

**LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
JANUARY 10, 2000**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 5:30 p.m. at the Lower Platte North NRD Office, Wahoo, NE on Monday, January 10, 2000.

**1. NOTICE OF MEETING**

Public notification was made in area newspapers no later than December 30, 1999. Meeting notification and agendas were also provided.

**2. ROLL CALL - INTRODUCTIONS**

**DIRECTORS PRESENT AND CONSTITUTING A QUORUM:**

Bailey	Daufeldt	Grueber (arrived 5:54)
Jedlicka	Johannes	Johnson
Kavan	Lallman	Langemeier (left 7:45)
Nelson	Mastny	McDermott
Saalfeld (arrived 6:45)	Shelso	Wilke (arrived 5:45)

**DIRECTORS ABSENT**

Bull	Sabata	Sabatka
Sendgraff		

**STAFF AND GUESTS:**

Miyoshi	Mountford	Breunig
Murren	Vasa	
Susie Leu, Butler County NRCS		Scott Sukstorf, Cedar Bluffs
Brad Soncksen, Saunders County NRCS		Randy Sukstorf, Cedar Bluffs
Lisa Brichacek, Wahoo Newspaper		

**3. APPROVAL OF AGENDA**

**4. COMMENTS - ADVISORS/GUESTS/DIRECTORS**

Susie Leu was present to make a few comments on happenings in the Butler County NRCS field office. Brad Soncksen updated the Board on EQIP allocations and terrace staking.

Johannes made a few comments on the upcoming Legislative Conference.

**5. APPROVAL OF MINUTES**

Saalfeld made the motion, seconded by Mastny, to approve the minutes from the December 13, 1999 Board Meeting. Motion carried on consent agenda.

**6. REPORT OF STANDING COMMITTEES**

**A. OPERATION AND EDUCATION COMMITTEE REPORT**

**1. WHIP REPORT**

**a. Payments**

Saalfeld made the motion, seconded by Mastny, to approve five WHIP contract payments at a total of \$2,885. Motion carried on consent agenda.

James Chambers	Butler	\$600	Roger Nelson	Colfax	\$375
Layton Anderson	Madison	\$225	Scanlon Bros.	Saunders	\$980

Herb Syring                      Butler              \$705

**2.            OPERATION & MAINTENANCE**

**a.            The Following Updates Were Given:**

- ✓        North Bend Slough Drainage
- ✓        Community Forestry Program
- ✓        Czechland Wetland Grants
- ✓        Rawhide Creek North and West Branch Studies
- ✓        Tree Program

**b.            Vehicle Replacement**

Lallman made the motion, seconded by Shelso, to sell/trade the 1985 Chevy 1 ton and to advertise for bids for a 1 ton cab and chassis. Motion carried all members present voting aye.

**3.            ROCK AND JETTY**

**a.            Payments**

Saalfeld made the motion, seconded by Mastny, to approve three rock and jetty payments, Dean Arps and Ernest Strate in Dodge County \$1,000 and \$705.14 respectively, and Wesley Keiser on Wahoo Creek in Saunders County \$646.25 all pending inspection. Motion carried on consent agenda.

**b.            Clear Creek Drainage District Request of Assistance**

Saalfeld made the motion, seconded by Mastny, not to assist Clear Creek Drainage District in paying a portion of \$26,862.80 for clearing and cleaning of Ditch 10, but to wait until the end of the fiscal year to see if there are extra funds available in the Rock and Jetty Program for assistance. Motion carried on consent agenda.

**4.            EROSION & SEDIMENT RULES & REGULATIONS**

The District has not received any new complaints.

**5.            INFORMATION & EDUCATION**

**a.            State Recreation Brochure**

Saalfeld made the motion, seconded by Mastny, to contribute \$200 to NARD for printing expenses for the recreation brochure. Motion carried on consent agenda.

**b.            Annual Report**

Shelso made the motion, seconded by Lallman, to authorize up to \$6,700 for full-color printing of the annual report and insertion in five area newspapers. Motion carried all members present voting aye.

