

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JANUARY 14, 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, January 14, 2008.

1. NOTICE OF MEETING

The advanced notice of our January board meeting was published on December 13, 20, 2007 in the Banner Press, Columbus Telegram, Fremont Tribune, North Bend Eagle, 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	Bailey	Boyd
Bull	Eden	Hannah
Hilger	Johannes	Johnson
Kavan	Meduna	Pieke
Reitmajer	Saalfeld	Sabatka
Veskerna	Vrana	Jedlicka

DIRECTORS ABSENT

Renter

STAFF AND GUESTS:

Mountford	Breunig	Miyoshi
Angle	Murren	Gottschalk

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

None

c. NARD Report

Director Johnson reminded Directors about the 2008 Legislative Conference, February 5-6, 2008.

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Education Program

Derek Ryter and Karen O'Connor from Olsson and Associates were present to give an update on our Sub-Basin Delineation Study.

5. APPROVAL OF MINUTES

Pieke made the motion, seconded by Reitmajer, to approve minutes from the December 10, 2007 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. NARD Legislative Conference

The annual NARD Legislative Conference is planned for February 5-6 at Embassy Suites in Lincoln.

2. NARD Washington D.C. Conference

Pieke made the motion, seconded by Reitmajer, to send up to two Directors and two Staff to the NARD Washington DC Conference March 8-11, 2008. It was further recommended to send Miyoshi and Chair Jedlicka one day early to meet with our Congressional Delegation and Staff. Motion carried on consent agenda.

3. LPRCA Strategic Planning Retreat - Update Given

4. UNL Water Seminar Series - Update Given

2. Management Items

a. Directors Absence - None

b. Pallid Sturgeon Study Refund - Update Given

c. Bob Weaver

1. Monthly Report - Update Given

2. Monthly Bill

Pieke made the motion, seconded by Reitmajer, to approve payment of \$2,500 to Bob Weaver and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

d. March Board Meeting

Pieke made the motion, seconded by Reitmajer, to move our March Board Meeting date to Thursday, March 13. Motion carried on consent agenda.

e. Officer Nomination Committee

Director Sabatka reported that the Nominating Sub-Committee met.

Jedlicka opened the floor for nominations for LPNNRD Chair for 2008.

Sabatka nominated Jedlicka for Chair.

With no further nominations Johannes made the motion, seconded by Bull, that nominations cease and a unanimous ballot be cast for Lumir Jedlicka, Chair. Motion carried all members present voting aye with Jedlicka abstaining.

___ Jedlicka opened the floor for nominations for LPNNRD Vice-Chair for 2008.

Sabatka nominated Bailey for Vice-Chair.

With no further nominations Sabatka made the motion, seconded by Meduna, that nominations cease and a unanimous ballot be cast for Ted Bailey, Vice-Chair. Motion carried all members present voting aye with Bailey abstaining.

___ Jedlicka opened the floor for nominations for LPNNRD Secretary for 2008.

Sabatka nominated Saalfeld for Secretary.

With no further nominations Sabatka made the motion, seconded by Bull, that nominations cease and a unanimous ballot be cast for David Saalfeld, Secretary. Motion carried all members present voting aye with Saalfeld abstaining.

___ Jedlicka opened the floor for nominations for LPNNRD Treasurer for 2008.

Sabatka nominated Johnson for Treasurer.

With no further nominations Sabatka made the motion, seconded by Bull, that nominations cease and a unanimous ballot be cast for Dean Johnson, Treasurer. Motion carried all members present voting aye with Johnson abstaining.

___ Jedlicka opened the floor for nominations for NARD representative for 2008.

Sabatka nominated Johnson for NARD Delegate and Kavan as Alternate.

