

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
June 11, 2012**

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 11, 2012.

1. NOTICE OF MEETING

The advanced notice of our June board meeting was published on May 24, 2012 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Pieke 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:

Bailey	Birkel (arrived 7:03 p.m.)	Casey
Clausen	Hagerbaumer	Hannah
Hilger	Johannes	Kavan
McDermott	Meduna	Olson
Pollard	Pieke	Ruzicka
Saalfeld	Sabatka	Taylor
Veskerna		

DIRECTORS ABSENT

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Mark Walkenhorst was present and reviewed his written report.

c. NARD Report

Director Kavan reported on the NARD Board Meeting earlier in the day.

d. NRC Report

Johannes reported that the next Commission meeting will be June 19-20 in Grand Island.

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Megan Sittler was present to go over in detail the LPRCA Budget with the full Board.

5. APPROVAL OF MINUTES

McDermott made the motion, seconded by Taylor, to approve the minutes from the May 14, 2012 Board Meeting. Motion carried all members present voting aye.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. UNL Water Tour – 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

McDermott made the motion, seconded by Taylor, to approve payment of \$3,000 to Bob Weaver for May services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. Monthly Education Program – Item taken earlier

d. Lake Wanahoo Finances – Update Given

e. Municipal Law Update – Update Given

f. CCEI Lawsuit – Update Given

g. Board Meeting Time

Ruzicka made the motion, seconded by Johannes, to change the LPNNRD Board Meeting times as follows: December, January and February start at 1:30 p.m. March-November start at 6:00 p.m. Motion carried all members present voting aye.

h. Committee System – Update Given

3. Equipment - None

4. Personnel – These items were taken at the end of Board Meeting

a. Personnel Sub-Committee Meeting and Recommendations

Meduna made the motion, seconded by Sabatka, to go into executive session at 10:05 p.m. to discuss personnel performance appraisals and salary adjustments and ask that staff members Miyoshi and Mountford remain. Motion carried all members present voting aye.

Ruzicka made the motion, seconded by Casey, to come out of executive session at 10:36 p.m. Motion carried all members present voting aye.

1. Review Performance Appraisals

Hilger made the motion, seconded by Meduna, to approve the FY 12 staff performance appraisals with modification on one employee. Motion carried all members present voting aye.

2. Clerk Job Codes – Update Given

3. Salary Adjustments for FY 2013

The Personnel Sub-Committee and Executive Committee reviewed salary adjustments for 2006-2012 and the Consumer Price Index for past year which is 2.3%. A 2.3% increase will cost the district \$24,281. There have been three employee changes this past year with the new hires coming on at lower starting wages.

4. Placement of Employees on 9 Step Ranges

The sub-committee discussed the Nine Step Salary System and placement of our current employees onto the steps. Discussion took place on initial placement of employees with credit being given for steps at 3, 4 and 5 years of service per step and the differing costs for this initial placement. Kavan made the motion, seconded by Hilger, to budget \$24,281 (2.3%) for FY 13 salary adjustments which is to be distributed on the matrix and not adopt the 9 step salary system. Motion carried.

AYE: Hannah, Hilger, Kavan, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

NAY: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Johannes, McDermott, Meduna

Due to two employees being at the entry level wage in FY 12 and a large increase in their mid-point, a salary adjustment is needed to keep them at 80%. Kavan made the motion, seconded by Meduna, to fund the salary adjustment of our two conservation technicians which will keep them at the entry level wage (\$1,944 per employee). Motion carried all members present voting aye.

5. Curt Becker Leaving – Update Given

6. Managers Evaluation – Update Given

b. Water Resources Specialist Position

Saalfeld made the motion, seconded by Meduna, to ratify promoting Bret Schomer to fill the vacant Water Resources Technician position and that his beginning salary be the entry level wage for this position. Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Report

A motion will be needed next month to approve the April Financial Statement.

b. Approval of Managers Expenses

McDermott made the motion, seconded by Taylor, 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

d. Monthly Accounting Update – Update Given

e. HBE Quarterly Meeting – Update Given

f. Wanahoo Financing with FNB – Update Given

g. Renewal of Wahoo State Bank Land Note

With the Wanahoo Finance Mediation scheduled for June 21 discussion took place on renewal of the WSB land note. Taylor made the motion, seconded by Hilger, to authorize renewal of the

Wahoo State Bank Land Note with no changes to the obligation of the partnership and that the renewal take place after the June 21st mediation. Motion carried with Sabatka abstaining.

h. NARD Health Insurance Rates – Update Given

McDermott made the motion, seconded by Taylor, that the June LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATIONS, EDUCATION & 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

c. Tree Program – Update Given

d. Haying Czechland and Homestead 2012 – Update Given

e. Building on Wanahoo Property

Veskerna made the motion, seconded by Ruzicka, to accept a quote of \$4,850 from G & R Electric of North Bend to install electrical service to the storage building located on the Wanahoo property. Motion carried all members present voting aye.

f. Community Forestry

McDermott made the motion, seconded by Taylor, to pay the David City Cemetery Board \$785.75 for the 40 trees planted by Earl May pending staff inspection. Motion carried on consent agenda.

