

LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
AUGUST 14, 2006

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 14, 2006.

1. NOTICE OF MEETING

Chair Johannes declared that Lower Platte North NRD is deviating from our normal 10 day advanced notice for our August 14, 2006 board meeting and has advertised 6 days prior in the Fremont Tribune.

Chair Johannes informed those present that a copy of the "Open Meeting Act" is posted on the Board Room wall for public viewing.

Pledge of Allegiance

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Alm (arrived 7:30)	Bailey	Bull
Eden	Hannah	Hilger
Holstine	Jedlicka	Johnson
Kavan (arrived 7:30)	Koertner	Mastny
Pieke	Reitmayer	Sabatka
Johannes		

DIRECTORS ABSENT

Meduna	Saalfeld
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	Sousek

Gottschalk

Sign in sheet attached to original minutes

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

Carole Janning was present to thank the Board for reconsidering the Projects Committee recommendation on the City of Yutan's trails project.

b. NRCS Report - None

c. NARD Report

Johnson reported on the NARD Health insurance and NARD Fall Conference in Kearney.

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Educational Program

Mike Murren gave an updated on the Lake Wanahoo Project and the 7 upstream dam sites in the Duck and Sand Creek Watershed.

5. APPROVAL OF MINUTES

Mastny made the motion, seconded by Holstine, to approve minutes from the July 10, 2006 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

b. Reports - None

2. Management Items

a. Directors Absence - None

b. Lower Platte River Corridor Alliance

Water Quality Open - Update Give

LPRCA Summit

The first Alliance Summit is planned for September 19 at Camp Carol Joy Holling near Ashland. Directors planning to attend are to let Breunig know.

c. Bob Weaver

Sabatka made the motion, seconded by Reitmajer, to authorize Manager Miyoshi to work out the Scope of Services dated 7/1/06 - 6/30/07 with Bob Weaver and budget \$10,000 for his services for the Fiscal Year; it was further recommended that LPNNRD be the principal point of contact for billing services for LPNNRD, LPSNRD and PMRNRD. Motion carried.

AYE: Bailey, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Mastny, Reitmajer, Sabatka, Johannes

NAY: Alm, Kavan, Pieke

ABSTAIN: Koertner

Bull made the motion, seconded by Johnson, to approve the June Bob Weaver Bill in the amount of \$2,024.17. Motion carried.

AYE: Bailey, Bull, Eden, Hannah, Hilger, Holstine, Kavan, Jedlicka, Johnson,

Mastny, Reitmajer, Sabatka, Johannes

NAY: Alm, Pieke

ABSTAIN: Koertner

d. Meeting No-shows

Mastny made the motion, seconded by Holstine, to have Management prepare a policy regarding no-show at meetings and conferences and present it to Executive Committee for review. Motion carried on consent agenda.

e. Nominating Committee Report - Update Given

f. Change in Per Diem

Mastny made the motion, seconded by Holstine, that LPNNRD set the maximum annual NRD Director per diem at \$3,600 beginning January 1, 2007. Motion carried on consent agenda.

g. NARD Dues

Johnson made the motion, seconded by Jedlicka, to pay the NARD F.Y. 07 dues in the amount of \$14,942.21. Motion carried all members present voting aye.

h. Board and Committee Agendas - Update Given

I. Nebraska Land Trust - Update Given

i. Instream Flow Study - Update Given

k. Pallid Sturgeon Task Force - Update Given

l. NARD Legislative Policy - Update Given

m. Bruno Water Line - Update Given

3. Equipment - None

4. Personnel - None

a. NARD Health Insurance Bond - Update Given

5. Finance

a. Approval of Financial Statements

The June financial report will not be ready until after our annual audit which begins August 7.

b. Approval of Managers Expenses

Mastny made the motion, seconded by Holstine, to approve the Managers expenses as attached to the Executive Committee Agenda. Motion carried all members present voting aye.

c. Accounts Receivable Over 90 Days

We currently have one account receivable over 90 days.

d. Renew Line of Credit

Johnson made the motion, seconded by Mastny, to renew the LPNNRD line of credit for \$400,000 with Wahoo State Bank. Motion carried.