With no further nominations Sabatka made the motion, seconded by Meduna, that nominations cease and a unanimous ballot be cast for Dean Johnson, NARD Delegate and Kavan as Alternate. Motion carried all members present voting aye with Johnson abstaining.

f. Monthly Education Program - Update Given

g. Legal Counsel Retainer

Eden made the motion, seconded by Acklie, to approve and authorize Chair Jedlicka to sign the updated retainer agreement with Edstrom, Bromm, Lindahl and Freeman-Caddy as attached to the Executive Committee Minutes. Motion carried all members present voting aye.

h. NPPD Transmission Line - Update Given

I. Filing Date for 2008 Election - Update Given

j. Attendance at Meetings - Update Given

k. Federal Budget Approved - Update Given

l. DNR Public Hearing on Not Fully Appropriated - Update Given

m. EIS Lawsuits - Update Given

n. State Board and Commission Positions - Update Given

o. Health Insurance Report - Update Given

p. NACD Washington Office Campaign

Pieke made the motion, seconded by Reitmajer, to contribute \$200 toward the NACD Capitol Court Campaign. Motion carried on consent agenda.

q. Recognition Banquet - Update Given

3. Equipment - None

4. Personnel

a. Kristi Petersen Resigns

The Personnel Sub-Committee and Elected Officers met prior to Board Meeting and discussed various options for the District's accounting department.

Johannes made the motion, seconded by Johnson, to authorize Staff to start advertising for an Accountant position, draw up a job description for that position and report back to the Personnel Sub-Committee. Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Statements - None

b. Approval of Managers Expenses

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

c. Accounts Receivable Over 90 Days - Update Given

d. NPAIT - Update Given

Pieke made the motion, seconded by Reitmajer, that the January 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

Pieke made the motion, seconded by Reitmajer, to make payment on one Wild NE contract, Roger Nelson, Colfax, \$375. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Report Given

b. Conservation Reserve Enhancement Program - Report Given

c. South Fremont 205 Study - Report Given

d. Rawhide Ditch 8 Hole - Report Given

e. Conservation Trees - Update Given

f. Dock Floation

Sabatka made the motion, seconded by Bull, to purchase 12 floatation blocks for the third and final dock at Czechland Lake. The estimated cost will be approximately \$3,500 just as we have budgeted. Motion carried all members present voting aye.

g. Grass Drill Saunders County - Update Given

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Education

1. Healthy Families Play Outside - Update Given

2. Land Judging Steering Committee - Update Given

b. Information

1. Recognition Banquet - Update Given

2. Long Range Plan - Update Given

3. Viaduct - Update Given

4. Annual Report

Sabatka made the motion, seconded by Reitmajer, to approve printing and payment of approximately \$5,500 for the 2007 Annual Report. Motion carried all members present voting aye.

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Swedeburg - Update Given

d. Prague - Update Given

e. Abie/Linwood - Update Given

f. Other - Update Given

Pieke made the motion, seconded by Reitmajer, that the January 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

a. Well Permits Approved - Update Given

b. Water Use Reporting - Update Given

2. Well Moratorium - Uplands of Saunders and Butler Counties

a. LB 701

Hilger made the motion, seconded by Acklie, to hold a Public Hearing on February 27th - 1) To update the LPNNRD Ground Water Management Plan Rules and Regulations, and 2) To receive testimony on our stay on well drilling and expansion of irrigated acres. Motion carried all members present voting aye.

b. Variance Request

Saalfeld made the motion, seconded by Pieke, to conditionally approve the Variance Request of Kent Moravec to expand irrigated acres by 11.37 acres in the NW 1/4 of the NW1/4 and in the NE1/4 of the NW1/4 of Section 13, Township 13 North, Range 8 East of the Uplands portion of the District, provided the following conditions are met: 1) surface water is used to irrigate this field, 2) obtain approval from the Department of Natural Resources to transfer a portion of his surface water right to irrigate this field, 3) update his records at the Saunders County Assessor to accurately show that this parcel(s) is irrigated ground, and 4) satisfy these conditions by May 15, 2008 or the conditional variance request will be voided. Motion carried.

