

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
DECEMBER 8, 2008

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, December 8, 2008.

1. NOTICE OF MEETING

The advanced notice of our December board meeting was published on November 20 and 26, 2008 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Jedlicka 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	Boyd	Bull
Eden	Hannah	Hilger
Johannes	Johnson	Kavan
Meduna	Reitmajer	Renter
Sabatka	Taylor	Veskerna
Vrana	Jedlicka	

DIRECTORS ABSENT

Saalfeld

STAFF AND GUESTS:

Mountford	Miyoshi	Breunig
Gottschalk	Angle	Murren

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

None

c. NARD Report

Director Johnson reminded the Directors about the Legislative Conference January 27-28, 2009 in Lincoln.

d. NRC Report

Director Johannes reported that the Commission is currently reviewing the NRDF program and guidelines.

e. Managers Report

Manager Miyoshi's reviewed his written report.

f. Education Program

Russ Schultz and Chris Poole gave a presentation on the Lower Platte Weed Management activities and the GPS Cameras they are using to identify infested areas along the river.

5. APPROVAL OF MINUTES

Acklie made the motion, seconded by Renter, to approve minutes from the November 10, 2008 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

1. GMDA Annual Meeting

Acklie made the motion, seconded by Renter, to send two staff and two directors to the GMDA Annual Meeting, January 7-9, 2009 in San Diego, CA. Motion carried on consent agenda.

2. NARD Legislative Conference - 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

Acklie made the motion, seconded by Renter, to approve payment of \$2,750 to Bob Weaver for November services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. Nominating Sub-Committee

Election of 2009 LPNNRD Officers will take place in January. Director Jedlicka appointed all past Chairs (Bull, Johannes, Johnson, Kavan and Sabatka) to the sub-committee to secure the nominations. Director Johnson was appointed as Chair of the Sub-Committee. Acklie made the motion, seconded by Renter, to appoint Director Bull

as a Director Emeritus for his 36 years of service to the District. Motion carried on consent agenda.

d. January Board Meeting Location - Update Given

e. Monthly Education Program - Update Given

f. Governor Appointed Board and Commissions - Update Given

g. Annual Recognition Banquet - Update Given

h. Legal Retainer

Acklie made the motion, seconded by Renter, to approve the new Retainer Agreement with Edstrom, Bromm, Lindahl & Freeman-Caddy as attached to the Executive Committee Minutes and authorize the Chairman to sign said agreement. Motion carried on consent agenda.

i. Office Location Sub-Committee - Update Given

j. Lower Platte Valley Preservation Project

The Nebraska Land Trust has begun a program to identify, evaluate and preserve special places in the Lower Platte through the use of Conservation Easements. The cost to administer such a program is estimated to be \$110,000 per year. Papio and LPS NRDs have agreed to fund the effort at \$30,000 each per year. Hannah made the motion, seconded by Johnson, that the LPNNRD commit up to \$5,000 to the Lower Platte Valley Preservation Project in fiscal year 09-10. Motion failed.

AYE: Hannah, Johnson

NAY: Acklie, Boyd, Bull, Eden, Hilger, Johannes, Kavan, Meduna, Pieke, Reitmajer, Renter, Sabatka, Taylor, Veskerna, Vrana, Jedlicka

k. Susan Seacrest Foundation

Acklie made the motion, seconded by Renter, to pay our \$200 pledge to the Susan Seacrest Foundation. Motion carried on consent agenda.

l. Water for the West - Update Given

m. Mindi Rogers Claim

Acklie made the motion, seconded by Renter, to forward the Mindi Rogers claim to our insurance carrier. Motion carried on consent agenda.

3. Equipment

a. Server Update

Bull made the motion, seconded by Vrana, to purchase the following equipment and software to make the necessary upgrades to the LPNNRD server:

<u>Equipment</u>	
<u>Primary Server</u>	<u>\$2,815.96</u>
<u>Additional RAM</u>	<u>\$439.98</u>
<u>Secondary Server</u>	<u>\$1,995.97</u>
<u>Total</u>	<u>\$5,251.91</u>

<u>Software</u>	
<u>Small Business Server 2008</u>	<u>\$1,282.78</u>
<u>20 client access Licenses</u>	<u>\$1,040.00</u>
<u>Total</u>	<u>\$2,322.78</u>

Motion carried all members present voting aye. We have budgeted \$6,000 for server upgrades this year and \$4,000 for Server software upgrades

4. Personnel

a. Vacation Policy

There was a comment in our audit report on our current vacation policy. The Personnel Sub-Committee reviewed this policy and is making the attached recommended changes. It was recommended (by Hilger), seconded (by Pieke), to approve the vacation policy as attached to the Executive Committee Minutes. Recommendation carried. (Hannah- Nay)

Johnson made the motion, seconded by Meduna, to table the vacation policy and send it back to the Personnel Sub-Committee. Motion carried.