g. Watershed Dam Cottonwood 8-D – Update Given

h. Financial Review – Update Given

3. ROCK AND JETTY

a. Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads – Update Given

2. Viaduct – Update Given

3. County Fairs – Update Given

b. Education

1. NACEE Website – Update Given

c. Computers

1. New Equipment – Update Given

2. Android Recreation Areas App – Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water – Update Given

b. Colon/Wahoo Rural Water System – Update Given

c. Mead – Update Given

d. Other – Update Given

McDermott made the motion, seconded by Taylor, that the June 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 Requests for Limited Development (Hydrologically Connected) Area

a. May Variance Requests – Update Given

b. Limited Development Areas

Johannes made the motion, seconded by Meduna, to conditionally approve the Bruce Williams variance LPN-V-012-0171 for 8.5 acres as shown on the attached map in Water Committee Minutes and use 8.5 acres from the 2012 acre allotment. Motion carried all members present voting aye.

2. Well Permit Program

a. Well Permits Approved - Update Given

3. Voluntary Integrated Water Management Plan – Update Given

4. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. NAWMDN Water Mark Sensors and ET Gauges

McDermott made the motion, seconded by Taylor, to approve cost share funding for the NAWMN program for four watermark sensors for Todd Maurer for \$64.00 and for three watermark sensors and one digital meter for Aaron Reichmuth for \$169.00. Motion carried on consent agenda.

McDermott made the motion, seconded by Taylor, to approve the payment for water mark sensors, ET gauges, and related equipment on the four invoices, which total \$2,174.33 for the Nebraska Agricultural Water Management Network (NAWMN) program. Motion carried on consent agenda.

5. LPNNRD Certification Classes – Update Given

6. Bellwood Phase 2 Area

7. Richland/Schuyler Phase II Area - Update Given

8. Certifying Acres

McDermott made the motion, seconded by Pollard, to issue cease and desist orders against further irrigation and the application of fertilizer if Director Pieke is unable to contact the Landowners and get the necessary paperwork filled out by the close of business June 15 to the following fields NE011-2205W4-0004 and NE011-2205W4-0005 owned by Eileen Hockmeier E. ET AL, fields NE011-2105W7-0001 and NE011-2205W10-0001 owned by Paul Kettelson, field NE011-2105W7-0002 owned by Cora Larson *Trustee*, field NE011-2205W5-0001 owned by Steven Rasmussen, and field NE011-2205W25-0002 owned by Scott Wallin for failure to complete acre certification information required by the Lower Platte North NRD. Motion carried all members present voting aye.

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

McDermott made the motion, seconded by Taylor, to approve cost share payment to decommission the stock well for Tom Deleski for \$309.38. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. LPNNRD Platte River Ground Water Model – Update Given

2. Elkhorn Loup Model (ELM) - Update Given

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

4. Eastern Nebraska HEM Aquifer Mapping – Update Given

c. Ground Water Energy Levels – Update Given

1. Future Monitoring Wells – Update Given

3. SURFACE WATER ROGRAMS

a. State Lakes, for the Week May 21, 2012 – Update Given

1. Bacteria Sampling – Update Given

2. Toxic Algae – Update Given

4. OTHER

a. GMDA Summer Session - Update Given

b. NRD Ground Water Technician Training – Update Given

c. Water Programs Budget – Update Given

d. Comments From The Public – Update Given

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

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Application Approvals

Ruzicka made the motion, seconded by Clausen, to approve the following SWCP applications:

			<u>50%</u>	<u>75%</u>
Tim Bartek	Saunders Co.	Flow Meter	\$ 625.00	
Richard Bartek	Saunders Co.	Flow Meter	\$ 625.00	
David Schumacher	Platte Co.	Flow Meter	\$ 642.50	
Iver G. Bygland	Boone Co.	Flow Meter	\$ 625.00	
Schneider Family Trust (\$ 27,500 total project)	Saunders	Tile into existing		\$ 12,500.00
James Kubik	Saunders Co.	Planned Grazing	<u> </u>	\$ 4,723.88
			\$ 2,517.50	\$ 17,223.88

Motion carried on consent agenda.

b. SWCP Payments

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP payments:

			<u>Approved</u>	<u>Total Pmt.</u>
<u>TREES:</u> Kelly Jarecki	Platte Co.	200 Trees	\$ 196.00	\$ 196.00
Josh Rich	Platte Co.	230 Trees	\$ 225.40	\$ 225.40
Zach Jilek	Colfax Co.	536 Trees	\$ 534.10	\$ 525.28
Mike Woodward	Saunders	300 Trees	\$ 294.00	\$ 294.00
		TOTAL:		\$1,240.68

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals – Update Given

e. Sand/Duck Creek Cost-Share Payments

McDermott made the motion, seconded by Taylor, to approve the following Sand/Duck payments:

			<u>Approved</u>	<u>75% Grant</u>	<u>25% Grant</u>	<u>15% SWCP</u>
11-S&D-11	Emil Polacek	Basins		\$ 8,679.08		\$1,735.81
11-S&D-10	Dennis Odvody	Terraces/Tile		<u>\$ 9,358.57</u>		<u>\$1,871.71</u>
		TOTALS:		\$18,037.65		\$3,607.52

