

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
MARCH 13, 2008

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, March 13, 2008.

1. NOTICE OF MEETING

The advanced notice of our March board meeting was published on February 21, 2008 in the Banner Press, Columbus Telegram, Fremont Tribune, North Bend Eagle, Schuyler Sun and Wahoo Newspaper.

Chair Jedlicka 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	Eden
Hannah	Hilger	Johannes
Johnson	Kavan	Meduna
Pieke	Reitmayer (left 6:25)	Renter
Saalfeld	Sabatka	Veskerna
Vrana	Jedlicka	

DIRECTORS ABSENT

Bailey	Bull
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STAFF AND GUESTS:

Breunig	Miyoshi	Mountford
Murren	Angle	Sousek
Oaklund	Becker	

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

Roger Reitmuth reviewed his written report.

c. NARD Report

Johnson reported on the recent NARD Board Meeting.

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Education Program

None

5. APPROVAL OF MINUTES

Johnson made the motion, seconded by Acklie, to approve minutes from the February 11, 2008 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

b. Reports

1. Report on Washington D.C.

Johnson made the motion, seconded by Acklie, to ratify Manager Miyoshi's February 26th Washington, D.C. trip. Motion carried on consent agenda.

2. GMDA/NACD

Attached to the Executive Committee Minutes are reports from Mountford from the NACD Annual Meeting and Saalfeld from the GMDA winter conference.

2. Management Items

a. Directors Absence - Update Given

b. Bob Weaver

1. Monthly Report - Update Given

2. Monthly Bill

Johnson made the motion, seconded by Acklie, to approve payment of \$2,500 to Bob Weaver and bill LPSNRD and Papiro NRD for their share. Motion carried on consent agenda.

c. Colon Rural Water Expenses - Update Given

d. Monthly Education Program - Update Given

e. Recognition Banquet

Johnson made the motion, seconded by Acklie, to have the 2008 Recognition banquet on Sunday, November 30th at the Klein Center in Brainard and have Clayton Kastl cater the event. Motion carried on consent agenda.

f. Filing Date for 2008 Elections - Update Given

g. Legislative Memos - Update Given

3. Equipment

a. Defibrillator

Johnson made the motion, seconded by Pieke, to purchase an AED Defibrillator, Carrying Case, Cabinet and Infant/Child Smart Pads for a total cost of \$1,883. It was further recommended to have our staff be re-certified for first aid training which includes operation of the defibrillator at \$15 per attendee. Motion carried all members present voting aye.

4. Personnel

a. Summer Interns

Meduna made the motion, seconded by Veskerna, to hire a fourth summer intern with the emphasis on assistance of certifying irrigated acres. Motion carried all members present voting aye.

b. Accountant Position

Johnson made the motion, seconded by Acklie, to ratify the hiring of Krystal Sund for the Accountant position, with the starting date of March 11, 2008. Motion carried on consent agenda.

c. Receptionist/Secretary/Bookkeeper Job Description - Update Given

d. NRCS Technician - Marla Milliken

Johnson made the motion, seconded by Acklie, to reinstate Marla Milliken as a full time employee. It was further recommended to monitor her leave status. Motion carried on consent agenda.

5. Finance

a. Approval of Financial Statements

Johnson made the motion, seconded by Acklie, to approve the August, September, October, November and December Financial Statement as distributed to all Directors. Motion carried all members present voting aye.

b. Approval of Managers Expenses

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

c. Accounts Receivable Over 90 Days - Update Given

Johnson made the motion, seconded by Acklie, that the March LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. EDUCATION, OPERATION & RURAL WATER COMMITTEE REPORT

Committee Chair and Vice-Chair

Johnson made the motion, seconded by Acklie, to retain Ron Sabatka as E-O-RW Committee Chair and Alan Boyd as Vice Chair for 2008. Motion carried on consent agenda.

