

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
February 13, 2012**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 1:30 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, February 13, 2012.

1. NOTICE OF MEETING

The advanced notice of our February board meeting was published on January 26, 2012 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:

Bailey	Birkel	Casey
Clausen	Hagerbaumer	Hannah
Hilger	Johannes	McDermott
Meduna	Olson	Pieke
Saalfeld	Sabatka	Taylor
Veskerna		

DIRECTORS ABSENT

Kavan	Pollard	Ruzicka
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Becker	Angle
Oaklund	Gottschalk	Heimann

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 and reviewed his written report.

c. NARD Report

None

d. NRC Report

Johannes reported on the January 25th Meeting held in conjunction with the NARD Legislative Conference.

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Russell Oaklund updated the Board on the recent GMDA Conference held in New Orleans.

5. APPROVAL OF MINUTES

Birkel made the motion, seconded by Saalfeld, to approve the minutes from the January 9, 2012 Board Meeting as amended. Motion carried all members present voting aye.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. NARD Washington DC Conference

Meduna made the motion, seconded by Saalfeld, to send two directors and two staff to the NARD Washington DC Conference March 10-14. It was further recommended to send Pieke and Miyoshi one day early (March 9) to make the annual congressional updates and requests. Motion carried on consent agenda.

2. Directors Retreat – Update Given

b. Reports – None

1. Recognition Banquet – Update Given

2. GMDA – Update Given

3. NARD/NRD Employee Benefits – Update Given

2. Management Items

a. Directors Absence – Update Given

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

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

c. NARD Building at Husker Harvest – Update Given

d. Monthly Education Program – Item was taken earlier

e. Lake Wanahoo Finances

Johannes made the motion, seconded by Bailey, to approve payment to our attorney Dave Bargaen at Rembolt-Ludtke for December and January services in the amount of \$5,986.68. Motion carried all members present voting aye.

f. NWRA Dues

Meduna made the motion, seconded by Saalfeld, to pay our NWRA 2012 Membership Dues in the amount of \$998. Motion carried on consent agenda.

g. Committee Chairs – Update Given

h. Legislation – Update Given

i. 2012 Election Certification - Update Given

j. Colfax County Cargill Tax Refund

Meduna made the motion, seconded by Saalfeld, to approve the following refunds from our tax proceeds totaling \$10,475.66 from Colfax County involving Cargill Meat Solutions and inform Colfax County to withhold LPNNRD tax receipts equal to this amount:

<u>FY 2009</u>	<u>\$1,967.17</u>
<u>FY 2010</u>	<u>\$3,687.75</u>
<u>FY 2011</u>	<u>\$4,820.74</u>
<u>Total</u>	<u>\$10,475.66</u>

Motion carried all members present voting aye.

3. Equipment

a. Coffee Maker

Meduna made the motion, seconded by Saalfeld, to purchase a three burner Bun Coffee Maker for \$528 plus shipping. It was further recommended to add a water filter to the water line. Motion carried on consent agenda.

4. Personnel

a. Brenda Wardman Retirement

Brenda Wardman our Colfax County Clerk is planning to retire from full time work in March. She and Dave Bickelmeier would like her to continue working part time to get a new clerk trained plus work on some of the Farm Bill paper load. Meduna made the motion, seconded by Sabatka, authorize Management to move forward with the advertising and interviewing schedule to fill the Colfax County NRD/NRCS clerk position due to the retirement of Brenda Wardman. Motion carried all members present voting aye.

b. Job Title and Description Change

With the Lake Wanahoo project slowing down Mike Murren's job title and description need to be updated. Attached to the Executive Committee Minutes find a revised job description with the title "Large Project Manager". This title reflects work he currently does along with his Wanahoo duties which is managing construction and planning on the 7 Up-Stream Sites, Western Sarpy/Clear Creek Project and upcoming work on Schuyler land rights. The Board can review this potential change over the next month with potential action at the March Committee and Board Meetings.

5. Finance

a. Approval of Financial Report

Meduna made the motion, seconded by Saalfeld, to approve the December Financial Statement as presented and distributed. Motion carried all members present voting aye.

b. Approval of Managers Expenses

Meduna 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

Meduna made the motion, seconded by Saalfeld, that the February LPNDRD 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. Grass Drill Saunders Count – Update Given

d. Tree Program – Update Given

e. Watershed Dams – Update Given

f. Emergency Action Plans (EAP) – Update Given

g. Vehicles – Update Given

h. Building on Wanahoo Property – Update Given

i. Financial Review – Update Given

3. ROCK AND JETTY

a. Applications – Update Given

b. Payment Requests

Meduna made the motion, seconded by Saalfeld, to pay Peter Burger \$2,000 for bank stabilization work on Sand Creek. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads – Update Given

