

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
NOVEMBER 12, 2007

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:06 p.m. at Senior Center, Newman Grove, NE on Monday, November 12, 2007.

1. NOTICE OF MEETING

The advanced notice of our November board meeting was published on October 18 and 25, 2007 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	Bailey	Boyd
Bull	Eden	Hannah
Hilger	Johannes	Johnson
Kavan	Meduna	Pieke
Reitmajer	Renter	Saalfeld
Sabatka	Veskerna	Vrana
Jedlicka		

DIRECTORS ABSENT

STAFF AND GUESTS:

Mountford	Breunig	Miyoshi
Angle	Murren	Gottschalk

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

At this time item 6.A.2.d. was taken

Sub-District 9 Director Vacancy

Sabatka made the motion, seconded by Vrana, to appoint Don Veskerna to fill the unexpired term in Sub-District Nine. Motion carried all members present voting aye.

Don Veskerna took the Oath of Office at this time.

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

None

c. NARD Report

Johnson updated the Board on the NARD insurance program and financial statements.

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Education Program

Newman Grove students gave their annual report on the status of Shell Creek.

5. APPROVAL OF MINUTES

Johnson made the motion, seconded by Sabatka, to approve minutes from the October 8, 2007 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

b. Reports - None

2. Management Items

a. Directors Absence - None

b. Lower Platte River Corridor Alliance

1. Monthly Report

The LPRCA Monthly Report is attached to the Executive Committee Minutes.

c. Bob Weaver

1. Monthly Report - Update Given

2. Monthly Bill

Johnson made the motion, seconded by Sabatka, to approve payment of \$2,500 to Bob Weaver and bill LPSNRD and Papio NRD for their share. Motion carried all members present voting aye.

d. Sub-District 9 Director Vacancy

This item was taken earlier.

e. Monthly Education Program - Update Given

f. Legal Fees - Update Given

g. WRDA - Update Given

h. Directors Annual Retreat - Update Given

I. Pallid Sturgeon Task Force - Update Given

j. Draft Biological Opinion On Lower Platte River and Interlocal Agreement

Nebraska Game and Parks Commission has issued a draft biological opinion on the Lower Platte River which they feel places jeopardy for the continued existence of three threatened and endangered species the pallid sturgeon, interior least tern and piping plover. Due to this jeopardy opinion Game and Parks has asked DNR to stop issuance of any further surface water permits and declare the basin fully appropriated. While we can understand being declared fully appropriated due to a modified instream flow by Game and Parks, it seems they are attempting to tie up all future development by the back door method of issuance of a biological opinion. Johnson made the motion, seconded by Sabatka, to join the Lower Platte Basin Coalition by approving and authorize signing of the interlocal agreement at funding of \$4,000. It was further recommended to authorize General Manager and/or Board Chair to act on behalf of LPNNRD on decisions by the Lower Platte Basin Coalition. Recommendation carried.

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

NAY: Bailey, Bull

k. Jaron Bromm Leaving - Update Given

l. Director/Staff Jackets

Johnson made the motion, seconded by Sabatka, to cost-share 50% with Directors and Staff that would like to purchase an NRD logo jacket. Motion carried on consent agenda.

3. Equipment

a. Tables, Chairs and Laptops

Johnson made the motion, seconded by Meduna, to purchase 30-Hon Executive High-Back Chairs at an estimated cost of \$7,500 and to purchase new ConnecTables for our Board Room at an estimated cost of \$6,000. This money will be used from the Director Laptop sinking funds. Motion carried all members present voting aye.

4. Personnel

a. 319 Conservation Technician

Johnson made the motion, seconded by Sabatka, to ratify hiring Sean Elliott as our 319 Grant Funded Conservation Technician. Motion carried on consent agenda.

b. Dodge County Clerk - Update Given

5. Finance

a. Approval of Financial Statements - None

b. Approval of Managers Expenses

Johnson made the motion, seconded by Sabatka, 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

d. Audit

Bull made the motion, seconded by Bailey, to accept the Annual Audit prepared by HBE. Motion carried.

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

NAY: Kavan

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

B. OPERATION, EDUCATION & RURAL WATER COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments

Johnson made the motion, seconded by Sabatka to make payment on one WHIP contract, Shirley Johannes, Colfax, \$630. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Report Given

b. Conservation Reserve Enhancement Program - Report Given

c. South Fremont 205 Study - Report Given

d. Arbor Day Trees

Johnson made the motion, seconded by Sabatka, to purchase 1,000 bagged trees from the National Arbor Day Foundation at .80/tree. Motion carried on consent agenda.

e. Village of Prague - Drainage Study

Johnson made the motion, seconded by Sabatka, to pay the Village of Prague 50% cost-share (\$862.50) for the completed waterway on the southeast end of town. Motion carried on consent agenda.

f. Rawhide Ditch 8 Hole - Report Given

g. Conservation Trees - Report Given

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Education

1. