

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JUNE 9, 2003

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, June 9, 2003

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than May 29, 2003. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bull	Eden	Hannah
Holstine	Johannes	Kavan
Larsen	Mastny	Pieke
Reitmajer	Saalfeld (arrived 7:25)	Sabatka
Shelso	Johnson	

DIRECTORS ABSENT

Alm	Bailey	Jedlicka
Langemeier	Sabata	

STAFF AND GUESTS:

Miyoshi	Breunig	Murren
Mountford	Sousek	Gottschalk
Lisa Brichacek		
Rodney Verhoof		

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

No Comments.

5. APPROVAL OF MINUTES

Sabatka made the motion, seconded by Saalfeld, to approve minutes from the May 12, 2003 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

Sabatka made the motion, seconded by Saalfeld, to send two staff to ESRI IMS (Internet

Map Server) Training, July 28-July 31, 2003 as outlined in the Executive Committee Minutes. Motion carried on consent agenda.

2. Management

a. Director Absences

None

b. Lower Platte River Corridor Alliance

Verhoeff was present to give the following updates:

1. Alliance Summer Calendar
2. Alliance Video
3. Golf Tournament - September 4
4. F.Y. 04 Draft Budget

c. Bob Weaver Bill

Sabatka made the motion, seconded by Saalfeld, to pay the Bob Weaver bill of \$2,216.67. Motion carried on consent agenda.

d. LPNNRD Summer Tour - August 7

Sabatka made the motion, seconded by Saalfeld, to reserve a chartered bus for the August 7th LPNNRD Summer tour at an estimated cost of \$700. Motion carried on consent agenda.

e. NRD Insurance - Commercial Package

Our Commercial Insurance package renews July 1 each year. Last year it was directed to comparative shop for carriers prior to renewal this year. Dunbar-Peterson of Omaha has a coverage package with several NRDs and Irrigation Districts. Sabatka made the motion, seconded by Saalfeld, to appoint three Directors to review insurance packages prepared by Dunbar-Peterson and INSPRO Insurance and empower those Directors (sub-committee) to purchase the Commercial Package that best fits the needs of the District. Motion carried on consent agenda. Chairman Johnson appointed the following three person committee: Johnson, Eden and Shelso.

f. Update on Dolezal Case

On May 19 Gordon Dolezal amended his complaint against the NRD and Nebraska Game and Parks Commission. His amended complaint contains a second cause of action which questions the constitutionality of the "Interlocal Cooperative agreement Act". The Hearing scheduled for May 21 was delayed until July 2. Lindahl was present at the Executive Committee Meeting to give an update and answer questions. Lindahl has petitioned the court asking that Sovereign Immunity be granted to the District and that the case be dismissed.

g. Motion on WRP Contract

Sabatka made the motion, seconded by Saalfeld, to approve the WRP (Wetland Reserve Program) contract and authorize entering into an agreement for a Warranty Easement Deed to be granted to the United States of America by and through the Commodity Credit Corporation concerning the former Snitily property (approximately 173 acres located in Section 9 and 10, Township 15 north, Range 7 east) and authorize John Miyoshi, LPNDRD General Manager to execute legal documents and sign said agreement on behalf of the Lower Platte North Natural Resources District. Motion carried on consent agenda.

3. Equipment

a. Concrete In Front of Shed

Sabatka made the motion, seconded by Saalfeld, to authorize concrete work in front of the NRD shed with costs not to exceed \$2,000 and all labor to be provided by NRD staff. Motion carried on consent agenda.

4. Personnel

a. Personnel Sub-Committee Recommendations

Sabatka made the motion, seconded by Reitmajer, to go into executive session at 7:50 p.m. to discuss personnel issues. Motion carried all members present voting aye.

Johannes made the motion, seconded by Sabatka, to go out of executive session at 8:00 p.m. Motion carried all members present voting aye.

1. Performance Appraisal Review

Saalfeld made the motion, seconded by Sabatka, to approve the evaluations and employee rating numbers as recommended by the Personnel Sub-Committee. Motion carried all members present voting aye.

2. F.Y. 04 Salary Adjustments

Shelso made the motion, seconded by Holstine, to approve a 2.8% salary line increase for F.Y. 04. The funds will be distributed on the matrix as previously approved. Motion carried all members present voting aye.