AYE: Alm, Bailey, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Kavan, Koertner, Mastny, Pieke, Reitmajer, Johannes

ABSTAIN: Sabatka

e. F.Y. '07 Budget - Update Given

Mastny made the motion, seconded by Holstine, that the August 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 - Report Given

b. Conservation Reserve Enhancement Program - Report Given

c. South Fremont 205 Study - Report Given

d. Grass Drill Saunders County - Report Given

e. Rawhide Ditch 8 - Report Given

f. LPRCA River Obstruction Agreement and Budget

Reitmajer made the motion, seconded by Sabatka, to approve the Camp Ashland River Obstruction Agreement, budget \$28,000 for FY 2006-07 and to authorize the Chairman to sign the agreement. Motion carried.

AYE: Alm, Bailey, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Koertner, Mastny, Pieke, Reitmajer, Sabatka, Johannes

NAY: Kavan

g. Budget Discussion - Report Given

3. ROCK AND JETTY

a. Payment Requests

Mastny made the motion, seconded by Holstine, to pay Larry Karel, \$2,000 for rock and jetty maintenance work accomplished on the Platte River Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS

Update was given.

5. INFORMATION & EDUCATION

a. Education

1. Newman Grove Stream Sampling GIS - Update Given

b. Information

1. LPRCA Website - Update Given

2. LPNNRD Website - Update Given

3. Fairs - Update Given

4. State Fair - Update Given

5. Husker Harvest Day - Update Given

6. RURAL WATER ACTIVITIES

a. Abie/Linwood - Report Given

b. Bruno/David City Rural Water

Reitmayer made the motion, seconded by Holstine, to authorize Management to ascertain damages concerning the Bruno Rural Water Line not delivering the volume of water as stated in studies, reports and engineering design work and proceed to collect liabilities in consultation with NRD Legal Counsel. It was further recommended to retain professional services to assist in accomplishing this motion. Motion carried all members present voting aye.

c. Colon/Wahoo Rural Water System - Report Given

d. Richland/Columbus Rural Water System - Report Given

e. Cedar Bluffs - Report Given

f. Bellwood - Report Given

g. Swedeburg

Mastny made the motion, seconded by Holstine, to sign a contract with JEO to do a feasibility study on a possible rural water line from Wahoo to Swedeburg for the amount of \$2,500. Motion carried on consent agenda.

h. Equipment

Mastny made the motion, seconded by Holstine, to purchase the Hach DR890 for \$961. Motion carried on consent agenda.

Mastny made the motion, seconded by Holstine, that the August LPNRRD 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. Well Permits

The total number approved permits for 2006 is 56.

2. Cost-Share Programs Reports

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. Flow Meters for GWEL Wells

Mastny made the motion, seconded by Holstine, to allocate funding from the District's GWMA cost share program and to seek extra funding with a grant application to the Environmental Trust to pay for the cost of flow meters with the following areas targeted: 1. GWEL network wells in our potential Level 1A management area primarily in Butler County, 2. Other GWEL network wells in the rest of the District, 3. Other irrigation wells in our potential Level 1A management area. Motion carried on consent agenda.

3. Nitrogen Certification - Update Given

4. Bellwood Phase II Area - Update Given

5. Richland/Schuyler Phase II Area - Update Given

6. Ground Water Management Area

a. Elkhorn Loup Model (ELM)

Alm made the motion, seconded by Holstine, to approve a "Letter of Support" for the Elkhorn Loup Model and budget \$3,000 as match. Motion carried all members present voting aye.

b. Eastern Nebraska Water Resources Assessment (ENWRA)

Sabatka made the motion, seconded by Koertner, to approve Lower Platte North NRD as the lead agency for Eastern Nebraska Water Resources Assessment (ENWRA) and to also approve the ENWRA grant application to NDNR in the amount of \$701,000. It was further moved to approve a "Letter of Support" for the ENWRA from the LPNNRD and budget \$15,000 as match. Motion carried all members present voting aye.

b. Chemigation - Update Given

c. Livestock Waste

1. Livestock Permits - Update Given

2. Shell Creek Manure Discharge - Update Given

d. Irrigation Runoff Complaint - Update Given

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells

Mastny made the motion, seconded by Holstine, to approve cost share payment to decommission the irrigation well for Gilbert Loseke for \$442.22, a domestic well for Orrin Strand for \$191.68, and two stock wells for Carmen Eucker for a total of \$438.35. Motion carried on consent agenda.