AYE: Acklie, Bailey, Boyd, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Meduna, Pieke, Reitmajer, Saalfeld, Sabatka, Veskerna, Vrana, Jedlicka,

NAY: Kavan

c. Review of Variance Policy - Update Given

3. Cost-Share Programs

a. GWEL Network, Irrigation Flow Meter Cost-Share - Update Given

b. Irrigation Well Sample Kits - Update Given

c. Domestic Well Sample Kits - Update Given

4. Nitrogen Certification - Update Given

5. David City Aquifer Level 1-A Area - Update Given

6. Bellwood Phase II Area - Update Given

7. Richland/Schuyler Phase II Area- Update Given

8. DNR 2008 Annual Evaluation of Hydrologically Connected Water Supplies - 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

Pieke made the motion, seconded by Reitmajer, to approve cost share payment to decommission the domestic and irrigation well for the Dan Schroeder for \$853.13 and a hand dug well for Joe E. Kavan for \$561.19. Motion carried on consent agenda.

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. Former Ordnance Plant Near Mead - Update Given

d. GPS of District Irrigation Wells - Update Given

3. OTHER

a. GMDA Annual Conference - Update Given

b. Comments from the Public - Update Given

Pieke made the motion, seconded by Reitmajer, that the January 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

Pieke made the motion, seconded by Reitmajer, to approve the following SWCP cost share application:

<u>Orrin Strand, Boone County Water & Sediment Control Basin</u>	<u>75%</u>
	<u>\$5,407.50</u>

Motion carried on consent agenda.

b. SWCP Payments

Pieke made the motion, seconded by Reitmajer, to approve the following SWCP cost share payment:

<u>07-C-32 Frank Jedlicka W & S Basins</u>	<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
	<u>\$3,042.10</u>	<u>\$10,781.10</u>	<u>\$4,482.17</u>

Motion carried on consent agenda.

c. SWCP Cancellations - Update Given

d. Duck/Sand Creek 319 Grant Payments

Pieke made the motion, seconded by Reitmajer, to approve the following Duck/Sand Creek 319 Grant payment:

			75%	15%
	Approved	As Built	Payment	Payment
Daniel Wesley	\$10,000	\$12,150.81	\$8,244.46	\$1,648.89
Jeff Sloup	\$4,960	\$5,242.02	\$3,813.98	\$762.80
Dave Sloup	\$4,600	\$8,842.98	\$6,405.10	\$1,281.03

Motion carried on consent agenda.

e. Duck/Sand Creek Approvals - None

f. Duck/Sand Creek Cancellations - None

2. WATERSHEDS - Update Given

3. FSA , EQIP & CRP PLANS SIGNED

None

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

5. PLATTE RIVER CORRIDOR ALLIANCE

a. Camp Ashland River Obstruction Removal Project - Phase II

Kavan made the motion, seconded by Meduna, to approve payment of \$37,075.69 (a \$2,084.17 increase)for the Camp Ashland River Obstruction Removal Project.

Motion carried all members present voting aye.

b. WQ Monitoring Network - Shell Creek Site

Kavan made the motion, seconded by Meduna, to authorize the Board Chair to sign an agreement with USGS to complete water quality monitoring of Shell Creek in 2008 at a cost of \$26,940. Motion carried all members present voting aye.

Kavan made the motion, seconded by Pieke, to apply for a USGS water quality monitoring grant (3-year effort). It was further recommended that the Platte River Corridor Alliance act as the grant recipient with LPNNRD acting as the fiscal agent. Motion carried all members present voting aye.

c. 3 NRD Meeting to Discuss LPRCA - Update Given

d. NRD MapMaker Partner Meeting - Update Given

e. Cumulative Impact Study (CIS) - Update Given

f. Environmental Suitability Assessment (ESA) - Update Given

g. Harvard Innovation Award - Update Given

h. LPRCA Website - Update Given

I. Other Items of Interest - Update Given

6. OTHER

a. Nebraska Dog and Hunt Club Presentation - Update Given

b. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler - Update Given

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

7. LAKE WANAHOO REPORT

a. Design

1. Road O Bridge - Update Given

2. Design - Update Given

3. WRDA and Federal Appropriation - Update Given

b. Project Activities

1. Road N Closure - Update Given

2. COE Sediment Trap - Update Given

c. DOR - Update Given

d. New Funding Sources - Update Given

e. Rental House

1. Deposit

Pieke made the motion, seconded by Reitmajer, to return \$300 of the \$400 damage deposit to Dan Wallen, the renter of the Wanahoo Rental House. Motion carried on consent agenda.

