

**LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
June 12, 2014**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:00 p.m. at Lower Platte North NRD office, Wahoo, NE on Thursday, June 12, 2014.

**1. NOTICE OF MEETING**

The advanced notice of our June 12, 2014 board meeting was published on May 22, 2014 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Vice-Chair Hannah 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	Clausen
Gibney	Hagerbaumer	Hannah
Johannes	Kavan	McDermott
Meduna	Olson	Pieke
Pollard	Ruzicka	Saalfeld
Sabatka	Veskerna	

**DIRECTORS ABSENT**

Hilger	Taylor
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**STAFF AND GUESTS:**

Miyoshi	Mountford	Breunig
Murren	Heimann	Almond
Oaklund	Gottschalk	

Jovan Lausterer, NRD Legal Counsel

Sign in sheet attached to original minutes.

**3. APPROVAL OF AGENDA**

**4. COMMENTS - ADVISORS/GUESTS/DIRECTORS**

**a. Guest Comments**

**b. NRCS Report**

Jeremiah Schutz reviewed the NRCS Report.

**c. NARD Report - None**

Director Kavan reported on the recent Republican Basin Tour and NARD Board Meeting.

**d. NRC Report**

Director Johannes updated the Board on upcoming NRC Meeting to be held June 18-19.

**e. Managers Report**

Manager Miyoshi reviewed his written report.

**f. Education Program**

Mitch O'Reilly gave a presentation on his previous work experience as a North Pacific Groundfish Observer for the National Marine Fisheries Service on commercial fishing vessels in the Bering Sea, AK.

**5. APPROVAL OF MINUTES**

Ruzicka made the motion, seconded by Saalfeld, to approve the minutes from the May 12, 2014 Board Meeting. Motion carried on consent agenda.

**6. REPORT OF STANDING COMMITTEES**

**A. EXECUTIVE COMMITTEE REPORT**

**1. Meetings**

**a. Pending**

**1. NARD Basin Tour – Update Given**

**2. UNL Water Tour – Update Given**

**b. Reports – Update Given**

**2. Management Items**

**a. Director Absences**

Ruzicka made the motion, seconded by Saalfeld, to approve Director Bailey's excuse of absence from the May Board Meeting. Motion carried on consent agenda.

**b. Bob Weaver**

**1. Monthly Conference Call and Report - Update Given**

**2. Monthly Bill**

Ruzicka made the motion, seconded by Saalfeld, to approve payment of \$3,200 to Bob Weaver for May services and bill LPSNRD and Papiro NRD for their share. Motion carried on consent agenda.

**3. Weaver Fees for F.Y. 2015**

Ruzicka made the motion, seconded by Saalfeld, to increase Bob Weavers monthly maximum fee by \$100 per month (\$33.33 per NRD) to a new total of \$3,300 per month beginning July 1, 2014.

Motion carried on consent agenda.

**c. Monthly Education Program – Update Given**

**d. CCEI Lawsuit – Update Given**

**e. Natural Resources Commission Appointees – Update Given**

**f. WRDA 2014 Passage – Update Given**

**g. Primary Election Results – Update Given**

**h. Nebraska Ag Experience Update – Update Given**

**i. Insurance for FY 2015**

Johannes made the motion, seconded by Ruzicka, to accept and approve the insurance coverage presented, providing LARM can provide written proof that the additional requested coverage includes;

Errors and Omissions coverage with a retroactive date of July 1, 1986;

Increase the Dam Liability coverage from \$1 million to \$5 million;

Increase the Herbicide Drift coverage from \$300,000 to \$1,000,000;

Increase the Rented/Leased Equipment coverage to \$145,000;

And that all coverage is equal to or greater than our current coverage at a cost of \$61,136 for coverage from July 1, 2014 to September 30, 2015 (\$48,909 on an annualized basis). It was further recommended to authorize Vice-Chair Hannah to sign the LARM resolution as attached to the Executive Committee Minutes. Motion carried.