b. Ground Water Quality

1. Columbus Area Aquifer Study - Update Given

2. Statewide Network - Update Given

3. Todd Valley Intensive Sampling - Update Given

c. LPNNRD Monitoring Wells - Update Given

d. Former Ordnance Plant Mead

1. Restoration Advisory Board Meeting - Update Given

2. University of Nebraska Cleanup at ARDC - Update Given

e. MUD - Update Given

3. SURFACE WATER PROGRAMS

a. Bacteria Sampling of Selected Lakes - Update Given

b. Toxic Algae Sampling of Fremont State Lakes - Update Given

c. Lower Platte River Water Quality Monitoring Network

Alm made the motion, seconded by Johnson, to not budget funds for the Lower Platte River Corridor Alliance Water Quality Monitoring Network Study for F.Y. 07. Motion carried all members present voting aye.

4. OTHER

a. Water Program Budget - Update Given

b. Summer Inters - Update Given

c. Swedeburg area Update for Potential Rural Water System - Update Given

d. Comments from the Public - Update Given

Mastny made the motion, seconded by Holstine, that the August LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Cancellations

Mastny made the motion, seconded by Holstine, to approve the following SWCP application cancellations:

05-P-01 Luther Bakenhus \$2,852.00

05-B-41 Ellory Renner \$1,000.00

Motion carried on consent agenda

b. SWCP Fall Applications - Update Given

c. SWCP Tree/Grass Payments

Mastny made the motion, seconded by Holstine, to approve the following SWCP tree cost-share payments:

Dave Rood 315 Trees \$236.25 - 75%

06-P-06 Ryan Went HEL to grass \$2,437.14 - 75%

Motion carried on consent agenda.

d. Duck Creek Approvals - Update Given

e. Duck Creek Payments

Mastny made the motion, seconded by Holstine, to approve the following Duck Creek grant payments:

Darlene Chmelka Septic system 60% C/S \$ 2,523.60 (\$2,223.60 + \$300.00)



Rod Kratky      EQIP Supplement      15%      \$ 1,459.00

Motion carried on consent agenda.

## 2. WATERSHEDS

### a. Shell Creek - Jerry Hestekind Small Dam Application

Mastny made the motion, seconded by Holstine, to approve the SWCP small dam application for Jerry Hestekind, for up to 75% cost share and \$4,354.75 assistance.

Motion carried on consent agenda.

## 3. FSA , EQIP & CRP PLANS SIGNED

Holstine made the motion, seconded by Pieke, to approve the signed conservation plans as attached to the Projects Committee Minutes. Motion carried on consent agenda.

## 4. LOCALLY LED LANDOWNER GROUPS

### a. Shell Creek Watershed Improvement Group - Update Given

## 5. OTHER

### a. PrairieLand RC&D Dues Payment

Mastny made the motion, seconded by Holstine, to approve payment of \$250 for Dues and Membership to PrairieLand RC&D. Motion carried on consent agenda.

### b. Yutan Trails Project Assistance Request

Bull made the motion, seconded by Johnson, to approve 50% assistance of the local share of the costs for the Yutan Trail Project, up to \$10,000 per year for three years.

Motion carried.

AYE: Bailey, Bull, Eden, Hannah, Hilger, Holstine, Kavan, Koertner, Mastny, Reitmajer, Sabatka, Johannes

NAY: Alm, Jedlicka, Johnson, Pieke

### c. Leopold Conservation Award Nomination

Sabatka made the motion, seconded by Kavan, that the LPNNRD nominate Fred Benesch for the Leopold Conservation Award. Motion carried all members present voting aye.

### d. Review of FY '07 Projects Budget - Update Given

### e. Update on Army COE 205 Studies

1. South Fremont 205 - Update Given

2. Schuyler 205 - Update Given

3. North Bend 205 - No new information reported.

### f. Snitily Wetland - Bid Letting WRP Construction Components

Mastny made the motion, seconded by Holstine, to advertise for bids on construction components associated with the Snitily WRP Project as outlined by NRCS. Motion carried on consent agenda.