**c.            Web Site Award**

The District web site has received 1<sup>st</sup> prize in the NACD Outreach Awards. The award and a \$500 check will be presented at the NACD Annual Conference in Colorado Springs. The District also receive an honorable mention award in the Special Publications category.

**d.            Banquet Giveaways**

Saalfeld made the motion, seconded by Mastny, to pay Newton Manufacturing \$843.42 for the

promotional coasters. Motion carried on consent agenda.

**e. Wahoo Creek Watershed Meeting**

Saalfeld made the motion, seconded by Mastny, to provide up to \$300 for lunch for the Conservation Dollar Opportunities Meeting if donations do not match expenses. Motion carried on consent agenda.

Saalfeld made the motion, seconded by Mastny, that the January LPNNRD Operation and Education Committee Minutes be received and placed on file. Motion carried on consent agenda.

**B. WATER COMMITTEE REPORT**

**1. REGULATORY**

**A. Groundwater Management Area**

**1. The Following Reports Were Given:**

- ☞ Distribution Manifold and Calibration Meter Cost-share
- ☞ Manure testing and Software Cost Share
- ☞ Well Permits
- ☞ Vadose Zone Sampling
- ☞ N-Serve Demonstration Plot

**2. Nitrogen Certification Classes**

Saalfeld made the motion, seconded by Mastny, to publish an ad four times in area newspapers listing the training dates with an estimated cost of \$3,160.00. Motion carried on consent agenda. Staff expects to certify approximately 300 to 400 landowners this year. Saalfeld made the motion, seconded by Mastny, that LPNNRD pay \$5.00 per person to Extension for each attendee to the Nitrogen Certification Classes. Motion carried on consent agenda.

**2. GROUND WATER PROGRAMS**

**A. Decommissioned Well Program**

Saalfeld made the motion, seconded by Mastny, to approve payment to decommission the two domestic and one stock well for Dick Meyer for \$816.60, a stock well for Carolyn Simodynes for \$219.19, and two domestic wells for Larry Swanson for \$105.75. Motion carried on consent agenda.

**B. The Following Updates Were Given:**

- \* LPNNRD Monitoring Wells
- \* Ground Water Energy Levels
- \* Well Head Protection Area 319 Grant

**3. SURFACE WATER**

**A. The Following Updates Were Given:**

- ✓ Sand and Duck Creek Study
- ✓ Ambient Stream Gauging Network

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

**Item 6.D.2.m.3. was taken at this time.**

Johnson made the motion, seconded by Johannes, to go into executive session at 6:07 p.m. to discuss

rental rates on Lake Wanahoo property. Motion carried all members voting aye.

Bailey made the motion, seconded by Shelso, to go out of executive session at 6:41 p.m. Motion carried all members present voting aye.

Johannes made the motion, seconded by Jedlicka, to set the rental rate on the marginal irrigated land which is being farmed as dryland at \$85. This number is subject to review prior to the 2001 cropping season. Motion carried all members present voting aye.

Johnson made the motion, seconded by Johannes, to pay half of the expenses for Daufeldt to attend the Lake Wanahoo Appropriation Hearing in Washington, D.C. the third week of February. Motion carried all members present voting aye.

**C. PROJECTS COMMITTEE REPORT**

**1. SWCP REPORT**

**a. Approve SWCP & CIP Payments**

Saalfeld made the motion, seconded by Mastny, to approve the following SWCP & CIP payments:

	<u>Charles Barjenbruch</u>	<u>\$203.63</u>	<u>CIP</u>	
	<u>Glenn Theilen</u>	<u>\$ 89.03</u>	<u>CIP</u>	
	<u>Ron Furasek</u>	<u>\$925.00</u>	<u>Emergency repair</u>	
<u>99-C-40</u>	<u>Arnold Muhle Jr.</u>	<u>\$2477.48</u>	<u>State funds</u>	
<u>99-B0-42</u>	<u>Kurt Skillstad</u>	<u>\$2084.09</u>	<u>Local funds</u>	<u>(part payment)</u>

Motion carried on consent agenda.