**AYE:** Birkel, Clausen, Gibney, Hagerbaumer, Hannah, Johannes, Olson, Pieke, Pollard, Ruzicka, Saalfeld, Sabatka, Veskerna

**NAY:** Bailey, Kavan, McDermott, Meduna

### **3. Equipment – None**

### **4. Personnel - None**

#### **a. Personnel Sub-Committee**

##### **1. Review Performance Appraisals**

Ruzicka made the motion, seconded by Saalfeld, to accept and place on file all employee evaluations reviewed and discussed by the Personnel Sub-Committee. Motion carried on consent agenda.

##### **2. Discussion on Impact that Salaries have on the Total District Budget – Update Given**

##### **3. Recommendation for F.Y. 15 Salary Adjustments**

###### **a. Across the Board Increase for Each Employee**

McDermott made the motion, seconded by Olson, to approve a 1.5% across the board salary increase for all employees. Motion carried all members present voting aye.

###### **b. Cost to Have All Employees at or Above Entry Level Wage**

Ruzicka made the motion, seconded by Johannes, to make salary adjustments so that all employees are at or above the entry level wage for their position. Motion carried all members present voting aye.

###### **c. Funding of 9-Step System**

McDermott made the motion, seconded by Clausen, to fund a portion of the cost to implement the 9-Step System over the next three years (33%). Motion carried.

**AYE:** Bailey, Birkel, Clausen, Gibney, Hagerbaumer, Hannah, Johannes, McDermott, Meduna, Olson, Pieke, Pollard, Ruzicka, Saalfeld, Sabatka, Veskerna

**NAY:** Kavan

###### **d. Special Merit Consideration**

Veskerna made the motion, seconded by Birkel, to approve a special merit salary increase of \$1,000 to Mike Almond. Motion carried all members present voting aye.

###### **e. Approval of F.Y. 15 Staff Salaries**

Olson made the motion, seconded by Birkel, to approve F.Y. 2015 Salaries in the amount of \$1,126,214 as presented. Motion carried all members present voting aye.

**4. Recommendation of Step Advances**

McDermott made the motion, seconded by Veskerna, to make the following step advances for F.Y. 15: Almond to Step 2, Campbell to Step 2, Rezac to Step 3, Mountford to Step 5 and Leu to Step 6. Motion carried all members present voting aye.

**5. Title Changes**

Piekie made the motion, seconded by Saalfeld, that the “NRD/NRCS Field Clerk – Secretary” title be split into two titles, which are: “NRD/NRCS Secretary” and “Receptionist – Secretary” and that both of these titles retain the old Index Source (Job Code) 43.4171 so that no change in salary range will occur. Motion carried all members present voting aye.

**5. Finance**

**a. Approval of Financial Report**

Piekie made the motion, seconded by McDermott, to approve the April Financial Statement as distributed to all Directors. Motion carried all members present voting aye.

**b. Approval of Managers Expenses**

Ruzicka made the motion, seconded by Saalfeld, 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. Year End Finances – Update Given**

**e. Union Bank Interest Payment**

Saalfeld made the motion, seconded by Johannes, to make our second half interest payment of \$160,273.48 to Union Bank on June 13th. Motion carried all members present voting aye.

**f. Union Bank Loan Payments**

Olson made the motion, seconded by Clausen, to approve making payment of \$300,000 to our Union Bank Loan on June 13th. It was further recommended to evaluate whether we will make the additional \$375,000 payment in July or in September after our property tax income is received. Motion carried all members present voting aye.

**g. Budget – Update Given**

Ruzicka made the motion, seconded by Saalfeld, 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. WILD NE/CREP REPORT**

**a. Wild NE, WHIP, Contract Payments – None**

**b. CREP Payment(s) - None**

**c. New Contract (s) – None**

**2. OPERATION AND MAINTENANCE**

**a. Operation and Maintenance - Update Given**

**b. South Fremont 205 Feasibility Study – Update Given**

**c. Lake Wanahoo, Czechland and Homestead Haying – Update Given**

**d. Wanahoo Recreation Area**

Ruzicka made the motion, seconded by Saalfeld, to donate \$500 to the scuba divers who assisted the NRD with repair of the buoy system on Lake Wanahoo. Motion carried on consent agenda.

