

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
August 8, 2011**

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 8, 2011.

1. NOTICE OF MEETING

The advanced notice of our August board meeting was published on July 21, 2011 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:

Acklie	Bailey	Boyd
Casey	Hagerbaumer	Hannah
Hilger	Johannes	Kavan
McDermott	Meduna	Pieke
Pollard	Ruzicka	Saalfeld
Sabatka	Taylor	Veskerna

DIRECTORS ABSENT

Renter

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Gottschalk	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 was present to give the NRCS/NRD Report for August Board Meeting.

c. NARD Report

Kavan reported on the upcoming Fall Conference September 25-27 in Kearney, NE and the recently attended Nebraska Water Tour.

d. NRC Report

Director Johannes reported that the Commission will meeting in September in conjunction with NARD Fall Conference.

e. Managers Report

Manager Miyoshi reviewed his written report.

g. Education Program

Saalfeld gave a presentation on his recent voyage aboard the U.S.S. Enterprise.

5. APPROVAL OF MINUTES

Acklie made the motion, seconded by Saalfeld, to approve minutes from the July 11, 2011 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. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

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

c. Wanahoo Financing Report

McDermott made the motion, seconded by Meduna, that due to threat of litigation relating to Wanahoo Financing that the Board go into closed session at 8:10 p.m. and ask that staff members Miyoshi, Murren and Mountford remain. Motion carried all members present voting aye

Casey made the motion, seconded by Acklie, to come out of closed session at 8:25 p.m. Motion carried all members present voting aye.

Acklie made the motion, seconded by Hilger, that Lower Platte North NRD hire Rembolt-Ludtke as outside counsel and authorize Manager Miyoshi to sign contract with Rembolt-Ludtke. Motion carried all members present voting aye.

d. Monthly Education Program - Update Given

e. Resignation of Director Rollie Renter

Acklie made the motion, seconded by Saalfeld, to regretfully accept the resignation from Director Rollie Renter and declare a vacancy in Sub-District one. It was further recommended to appoint a search committee made of the following Directors (Acklie, Hagerbaumer, Pollard, Saalfeld and Taylor) and appoint Saalfeld as chair of the Sub-Committee to bring forth a candidate for the approval by the full Board. Motion carried on consent agenda.

f. NARD Membership Dues

Meduna made the motion, seconded by Sabatka, to approve payment of \$20,346.51 for NARD 2011-2012 Membership. Motion carried all members present voting aye.

3. Equipment - None

4. Personnel

a. NRCS CTA (conservation technical assistance) Position

Hilger made the motion, seconded by Meduna to:

1. Accept and approve a CTA contract with NRCS.
2. The contract period be a maximum of 15 months and expire December 31, 2012.
3. The maximum NRD cost is \$33,500.
4. Authorize the general manager to sign the CTA Contract.
5. Begin advertising for the new position.

Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Report – Update Given

b. Approval of Managers Expenses

Acklie 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

e. Set Property Tax Levy Rate Hearing Date And Time

Acklie made the motion, seconded by Saalfeld, to set the F.Y. 2012 Property Tax Levy Rate Hearing for 6:00 p.m. on September 12, 2011 which is just prior to our September Board Meeting. Motion carried on consent agenda.

f. Set Budget Hearing Date and Time

Meduna made the motion, seconded by Saalfeld, to set a second Budget Hearing for Monday, September 12th at 6:00 p.m. (just prior to the board meeting). Motion carried on consent agenda.