**b. Cancel Applications**

Saalfeld made the motion, seconded by Mastny, to cancel the following SWCP applications:

<u>99-S-28</u>	<u>Robert Paskevic</u>
<u>99-S-49</u>	<u>Arnold Kaspar</u>
<u>99-S-72</u>	<u>Reynold Woita</u>
<u>99-S-73</u>	<u>Reynold Woita</u>
<u>99-P-81</u>	<u>Lyle Alswager</u>
<u>99-B-88</u>	<u>Terry Vavrina</u>

Motion carried on consent agenda.

**c. Extend Fall SWCP Applications to Spring**

Saalfeld made the motion, seconded by Mastny, to extend fall SWCP applications to spring as listed on the attached SWCP report. Motion carried on consent agenda.

**d. Rescind Land Treatment Priority Status Above Ten Wahoo Creek Dam Sites**

Saalfeld made the motion, seconded by Mastny, to rescind the 90% cost-share rate and the priority status above Wahoo Creek Dam Sites 26, 27, 55, 56, 57, 60, 64, 66, 67, and 77 along Wahoo Creek until such time structure funding opportunities exist. Motion carried on consent agenda.

**e. Rescind Land Treatment Priority Status Above Skull Creek Dam Site 30**

Saalfeld made the motion, seconded by Mastny, to rescind the 90% cost-share rate and the priority status above Skull Creek Structure Site 30, until such time it appears funding opportunities exist. Motion carried on consent agenda.

**2. WATERSHEDS**

**a. Skull Creek Watershed**

The Skull Creek Dam Site 55 Land rights Public Hearing will be held at 6:30 p.m. on January 11, at the Bruno Lounge.

**b. Lake Wanahoo Update**

Mike Murren gave an update on the status of Lake Wanahoo landrights negotiations which have been going well.

**3. ELKHORN RIVER BREAKOUT IPA**

No new business to report.

**4. FSA & CRP PLANS**

Saalfeld made the motion, seconded by Mastny, to approve the following conservation plans:

Dodge County Robert Maxsen

Butler County Ernest Nekuda, Michael Demuth, Gary Humlicek

Motion carried on consent agenda.

**5. OTHER**

**a. The Following Updates Were Given:**

 Livestock Waste Permits

 Nebraska Buffer Strip Program

 Update on Lower Platte Study near Fremont

Saalfeld made the motion, seconded by Mastny, that the January LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

**D. EXECUTIVE COMMITTEE REPORT**

**1. Meetings**

**a. Pending**

**1. NARD Legislative Conference**

The NARD Legislative Conference will be held January 25-26 at the Cornhusker Hotel in Lincoln.

**2. Management Items**

**a. Director Absences**

Saalfeld made the motion, seconded by Mastny, to approve the absences from the November Board Meeting for Bailey and Daufeldt. Motion carried on consent agenda.

**b. Building Addition Update**

Contractor Paul Gifford has begun work on the building addition. The trees have been removed from the parking area, the trenching basement construction and utility relocation will take place shortly.

**c. MUD Litigation**

Johnson made the motion, seconded by Saalfeld, that a committee made up of Board Members Jim

McDermott, Jane Daufeldt, Dean Johnson and Ervin Bull as an alternate with assistance from Legal Counsel Lindahl and Manager Miyoshi act as hearing officer or seek assistance and appoint a hearing officer to hear and handle the Saunders County vs MUD complaint. The Committee is to determine the course of action the District takes and report to the Board for final action. Motion carried all members present voting aye.

**d. Services for Bob Weaver**

Daufeldt made the motion, seconded by Saalfeld, to pay \$7,388.16 to the Lower Platte South for billings received from Bob Weaver for work on the COE Study, Lake Wanahoo Project, Clear Creek Levee Extension and Fremont South Projects. Motion carried all members present voting aye.

**e. Alliance Coordinator Position**

Greg Fetterman from Waukee, IA has been hired as the new Alliance Coordinator. Greg comes to us with service in public administration most recently as the Assistant City Administrator in Waukee, IA. He will begin work January 18<sup>th</sup> and will be stationed at the Lower Platte South in Lincoln.

