

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
AUGUST 13, 2001**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:05 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, August 13, 2001.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than August 1, 2001. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey	Bull	Eden
Grueber (arrived 7:43)	Jedlicka	Johannes
Johnson	Kavan	Langemeier
Mastny	McDermott (left 8:30)	Nelson
Reitmajer	Sabatka	Sendgraff
Shelso		

DIRECTORS ABSENT

Saalfeld	Sabata	Wilke
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	
Lisa Brichacek, Wahoo Newspaper		Greg Fetterman, LPRCA
Brad Soncksen, Saunders NRCS		Ingrid Vestraeten, USGS

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

Soncksen reported that the LPNNRD has 1,600 CRP contracts in the District.

b. NARD Report

Don Kavan reminded Directors that the NARD Annual Conference is September 23-25 in Kearney.

Greg Fetterman and Ingrid Vestraeten gave an update on the domestic well study.

Item 6.D.5.a. was taken at this time.

Western Sarpy Clear Creek Levee

5. APPROVAL OF MINUTES

Bull made the motion, seconded by Shelso, to approve minutes from the July 9, 2001 Board Meeting.
Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

Bull made the motion, seconded by Shelso, to approve one staff member attending the ASDSO Annual Conference, September 9-12 as shown on the sheet attached to the Executive Committee Minutes. Motion carried on consent agenda.

2. Management Items

a. Directors Absences

Bull made the motion, seconded by Shelso, to approve the absence for Bailey from the March and May Board Meeting and Wilke from the June Board Meeting. Motion carried on consent agenda.

b. NARD Dues

Fiscal Year 02 NARD dues are \$11,006 plus the NRCS special assessment of \$1,831. Shelso made the motion, seconded by Bull, to approve the FY 02 dues for NARD of \$12,837. Motion carried all members present voting aye.

c. Publishing of Bills

Discussion took place on publishing District expenses each month. Bull made the motion, seconded by Shelso, to rotate the newspaper in which NRD expenses are published. These are to be one year rotations and include Fremont, Schuyler, David City and Wahoo Newspapers. Motion carried on consent agenda.

d. Changing Directors Per Diem

Effective September 1, 2001 Director Per Diem may be increased to a maximum of \$70 by a vote of the Board. We are currently at \$50 per day.

e. Piping Plover - Position Letter

Bull made the motion, seconded by Shelso, that a letter be sent to U.S. Fish and Wildlife Service stating the NRD's position on potential changes by the Fish and Wildlife Service for the Piping Plover critical habitat area in Nebraska. The letter urges that the program, currently being carried out by Nebraska Game and Parks and the University of Nebraska with funding from Fish and Wildlife Service remain in place and that the blanket designation not be allowed in Nebraska. Motion carried on consent agenda.

f. NHD Grant

The National Hydrography Data project has received a grant that will be administered by the Lower Platte North NRD. This grant will outline the stream lines for the Salt/Wahoo Watershed the grant is for \$24,600 half of which was paid up front and District has received. Shelso made the motion, seconded by Mastny, to ratify the interlocal agreement attached to the Executive Committee Minutes, and authorize purchase of computer and software as attached to the Executive Committee Minutes and Management be authorized to hire necessary employees to complete work as outlined in the interlocal agreement. Motion carried all

members present voting aye.

g. Platte River Corridor Alliance

Several items on the Platte River Corridor Alliance were discussed by the Board. It was felt no action should be taken on these matters until after the Joint Meeting with LPSNRD and PMRNRD, which is scheduled for August 16 at 7:00 p.m. at the LPNNRD Office in Wahoo.

3. Equipment

a. Service Agreement on Telephone System

Bull made the motion, seconded by Shelso, that the District not renew the service agreement for the District phone system. Motion carried on consent agenda.

4. Personnel

a. Supplemental Insurance

Supplemental Insurance is being offered by NARD for District employees. Bull made the motion, seconded by Shelso, that the NARD supplemental insurance options be available to District Employees with no cost to the District. Motion carried on consent agenda.

Johannes made the motion, seconded by Grueber, to go into executive session to talk about personnel issues at 8:05 p.m. Motion carried all members present voting aye.

Bull made the motion, seconded by Johannes to go out of executive session at 8:25 p.m. Motion carried all members present voting aye.

Johannes made the motion, seconded by Shelso, to accept the Personnel Sub-Committee recommendation on the General Managers Salary. Motion carried.

AYE: Bailey, Bull, Eden, Grueber, Jedlicka, Johannes, Johnson, Langemeier, Mastny, McDermott, Nelson, Reitmajer, Sendgraff, Shelso

NAY: Kavan, Sabatka

5. Finance

a. Financial Reports

Due to the Annual Audit in progress the June Financial Statement will not be available until next month.

b. Approval of Managers Expenses

Bull made the motion, seconded by Shelso, to approve the Managers expenses as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. Set Budget Hearing Date

Bull made the motion, seconded by Shelso, that FY 02 Budget Hearing and the Hearing to change the levy rate be held on September 10, 2001 at 6:00 p.m. at LPNNRD Office. Motion carried on consent agenda.

d. FY 02 Budget

Bull made the motion, seconded by Shelso, that no items be placed on the Capital Outlay portion of the budget that is less than \$1,000 in initial costs. Motion carried on consent agenda.