1. WHIP/WILD NE REPORT

a. Payments

Johnson made the motion, seconded by Acklie, to approve one WILD NE contract payment for Glen Pfeifer in Platte County for \$525. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Report Given

b. Equipment - Update Given

c. Environmental Trust Grant

Sabatka made the motion, seconded by Eden, to designate Heimann as the grant administrator and authorize him to sign Environmental Trust paperwork on behalf of LPNNRD and to order a No-Till Grass Drill from Virgl Implement at the price of \$24,893. Motion carried all members present voting aye.

d. South Fremont 205 Study - Update Given

e. Czechland Lake - Update Given

f. Ice Reporting - Update Given

g. Conservation Trees - Update Given

h. Jim Pokorski Memorial - Update Given

i. Summer Intern Employees - Update Given

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information

1. Annual Report - Update Given

2. Innovation 2008 Conference - Update Given

b. Education

1. Soil and Water Stewardship Week - Update Given

2. Louv at the Lied - Update Given

3. Earth Wellness Festival - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Swedeberg - Update Given

d. Prague - Update Given

e. Abie/Linwood - Update Given

Johnson made the motion, seconded by Acklie, that the March LPNNRD Education, Operations and Rural Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. PUBLIC HEARINGS - Two Public Hearings were held at 4:30 p.m. on February 27, 2008. The first was a "PUBLIC HEARING FOR LOWER PLATTE NORTH NRD WELL MORATORIUM AND EXPANSION OF IRRIGATED ACRES IN THE UPLANDS OF BUTLER AND SAUNDERS COUNTIES" and the second a "PUBLIC HEARING FOR REVISION OF LOWER PLATTE NORTH NRD GROUND WATER MANAGEMENT AREA RULES AND REGULATIONS". Presentations were given by LPNNRD staff followed by comments from board members and members of the public who were present.

2. REGULATORY

a. GROUNDWATER MANAGEMENT AREA

1. Well Permit Program

a. Well Permits Approved - Update Given

b. Water Use Reporting - Update Given

2. Well Moratorium - Uplands of Saunders and Butler Counties

a. LB 701

Johannes made the motion, seconded by Hannah, to declare the Swedeberg Sub-Basin as a permanent stay management area. Motion carried

AYE: Acklie, Boyd, Eden, Hannah, Hilger, Johannes, Johnson, Meduna, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

NAY: Kavan, Pieke, Sabatka

Meduna made the motion, seconded by Hannah, to declare the Prague and Yutan Sub-Basin areas as permanent stay management areas. Motion carried.

AYE: Acklie, Boyd, Eden, Hannah, Hilger, Johannes, Johnson, Meduna, Renter, Saalfeld, Sabatka, Veskerna, Vrana, Jedlicka

NAY: Kavan, Pieke

Hilger made the motion, seconded by Meduna, to lift the moratorium on the Leshara Sub-Basin area. Motion failed.

AYE: Boyd, Eden, Hilger, Meduna, Veskerna, Jedlicka

NAY: Acklie, Hannah, Johannes, Johnson, Kavan, Pieke, Renter, Saalfeld, Sabatka, Vrana

Acklie made the motion, seconded by Johnson, to declare Leshara Sub-Basin as a permanent stay management area. Motion failed.

AYE: Acklie, Eden, Johannes, Johnson, Renter, Saalfeld, Sabatka, Vrana

NAY: Boyd, Hannah, Hilger, Kavan, Meduna, Pieke, Veskerna, Jedlicka

Johannes made the motion, seconded by Boyd, to declare the Yutan South Sub-Basin as a permanent stay management area. Motion carried.

AYE: Acklie, Boyd, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Meduna, Renter, Saalfeld, Veskerna, Vrana, Jedlicka,

NAY: Kavan, Pieke

Meduna made the motion, seconded by Vrana, to declare the Weston Sub-Basin as NOT a permanent stay management area. Motion carried.

AYE: Acklie, Boyd, Bull, Hannah, Hilger, Johannes, Kavan, Meduna, Saalfeld, Veskerna, Vrana, Jedlicka,

NAY: Eden, Johnson, Pieke, Renter

Acklie made the motion, seconded by Renter, to declare Morse Bluff Sub-Basin as a permanent stay management area. Motion carried.

AYE: Acklie, Boyd, Eden, Johannes, Johnson, Renter, Saalfeld, Sabatka, Veskerna, Vrana

NAY: Hannah, Hilger, Kavan, Meduna, Pieke, Jedlicka

Meduna made the motion, seconded by Hilger, to declare the David City Sub-Basin as NOT a permanent stay management area: David City. Motion failed.

AYE: Boyd, Hilger, Kavan, Meduna, Saalfeld, Jedlicka

NAY: Acklie, Eden, Hannah, Johannes, Johnson, Pieke, Renter, Sabatka, Veskerna, Vrana

Acklie made the motion, seconded by Eden, to declare David City Sub-Basin a permanent stay management area. Motion failed.