2. Salvage Rental House

Pieke made the motion, seconded by Reitmajer, to salvage, remove, cleanup the Lake Wanahoo rental house and property (former Ted Divis property). Motion carried on consent agenda.

3. Well Replacement in 15-15-7 (Harding Tract)

Pieke made the motion, seconded by Reitmajer, let bids for abandoning an old irrigation well and drilling a new well for landowners (Harding - abandon and Stover - Drilling) in Section 15, T15N, R7E, as part of a previous Lake Wanahoo landrights commitment. Motion carried on consent agenda.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT - Update Given

Pieke the motion, seconded by Reitmajer, to accept and place on file the January Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Well Decommissioning Payment

Johnson made the motion, seconded by Sabatka, to approve the following well decommissioning payment:

	<u>Approved</u>	<u>Payment</u>
<u>Reznicek Farms</u>	<u>\$753.28</u>	<u>\$753.28</u>

Motion carried all members present voting aye.

7b. Well Decommissioning Approvals

Johnson made the motion, seconded by Sabatka, to approve the following well decommissioning approvals:

<u>Ray Flood</u>	<u>Boone County</u>	<u>Domestic</u>	<u>\$246.10</u>
<u>John Kaufman</u>	<u>Madison County</u>	<u>Stock</u>	<u>\$328.81</u>
<u>James Christensen</u>	<u>Platte County</u>	<u>Domestic</u>	<u>\$441.00</u>

Motion carried all members present voting aye.

7c. SWCP Payments

Johnson made the motion, seconded by Sabatka, Recommend to approve the following SWCP Payment:

	<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
<u>07-S-17 Melvin Sklenor</u>	<u>\$10,000</u>	<u>\$10,694.10</u>	<u>\$10,000</u>

Motion carried all members present voting aye.

7d. Sand/Duck Creek Grant Payments

Johnson made the motion, seconded by Sabatka, Recommend to approve the following

<u>Sand/Duck Creek Payments:</u>	<u>75% Grant</u>	<u>(Approved)</u>	<u>15% SWCP</u>	<u>(Approved)</u>
<u>07-S&D-9 John Kaspar</u>	<u>\$10,333.31</u>	<u>\$11,304.30</u>	<u>\$2,066.66</u>	<u>\$2,260.86</u>
<u>07-S&D-5 Mike Swanson</u>	<u>\$10,097.69</u>	<u>\$9,916.67</u>	<u>\$2,019.55</u>	<u>\$1,983.33</u>

<u>EQIP</u>	<u>25% Grant</u>	<u>(Approved)</u>	<u>15% SWCP</u>	<u>(Approved)</u>
<u>07-S&D-10 Leon Vermeline</u>	<u>\$2,833.35</u>	<u>\$3,221.88</u>	<u>\$1,700.01</u>	<u>\$1,933.12</u>

Motion carried all members present voting aye.

7e. Tire Recycling Grant Shell Creek

Johnson made the motion, seconded by Sabatka, Recommend to act as grant sponsor for

the 2008 Tire Recycling Project in Platte Center at an estimated cost of \$26,240, contingent on all costs being reimbursed through NDEQ. Motion carried all members preset voting aye

8. BILLS TO BE APPROVED

Johannes 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

Pieke made the motion, seconded by Reitmajer, to approve to January consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The February Board of Directors Meeting will be held on Monday, February 11, 2008, 5:30 p.m.

Meeting adjourned at 7:55 p.m.

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 January 14, 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.

Dave Saalfeld, Secretary