**e. Tree Program – Update Given**

**f. FY 2015 Budget – 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. Groundwater Levels Map - Update Given**

**b. Education**

**1. Envirothon Sponsorship – Update Given**

**2. Spring Conservation Sensation – Update Given**

**c. Computer**

**1. iPads & Board Software**

Ruzicka made the motion, seconded by Veskerna, to approve the eMeeting service agreement, effective no earlier than July 1, 2014. Motion carried all members present voting aye.

**2. New Computer – Update Given**

**6. RURAL WATER Systems**

**a. Bruno/David City Rural Water – Update Given**

**b. Colon/Wahoo Rural Water System – Update Given**

**c. Cedar Bluffs – Update Given**

**d. Brainard and Dwight – Update Given**

**e. Other – Update Given**

Ruzicka made the motion, seconded by Saalfeld, that the June LPNNRD Operations, Education 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 in the Hydrologically Connected Area – Update Given**

**a. Joe Houska Surface Water Transfer – Update Given**

**2. Variance Request in the Non-Hydrologically Connected Area – Update Given**

**3. Variance Request in the Restricted Development Area**

**a. John Wotipka Request**

McDermott made the motion, seconded by Saalfeld, to issue a cease and desist order to John J. Wotipka and Venita Wotipka for irrigation in the NE1/4 of the NE1/4, Section 26, T14N, R6E and for irrigation in the NE1/4, Section 25, T14N, R6E. Motion carried all members present voting aye.

**4. Well Permit Program**

**a. Well Permits Approved – Update Given**

**b. Kellner Brothers Supplemental Well Application**

McDermott made the motion, seconded by Pollard, to approve the supplemental well for Kellner Brothers in the NE1/4 of the SW1/4, Section 6, T14N, R6E (Weston Subarea). Motion carried all members present voting aye.

**c. Brian Birkel Supplemental Well Application**

McDermott made the motion, seconded by Johannes, to approve the supplemental well for Brian Birkel in the NE1/4 of the SW1/4, Section 29, T15N, R3E (David City subarea). Motion carried.

**AYE:** Bailey, Clausen, Gibney, Hagerbaumer, Hannah, Johannes, Kavan, McDermott, Meduna, Olson, Pieke, Pollard, Ruzicka, Saalfeld, Sabatka, Veskerna

**ABSTAIN:** Birkel

**d. GLC Inc. Well Permit Extension**

Ruzicka made the motion, seconded by Saalfeld, to grant a 30 day extension for replacement well permit LPN-013-1437 in the NW1/4 of the NE1/4, Section 13, T16N, R1E (Bellwood subarea) and for supplemental well permit LPN-013-1438 in the NW1/4 of the SE1/4, Section 13, T16N, R1E (Bellwood subarea). Motion carried on consent agenda.

**5. Lower Platte River Basin Water Management Plan Coalition – Update Given**

**6. Voluntary Integrated Water Management Plan**

Ruzicka made the motion, seconded by Saalfeld, to approve payment of \$3,059.62 to Olsson Associates for services rendered for the LPNNRD Voluntary Integrated Water Management Plan. Motion carried on consent agenda.

**7. Cost-Share Programs**

**a. Irrigation Well Sample Kits – Update Given**

**b. Domestic Well Sample Kits – Update Given**

**c. Nebraska Agricultural Water Management Network (NAWMN)**

Birkel made the motion, seconded by Saalfeld, to approve payment of \$11,872 to Kline Sales and Service and charge each individual producer listed on the NAWMN spreadsheet cost-share for the equipment they ordered. Motion carried all members present voting aye.