5. Finance

a. Financial Statement

Holstine made the motion, seconded by Mastny, to approve the January, February, March and April Financial Statements as distributed. Motion carried all members present voting aye.

b. Approval of Managers Expenses

Sabatka made the motion, seconded by Saalfeld, to approve the Manager's expenses as attached to the Executive Committee Minutes. Motion carried on consent agenda.

Sabatka made the motion, seconded by Saalfeld, that the June 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

Sabatka made the motion, seconded by Saalfeld, to approve a Wild NE contract for:
Scott Mueller Platte \$2,352.00

Motion carried on consent agenda.

2. OPERATION & MAINTENANCE

a. The Following Updates Were Given:

- ✓ Operation and Maintenance Activities
- ✓ South Fremont Feasibility Study
- ✓ Tree Program
- ✓ Rawhide Creek North Branch
- ✓ Vehicles
- ✓ No-Till Grass Drill

b. Kris Chlupacek Request

Sabatka made the motion, seconded by Saalfeld, to allow Kris Chlupacek to place 3' x 5' advertising signs at the two entrances of Czechland Lake for one year and to review the possibility of keeping the signs on an annual basis. If the District gets other requests for posting advertisements at the lake, the District could ask the Chlupacek's to remove their signs immediately. Motion carried on consent agenda.

3. ROCK AND JETTY

No new business.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any new complaints.

5. INFORMATION & EDUCATION

a. The following Updates Were Given:

- * Education Activities
- * NACEE

b. SC TAG Academy

Sabatka made the motion, seconded by Saalfeld, to provide up to two \$50 need-based scholarships for the SC TAG Academy. Motion carried on consent agenda.

c. County Fairs

Sabatka made the motion, seconded by Saalfeld, to approve registration costs up to \$450 for the District to attend 4-5 county fairs. Motion carried on consent agenda.

Sabatka made the motion, seconded by Saalfeld, that the June 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

Total number of well permits approved for 2003 is 65.

2. The Following Updates Were Given:

- ☛ Cost-Share Program
- ☛ Bellwood Phase 2 Area
- ☛ Livestock Waste Permits
- ☛ Chemigation

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

Sabatka made the motion, seconded by Saalfeld, to approve cost-share payment to decommission the irrigation well for UNL/ARDC for \$634.75. Motion carried on consent agenda.

b. The Following Reports Were Given

- * Wellhead Protection Areas
- * Livestock Monitoring Wells
- * Rural Water Systems
- * Ground Water Quality
- * Ground Water Energy Levels

c. Equipment Purchase

Sabatka made the motion, seconded by Saalfeld, to approve the purchase of a ground water level electric line measurer and Compaq PDA (Personal Data Assistant) for \$1,100. Motion carried on consent agenda.

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

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. Approvals

Sabatka made the motion, seconded by Saalfeld, to re-approve the following SWCP applications and additional funding requests:

<u>02-P-4</u>	<u>Freddie Siefken</u>	<u>Planned Grazing</u>	<u>\$8,250.00</u>
<u>02-S-34</u>	<u>Randy Fendrich</u>	<u>Terr/Tile</u>	<u>\$7,500.00</u>
<u>02-S-36</u>	<u>Elmer Pestal</u>	<u>Terr/Tile</u>	<u>\$7,500.00</u>

ADDITIONAL FUNDING REQUEST

<u>02-C-47</u>	<u>Chlopek Partnership</u>	<u>Planned Grazing</u>	<u>+\$2,455.58 (attachment)</u>
<u>03-S-36</u>	<u>Elmer Pestal</u>	<u>Terr/Tile</u>	<u>+\$2,000</u>

b. SWCP Cancellations

Sabatka made the motion, seconded by Saalfeld, to cancel the following SWCP application:

<u>02-B-26</u>	<u>Elmer Lanc</u>	<u>Terr./Tile</u>	<u>\$4,077.00</u>
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Motion carried on consent agenda.

c. SWCP Payments

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

<u>02-S-34</u>	<u>Randy Fendrich</u>	<u>\$6,428.11</u>
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Motion carried on consent agenda.