Motion carried on consent agenda.

f. Sand/Duck Creek Cancellations – None

2. WATERSHEDS

a. Shell Creek

1. Shell Creek Improvement Group – Update Given

b. Wahoo Creek

1. Wahoo Creek Watershed Water Quality Plan – Update Given

3. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

b. LPRCA FY 2013 Draft Budget Proposal

Meghan was present and reviewed the proposed LPRCA Budget items for FY 2013. She also presented a bill for River Obstruction Removal and Remote Sensing for \$27,700. Kavan made the motion, seconded by Meduna, to approve the LPRCA invoice for river obstruction removal and remote sensation in the amount of \$27,700. Motion failed.

AYE: Bailey, Casey, Johannes, Kavan, Meduna, Olson, Saalfeld, Veskerna

NAY: Birkel, Clausen, Hagerbaumer, Hannah, Hilger, McDermott, Pollard, Ruzicka, Sabatka, Taylor, Pieke

4. OTHER

a. Update on Army COE 205 Studies

1. South Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. NRCS LiDAR Presentation/Proposal – Shandy Bittle

Meduna made the motion, seconded by Pollard, to approve a contribution of \$5,000 (close to 25%) for completing LiDAR coverage for portions of Boone, Madison and Platte Counties (123.6 square miles) located within the LPNNRD. Motion carried all members present voting aye.

c. David City NW Drainage Project Payment to UBBNRD

McDermott made the motion, seconded by Taylor, to approve a \$1,601.75 payment to the UBBNRD for completed engineering services for the David City NW Drainage Project as attached to the Projects Committee Minutes. Motion carried on consent agenda.

d. Melina Project Update – Update Given

5. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT

a. Lake Wanahoo Committee – Update Given

1. Design – Update Given

2. CCEI Update – Update Given

3. Project Partner Mediation – Update Given

4. Recreation Area Dedication – Update Given

5. SRF Interest/Fee Payment

Kavan made the motion, seconded by Meduna, to approve payment of \$158,054.90 to NDEQ for SRF loan interest and administration fee as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

6. Wahoo Fire & Rescue Request

McDermott made the motion, seconded by Taylor, to allow Wahoo Fire & Rescue to construct a 24' by 24' building on Lake Wanahoo Property for the purpose of storing rescue equipment at the Lake for emergency use. Motion carried on consent agenda.

b. Upstream Structures

1. Landrights Public Hearing

Director Taylor asked that this item be removed from Consent Agenda and voted on separately. McDermott made the motion, seconded by Meduna, to authorize purchase of all land tracts needed for Sand Creek Structure Sites #6 and #15 at or below the appraised price. Any negotiations above the appraised price will require specific board action. Motion carried all members present voting aye.

2. Landright Proposals

Kavan made the motion, seconded by Casey, to approve purchasing additional easement needs on the Rollie Otte Property (Structure Site #13) for 4.73 acres at \$3,675/acre for a total compensation of \$17,382.75. Motion carried all members present voting aye.

Kavan made the motion, seconded by Meduna, to trade Diane Chmelka comparable acreages involved with Sand Creek Structure Site #2 at no cost to the district. Motion carried all members present voting aye.

6. WESTERN SARPY/CLEAR CREEK LEVEE REPORT – Update Given

McDermott made the motion, seconded by Taylor, to accept and place on file the June Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. NAWMN Cost-Share Payments

Saalfeld made the motion, seconded by Ruzicka, to approve the payment for an ET gauge for \$210.83 to the ETgage Company and Kline Sales and Service for \$546.40 for the Nebraska Agricultural Water Management Network (NAWMN) program. Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

Nay: Kavan

7b. Becker Leave Payout

Saalfeld made the motion, seconded by Ruzicka, to pay Curt Becker his 145.5 hours of unused vacation time at his current rate of pay which totals \$2,129.45. Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

Nay: Kavan

7c. SWCP Payments

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

11-S-22 Livers Brothers Terrace Repair \$1,000.00

Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

Nay: Kavan

7d. Payment of Rock for Wanahoo

Saalfeld made the motion, seconded by Ruzicka, to pay H & H Trucking \$5,106.88 for white rock in and around the Wanahoo Building and for the maintenance road to the recreation area. Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

Nay: Kavan

7e. Payment for Road Grading

Saalfeld made the motion, seconded by Ruzicka, to pay Stocking Township \$150 for the grading of the maintenance road to the recreation area. Motion carried.

AYE: Bailey, Birkel, Casey, Clausen, Hagerbaumer, Hannah, Hilger, Johannes, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Taylor, Veskerna, Pieke

Nay: Kavan

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Ruzicka made the motion, seconded by Clausen, to approve the amended June consent agenda by removing item 6.D.5.b.1. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The July Board of Directors Meeting will be held on Monday, July 9, 2012, 6:00 p.m. Meeting adjourned at 10:45 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 May 14, 2012, 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.

Ray Casey, Secretary