

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JULY 9, 2001**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:05 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, July 9, 2001.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than June 30, 2001. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey (arrive 8:00)	Bull	Eden
Grueber (arrived 7:15)	Jedlicka (arrived 7:15)	Johnson
Kavan	Langemeier	Mastny
McDermott	Nelson	Reitmajer
Saalfeld (arrived 7:15)	Sabata	Sabatka
Sendgraff	Shelso	Wilke

DIRECTORS ABSENT

Johannes

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Gottschalk (arrived 7:10)	Heimann
Angle	Oaklund	
Lisa Brichacek, Wahoo Newspaper		Mark Burbach, UNL Water Sciences Lab
Tim Krajicek, PMRNRD		Chuck Lacey, Lacey Construction
Richard Tesar, PMRNRD		Paul Erickson, City of Wahoo
Brad Soncksen, Saunders NRCS		Chuck Folsom, Fremont

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

Soncksen reported that the LPNNRD has 1,600 CRP contracts in the District. NRCS Staff is busy doing status reviews on CRP Contracts. Soncksen also handed out a fact sheet on Soil and Water Conservation Assistant Program.

b. NARD Report

Don Kavan reminded Directors that the NARD Annual Conference is September 23-25 in Kearney.

c. Bioremediation of Wahoo Public Water Supply Well

Mark Burbach from the UNL Water Sciences Lab gave a presentation on bioremediation of Wahoo public water supply well. Due to high nitrates in several of the City of Wahoo public water supply wells, the City

has asked the Water Center to install an experimental bioremediation system on one of their wells that could allow the city to put the well back in service. The Water Center initially had obtained a grant for just an experimental system, but the City would like to apply this technology right away because currently it only has one low nitrate well. This will cost an extra \$50,000 dollars for each of the next two years. The City of Wahoo and the Water Center are asking if the LPNDRD could fund half of this amount (\$25,000) for each of the next two years. This item was referred back to the Water Committee.

Item 6.D.2.a.2. was taken at this time.

Homestead Lake Recreation Bids

Langemeier made the motion, seconded by Bull, to award the Homestead Lake Recreation Construction Contract bid to the low bidder Lacey Construction with removal of the seed and seeding component from the bid. The District will work with Lacey Construction, the general contractor, to handle the remaining bid components at maximum bid amount of \$168,250. Motion carried.

AYE: Bailey, Bull, Eden, Grueber, Jedlicka, Johnson, Langemeier, Mastny, McDermott, Nelson, Reitmajer, Saalfeld, Sabata, Sabatka, Sendgraff, Shelso, Wilke

NAY: Kavan

5. APPROVAL OF MINUTES

Jedlicka made the motion, seconded by Sabatka, to approve minutes from the June 11, 2001 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

The NARD Fall Conference will be held September 24-25 in Kearney. All Board Members and staff are encouraged to attend. Those planning to attend should let Breunig know.

2. Management Items

a. Directors Absences

Jedlicka made the motion, seconded by Sabatka, to approve the absence for McDermott from the April meeting and Jedlicka from the May Board Meeting. Motion carried on consent agenda.

b. Hearing Request

Requests for hearings have been received from three individuals pertaining to the MUD wells. The Executive Committee directed that the Water Committee have pre-hearing conference with the individuals prior to the next Water Committee Meeting which is scheduled for August 1.

c. Setting Length of Discussion

At the last Board Meeting a request came that the Executive Committee discuss length of discussion on various topics at the NRD Board Meeting. The Executive Committee felt that we should continue our

current method of leaving it to the Chair's discretion how much time is spent for each topic. Currently individuals are encouraged to attend Committee Meetings where problems and items of concern can be discussed at length and in detail.

d. Nieveen -vs- Saunders County

Legal Counsel Lindahl was present at the Executive Committee Meeting to discuss current court cases with Arnold and Betty Nieveen involving both Saunders County and the NRD. The Judge has ruled in the County's favor concerning zoning issues that Nieveen's have brought forth. With this piece of the puzzle, it appears that the condemnation case scheduled to begin July 24th for Nieveen's -vs- Lower Platte North NRD, will have a much narrower focus. The NRD offer to purchase the Nieveen land was \$306,000. This amount was upheld by the County's court appointed Board of Appraisers. This amount has been appealed by Nieveen's and according to a deposition from their appraiser, the ag value is \$326,000. The Manager and Board Chairman will work with Legal Counsel Lindahl as necessary.