**f. Legislation**

Each Director has received a copy of the Carry Over bills from the 1999 Legislative Session. They are placed in each of the Directors mailbox for your review.

**g. Fremont Trails Plan**

Saalfeld made the motion, seconded by Mastny, to pay the \$4,750 expense for the Fremont Trail Plan. Motion carried on consent agenda.

**h. State Aid**

Senator Wickersham has proposed two formulas for changing the way State Aid is distributed to NRDs copies of these proposals are attached to the minutes. This will be a topic of lengthy discussion at the Legislative Conference at the end of January.

**i. GMDA dues**

Saalfeld made the motion, seconded by Mastny, to pay the GMDA Dues of \$250 for the year 2000. Motion carried on consent agenda.

**j. Platte River Cooperative Agreement**

A summary of the Platte River Cooperative Agreement has been placed in each directors mailbox. This is an excellent resource to understand what the Cooperative Agreement is and how the plan is to work.

**k. 2000 Elections**

Attached to the Executive Committee Minutes is a list of Directors who are up for election in 2000. Those directors who will be running again must file at the Secretary of State by February 15<sup>th</sup>. All others seeking office must file by March 1<sup>st</sup>.

**l. Ameri-Corps Grant**

The RC&D's in Nebraska have received grant approval for seven water positions in the state, six of those have been taken by other RC&D's. One position is still available. The cost for the position is \$1,561 by the NRD to be matched by \$8,730 from Ameri-Corps along with \$4,700 of potential scholarships to the employee. The employee can begin work at any time with a maximum of 1,700

hours to be put in prior to December 1, 2000. The NRD would advertise for the position and hire the person. Johnson made the motion, seconded by Jedlicka, to apply for the Ameri-Corps grant for a water resources assistant. Motion carried all members present voting aye.

**m. Lake Wanahoo**

**1. Ratify Purchase Agreements**

Saalfeld made the motion, seconded by Mastny, to ratify the purchase agreements for: Lyle and Velva Christensen for \$119,000 to Lyle and Velva Christensen, Darrol and Pat Hoffman for \$68,000 and for Greg and Stacy Harding for \$384,000. Motion carried on consent agenda.

**2. Correction to Dolezal Appraisal**

After reviewing the Dolezal Appraisal it was discovered that the amount given to Dolezal was for the income approach of appraisal rather than the sales approach, which is the only method the court system upholds. Saalfeld made the motion, seconded by Mastny, to approve corrections in the Dolezal Appraisal making the total amount \$40,000. Motion carried on consent agenda.

**3. Rental Agreements**

This item was taken earlier.

**4. Geotechnical Boring**

Daufeldt made the motion, seconded by Johnson, to enter into a contract and approve geotechnical work needed on the 7 NRCS sites with the money to be taken from the Wahoo Creek Sinking Fund. Motion carried.

AYE: Bailey, Daufeldt, Grueber, Johannes, Johnson, Kavan, Lallman, Langemeier, Mastny, Nelson, Saalfeld, Shelso, Wilke, McDermott

NAY: Jedlicka

**3. Equipment**

**a. Photo Copy Machine**

Grueber made the motion, seconded by Daufeldt, to purchase the Minolta 520 Digital Photo Copy Machine from Solution with the FN3 Finisher and Hard Drive for a total cost of \$17,372. Motion carried.

AYE: Bailey, Daufeldt, Grueber, Jedlicka, Johannes, Johnson, Kavan, Lallman, Mastny, Nelson, Saalfeld, Shelso, Wilke, McDermott

NAY: Langemeier

**4. Personnel**

**a. Steel-Toe Boot Policy**

Saalfeld made the motion, seconded by Mastny, to approve the steel-toe boot policy as attached to the Executive Committee Minutes. Motion carried on consent agenda.

**b. 125 Plan**

Saalfeld made the motion, seconded by Mastny, to approve the employee 125 plan with details to be presented at the next executive committee Meeting. Motion carried on consent agenda.