AYE: Acklie, Boyd, Bull, Eden, Hannah, Hilger, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Sabatka, Taylor, Veskerna

NAY: Johannes, Vrana, Jedlicka

5. Finance

a. Approval of Financial Report

Acklie made the motion, seconded by Renter, to approve the July, August, September and October financial reports. Motion carried on consent agenda.

b. Approval of Managers Expenses

Acklie made the motion, seconded by Renter, 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. Audit Sub-Committee

Sabatka made the motion, seconded by Johnson, to approve increasing our HBE

Annual Audit fees from \$15,375 to \$20,375 and authorize payment of same. Motion carried all members present voting aye.

Acklie made the motion, seconded by Renter, that the December 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

Acklie made the motion, seconded by Renter, to approve a WHIP contract payment of \$210 to Frank Hicken Jr. in Saunders County. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. Nebraska Dog & Hunt Club

Acklie made the motion, seconded by Renter, to allow the Nebraska Dog & Hunt Club permission to use the back 100 acres of wildlife management area at Czechland Lake for their 2009 Field Trials and Hunt Tests during the months of April, June, August and September. Motion carried on consent agenda.

c. Injury Claim Incident - Update Given

d. South Fremont 205 Study - Update Given

e. Lower Platte Weed Management Area - Update Given

f. Conservation Tree Program - Update Given

g. Platte County Grass Drill - Update Given

h. Vehicle Replacement

Acklie made the motion, seconded by Renter, to have staff check with some dealers to see if they can compete with a State Contract price and to have a vehicle purchase recommendation by the next committee meeting and authorize the O, E and RW Committee to make the vehicle purchase at the January 5 committee meeting. Motion carried on consent agenda.

i. Eagle Scout Project

Acklie made the motion, seconded by Renter, to work with Tyson Jelinek to develop a plan for rebuilding a restroom at Czechland Lake as an Eagle Scout Project in which the District would provide all materials. Motion carried on consent agenda.

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information/Education

1. Long Range Plan - Update Given

2. NRD Fact Sheets - Update Given

3. Viaduct - Update Given

4. Calendars - Update Given

5. County Government Day - Update Given

b. Computer

1. Antispam Renewal - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Abie/Linwood - Update Given

d. Bellwood/Richland - Update Given

e. Swedeburg

Boyd made the motion, seconded by Renter, to hold the public hearing on the Apportionment of Benefits for the Hillside Estates and Aspen Ridge IPA on January 5th at 8:30 a.m. Motion carried all members present voting aye.

f. Other Items - Update Given

Acklie made the motion, seconded by Renter, that the December 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. Well Permit Program - Update Given

2. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. Phase 2 Irrigation Flow Meter Cost-Share

Acklie made the motion, seconded by Renter, to accept the \$248,625 EPA 319 grant for the installation of irrigation well flow meters in our Phase 2 areas and name Tom Mountford as the grant administrator. 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

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

b. LPNNRD Ground Water Studies

1. Sub-Area Delineation Study - Update Given

2. LPNNRD Platte River Ground Water Model - Update Given

3. Elkhorn Loup Model (ELM)- Update Given

4. Eastern Nebraska Water Resources Assessment (ENWRA) - Update Given

c. Ground Water Energy Levels - Update Given

1. Network Expansion - Update Given

2. District Fall Measurements - Update Given

3. Multi-Agency Wann Basin Area Network - Update Given

d. Ground Water Complaints

1. Platte River Uplands Subarea

Vrana made the motion, seconded by Veskerna, to approve a temporary stay on the Platte River Uplands subarea, which includes all or part of the following sections: T18N, R6E, Sections 24; T18N, R7E, Sections 19-27, and 36; T18N, R8E, Sections 20-21, 28-29, 32-33. Recommendation Carried.

