

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JANUARY 11, 2010

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 11, 2010.

1. NOTICE OF MEETING

The advanced notice of our January board meeting was published on December 30, 2009 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Saalfeld 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	Casey
Eden	Hannah	Hilger
Johannes	Kavan	Meduna
Reitmayer	Renter	Sabatka
Taylor	Veskerna	Vrana
Saalfeld (left 6:45 p.m.)		

DIRECTORS ABSENT

Pieke

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Gottschalk	Angle

Sund

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

Item 6.A.2.h. "Director Vacancy" was taken at this time

The Director Nominating Committee for Sub-District 2 received five nominations and conducted interviews with two of the candidates. On behalf of the Nominating Committee Acklie made the motion, seconded by Kavan, to appoint Frank Pollard to fill the director vacancy in Sub-District 2. Motion carried all members present voting aye.

At this time Frank Pollard took the Oath of Office.

Item 6.A.2.c. "Officer Election for 2010" was taken at this time.

Director Johannes reported that the Nominating Sub-Committee met and would bring forth one candidate for each of the elected positions.

Saalfeld asked Vice-Chair Hilger to assume the duties of the Chair.

Hilger opened the floor for nominations for LPNNRD Chair for 2010.

Johannes on behalf of the nominating committee nominated Saalfeld for Chair.

With no further nominations Sabatka made the motion, seconded by Reitmajer, that nominations cease and a unanimous ballot be cast for Dave Saalfeld as Chair. Motion carried by voice call.

Acting Chair asked Chair Saalfeld to resume duties of the Chair.

Saalfeld opened the floor for nominations for LPNNRD Vice-Chair for 2010.

Johannes on behalf of the nominating committee nominated Pieke for Vice-Chair.

With no further nominations Sabatka made the motion, seconded by Vrana, that nominations cease and a unanimous ballot be cast for Ralph Pieke as Vice-Chair. Motion carried by voice call.

___ Saalfeld opened the floor for nominations for LPNNRD Secretary for 2010.

Johannes on behalf of the nominating committee nominated Hilger for Secretary.

With no further nominations Sabatka made the motion, seconded by Johannes, that nominations cease and a unanimous ballot be cast for Bob Hilger as Secretary. Motion carried by voice call.

Saalfeld opened the floor for nominations for LPNNRD Treasurer for 2010.

Johannes on behalf of the nominating committee nominated Acklie for Treasurer.

With no further nominations Sabatka made the motion, seconded by Meduna, that nominations cease and a unanimous ballot be cast for Gene Acklie, Treasurer. Motion carried by voice call.

___ Saalfeld opened the floor for nominations for NARD Delegate for 2010.

On behalf of the Nominating Committee Johannes nominated Kavan for NARD Delegate.

With no further nominations Sabatka made the motion, seconded by Reitmajer, that nominations cease and a unanimous ballot be cast for Don Kavan, NARD Delegate. Motion carried by voice call.

___ Saalfeld opened the floor for nominations for NARD Alternate for 2010.

On behalf of the Nominating Committee Johannes nominated Kavan for NARD Delegate.

With no further nominations Sabatka made the motion, seconded by Meduna, that nominations cease and a unanimous ballot be cast for Rollie Renter as NARD Delegate. Motion carried by voice call.

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

Roger Reichmuth gave his report.

c. NARD Report

Kavan reminded all Directors about the Legislative Conference, January 26-27, 2010.

d. NRC Report

Director Johannes reported that the next Commission Meeting will be held in conjunction with the Legislative Conference.

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Dave Rus from USGS gave an update on the Shell Creek Monitoring and Sampling.

5. APPROVAL OF MINUTES

Sabatka made the motion, seconded by Reitmajer, to approve minutes from the December 14, 2009 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. NARD Legislative Conference - Update Given

2. Spring 2010 Water Seminar Series - Update Given

3. MidAmerica GIS Symposium

Sabatka made the motion, seconded by Reitmajer, to send two staff to the MidAmerica GIS Symposium in Kansas City, April 19-22, 2010. Motion carried on consent agenda.