Bull made the motion, seconded by Shelso, 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 - Materials

Bull made the motion, seconded by Shelso, to approve payment of \$538.32 to Cihacek Bros., Saunders County for ground prep, seed and seeding on their 6 acre Wild NE tract. Motion carried on consent agenda.

b. New Contract(s)

None

2. OPERATION & MAINTENANCE

a. The Following Updates Were Given:

- ✓ Operation and Maintenance Activities
- ✓ Rawhide Creek North Branch
- ✓ South Fremont Feasibility Study
- ✓ Czechland Silt Dam
- ✓ Bellwood Ditch 4 Drainage
- ✓ Grass Drill

b. Equipment

Mastny made the motion, seconded by Bull, to raise our rate from \$50/Hour to \$55/Hour for the tractor, shredder and employee when hired out by Dike and Drainage Districts to mow. Motion carried all members present voting aye.

3. ROCK AND JETTY

a. Payment

None

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any new complaints.

5. INFORMATION & EDUCATION

a. The following Updates Were Given:

- * Website

- * Viaduct
- * I&E Staff Group
- * Fairs

Bull made the motion, seconded by Shelso, 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 2001 the NRD has approved 35 permits. This time last year we had 43 permits.

Bull made the motion, seconded by Shelso, to waive the \$250.00 late fee and require that Orrin Strand pay the normal fee of \$17.50 for the well permit. Motion carried on consent agenda.

2. Nitrogen Certification Classes

Bull made the motion, seconded by Shelso, that either the landowner or tenant has to be certified to apply nitrogen fertilizer in order for the landowner to receive cost share funds from the LPNNRD. Motion carried on consent agenda.

3. The Following Reports Were Given:

- ☞ Chemigation
- ☞ Vadose Zone Sampling
- ☞ Well Registrations
- ☞ Livestock Waste Permits
- ☞ MUD Complaint

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

Bull made the motion, seconded by Shelso, to approve cost share payment to decommission the irrigation well for Darold Gehring for \$703.31. Motion carried on consent agenda.

b. The Following Reports Were Given

- * Wellhead Protection Areas
- * Groundwater Quality - Platte Valley
- * Mead NOP
- * Monitoring Wells
- * Ground Water Energy Levels

c. Beneficial Reuse of the Clean Up Water

Bull made the motion, seconded by Shelso, to pay \$2,270.92 to Environmental Chemical Corporation for

a 10" valve for Steve Frahm and to assess an annual valve user fee to Mr. Frahm of \$20.00 per year. Motion carried on consent agenda.

3. OTHER

a. Bioremediation of Wahoo Public Water Well Supply Well

Bull made the motion, seconded by Shelso, to not fund the bioremediation study for the Wahoo public water supply wells. Motion carried on consent agenda.

Bull made the motion, seconded by Shelso, 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 Payments:

Bull made the motion, seconded by Shelso, to approve the following SWCP payments:

<u>01-S-13</u>	<u>John Walker Luedtke</u>	<u>\$ 221.19</u>
<u>01-Bo-16</u>	<u>Jeff Temme</u>	<u>\$ 365.17</u>
<u>01-P-10</u>	<u>Eugene Ramaekers</u>	<u>\$ 1342.34</u>
<u>01-B-18</u>	<u>Lawrence Pokorny</u>	<u>\$ 3,824.30</u>
<u>01-B-20</u>	<u>Fred Benesch</u>	<u>\$ 5,708.62</u>

Motion carried on consent agenda.

b. SWCP Cancellations

Bull made the motion, seconded by Shelso, to cancel the following SWCP payments:

<u>01-S-06</u>	<u>Lawrence Jelinek</u>	<u>\$7,500</u>
<u>01-C-11</u>	<u>James Gerrad Jr.</u>	<u>\$3,293.19</u>

Motion carried on consent agenda.

c. CRP Incentive Payments

Bull made the motion, seconded by Shelso, to approve the following CIP payment:

Norbert Foltz \$250.00

Motion carried on consent agenda.

d. SWCP Application Review/Approvals for Fall

Bull made the motion, seconded by Shelso, to approve eligible SWCP applications for fall construction as attached to the Projects Committee Minutes. Motion carried on consent agenda.

e. Emergency Repair Application:

Bull made the motion, seconded by Shelso, to approve 75% of the cost, up to a maximum of \$1,800 total cost-share, for emergency repair to the Kenneth Miller diversion structure. Motion carried on consent agenda.

f. CRP Incentive Program (CIP) Payments

Jedlicka made the motion, seconded by Sabatka, to approve the following CIP payments:

<u>Jason Fittje</u>	<u>Platte</u>	<u>1185 trees</u>	<u>10%</u>	<u>\$ 104.28</u>
<u>Darrell Godeken</u>	<u>Platte</u>	<u>Filter Strip</u>	<u>25%</u>	<u>\$ 35.75</u>
<u>Dennis Laska</u>	<u>Platte</u>	<u>Riparian</u>	<u>50%</u>	<u>\$ 171.63</u>

Motion carried on consent agenda.

g. CRP Incentive Program (CIP) Cancellations:

Jedlicka made the motion, seconded by Sabatka, to cancel the following CIP applications:

<u>Larry Loseke</u>	<u>(Platte)</u>	<u>\$180</u>
<u>Jeff Miller</u>	<u>(Platte)</u>	<u>\$250</u>
<u>Scott Mueller</u>	<u>(Platte)</u>	<u>\$250</u>

Motion carried on consent agenda.