Acklie 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. 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. Czechland Camper Pad Electrical

Acklie made the motion, seconded by Saalfeld, to have staff get ideas and estimates from a dirt contractor to install 3 or 4 non-electrical camper pads at Czechland. Motion carried on consent agenda.

d. Hail Damage to Office & Out Building - Update Given

e. Equipment

Acklie made the motion, seconded by Saalfeld, to get a price for a new No-till grass drill, budget for one and to pursue an Environmental Trust Grant to assist in paying for it. Motion carried on consent agenda.

f. Bellwood Dam 3-A - Update Given

g. Emergency Action Plans (EAP) – Update Given

h. Budget Review – Update Given

3. ROCK AND JETTY

a. Applications – Update Given

b. Payment Requests

Acklie made the motion, seconded by Saalfeld, to pay Frank Stanek \$420 for Streambank Stabilization work on the Platte River in Colfax County and the City of North Bend \$2,000 for work accomplished on their levee pending inspection by staff. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads - Update Given

2. Tyler Printing - Update Given

3. Fremont Lake Project – Update Given

4. County Fairs – Update Given

b. Education

1. GPS Activity for Kids Summer Institute – Update Given

c. Computers

1. GIS Server – Update Given

2. Director Downloads - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System – Update Given

c. Bellwood/Richland - Update Given

d. Mead - Update Given

e. Other – Update Given

Acklie made the motion, seconded by Saalfeld, that the August 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 Request for Restricted Development Area

Acklie made the motion, seconded by Saalfeld, to follow LPNNRD Policy and deny the variance request for Gary Ladenburger for a new well and to irrigate 100 new acres in the restricted development Prague subarea. It was further recommended that the Water Committee would reconsider the request if a test hole well log(s) were submitted to LPNNRD that shows a substantially greater aquifer formation than represented in the LPNNRD Subarea Delineation Study. Motion carried on consent agenda.

2. Variance Requests for Limited Development (Hydrologically Connected) Area

a. July Variance Requests – Update Given

b. Limited Development Areas - Update Given

3. Well Permit Program

a. Well Permits Approved - Update Given

b. Lindsay Manufacturing - Update Given

4. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. Flow Meters for Phase 2 Groundwater Management Area – Update Given

5. LPNNRD Certification Classes - Update Given

6. Bellwood Phase II Area - Update Given

7. Richland/Schuyler Phase II Area - 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 – Update Given

3. Nebraska Water Well Decommissioning Fund – Update Given

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)

Saalfeld made the motion, seconded by McDermott, to pay \$30,000 to ENWRA for FY11-12. Motion carried all members present voting aye.

4. Eastern Nebraska HEM Aquifer Mapping - Update Given

c. Ground Water Quality Sampling - Update Given

d. Former Ordnance Plant Near Mead

1. UNL Cleanup Efforts - Update Given

2. COE Annual Site Tour – Update Given

3. SURFACE WATER PROGRAMS

a. State Lakes

1. Bacteria Sampling – Update Given

2. Toxic Algae – Update Given

b. Streamgauges

Saalfeld made the motion, seconded by Johannes, to pay both bills from USGS for a combined total of \$21,970 to maintain stream gauges on Shell and Wahoo Creeks, the real time ground water level monitoring well and for additional water quality parameters monitored at the Shell Creek gauge. Motion carried all members present voting aye.

4. OTHER

a. Water Programs Budget – Update Given

b. Equipment Purchase

Acklie made the motion, seconded by Saalfeld, to take advantage of the discount and purchase two In-situ troll 700's and the needed cables for \$3,572.20. Motion carried on consent agenda.

c. Comments from the Public - Update Given

Acklie made the motion, seconded by Saalfeld, 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 Application Approvals – Update Given

b. SWCP Payments

Acklie made the motion, seconded by Saalfeld, to approve the following SWCP payments:

			<u>50%</u>	<u>Payment</u>
<u>08-S-13</u>	<u>Brad Williams</u>	<u>Flow Meter</u>	<u>\$642.50</u>	<u>\$534.50</u>
<u>10-D-42</u>	<u>Christensen Corp</u>	<u>Flow Meter</u>	<u>\$642.50</u>	<u>\$642.50</u>
<u>10-B-44</u>	<u>Wm./Marilyn Peters Tr.</u>	<u>Flow Meter</u>	<u>\$642.50</u>	<u>\$642.50</u>
<u>11-C-2</u>	<u>Mark Rickert</u>	<u>Flow Meter</u>	<u>\$642.50</u>	<u>\$642.50</u>

