two study for two years. This would increase the District contribution from \$5,000 per year to \$7,500 per year for the remaining two years on the Project. This motion is contingent on the necessary grant funding being secured to move the project forward. Motion carried.

AYE: Grueber, Jedlicka, Johannes, Johnson, Larsen, Saalfeld, Sabatka, Sendgraff, Shelso, Wilke

NAY: Bull, Eden, Kavan, Nelson, Reitmajer

h. The Following Updates Were Given:

* State Budget Update

* Legislative Issues and Curt Bromm

* Water Task Force

* Piping Plover Comment Letter

3. Equipment

No new business.

4. Personnel

No new business.

5. Finance

a. Approval of June Financial Statement

Johnson made the motion, seconded by Saalfeld, to approve the June Financial Statement as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Johnson made the motion, seconded by Saalfeld, to approve the Manager's expenses as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. F.Y. 03 Budget

The LPNNRD Budget Hearing was conducted at 6:00 p.m. on August 12th. Shelso made the motion, seconded by Bull, to approve the F.Y. 03 Budget as presented at the Budget Hearing. Motion carried all members present voting aye.

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

B. OPERATION AND EDUCATION COMMITTEE REPORT

1. WHIP REPORT

a. Payments

Johnson made the motion, seconded by Saalfeld, to approve a WILD NE contract payment for Patrick Poehling on a Wetland Restoration - Silt and Fill Removal project for a total payment of \$5,000. Motion carried on consent agenda.

b. New Contract(s)

Johnson made the motion, seconded by Saalfeld, to approve an additional \$5,000 to Patrick Poehling to extend his Wetland Restoration - Silt and Fill Removal project as recommended by the Game & Parks Commission. Motion carried on consent agenda.

2. OPERATION & MAINTENANCE

a. Rawhide Creek North Branch

Johnson made the motion, seconded by Saalfeld, to assist the Rawhide Creek landowners by purchasing up to six 12" culverts 24' long at an estimated cost of \$1,050 for Sections 35 & 36. Motion carried on consent agenda.

b. Community Forestry

Johnson made the motion, seconded by Saalfeld, to pay \$483 of \$966 to Midland Lutheran College Arboretum for their tree planting project. Motion carried on consent agenda.

c. O & M Maintenance

Johnson made the motion, seconded by Saalfeld, to pay D & L Contracting (Dave Shanahan) \$517.94 for repairing a terrace and incorporating a tile outlet which is directly above and drains into Bellwood 2-C. Motion carried on consent agenda.

d. The Following Updates Were Given:

- ✓ Operation and Maintenance Activities
- ✓ Rawhide "Ditch 8"
- ✓ South Fremont Feasibility Study
- ✓ No-Till Grass Drill - Saunders County

3. ROCK AND JETTY

a. Payment

Johnson made the motion, seconded by Saalfeld, to approve a bank stabilization payment of \$500 to Martin Masek on the Platte River in Butler County and \$3,000 to the City of North Bend for work accomplished on their levee pending inspection by Staff. Motion carried on consent agenda.

Johnson made the motion, seconded by Saalfeld, that end of the year requests (June) for Rock & Jetty funds not exceed an amount of \$2,000/cooperator if funding exist in the Rock & Jetty budget. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any new complaints.

5. INFORMATION & EDUCATION

a. The following Updates Were Given:

- * 30th Anniversary
- * Recreation Brochure
- * NACEE
- * County Fairs
- * Tree Booklet

Johnson made the motion, seconded by Saalfeld, that the August LPNNRD Operation and Education Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. REGULATORY

a. GROUND WATER MANAGEMENT AREA

1. Well Permits

For 2002 the NRD has approved 55 new well permits.

b. Chemigation

Johnson made the motion, seconded by Saalfeld, that at the request of the permit holder and approval of both NRD's concerned, that LPNNRD will do chemigation inspections in neighboring Districts and allow neighboring Districts to do chemigation inspections within our NRD provided that the NRD's portion of the permit fees be forwarded to the District that did the inspection. Motion carried on consent agenda.

2. GROUND WATER PROGRAMS

a. The Following Reports Were Given

- * Well Registrations
- * Wellhead Protection Activities
- * Former Ordnance Plant - Mead
- * Ground Water Quality
- * Phase II GWMA

b. Wahoo Rural Water System

Ted McCaslin, a graduate student gave a presentation on the Rural Water survey that was mailed out to rural residents to get an estimate of public interest.

Johnson made the motion, seconded by Saalfeld, that the August 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

Johnson made the motion, seconded by Saalfeld, to approve Mark Rezac's SWCP planned grazing application for \$2,951.70 (75% cost share) to establish a livestock well. It was further recommended that District's cost-share payment on the completed project will be contingent on receiving state SWCP funds. Motion carried on consent agenda.

b. SWCP Payment Approvals

Johnson made the motion, seconded by Saalfeld, to approve the following SWCP payment for the construction of a small dam:

<u>02-B-02</u>	<u>Robert Juranek</u>	<u>\$7,031.97</u>
<u>02-b-03</u>	<u>Galen Pokorny</u>	<u>\$4,763.92</u>

Motion carried on consent agenda.