## 6. LAKE WANAHOO REPORT

### a. PMP Study - Funding Request

Hannah made the motion, seconded by Bull, to prepare an interlocal agreement between various interested parties for conducting a study to update Probable Maximum Precipitation (PMP) criteria used by NDNR for flood water structures. Motion carried.

AYE: Bailey, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Kavan, Koertner, Mastny, Pieke, Reitmajer, Sabatka, Johannes

NAY: Alm

## 7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT - Update Given

Mastny made the motion, seconded by Holstine, to accept and place on file the August Projects Committee Minutes. Motion carried on consent agenda.

## 7. ADDITIONAL ACTION ITEMS

### 7a. Set Budget and Levy Hearing Dates

Johnson made the motion, seconded by Bull, to set the LPNNRD F.Y. 07 Budget Hearing for 9:30 a.m. on September 1, 2006 at the district office in Wahoo. Motion carried all members present voting aye.

Johnson made the motion, seconded by Bull, to set the LPNNRD F.Y. 07 Levy Hearing for 10:00 a.m. on September 1, 2006 at the district office in Wahoo.

### 7.b. Tractor & Mower Shredding Rate Increase

Johnson made the motion, seconded by Bull, to approve increasing the Districts Tractor and Mower shredding rate from \$55/tractor hour to \$60/tractor hour for this service.

### 7.c. Sand and Duck Creek Approval and Fall SWCP Approvals

Johnson made the motion, seconded by Bull, to approve the following Sand & Duck Creek / 319 Grant Fund conservation cost-share applications as listed and increase the maximum assistance from \$10,000 to \$ 20,000 within the Sand & Duck Creek Watershed, when using 319 Grant funds.

	75%	Section	Site
Robert Broz	\$ 7,209.44	19-16-6	Duck
John Brtek Trust	\$ 5,797.00	31-16-6	Duck
Glenn Chvatal	\$ 7,010.22	24-16-5	Duck
Robert Dael	\$ 8,172.30	27-16-6	Sand
James Fujan	\$ 2,218.50	28-16-6	Duck
Doris Hynek	\$ 8,626.95	1-16-5	Sand

Joe Kavan	\$ 3,828.15	6-16-6	Sand
Terry Kubik	\$14,668.05	26 & 36-16-5	Sand
Dennis Odvody	\$15,961.91	13-16-5	Sand
Robert Pollock	\$ 4,566.30	16 & 21 15-7	Sand
Ardyth Rockemann	\$11,292.19	28-16-6	Duck
Dale Shanahan	\$ 1,268.48	9-15-7	Sand
Dave Sloup	\$ 3,730.35	13-16-5	Duck
Jeremy VanAmpting	\$ 5,043.45	35-17-5	Sand
Suzanne Wirka	\$ 6,706.71	24-16-5	Duck

Total Sand/Duck Creek Approvals \$106,100. Motion carried all members present voting aye.

Johnson made the motion, seconded by Bull, to approved the following list of Fall SWCP cost-share applications:

North of Platte River

Wendell Bohmont	\$3,620.77	Cropground to Grass	4-17-3	Colfax
Dan Wolfe	\$10,000.00	Planned Graze	33 & 34 17-2	Colfax
Marcella Dvorak	\$9,860.45	Sed. Basins	28-19-2	Colfax
<u>Dennis Zoubek</u>				
C/O Todd Went	\$4,371.77	Planned Graze	16-19-2	Colfax
Orrin Strand	\$7,402.50	Sed. Basins	30-22-5	Boone

Butler County

John Vandenberg	\$4,236.60	Tile & Terraces	34-15-3
Terry Vavrina	\$6,791.25	Tile & Terraces	28-16-4
Richard Semrad	\$7,060.70	Tile & Terraces	34-16-4
Jerry Roh/Roh Farms	\$10,000.00	Tile & Terraces	26-15-4
Randall Schawang	\$5,469.75	Planned Graze	33-16-1

Total SWCP approvals \$68,813.79. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Mastny made the motion, seconded by Holstine, to approve the August consent agenda as amended. 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 11, 2006, 7:00 p.m. Lower Platte North NRD Office.

Meeting adjourned at 9:35 p.m.

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 August 14, 2006, 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.

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Ted Bailey, Secretary