Motion carried on consent agenda.

c. SWCP Cancellations – Update Given

d. Sand/Duck Creek Approvals – Update Given

e. Sand/Duck Creek Cost-Share Payments – Update Given

f. Sand/Duck Cancellations - None

2. WATERSHEDS

a. Shell Creek

1. Shell Creek Improvement Group – Update Given

b. Wahoo Creek – Update Given

3. FSA , EQIP & CRP PLANS SIGNED – Update Given

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

Attached to the Projects Committee Minutes find the Lower Platte River Corridor Alliance Monthly Report. Meghan Sittler gave a report on Alliance activities and answered questions on the Alliance Budget.

5. OTHER

a. Update on Army COE 205 Studies

1. South Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. FY 2012 Draft Budget Review – Update Given

c. Nebraska Farmer Article on Irrigation/NRD's & BL962 – Update Given

6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT

a. Wanahoo Recreation Construction – Update Given

b. Upstream Dam Construction – Update Given

c. Wanahoo Construction Contract – Update Given

d. Inspection of Drawdown Pipe – Update Given

e. Wahoo Fire and Rescue Practice – Update Given

f. Partnership Funding Committee – Update Given

g. Wanahoo Recreation Area Management – Update Given

h. Shower House – Update Given

i. Lake Wanahoo Management Plan – Update Given

j. Wanahoo Lake Level Advisory Panel

Casey made the motion, seconded by Sabatka, to approve the suggested format for an advisory panel to make suggestions for managing Wanahoo lake levels. Panel members are: three members from Lower Platte North NRD, one member from City of Wahoo, one member from Saunders County, one member from the Corps of Engineers, one member from the Department of Natural Resources, one member from Game and Parks Commission, two members from the Landowner group and one member from Olsson Associates. Motion carried.

AYE: Acklie, Bailey, Boyd, Casey, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

ABSTAIN: Kavan

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Casey made the motion, seconded by Meduna, to pay \$150,000 to Papio Missouri NRD, as attached to the Projects Committee Minutes, toward our commitment on the Western Sarpy/Clear Creek Levee Project. Motion carried all members present voting aye.

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

7. ADDITIONAL ACTION ITEMS

7a. KTIC Ads

Saalfeld made the motion, seconded by Meduna, to approve advertising with KTIC radio station for FY 11-12 at a monthly cost of \$155.00. Motion carried all members present voting aye.

7b. Payment to DHHS for Sampling

Saalfeld made the motion, seconded by Meduna, to approve payment to DHHS in the amounts of \$12,891, \$3,025 and \$802 for groundwater sampling results for Bellwood Sub-Area, Statewide network and GWMP cost-share assistance. Motion carried all members present voting aye.

7c. SWCP Payments and Approval

Saalfeld made the motion, seconded by Meduna, to approve the following SWCP Approvals and Payments:

SWCP Approvals:

Tom Sprunk	Platte Co.	Planned grazing system	\$4,606.13
Knuth Family Farms	Saunders Co.	Flow Meter	\$642.50

SWCP Payments:

			<u>Approved \$</u>	<u>Final C/S \$</u>
11-P-11 Kurt Wilke	Platte Co.	Flow Meter	\$642.50	\$492.00

Motion carried all members present voting aye.

7d. Sand and Duck Creek Payments

Saalfeld made the motion, seconded by Meduna, to approve the following Sand/Duck Creek Cost-Share Payments:

		<u>Approved \$</u>	<u>Final C/S \$</u>	<u>SWCP</u>
Gary Ladenburger	Terraces/Basins & Tile	\$4,560	\$5,403.62	\$3,224.68
Brent Zakovec	Terraces/Basins & Tile	\$3514.61	\$3,691.74	\$2,208.21

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Acklie made the motion, seconded by Saalfeld, to approve the August consent agenda. 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 12, 2011, 7:00 p.m.

Meeting adjourned at 9:20 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 August 8, 2011, 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.

William Taylor, Secretary