4. Directors Workshop - Update Given

b. Reports - Update Given

2. Management Items

a. Directors Absence - None

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

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

c. Office Election - This item was taken earlier

d. Budget Reductions

1. Nebraska Soil and Water Conservation Program - Update Given

2. Interrelated Water Management Plan Program - Update Given

3. Nebraska Resources Development Fund - Update Given

e. Monthly Education Program - Update Given

f. Director Computer Sub-Committee - Update Given

g. Kindle DX - Update Given

h. Director Vacancy - This item was taken earlier

i. NWRA Dues

Sabatka made the motion, seconded by Reitmajer, to renew our NWRA membership and pay our 2010 NWRA Dues in the amount of \$950. Motion carried on consent agenda.

j. Snyder Complaint

Sabatka made the motion, seconded by Casey, that the LPNNRD proceed with filing a compliant against Richard Snyder with the Nebraska Engineering Board. Motion carried.

AYE: Acklie, Bailey, Boyd, Casey, Eden, Hannah, Hilger, Johannes, Kavan, Reitmajer, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

NAY: Meduna

ABSTAIN: Pollard

k. Compliance with NRCS Section 1619

Sabatka made the motion, seconded by Reitmajer, to approve and authorize Chair Saalfeld to sign the NRCS Section 1619 Agreement as attached to the Executive Committee Minutes. Motion carried on consent agenda.

3. Equipment

a. Computer Purchases

Johannes made the motion, seconded by Boyd, to purchase three new computers at a cost of \$3,858 as attached to the Executive Committee Minutes. Motion carried.

AYE: Acklie, Bailey, Boyd, Casey, Eden, Hilger, Johannes, Meduna, Pollard, Reitmajer, Sabatka, Taylor, Veskerna, Vrana

ABSTAIN: Kavan, Renter

b. Thompson Computer

Sabatka made the motion, seconded by Reitmajer, to pay Thompson \$50/month for him to use his personal laptop for work since he will be performing a portion of his duties remotely. Motion carried on consent agenda.

4. Personnel - None

5. Finance

a. Approval of Financial Report

Sabatka made the motion, seconded by Reitmajer, to approve the November Financial Reports as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Sabatka made the motion, seconded by Reitmajer, 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

Sabatka 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 - Update Given

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. South Fremont 205 Feasibility Study - Update Given

c. Czechland and Homestead Rec Areas - Update Given

d. Invasive Weed Management - Update Given

e. Lindgren Low Water Crossing

Sabatka made the motion, seconded by Reitmajer, to pay 50% (\$2,414) of the actual cost to Russell Lindgren for his low water crossing at Cottonwood 22-A. Motion carried on consent agenda.

f. Conservation Tree Prices - Update Given

g. Not-Till Grass Drill - Update Given

h. Financial Statements - Update Given

3. ROCK AND JETTY

a. New Applications - Update Given

b. Payment Requests

Sabatka made the motion, seconded by Reitmajer, to pay 12% (\$950.10) of the Jim McDermott bill for maintenance work completed on his streambank stabilization project which covers areas within his 404 permit. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads - Update Given

2. Viaduct - Update Given

3. Annual Report

Sabatka made the motion, seconded by Reitmajer, to approve \$5,000 for printing and distribution of the 2010 LPNDRD Annual Report. Motion carried all members present voting aye.

4. Long Range Plan - Update Given

b. Education

1. Soil and Water Stewardship Week - Update Given

c. Computer

1. Upgrades - Update Given

2. Kindle DX Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Abie - Update Given

d. Bellwood/Richland - Update Given

e. Other - Update Given

Sabatka 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. Variance Request for Hydrologically Connected Area

a. Variance Request for the December 15, 2009 Deadline

Sabatka made the motion, seconded by Reitmajer, to approve five variance requests for expanding irrigated acres within the hydrologically connected area, applications LPN-V-010-0028 to LPN-V-010-0032. Motion carried on consent agenda.

Sabatka made the motion, seconded by Reitmajer, to approve variance request LPN-V-010-0027 for expansion of irrigated acres within the Hydrologically connected area, pending the satisfactory results of requested information and completion of paperwork. Motion carried on consent agenda.

Sabatka made the motion, seconded by Reitmajer, to approve variance request LPN-V-010-0033 for expansion of irrigated acres within the hydrologically connected area. Motion carried on consent agenda.