AYE: Acklie, Eden, Hannah, Johannes, Johnson, Sabatka, Veskerna, Vrana

NAY: Boyd, Hilger, Kavan, Meduna, Pieke, Renter, Saalfeld, Jedlicka

Johannes made the motion, seconded by Meduna, to approve the revision to the Lower Platte North NRD Ground Water Management Area Rules and Regulations following legal counsel (Jaron Bromm's) recommendations and changes as recommended by the Water Committee effective May 9, 2008. Motion carried all members present voting aye.

b. Variance Request

Meduna made the motion, seconded by Vrana, to state that a variance request for a new irrigation well for John Ruzicka in the N1/2 of the SW1/4, Section 4, T15N, R8E is NOT needed since the water use location, water well and any cone of depression caused by that water well, will be outside of the defined Uplands area of the District. Motion carried all members present voting aye.

3. Cost-Share Programs

a. GWEL Network, Irrigation Flow Meter Cost-Share - Update Given

b. Irrigation Well Sample Kits - Update Given

c. Domestic Well Sample Kits - Update Given

4. Nitrogen Certification - Update Given

5. David City Aquifer Level 1-A Area - Update Given

6. Bellwood Phase II Area - Update Given

7. Richland/Schuyler Phase II Area- Update Given

b. Chemigation - Update Given

c. Livestock Waste Permits - Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells - Update Given

b. LPNNRD Ground Water Studies

1. Sub-Area Delineation Study - Update Given

2. LPNNRD Platte River Ground Water Model - Update Given

3. Elkhorn Loup Model (ELM) - Update Given

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

4. SURFACE WATER PROGRAMS

a. Precipitation Gauging Network - Update Given

5. OTHER

a. Comments from the Public - Update Given

Johnson made the motion, seconded by Acklie, that the March LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Applications Approval - Update Given

b. SWCP Payments - None

c. SWCP Cancellations - None

d. Duck/Sand Creek 319 Grant Payments - None

e. Duck/Sand Creek Approvals

Johnson made the motion, seconded by Acklie, to approve the following Duck/Sand

<u>Creek 319 Grant applications:</u>		<u>25%</u>	<u>15% SWCP</u>
<u>Eileen Zicafoose</u>	<u>Terraces & Tile</u>	<u>\$3,701.13</u>	<u>\$2,220.68</u>
<u>Thomas Holtorf</u>	<u>Terraces & Tile</u>	<u>\$7,738.08</u>	<u>\$4,642.84</u>
<u>Randall C. Kavan</u>	<u>Terraces & Tile</u>	<u>\$4,558.56</u>	<u>\$2,735.14</u>
<u>Suzanne Wirka</u>	<u>Terraces & Tile</u>	<u>\$1,936.99</u>	<u>\$1,162.20</u>
<u>Wilbur Ott</u>	<u>Terrace w/Tile</u>	<u>\$818.46</u>	<u>\$491.07</u>
<u>Brian Vech</u>	<u>Terraces & Tile</u>	<u>\$8,621.77</u>	<u>\$5,180.11</u>
<u>Marvin Fujan</u>	<u>Terraces & Tile</u>	<u>\$5,228.66</u>	<u>\$3,141.20</u>
<u>TOTALS:</u>		<u>\$32,603.65</u>	<u>\$19,573.24</u>

Motion carried on consent agenda.

f. Duck/Sand Creek Cancellations - None

g. SWCP Policy - Update Given

2. WATERSHEDS - Update Given

a. Shell Creek Watershed Improvement Group - Update Given

b. WQ Monitoring Network - Shell Creek

Johnson made the motion, seconded by Acklie, to approve and sign the USGS Joint Funding Agreement, as attached to the Projects Committee Minutes, for completing Shell Creek Water Quality sampling in 2008, for a total District commitment of \$26,040. Motion carried on consent agenda.