2. WATERSHEDS

No new business.

3. FSA, EQIP & CRP PLANS SIGNED

Johnson made the motion, seconded by Saalfeld, to approve the following signed Conservation Farm Plan:

Barta Family Limited Partnership x3 Butler

Motion carried on consent agenda.

4. Locally Led Landowner Groups

- a. The Following Reports Were Given:
- ☼ Skull/Bone Creek Locally Led Landowners
- ☼ Northwest Butler County Landowners
- ☼ Shell Creek Locally Led Landowners
- ☼ David City Restoration Project Update

5. Other

a. David City Project Payment

Johnson made the motion, seconded by Saalfeld, to pay our \$2,500 commitment to David City for the construction of a nature trail in their park. Motion carried on consent agenda.

b. Clear Creek Dike & Drainage District (CCD&DD) Bridge Projects

1. Payment Request on Wageman Bridge Project

Johnson made the motion, seconded by Saalfeld, to approve 1/3 of the total cost or \$2,012.26, to Saunders County as our commitment for the Wageman/CCD&DD project assistance, subject to favorable staff inspection. Motion carried on consent agenda.

2. Project Request for Greg Heldt Bridge Assistance over Clear Creek Ditch

Johnson made the motion, seconded by Saalfeld, to approve 1/3 of the total cost up to a maximum of \$2,012 for the Heldt/CCD&DD Bridge. Motion carried on consent agenda.

c. Elm Creek/Valley View Payment

Johnson made the motion, seconded by Saalfeld, to pay our \$1,216.50 contract commitment to JEO for work completed on the Elm Creek Drainage Project (078D-41) and bill the other three partnering entities for their share. Motion carried on consent agenda.

d. Elkhorn Breakout Project Survey/Engineering Payment

Johnson made the motion, seconded by Saalfeld, to pay our \$739.50 commitment to JEO for work completed on the Elkhorn Breakout Drainage Project (078D-42) and use the Elkhorn Breakout Trust Fund to pay this expense. Motion carried on consent agenda.

e. Sand/Duck Creek Study Contract Payment

Johnson made the motion, seconded by Saalfeld, to pay our \$2,967.82 contact commitment to Olsson Associates for work completed on the Lake Wanahoo Watershed Plan. Motion carried on consent agenda.

6. SNITILY WETLAND PROJECT UPDATE

Kavan made the motion, seconded by Saalfeld, to pay the \$24,812.84 interest payment on the former Snitily property to Wahoo State Bank. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Kavan, Larsen, Nelson,

Reitmajer, Saalfeld, Sendgraff, Shelso, Wilke
ABSTAIN: Sabatka

7. LAKE WANAHOO REPORT

Kavan made the motion, seconded by Reitmajer, to approve Sand Creek Project Amendment No. 3 to our Design Agreement with the Army COE. It was further recommended to approve the Amendment to Addendum "I" of our Interlocal Agreement with the City of Wahoo and Saunders County, to equally share the local cost of \$37,415. Motion carried all members present voting aye.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Johnson made the motion, seconded by Saalfeld, to approve the attached Western Sarpy/Clear Creek Interlocal Cooperation Act Agreement with Saunders County, which states each entity's contribution to the Project. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7.a. Lake Wanhoo - Taxes

Grueber made the motion, seconded by Saalfeld, to pay Saunders County Treasurer \$12,302.98 for the second half of property taxes due on the Lake Wanhoo Property. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sendgraff, Shelso, Wilke

ABSTAIN: Sabatka

7.b. Snitily Wetland Taxes

Grueber made the motion, seconded by Saalfeld, to pay Saunders County Treasurer \$1,447.07 for the second half of the property taxes due on the Snitily Wetland Property. Motion carried

AYE: Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sendgraff, Shelso, Wilke

ABSTAIN: Sabatka

7.c. Lake Wanhoo Note

Grueber made the motion, seconded by Saalfeld, to authorize Chairman to sign the Addendum to Note #69538 which will extend the scheduled payment date to June 15, 2003 on the Lake Wanhoo note. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sendgraff, Shelso, Wilke

ABSTAIN: Sabatka

7.d. Resolution

Grueber made the motion, seconded by Saalfeld, to submit the following resolution "Water Well Permit for Enhancement of Fish and Wildlife Habitat and Recreation" to NARD for consideration at their Annual Conference in September. Motion carried.

AYE: Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Kavan, Larsen, Nelson, Reitmajer, Saalfeld, Sendgraff, Shelso, Wilke

ABSTAIN: Sabatka

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Johnson made the motion, seconded by Saalfeld, to approve the amended August consent agenda by removing item 6.A.2.g. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The September Board of Directors Meeting will be held on Monday, September 9, 2002. Time and location to be determined. Meeting adjourned at 9:20 p.m.

Clint Johannes, Secretary