Sabatka made the motion, seconded by Reitmajer, to continually accept applications for variances to expand irrigated acres within the hydrologically connected area, and review these applications for potential approval at the monthly Water Committee meeting. Motion carried on consent agenda.

b. Variance Request for the September 15, 2009 Deadline - Update Given

2. Well Permit Program

a. Well Permits Approved - Update Given

b. Water Use Reports - Update Given

3. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. Water Mark Sensors and ET Gauges

Sabatka made the motion, seconded by Reitmajer, to approve the Memorandum of Agreement with the University of Nebraska for the "Nebraska Agricultural Water Demonstration Network" including Exhibit A and Exhibit B at a total cost of \$69,300 (\$23,100 per year for three years) and authorize the signing of said agreement. Motion carried all members present voting aye.

4. LPNNRD Certification Classes - Update Given

5. Bellwood Phase II Area - Update Given

6. Richland/Schuyler Phase II Area- Update Given

7. Phase 2 Fertilizer Reports - Update Given

8. 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

Sabatka made the motion, seconded by Hannah, to approve cost share payment to decommission the domestic well for Bob Schmidt for \$394.27. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. LPNNRD Platte River Ground Water Model - Update Given

2. Elkhorn Loup Model (ELM)

Johannes made the motion, seconded by Acklie, to approve amendment one to the Interrelated Water Management Plan Program Grant Award Agreement No. 10-02-037 as attached to the Water Committee Minutes. Motion carried all members present voting aye.

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

4. Eastern Nebraska HEM Aquifer Mapping - Update Given

c. Ground Water Energy Levels - Update Given

d. Former Ordnance Plant at Mead

Johannes made the motion, seconded by Meduna to renew the revised LPNNRD "Joint Funding Agreement" with USGS to provide gauges in Wahoo Creek near Ithaca, Shell Creek near Columbus, and the ground water recorder well at Mead, for a total cost to the NRD of \$14,385 for the current fiscal year. Motion carried all member s present voting aye.

3. OTHER

a. Testimony For LR101 - Update Given

b. GMDA Annual Conference - Update Given

c. November Water Programs Budget - Update Given

c. Comments from the Public - Update Given

Sabatka 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 Fall Applications Approvals - Update Given

b. SWCP Payments

Sabatka made the motion, seconded Reitmajer, to approve the following SWCP payments:

	Approved \$	Payment
09-S-40 John Paul Smith Flow Meter	\$667.71	\$540.48
09-S-08 Janice Newsham Terraces w/Tile & Basin	\$10,000.00	\$10,000.00
TOTAL:		\$10,540.48

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals

Sabatka made the motion, seconded by Reitmajer, to approve the following Sand/Duck Creek application:

Barbara Malina	Septic System Inspection & upgrade	60%	\$ 3,300
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Motion carried on consent agenda.

e. Sand/Duck Creek Cost-Share Payments

Sabatka made the motion, seconded by Reitmajer to approve the following Sand/Duck

Creek application payments:		75% GRANT	15% SWCP
Ed Musiel	Terraces w/Tile & Basin	\$7,956.79	\$1,591.36
James Kaspar	Terraces w/Tile & Basin	\$5,915.30	\$1,183.06
Dave Sloup	Terraces w/Tile	\$795.46	\$3,986.30
James Fujan	Basin w/Tile	\$4,287.11	\$858.98
TOTAL:		\$18,954.66	\$7,619.70

Motion carried on consent agenda.

No-Till Payments:

Sabatka made the motion, seconded by Reitmajer, to approve the following Sand/Duck Creek No-Till application payments:

Leonard Musilek	\$ 180.00 *
Scott Dvorak	\$1,364.00 *
Lawrence Styskal	\$ 570.00 *
Robert/Richard Paseka	\$1,566.00
	\$3,680.00 (* = Final Payment)

Motion carried on consent agenda.

f. Sand/Duck Cancellations - None

2. WATERSHEDS

a. Locally Led Landowner Groups

1. Shell Creek Watershed Improvement Group (SWIG)- Update Given

3. FSA , EQIP & CRP PLANS SIGNED

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

5. OTHER

a. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler 205

Sabatka made the motion, seconded by Reitmajer, to pay the JEO proposed expense of \$1,000 for the Schuyler 205 project, as attached, with the understanding that the City of Schuyler will reimburse LPNNRD for this expense. Motion carried on consent agenda.