**c. Special Project Coordinator**

Special Projects Coordinator, Kathy Vasa is resigning from the NRD to pursue a career with Sejtte Engineering. Kathy's last day on the job will be January 14<sup>th</sup>. Management presented a list of advertising for the position and a schedule for replacement. Further discussion by the Executive committee brought up the possibility of the District replacing the Special Projects Coordinator position with an Engineer Position. Staff was directed to prepare a list of how this Engineering Position could benefit the District and the cost savings the District may show plus the additional capabilities we will have on staff due to this position. Johnson made the motion, seconded by Shelso, to have the Personnel Sub-Committee address this item and report back to the full board. Motion carried all members present voting aye.

**5. Finance**

**a. Financial Reports**

Shelso made the motion, seconded by Jedlicka, to approve the October Financial Statement as mailed out to each of the Directors. Motion carried all members present voting aye.

**b. Approval of Managers Expenses**

Saalfeld made the motion, seconded by Mastny, to approve the Mangers expenses as attached to the Executive Committee Minutes. Motion carried on consent agenda.

**c. FSA Approval**

Saalfeld made the motion, seconded by Mastny, to ratify individuals who can sign for the NRD at the FSA Office. Those individuals are: Miyoshi, Mountford, Heimann and Murren. Motion carried on consent agenda.

Saalfeld made the motion, seconded by Mastny, that the LPNNRD December Executive Committee Meeting Minutes be received and placed on file. Motion carried on consent agenda.

**7. ADDITIONAL ACTION ITEMS**

**7.a. SWCP Cancellations**

Johannes made the motion, seconded by Grueber, to cancel the applications:

99-B-91 Eugene Siroky

99-B-95 Eugene Siroky

Motion carried all members present voting aye.

**7.b. SWCP Payment**

Johannes made the motion, seconded by Grueber, to approve the following payment:

<u>99-C-44</u>	<u>Orrin Strand</u>	<u>\$1,199.63</u>	<u>Emergency Fund</u>
	<u>Mike Dvorak</u>	<u>\$7,220.83</u>	<u>State Fund</u>



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99-C-77      Rainhold Sindelar      \$1,557.98      State Fund

99-B-92      Adrian Zima      \$1,319.49      State Fund

Motion carried all members present voting aye.

**7.c.    NACD Dues**

Johannes made the motion, seconded by Grueber, to pay the 2000 NACD Dues at a cost of \$1,650.

Motion carried all members present voting aye.

**7.d.    Pallid Sturgeon Voting Delegate**

Johannes made the motion, seconded by Grueber, to designate John Miyoshi as the LPNNRD voting delegate for the pallid sturgeon study committee. Motion carried all members present voting aye.

**7.e.    Wanahoo Landrights - Jim Fujan**

Grueber made the motion, seconded by Johnson, to ratify the purchase agreement for Jim and Marlene Fujan for \$338,000. It was further moved to offer the center pivot to Fujan for \$6,000 and the irrigation well equipment for \$2,000. Motion carried all members present voting aye.

**7.f.    Wanahoo Landrights - Ron Larsen**

Johannes made the motion, seconded by Grueber, to ratify the purchase agreement for Ron Larsen for \$191,000. Motion carried all members present voting aye.

**7.e.    Board Meeting Dates and Time**

Johnson made the motion, seconded by Johannes, to move the March Board Meeting to Thursday, March 9, 2000 and leave the Board Meeting times the same which are November - March 5:30 p.m. and April - October 7:00 p.m. Motion carried all members present voting aye. Breunig will look into dates and times available for the Recognition Banquet to be held at the Fremont Golf Course.

**8.      BILLS TO BE APPROVED**

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

**9.      CONSENT AGENDA ADOPTION**

Lallman made the motion, seconded by Sabatka, to approve the January consent agenda by removing item 6.D.2.C. Motion carried all members present voting aye.

**10.     COMMENTS FROM DIRECTORS/GUESTS**

No comments.

**11.     MEETING ESTABLISHMENT AND ADJOURNMENT**

The February Board of Directors Meeting will be held on Monday, February 14, 2000. Time and location to be determined. Meeting adjourned at 8:25 p.m.

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Jane Daufeldt, Secretary