2. WATERSHEDS

No new information.

3. FSA , EQIP & CRP PLANS SIGNED

Sabatka made the motion, seconded by Saalfeld, to approve the attached list of signed conservation plans. Motion carried on consent agenda.

4. Locally Led Landowner Groups

a. The Following Reports Were Given:

- ☼ Skull/Bone Creek Locally Led Landowners
- ☼ Shell Creek No-Till Incentive Program

5. OTHER

a. The Following Reports Were Given:

- 📎 Elkhorn Breakout Access Road Project
- 📎 Bellwood Watershed Dam 2-C Survey
- 📎 Elkhorn River Bank Erosion

b. Joe Nicolas Assistance Request

Sabatka made the motion, seconded by Saalfeld, to approve \$290 to Joe Nicolas for the access crossing's tube cost located below Bellwood Flood Control Dam 3-B. It was further recommended to allow up to a \$300 assistance payment toward future similar requests below LPNNRD Flood Control Dams and that such assistance payment to a landowner be allowed only once every 25 years. Motion carried on consent agenda.

c. Eldon Jedlicka Assistance Request - Colfax County

Sabatka made the motion, seconded by Saalfeld, to approve a one-time payment of \$656.94 for placement of the tube in the farm pond directly above the Jedlicka Road Structure in Colfax County. Motion carried on consent agenda.

d. Newman Grove Assistance Request

Sabatka made the motion, seconded by Saalfeld, to instruct Mountford to investigate various grant opportunities for Newman Grove to assist with their drainage problem before the District makes a commitment. Motion carried on consent agenda.

e. Clear Creek Dike & Drainage District Payment

Sabatka made the motion, seconded by Saalfeld, to pay our fifth and final \$15,000 cost-share payment to the Clear Creek Dike and Drainage District toward dike stabilization work completed in 1999. Motion carried on consent agenda.

6. SNITILY WETLAND PROJECT UPDATE

We are anticipating our WRP payment on the property soon. We will continue to discuss the potential sale of the property with Pheasants Forever. A private hunting dog training group met with Mountford and expressed interest in possibility purchasing the property.

7. LAKE WANAHOO REPORT

Mike Murren gave an update on several items as outlined on the May 27 Lake Wanhoo Committee Meeting minutes as attached to the Projects Committee Minutes.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Landrights issues regarding the future raising of cabins are under evaluation.

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

7. ADDITIONAL ACTION ITEMS

7.a. Approval of Bank Stabilization Payments

Reitmajer made the motion, seconded by Sabatka, to make additional payments to the following Bank Stabilization Cooperators who exceeded their allocation and the total cost-share payment and follow board policy and not exceed \$2,000 for individuals and \$4,000

for public entities.

<u>City of North Bend</u>	<u>\$405.00</u>
<u>Joe Cunningham/Roberta Roehrs</u>	<u>\$503.33</u>
<u>Aaron Arps</u>	<u>\$150.00</u>
<u>Nickolite Ranch Inc.</u>	<u>\$125.00</u>
<u>McDermott Farms</u>	<u>\$565.00</u>
<u>Total</u>	<u>\$1,748.33</u>

Motion carried all members present voting aye.

7.b. Interest Payment

Reitmayer made the motion, seconded by Sabatka, to make the annual interest payment of \$203,485.87 to Wahoo State Bank for land purchased for the Wanahoo project and direct Staff to update the Loan. Motion carried all members present voting aye.

7.c. Abandoned Well Cost-Share Payment

Reitmayer made the motion, seconded by Sabatka, to make payment to Duane Pedersen in the amount of \$763.56 for plugging two irrigation wells. Motion carried all members present voting aye.

7.d. Annual Audit

Reitmayer made the motion, seconded by Sabatka, to hire HBE to perform the District's Annual Audit for F.Y. 03 at a cost not to exceed \$6,400 and authorize the General Manager to sign said agreement. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Shelso made the motion, seconded by Saalfeld, 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 Saalfeld, to approve the June consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

None

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The July Board of Directors Meeting will be held on Monday, July 14, 2003. Time and location to be determined. Meeting adjourned at 8:50 p.m.

Lumir Jedlicka, Secretary

Board Meeting Minutes

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