3. FSA , EQIP & CRP PLANS SIGNED

None

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. NEFT Grant - Update Given

b. Coffee Shop Meetings - Update Given

c. Events - Update Given

d. Next LPRCA Quarterly Meeting - Update Given

e. Cumulative Impact Study - Update Given

f. Environmental Suitability Assessment - Update Given

g. WRDA Projects - Update Given

h. Other Items of Interest - Update Given

5. OTHER

a. David City Park Handicap Fishing Pier Contribution Request

Johnson made the motion, seconded by Acklie, to submit a \$2,750 payment to David City for the Handicap Fishing Pier and plaque. Motion carried on consent agenda.

b. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler - Update Given

Johnson made the motion, seconded by Acklie, to approve cooperating with the NDNR to complete the needed survey work for the Schuyler 205 Study at a District cost of \$1,861.80. Motion carried on consent agenda.

c. District-Wide All Hazard Mitigation Plan

Johnson made the motion, seconded by Acklie, to authorize the Manager to sign an Interlocal Agreement with the UBBNRD for completing a Hazard Mitigation Plan for Butler County. Motion carried on consent agenda.

6. LAKE WANAHOO REPORT

a. Design

1. Road O Bridge - Update Given

2. Design - Update Given

3. WRDA and Federal Appropriation - Update Given

b. Project Activities

1. COE Work on Sediment Trap - Update Given

c. Update of Facilities Below Embankment - Update Given

d. DOR - Update Given

e. New Funding Sources - Update Given

f. Rental House

Johnson made the motion, seconded by Acklie, to accept the low bid of \$302 from Jim Divis to salvage and clean up the Wanahoo rental house and farmstead. Motion carried on consent agenda.

g. Wanahoo Funding - Update Given

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT - Update Given

Johnson made the motion, seconded by Acklie, to accept and place on file the March Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Phase II Reports Richland/Schuyler - Update T17N-R2E

Sec	Farm	Tract	Field	Acres	Legal	Owner/Producer	Well Reg	Remarks
4	4836	T-1797	1	124.7	SW ¼	Fred Kluck/Marvin Kasik Land Co. 402-352-2884	G-016169	report rec'd via Fax 3/12
14	4410	T-3221	2	28.1	SE ¼ NE ¼	Chuck Misek/Chuck Misek 402-352-3649	(dryland)	called at 1:15 p.m. on 3/13
18	1245	T-1752	1	57.0	N ½ NW ¼	Alvin Rickert/Mark Rickert	G-073188	reports rec'd

18 1245 T-1752 2 51.9 N½ NE¼ Alvin Rickert/Mark Rickert G-008358 in mail 3/13
402-564-7548

T17N-R3E

4 5024 T-2709 1 36.3 NE¼NE¼ David Novak/David Novak G-090917 Mrs Novak
402-986-1033 called on 3/13

Bellwood Phase 2 Area

The Bellwood Phase 2 Groundwater Management Area went into effect January 13, 2003, and 2007 was the fifth year of required reporting.

All reports for this area for 2007 have now been received. A certified letter was sent to two producers after the February 27, 2008, Water Committee meeting. The final three reports for this area were received on Tuesday, March 11, 2008.

2007 Reports Summary

210 reports were received for approximately 14,436 acres in the thirty-two sections of this area. 62% of these reports were received late.

Received in December, 2007 (before deadline)	80	38%
Received in January, 2008	62	30%
Received in February, 2008	61	29%
Received in March, 2008	<u>7</u>	<u>3%</u>
Totals	210	100%

Since this area went into effect, this year's March 12th date is the earliest date by which all the reports have been received.

No producers in this area have been prosecuted for filing late reports.

7b. Abandoned Well Payment Approvals

Johannes made the motion, seconded by Pieke, to approve the following abandoned well payments:

<u>James Minarick</u>	<u>2 Wells</u>	<u>\$766.63</u>
<u>Bruce Williams</u>	<u>1 Well</u>	<u>\$418.37</u>
<u>Lindgren/Sorenson Trust</u>	<u>2 Wells</u>	<u>\$896.49</u>

Motion carried all members present voting aye.

7c. SWCP Approval

Johannes made the motion, seconded by Pieke, to approve the following SWCP cost-share payment:

<u>John Larson Boone County</u>	<u>Flow Meter</u>	<u>50%</u>
		<u>\$655.00</u>

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Johnson made the motion, seconded by Acklie, to approve the March consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The April Board of Directors Meeting will be held on Monday, April 14, 2008, 7:00 p.m.

Meeting adjourned at 8:56 p.m.

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 March 13, 2008, 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.

Dave Saalfeld, Secretary