e. Source Water Protection Project

Attached to the Executive Committee Minutes is a copy of a Source Water Protection Project Grant application filled out by Greg Fetterman from the Platte River Corridor Alliance. This is an EPA grant, with the cost to the three NRD's being \$39,000 per year, over the two year life of the grant. Fetterman will be asked to attend the next Water Committee Meeting to explain the project.

e. NRD Salary Comparisons

Attached to the Executive Committee Minutes is a sheet showing salaries among Nebraska's 23 NRD's comparing them to amount of property taxes received and amount of total budget. It is interesting to note that the Districts with higher budgets and higher tax monies spend a lower percent on staff due to the extra dollars they have for projects and programs.

g. Mead Cleanup Fire Hydrants

As part of the return flow line installation on the Mead Water clean-up, it was suggested that fire hydrants be installed along the return line. Some entity will need to pay for the cost of installing those. Angle has met with COE representatives and stated it would cost approximately \$6,000-\$7,000 to install three of the hydrants. Jedlicka made the motion, seconded by Sabatka, that NRD fund installation of one hydrant on the return line of the Mead NOP clean-up project and look to see if other sponsors wish to install additional hydrants. The location of the hydrant would be left to the Mead Volunteer Fire Department. Motion carried on consent agenda.

h. Ameri-Corp Request

Jedlicka made the motion, seconded by Sabatka, that the District pay \$300 to the RC&D for support of the Ameri-Corp person. Motion carried on consent agenda.

3. Equipment

None

4. Personnel

a. Interlocal Agreement

Jedlicka made the motion, seconded by Sabatka, to approve the Interlocal Agreement with LENRD for sharing field clerks and authorize Manager Miyoshi to sign said agreement as attached to the Executive Committee Minutes. Motion carried on consent agenda.

b. Personnel Sub-Committee Minutes and Motions

Attached to the Executive Committee Minutes is a copy of the Personnel Sub-Committee Meeting Minutes. The only recommendation coming forward from the Personnel Sub-Committee needing action, is change in health insurance coverage by the District. Due to discussions of potential changes in front of Congress at the current time Director Johnson urged that we not act on this motion until congress has passed or rejected the pending legislation. Jedlicka made the motion, seconded by Sabatka, to table discussion on any health insurance changes for the District until congress has acted on pending legislation. Motion carried on consent agenda.

5. Finance

a. Financial Reports

Nelson made the motion, seconded by Saalfeld, to approve the May Financial Statement as distributed. Motion carried all members present voting aye.

b. Approval of Managers Expenses

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

c. Authorize Borrowing Funds

McDermott made the motion, seconded by Grueber, to authorize the District borrowing up to \$396,000 from Wahoo State Bank for purchase of the Snitily Property. Motion carried.

AYE: Bull, Eden, Grueber, Johnson, Mastny, McDermott, Nelson, Sendgraff, Shelso, Wilke

NAY: Bailey, Jedlicka, Kavan, Langemeier, Reitmajer, Saalfeld, Sabata

ABSTAIN: Sabatka

d. Budget Workshop

The Budget workshop for our District will be held on July 25 at the NRD office at 6:00 p.m. Details of the budget will be discussed at that time. Committees can fine tune the budget during the first week of August and the budget hearing can take place prior to the August Board Meeting. Jedlicka made the motion, seconded by Sabatka, that the LPNNRD budget hearing be set for August 13th at 6:00 p.m. Motion carried on consent agenda.

Jedlicka made the motion, seconded by Sabatka, that the July LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATION AND EDUCATION COMMITTEE REPORT

1. WHIP REPORT

a. Payments - Materials

Jedlicka made the motion, seconded by Sabatka, to approve payment of \$120.42 to Cheryl Goering, Platte County for ground prep, seed and seeding on her 1 acre Wild NE tract. Motion carried on consent agenda.

b. New Contract(s)

None

2. OPERATION & MAINTENANCE

a. The Following Updates Were Given:

- ✓ Operation and Maintenance Activities
- ✓ Rawhide Creek North Branch
- ✓ Tree Program
- ✓ Czechland Silt Dam
- ✓ Bellwood Ditch 4 Drainage
- ✓ Grass Drill

b. Community Forestry Request

Jedlicka made the motion, seconded by Sabatka, to approve a Community Forestry Grant request from Trinity Lutheran Church in Newman Grove at an estimated cost of \$681.50 and for Cedar Bluffs Trail Project at an estimated cost of \$1,000 (maximum). Motion carried on consent agenda.

c. Czechland Lake Boat Ramp Lighting

A request to possibly provide lighting for the Boat Ramp Areas at Czechland and Homestead Lake has been researched. Butler County Rural Electric would charge \$150 for the pole, light and setting it. The District would hire a local Electrician for the trenching, wire and hook up at a quoted price of \$652. Butler County Rural Electric quotes 1 kilowatt/night at .06/kilowatt for a annual cost of \$22/year for this lighting.