**8. LPNNRD Certification – Update Given**

**9. Certifying Acres in Saunders and Dodge Counties**

Ruzicka made the motion, seconded by Saalfeld, that for certifying acres in Saunders and Dodge Counties LPNNRD will use the Irrigation Layer LPNNRD staff have created, (which is based on Aerial Photography, Pivot models, and recreation of Surface Water Right maps from DNR) as the base data for certifying acres and that any changes to that base data come from either FSA or Crop Insurance Records. Motion carried on consent agenda.

**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 – Update Given**

**b. LPNNRD Ground Water Studies**

**1. Elkhorn Loup Model – Update Given**

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

**c. Ground Water Energy Levels – Update Given**

**d. Monitoring Wells – Update Given**

**e. Former Ordnance Plant Near Mead – Update Given**

**f. Groundwater Sampling – Update Given**

**3. SURFACE WATER PROGRAMS**

**a. STATE LAKES FOR THE WEEK OF MAY 22**

**1. Bacteria Sampling – Update Given**

**2. Toxic Algae – Update Given**

**4. OTHER**

- a. LPNNRD Water Program Budget – Update Given**
- b. GMDA Summer Session – Update Given**
- c. 2014 Summer Interns – Update Given**
- d. Comments from the Public – Update Given**

Ruzicka made the motion, seconded by Saalfeld, that the June LPNNRD 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 Saalfeld, to approve the following SWCP application approvals:

<u>Ron Sabatka</u>	<u>Saunders</u>	<u>Emergency Terrace Repair</u>	<u>\$1,000 max.</u>
<u>Patrick Ewert</u>	<u>Butler</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Jack Wollem</u>	<u>Saunders</u>	<u>Flow Meter x 2</u>	<u>\$1,250.00</u>
<u>Vicki Wollem</u>	<u>Saunders</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Jakeman Farms</u>	<u>Saunders</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Wilma Loseke</u>	<u>Platte</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Paul Ramaekers</u>	<u>Platte</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Roger Gehring</u>	<u>Platte</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Warren Janssen</u>	<u>Platte</u>	<u>Flow Meter x 2</u>	<u>\$1,250.00</u>
<u>Marvin Boschult Tr.</u>	<u>Saunders</u>	<u>Flow Meter</u>	<u>\$625.00</u>

Motion carried on consent agenda.

**b. SWCP Payments - None**

**c. SWCP Cancellations - None**

**d. Cottonwood Creek Payments**

Ruzicka made the motion, seconded by Saalfeld, to approve the following Cottonwood Creek cost share payment:

<u>Steven &amp; Raleen Vrana</u>	<u>Septic System reno.</u>	<u>\$3,300 (60%)</u>
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Motion carried on consent agenda.

**e. Sand/Duck Creek Approvals – None**

**f. Sand/Duck Cost-Share Payment - None**

**g. 2014 Average Costs – Update Given**

**h. Emergency Terrace Repair – Update Given**

**2. WATERSHEDS**

**a. Shell Creek Water Quality Watershed Plan**

Kavan made the motion, seconded by Bailey, to approve the \$31,980 invoice from EA Engineering, for work accomplished on the Shell Creek Water Quality Watershed Plan, as attached to the Projects



Committee Minutes. Motion carried all members present voting aye.

**b. Wahoo Creek Watershed**

**1. Water Quality Plan (PIP) Phase I – Update Given**

**2. Cost-Share for previously Approved EQIP Applications**

Ruzicka made the motion, seconded by Saalfeld, to provide up to an additional 25% cost share on previously approved EQIP applications in Wahoo Creek sub-areas: North Fork Wahoo Creek, Dunlop Creek and Miller Branch, provided that work has not been started prior to completion of NRD cost/share signup forms. Motion carried on consent agenda.