b. District-Wide All Hazard Mitigation Plan

Sabatka made the motion, seconded by Reitmajer, to approve JEO's \$5,247.90 bill, as attached to the Projects Committee Minutes, for contract work completed on our Hazard Mitigation Plan. Motion carried on consent agenda.

c. Review Projects Financial Statements - Update Given

6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT

a. Review of Lake Wanahoo Committee Minutes

b. Crop Damage Bill from Duck Creek Farms - Duck Creek Site #6

Sabatka made the motion, seconded by Reitmajer, to pay Duck Creek Farms \$388 for crop damages incurred from Army Corps of Engineers survey and soil testing activities. Motion carried on consent agenda.

c. NG&PC Grant for Handicap Fishing Piers

Sabatka made the motion, seconded by Reitmajer, to apply for NG&PC grant funds for assistance to construct two handicap fishing piers at Lake Wanahoo. It was further recommended to authorize Assistant Manager Mountford to act as grant administrator and sign necessary grant documents. Motion carried on consent agenda.

d. NDEQ Grants Available for Recreation Components made with Recycled Materials

Sabatka made the motion, seconded by Reitmajer, to apply for NDEQ grant assistance for picnic tables, benches and other items made from recycled materials. It was further recommended to authorize Assistant Mountford to act as the grant administrator and sign necessary grant documents. Motion carried on consent agenda.

e. Appraisal Services for Seven Upstream Dams (Sediment/Nutrients Trap Structures)

Sabatka made the motion, seconded by Reitmajer, to re-advertise for bid proposals from appraisal companies for determining easement damages for seven upstream dams on Sand and Duck Creeks that are part of the Sand Creek Environmental Restoration Project. Motion carried on consent agenda.

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

a. Project Reimbursement Request from PMRNRD

Meduna made the motion, seconded by Sabatka, to pay PMRNRD \$150,000 for expenses incurred on the Western Sarpy/Clear Creek Project as requested. Motion carried all members present voting aye.

b. Appraisal Services for Western Sarpy/Clear Creek (WS/CC) Project

Meduna made the motion, seconded by Casey, that the District's waive it's normal bidding procedures and hire Dwight Johnson Inc. to complete the WS/CC appraisals at a cost not to exceed \$6,700. Motion carried all members present voting aye.

Sabatka made 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. Platte Center Tire Recycling Grant

Reitmajer made the motion, seconded by Sabatka, that LPNNRD act as grant administrator for another tire recycling effort on behalf of PrairieLand RC&D at Platte Center and appoint Assistant Manager Mountford as the Grant Administrator and authorize him to sign the grant application and other necessary documents. Motion carried all members present voting aye.

7.b. NARD Washington DC Annual Meeting - Attachment

The NARD Annual Conference is scheduled for March 6-10, 2010. Reitmajer made the motion, seconded by Sabatka, to send two directors and two staff to the NARD Washington, DC Annual Meeting. Motion carried all members present voting aye.

7.c. Decommissioned Well Payments

Reitmajer made the motion, seconded by Sabatka, to approve the following Decommissioned Well Payments:

Allen Gehring Platte County \$279.38

Jim Brock Platte County \$400.12

Lucille Herbert Boone County \$409.39

Motion carried all members present voting aye.

7.d. Sand/Duck Creek Payments

Reitmajer made the motion, seconded by Sabatka, to approve the following payment:

Bob Schmidt Well Abandonment Cost-Share 25% \$131.42

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Sabatka made the motion, seconded by Reitmajer, to approve the January consent agenda as amended. Motion carried.

AYE: Acklie, Bailey, Boyd, Casey, Eden, Hannah, Hilger, Kavan, Johannes, Meduna, Pollard, Reitmajer, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

ABSTAIN: Casey

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The February Board of Directors Meeting will be held on Monday, February 8, 2010, 5:30 p.m.

Meeting adjourned at 8:30 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 January 11, 2010, 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.

Robert Hilger, Secretary