AYE: Acklie, Boyd, Bull, Eden, Hilger, Johnson, Meduna, Reitmajer, Renter, Sabatka, Veskerna, Vrana

NAY: Hannah, Kavan, Pieke, Taylor, Jedlicka

f. Ultrasonic Flow Measurements - Update Given

3. OTHER

a. GMDA Annual Conference - Update Given

b. Presentations - Update Given

c. Comments from the Public - Update Given

Acklie made the motion, seconded by Renter, that the December LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Applications Approvals

Acklie made the motion, seconded by Renter, to approve the following SWCP application contingent on receiving a \$500 deposit:

Kathleen Pilakowski Platte Co. Grade Stab. Structure \$ 5,685.00

Motion carried on consent agenda.

b. SWCP Payments

Acklie made the motion, seconded by Renter, to approve the following SWCP Payments:

			<u>Approved</u>	<u>Final Cost</u>
<u>07-Bo-38</u>	<u>John Larson</u>	<u>Flow Meter</u>	<u>\$655.00</u>	<u>\$655.00</u>
<u>08-C-10</u>	<u>Wendall Bohmont</u>	<u>Planned Grazing</u>	<u>\$2,559.05</u>	<u>\$2,099.86</u>
<u>08-S-11</u>	<u>Roger Nelson</u>	<u>Flow Meter</u>	<u>\$650.00</u>	<u>\$650.00</u>
<u>08-B-25</u>	<u>Michael Demuth</u>	<u>W/S Basins</u>	<u>\$4,500.00</u>	<u>\$3,354.77</u>
<u>08-M-12</u>	<u>Donald Wiese</u>	<u>W/S Basins</u>	<u>\$9,459.00</u>	<u>\$7,852.06</u>
			<u>TOTAL:</u>	<u>\$14,611.69</u>

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals - None

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

f. Sand/Duck Cancellations - None

g. Flow Meter Cost-Share Process Draft - Update Given

2. WATERSHEDS

3. FSA , EQIP & CRP PLANS SIGNED

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

5. LOWER PLATTE RIVER CORRIDOR ALLIANCE

6. OTHER

a. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler 205 - Update Given

b. District-Wide All Hazard Mitigation Plan - Update Given

c. Saunders County SID No. 8 (Woodcliff) Pre-Feasibility Evaluation-Update Given

d. Ithaca Project Report and Cost-Share Request

Bull made the motion, seconded by Meduna, to approve a \$12,500 assistance payment to Ithaca for their completed Drainage Project. Motion carried all members present voting aye.

e. Platte Center Bank Stabilization Project Requests

Acklie made the motion, seconded by Renter, to approve a 50% assistance payment totaling \$7,271.25 to Platte Center toward their Phase I Bank Stabilization Project. Motion carried on consent agenda.

f. Newman Grove Request on Shell Creek Drainage Improvement

Bull made the motion, seconded by Meduna, to approve 50% cost share up to a maximum of \$6,400 assistance toward the Newman Grove Drainage Improvement Project. Motion carried all members present voting aye.

g. Update on David City NW Drainage Project - Update Given

h. Schuyler High School Assistance-Water Testing Supplies

Acklie made the motion, seconded by Renter, to approve payment of \$212.76 toward Schuyler High School's request for water testing supplies. Motion carried on consent agenda.

7. LAKE WANAHOO REPORT

a. Lake Wanahoo Committee Meeting Review

1. Commercial Contractors Contract Payment

Johnson made the motion, seconded by Bull, to approve a \$1,198,356.30 contract payment to Commercial Contractors for work completed on the Lake Wanahoo embankment. Motion carried all members present voting aye.

2. State Revolving Loan Fund Interest & Fee Payment

Meduna made the motion, seconded by Boyd, to approve a \$15,385.90 interest payment due on our State Revolving Fund Loan for Lake Wanahoo, to the Nebraska Department of Environmental Quality. Motion carried all members present voting aye.

3. Union Pacific Proposed Contribution to Lake Wanahoo

Acklie made the motion, seconded by Renter, to accept Union Pacific Railroad's offer to contribute \$5,000 toward the construction of Lake Wanahoo. Motion carried on consent agenda.

4. Update on NET Approval of Fund Shift & Extension - Update Given

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

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

7. ADDITIONAL ACTION ITEMS

7.a. Approval of Bids on Irrigation Equipment

Bids were opened at 1:00 p.m. on December 8th. Meduna made the motion, seconded by Bull, to approve individual bids which total \$25,517 on Lake Wanahoo Irrigation Equipment as attached. It was further recommended to approve an offer from Erik Alm for the end guns on site #8 and #9 for \$400. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Reitmayer made the motion, seconded by Meduna, 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 Renter, to approve the December consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The January Board of Directors Meeting will be held on Monday, January 12, 2009, 5:30 p.m.

Meeting adjourned at 9:25 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 December 8, 2008, 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.

Ralph Pieke, Secretary