**3. Wahoo Creek WQI Meeting Announcement – Update Given**

**3. LOWER PLATTE RIVER CORRIDOR ALLIANCE**

**a. Monthly Report – Update Given**

**4. OTHER**

**a. Update on Army COE 205 Studies**

**1. South Fremont 205 – Update Given**

**2. Schuyler 205 – Update Given**

**b. All Hazard Mitigation Progress Report and Invoice**

Kavan made the motion, seconded by Ruzicka, to approve payment of the \$6,460.16 invoice from JEO for work completed on the District's All Hazard Mitigation Plan, as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

**c. Projects Financial Statement Review - Update Given**

**d. NRCS Conservation Innovation Grant – Update Given**

**e. Platte Center Bank Stabilization Project Payment**

Kavan made the motion, seconded by Pieke, to pay Platte Center \$3,693.25 (50%) for work completed on their Elm Creek Bank Stabilization Projects as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

**f. Review Draft FY 2015 Projects Budget**

Ruzicka made the motion, seconded by Saalfeld, to move \$9,420 of available budgeted funds from Shell Creek Land Treatment line 405-204, into the Shell Creek Sinking Fund, to reach the \$100,000 Fund cap as previously set by the Board. Motion carried on consent agenda.

**g. Regional Conservation Partnership Program (RCP) – Update Given**

**5. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT**

**a. Lake Wanahoo – Update Given**

**1. County Road 17 Paving – Update Given**

**2. Simodynes Drive Paving Project**

Ruzicka made the motion, seconded by Saalfeld, to approve payment of \$1,452.39 to Olsson

Associates for design, bidding and construction oversight of the Simodynes Paving Project, as attached to the Projects Committee Minutes. Motion carried on consent agenda.

Kavan made the motion, seconded by Olson, to approve the final invoice from ME Collins in the amount of \$4,999.95 for completing the Simodynes Drive Paving Project pending receipt of needed paper work. Motion carried all members present voting aye.

**b. Upstream Structures – Update Given**

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

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

**7. ADDITIONAL ACTION ITEMS**

**7a. Payment to Rock & Jetty Cooperators**

Saalfeld made the motion, seconded by Pieke, to pay James Drahota \$1,000 and Don Medinger \$ 228.75 to get their cost share rate to 50% on their bank stabilization projects. Motion carried all members present voting aye.

**7b. 2014 Certification Training Fee Payments**

Saalfeld made the motion, seconded by Pieke, to pay UNL Extension Colfax County \$1,085.00 and UNL Extension Butler County \$560 for teaching the 2014 Nitrogen and Water Management Training classes. Motion carried all members present voting aye.

**7c. SWCP Payments**

Saalfeld made the motion, seconded by Pieke, to approve the following SWCP Payments:

<u>13-S-45</u>	<u>Burneil Ecklund</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>14-P-02</u>	<u>Charles Paprocki</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>14-S-23</u>	<u>John Bosley</u>	<u>Grass Seed</u>	<u>\$390.38</u>
<u>13-S-39</u>	<u>Richard Kubik</u>	<u>Basins/Tile</u>	<u>\$8,258.96</u>
	<u>Marvin Sidel</u>	<u>Decommissioned Well</u>	<u>\$457.07</u>

Motion carried all members present voting aye.

**7d. Nebraska Agricultural Water Management Network (NAWMN)**

Saalfeld made the motion, seconded by Pieke, to approve the cost-share funding in the amount of \$688.50 for an additional three producers for NAWMN equipment as attached on the spreadsheet. Motion carried all members present voting aye.

**8. BILLS TO BE APPROVED**

McDermott made the motion, seconded by Birkel, 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 Saalfeld, to approve the June consent agenda. Motion carried.

**AYE:** Birkel, Clausen, Gibney, Hagerbaumer, Hannah, Johannes, Kavan, Olson, Meduna, Pieke, Pollard, Ruzicka, Saalfeld, Sabatka, Veskerna

**ABSTAIN:** Bailey, Sabatka

**10. COMMENTS FROM DIRECTORS/GUESTS**

**11. MEETING ESTABLISHMENT AND ADJOURNMENT**

The July Directors Meeting will be held on Monday, July 14, 2014, 6:00 p.m. Meeting adjourned at 8:35 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 June 12, 2014, 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.

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Lon Olson, Secretary