3. ROCK AND JETTY

Shelso made the motion, seconded by Bull, to approve rock and jetty payments to Joe Cunningham, Dodge County \$670, Don Medinger, Butler County \$150, Chuck Folsom, Dodge County \$7,593.75, and Bob Foral, Colfax County \$1,137.50. Motion carried all members present voting aye.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any new complaints.

5. INFORMATION & EDUCATION

a. The following Updates Were Given:

- * Festivals

- * Viaduct
- * I&E Staff Group
- * IMS Website

b. County Fairs

Jedlicka made the motion, seconded by Sabatka, to reserve a booth space at the Colfax County Fair for \$35. Motion carried on consent agenda.

Other fairs the district is already registered for are:

Platte County July 11-15

Butler County July 26-29

Saunders County July 29-August 5

c. Fremont 4-H Fair

Bull made the motion, seconded by Sendgraff, to provide \$100 to support the Fremont 4-H Fair. Motion carried.

AYE: Bailey, Bull, Eden, Johnson, Kavan, McDermott, Nelson, Saalfeld, Sendgraff, Shelso

NAY: Grueber, Jedlicka, Langemeier, Mastny, Reitmajer, Sabata, Sabatka, Wilke

Kavan made the motion, seconded by Sabatka, that the July LPNNRD Operation and Education Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. REGULATORY

a. GROUND WATER MANAGEMENT AREA

1. Well Permits

For 2001 the NRD has approved 31 permits. This time last year we had 40 permits. One permit is still pending waiting for payment of the late fee.

2. Distribution Manifold and Calibration Meter Cost-share

Cost share has been completed for this fiscal year. Of a total budgeted amount of \$18,250 for the GWMA cost share programs, \$15,542.10 was spent for 15 calibration meters and \$1,297.93 was spent for 10 distribution manifolds.

3. The Following Reports Were Given:

- ☞ Chemigation
- ☞ Nitrogen Certification Classes
- ☞ Vadose Zone Sampling
- ☞ Well Registrations
- ☞ Livestock Waste Permits
- ☞ MUD Complaint

2. GROUND WATER PROGRAMS

a. The Following Reports Were Given

- * Wellhead Protection Areas
- * Decommissioned Well Program
- * Groundwater Quality - Platte Valley
- * Mead NOP
- * Monitoring Wells
- * Ground Water Energy Levels

Jedlicka made the motion, seconded by Sabatka, that the July LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

Jedlicka made the motion, seconded by Sabatka, to approve the following SWCP tree applications:

<u>TREES:</u>	<u>County</u>	<u>#</u>	<u>Cost-Share</u>
<u>Terry Sjuts</u>	<u>(Platte)</u>	<u>800</u>	<u>\$528.00</u>
<u>Milo Herink</u>	<u>(Platte)</u>	<u>262</u>	<u>\$172.92</u>
<u>Dave Kment</u>	<u>(Butler)</u>	<u>568</u>	<u>\$374.88</u>
<u>Joel Lindstrom</u>	<u>(Saunders) 240</u>	<u>\$158.40</u>	
<u>Karen Sylvester</u>	<u>(Butler)</u>	<u>425</u>	<u>\$280.50</u>
<u>Jane Harpenau</u>	<u>(Saunders) 222</u>	<u>\$146.52</u>	
<u>Larry Yost</u>	<u>(Saunders) 414</u>	<u>\$273.24</u>	
<u>Robert Cherovsky</u>	<u>(Saunders) 309</u>	<u>\$203.94</u>	
<u>Eric Goodrich</u>	<u>(Saunders) 200</u>	<u>\$132.00</u>	
	<u>TOTAL</u>		<u>\$2,270.40</u>

Motion carried on consent agenda.

b. CRP Incentive Program (CIP) Application Approvals

Jedlicka made the motion, seconded by Sabatka, to approve the following CIP applications:

<u>Norbert Foltz</u>	<u>(Platte)</u>	<u>Filter Strip 25%</u>	<u>\$ 250.00 (max.)</u>
<u>Gayle Jazwick</u>	<u>(Platte)</u>	<u>Filter Strip 25%</u>	<u>\$ 136.00</u>

Motion carried on consent agenda.

c. SWCP Payments:

Jedlicka made the motion, seconded by Sabatka, to approve the following SWCP tree payments:

<u>Terry Sjuts</u>	<u>Platte</u>	<u>800</u>	<u>\$528.00</u>
<u>Milo Herink</u>	<u>Platte</u>	<u>262</u>	<u>\$172.92</u>
<u>Dave Kment</u>	<u>Butler</u>	<u>568</u>	<u>\$374.88</u>
<u>Joel Lindstrom</u>	<u>Saunders</u>	<u>240</u>	<u>\$158.40</u>
<u>Karen Sylvester</u>	<u>Butler</u>	<u>425</u>	<u>\$280.50</u>

<u>Jane Harpenau</u>	<u>Saunders</u>	<u>222</u>	<u>\$146.52</u>
<u>Larry Yost</u>	<u>Saunders</u>	<u>414</u>	<u>\$273.24</u>
<u>Robert Cherovsky</u>	<u>Saunders</u>	<u>309</u>	<u>\$203.94</u>
<u>Eric Goodrich</u>	<u>Saunders</u>	<u>200</u>	<u>\$132.00</u>
<u>TOTAL</u>			<u>\$2,270.40</u>

Motion carried on consent agenda.

d. CRP Incentive Program (CIP) Payments:

Jedlicka made the motion, seconded by Sabatka, to approve the following CIP payments:

<u>Jason Fittje</u>	<u>Platte</u>	<u>1185 trees</u>	<u>10%</u>	<u>\$ 104.28</u>
<u>Darrell Godeken</u>	<u>Platte</u>	<u>Filter Strip</u>	<u>25%</u>	<u>\$ 35.75</u>
<u>Dennis Laska</u>	<u>Platte</u>	<u>Riparian</u>	<u>50%</u>	<u>\$ 171.63</u>

Motion carried on consent agenda.

e. CRP Incentive Program (CIP) Cancellations:

Jedlicka made the motion, seconded by Sabatka, to cancel the following CIP applications:

<u>Larry Loseke</u>	<u>(Platte)</u>	<u>-</u>	<u>\$180</u>
<u>Jeff Miller</u>	<u>(Platte)</u>		<u>\$250</u>
<u>Scott Mueller</u>	<u>(Platte)</u>		<u>\$250</u>

Motion carried on consent agenda.

2. WATERSHEDS

a. Skull Creek Watershed - Olsson Associates

1. Site 55 (Homestead Lake) Construction Update

2. Homestead Lake - Open Bids for Recreation Development

This item was taken earlier.

3. FSA , EQIP & CRP PLANS SIGNED

Jedlicka made the motion, seconded by Sabatka, to approve the following list of conservation plans:




Signed Farm Plans: June 2001

<u>Linwood Land Co.</u>	<u>Butler</u>
<u>Larry Novak</u>	<u>Butler</u>
<u>Jeff and Margaret Struck</u>	<u>Butler</u>
<u>Daniel Potter x 4</u>	<u>Butler</u>

Motion carried on consent agenda.

4. LOCALLY LED CONSERVATION CORE GROUP REPORT

a. The following Reports Were Given:

-  Northwest Butler County Landowners Meeting
-  Shell Creek Locally Led Landowners
-  Skull/Bone Creek Locally Led Landowners

5. OTHER

a. RC&Ds

Jedlicka made the motion, seconded by Sabatka, to contribute \$200 to the Nebraska Loess Hills RC&D as requested. Motion carried on consent agenda.

6. LAKE WANAHOO REPORT

a. The Following Reports Were Given:

- ☛ Shooting Range
- ☛ COE Feasibility Study and EIS
- ☛ Tree Nursery

Jedlicka made the motion, seconded by Sabatka, that the July LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

None

8. BILLS TO BE APPROVED

Shelso 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

Jedlicka made the motion, seconded by Sabatka, to approve the July consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The August Board of Directors Meeting will be held on Monday, August 13, 2001. Time and location to be determined. Meeting adjourned at 9:43 p.m.

Dean Johnson, Secretary