2. WATERSHEDS

a. Skull Creek Watershed

1. Site 55 (Homestead Lake) Construction

Langemeier made the motion, seconded by Kavan, to approve the \$26,662.11 change order with Kobus Construction for the completion of work associated with dam construction and for additional rock rip-rap to protect the emergency spillway area. Motion carried all members present voting aye.

2. Homestead Lake Recreation Development

Bull made the motion, seconded by Shelso, to ratify the Managers signature on the Homestead Lake Recreation Development Contracts, change order, and notice to proceed. Motion carried on consent agenda.

3. Homestead Lake Property Boundary

Bull made the motion, seconded by Shelso, to locate the new Homestead Lake south boundary fence, west of the emergency spillway area, on the location of the existing fence. It was furthered recommended to send the landowner a letter as to our fencing plans, with a statement that while we will not disturb existing south boundary fence east of the emergency spillway area, at this time, we do recognize the fact that it is misaligned. Motion carried on consent agenda.

3. FSA, EQIP & CRP PLANS SIGNED

Bull made the motion, seconded by Shelso, to approve the following list of conservation plans:

<u>Brian Goff</u>	<u>Butler</u>	<u>Rich and Bob Paseka</u>	<u>Saunders</u>
<u>Robert Krafka</u>	<u>Saunders</u>	<u>Eddie Stuchlik</u>	<u>Saunders</u>
<u>Terry Kubik</u>	<u>Saunders</u>	<u>Hollst Brothers</u>	<u>Saunders</u>
<u>Tom Hruza</u>	<u>Saunders</u>	<u>Lawrence Jelinek</u>	<u>Saunders</u>
<u>Richard Kubik</u>	<u>Saunders</u>		

James Jelinek Saunders

BRT Farms Saunders

Marianne Yost Saunders

Randy Fendrich Saunders

Randy Kremlacek Saunders

Ron Sabatka Saunders

Edward Stuchlik Saunders

Gary Humlicek X 4 Butler

Robert Schmit Butler

Motion carried on consent agenda.

4. LOCALLY LED CONSERVATION CORE GROUP REPORT

c. The following Reports Were Given:

 Northwest Butler County Landowners Meeting

 Skull/Bone Creek Locally Led Landowners

b. Shell Creek Locally Led Landowners

Bull made the motion, seconded by Shelso, to approve up to \$500 for conservation practice promotion signs for use in the Shell Creek Watershed. Motion carried on consent agenda.

5. OTHER

a. Western Sarpy Clear Creek Levee

Jedlicka made the motion, seconded by Langemeier, to direct Manager Miyoshi to start the negotiating process with MUD to help pay for the Western Sarpy/Clear Creek Levee Project and report back to the Projects Committee. Motion carried all members present voting aye.

b. Clear Creek D&DD Structure Repair Assistance Request -Stan Keiser

Bull made the motion, seconded by Shelso, to approve 50% up to \$4,000 assistance to the Clear Creek Dike and Drainage District, for costs to repair the dam on the Stan Keiser property to its original condition. Motion carried on consent agenda.

c. RC&Ds

Bull made the motion, seconded by Shelso, to contribute \$200 to the Nebraska Loess Hills RC&D as requested. Motion carried on consent agenda.

6. LAKE WANAHOO REPORT

a. Nieveen Property

Langemeier made the motion, seconded by Grueber, to ratify settlement on the Nieveen Property. Motion carried all members present voting aye.

b. COE Feasibility Study and EIS

Langemeier made the motion, seconded by Johannes, to approve the \$48,700 payment to the Corps of

Engineers for completion of the Sand & Duck Creek PED phase study to be split with City of Wahoo, Saunders County and NRD. Motion carried all members present voting aye.

Bull made the motion, seconded by Shelso, that the August LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7.a. Return Dam Deposit

Bull made the motion, seconded by Jedlicka, to return \$500 dam deposit to Pat Shanahan. Motion carried all members present voting aye.

7.b. Haying Czechland Lake

Bull made the motion, seconded by Jedlicka, to bid the haying and baling of half of the emergency spillway and portions of the back 97 acres at Czechland Lake. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Bull made the motion, seconded by Shelso, 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 10, 2001. Time and location to be determined. Meeting adjourned at 9:50 p.m.

Dean Johnson, Secretary