2. Annual Banquet – Update Given

3. NRD Calendars – Update Given

4. Historical Display – Update Given

5. Annual Report

Meduna made the motion, seconded by Saalfeld, to approve printing of the 2011 LPNNRD Annual Report for \$2,199. Motion carried on consent agenda.

b. Education

1. Soil and Water Stewardship Week

Meduna made the motion, seconded by Saalfeld, to approve purchase of up to \$2,000 of Soil & Water Stewardship materials for area schools and churches. Motion carried on consent agenda.

c. Computers

1. NARD Web Sites – Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water – Update Given

b. Colon/Wahoo Rural Water System

Meduna made the motion, seconded by Saalfeld, to ratify the decision to hire M.E. Collins to repair the water line due to an emergency and pay M.E. Collins \$754.40 for services rendered. Motion carried on consent agenda.

c. Mead – Update Given

d. Other – Update Given

Meduna made the motion, seconded by Saalfeld, that the February 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 Requests for Limited Development (Hydrologically Connected) Area

a. Steve Osantowski Variance Request – Update Given

b. January Variance Requests – Update Given

c. Limited Development Areas

Meduna made the motion, seconded by Saalfeld, to conditionally approve the following variance requests and issue these variances from the 2012 acre allocation:

Variance	Landowner	Acres	Field Legal Description	Well Legal Description	County
LPN-V-012-0150 Class 2	Rankin & Sons	4.19	Expansion - Portions of NW1/4 of NE1/4, S10, T20N, R5W	Existing well in Center of E1/2, S10, T20N,	Boone

				R5W	
LPN-V-012-0153 Class 2	Robert Schiltmeyer	5.23	Expansion – Portions of SW1/4 of NE1/4, S11, T22N, R6W	Existing well in Center of NE1/4, S11, T22N, R6W	Boone

- 2. Well Permit Program**
 - a. Well Permits Approved - Update Given**
 - b. Water Use Reports – Update Given**
- 3. Voluntary Integrated Water Management Plan – Update Given**
- 4. Acre Allotment for 2013 – Update Given**
- 5. Cost-Share Programs**
 - a. Irrigation Well Sample Kits - Update Given**
 - b. Domestic Well Sample Kits - Update Given**
 - c. NAWMDN Water Mark Sensors and ET Gauges – Update Given**
 - d. Cost-Share from 319 Grant for Phase 2 Groundwater Management Area – Update Given**
- 6. LPNNRD Certification Classes – Update Given**
- 7. Bellwood Phase II Area - Update Given**
- 8. Richland/Schuyler Phase II Area - Update Given**
- 9. Phase 2 Fertilizer Reports**
- 10. Certifying Acres – 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. LPNNRD Platte River Ground Water Model – Update Given**
 - 2. Elkhorn Loup Model (ELM) - Update Given**

3. Eastern Nebraska Water Resources Assessment (ENWRA) – Update Given

4. Eastern Nebraska HEM Aquifer Mapping – Update Given

c. Former Ordnance Plant near Mead – Update Given

3. OTHER

a. Nebraska Producer Crop Yield & Management Data Collection Effort – Update Given

b. GMDA Annual Conference - Update Given

c. Comments From The Public – Update Given

Meduna made the motion, seconded by Saalfeld, that the February 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

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP application:

Klassen Farms Ins.	Flow Meter x 2	<u>50%</u> <u>\$ 1,285.00</u>
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Motion carried on consent agenda.

b. SWCP Payments

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

			<u>Approved</u>	<u>Total Payment</u>
<u>11-S-6</u>	<u>Raikes Foundation Farms Inc.</u>	<u>Terr./Tile</u>	<u>\$7,669.13</u>	<u>\$5,754.11</u>
<u>11-P-28</u>	<u>Merlin Groteluschen</u>	<u>*Basins/Tile</u>	<u>\$12,500.00</u>	<u>\$12,500.00</u>

(* This is a \$ 40,833 total project)

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals – None

e. Sand/Duck Creek Cost-Share Payments

Meduna made the motion, seconded by Saalfeld, to approve the following Sand/Duck cost share payments:

			<u>Approved</u>	<u>75%</u>	<u>25% Grant</u>	<u>15%Grant</u>
<u>11-S&D-5</u>	<u>Robert Dauel</u>	<u>Basins/Tile</u>	<u>\$7,117.50</u>		<u>\$7,091.48</u>	<u>\$2,836.78</u>
<u>11-S&D-12</u>	<u>Milton Odvody</u>	<u>Terr./Tile</u>	<u>\$10,415.00</u>	<u>\$8,088.13</u>		<u>\$1,616.63</u>

Motion carried on consent agenda.

f. Sand/Duck Creek Cancellations

Meduna made the motion, seconded by Saalfeld, to cancel the following Sand/Duck cost share application:

<u>11-S&D-9</u>	<u>Lois Happel</u>	<u>Basins/Tile</u>	<u>\$ 12,500</u>
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Motion carried on consent agenda.

g. SWCP Policy Update – Update Given

h. Certified TSP Requirement from NRCS – Update Given

2. WATERSHEDS

a. Shell Creek

1. Shell Creek Improvement Group – Update Given

2. USGS Shell Creek Water Quality Monitoring Agreement

Johannes made the motion, seconded by Saalfeld, to complete the 2012 Shell Creek Continuous Water Quality Monitoring Project Agreement with USGS, at a revised total cost of \$20,744. It was further recommended to pay this expense from the Shell Creek Sinking Fund. Motion carried all members present voting aye.

Meduna made the motion, seconded by Olson, to pay the current bill of \$7,163 to USGS for operation of the Shell Creek Continuous Reader Gauge. Motion carried all members present voting aye.

b. Wahoo Creek

1. Wahoo Creek Watershed Quality Contract Payment to JEO

Meduna made the motion, seconded by McDermott, to pay JEO \$11,890.77 for contract work completed on the Wahoo Creek Water Quality Plan as attached to the Projects Committee Minutes.

AYE: Bailey, Birkel, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

ABSTAIN: Casey

2. Wahoo Creek 319 Grant Approval by NDEQ – Update Given

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

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

5. OTHER

a. Update on Army COE 205 Studies

1. South Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. Annual Nebraska No-Till Conference Support Request

Meduna made the motion, seconded by Saalfeld, to provide \$1,500 toward speaker's expenses for the Nebraska No-Till Conference. Motion carried on consent agenda.

c. Crop, Soil & Water Management Clinic – Update Given

d. David City Northwest Drainage Project – Update Given

e. Project Expense Statement – Update Given

6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT

a. Lake Wanahoo

1. Design – Update Given

2. CCEI Mediation Update – Update Given

3. COE Recreation Construction – Update Given

4. Lake Wanahoo Land Note – Update Given

5. Operation of Lake Wanahoo Recreation Area

Much review and discussion took place on the proposed Interlocal Agreement between LPNDR and Nebraska Game and Parks Commission. NG&PC has formally approved this agreement. Birkel made the motion, seconded by Taylor, to table the agreement with Game and Parks Commission to operate Lake Wanahoo to an undefined later date subject to the cooperation of our partners to resolve disputes under our Interlocal agreement for the Lake Wanahoo Project namely Saunders County and the City of Wahoo. Motion carried.

AYE: Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

NAY: Bailey

6. M.E. Collins Borrow Pit Site Proposal

Casey made the motion, seconded by Sabatka, to have staff prepare an agreement with M.E. Collins for purchasing up to 150,000 cubic yards of soil from the Lake Wanahoo property at \$1.00 per yard and bring the agreement back to the full board for approval. Motion carried all members present voting aye.

b. Upstream Structures – Update Given

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT – Update Given

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

7. ADDITIONAL ACTION ITEMS

7a. Update Appraisals on Remaining Upstream Sites

Hilger made the motion, seconded by Meduna, to hire Dwight Johnson and Associates to update the appraisals needed on the Site 6 (6 - tracts) and Site 15 (8 – tracts) of the Sand Creek Upstream Project at an estimated cost of \$7,350. Motion carried all members present voting aye.

7b. Decommissioned Well Payments

Hilger made the motion, seconded by Meduna, to approve the following decommissioned well payments:

Chad King \$380.33

Mike Wolf \$907.76

Motion carried all members present voting aye.

7c. SWCP Payments

Hilger made the motion, seconded by Meduna, to approve the following SWCP Payments:

	<u>Approved</u>	<u>Payment</u>
<u>11-Bo-1 Gary Seier Flow Meter</u>	<u>\$642.50</u>	<u>\$617.62</u>

Motion carried all members present voting aye.

7d. Sand & Duck Creek Payments

Hilger made the motion, seconded by Meduna, to approve the following Sand & Duck Creek Payments:

		<u>SCWP</u>	<u>Grant</u>
<u>DC-7</u>	<u>Glenn Chvatal Terrace/Tile</u>	<u>\$7,010.22</u>	<u>\$5,345.94</u>
<u>11-S&D-13</u>	<u>Vernon Virka Terrace/Tile</u>	<u>\$12,500.00</u>	<u>\$9,727.81</u>

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Casey 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

Meduna made the motion, seconded by Saalfeld, to approve the amended February consent agenda by deleting the following motions (5; 6.D.2.a.2. and 6.D.6.a.6.) Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The March Board of Directors Meeting will be held on Thursday, March 8, 2012, 5:30 p.m.

Meeting adjourned at 4:45 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 February 13, 2012, 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.

Ray Casey, Secretary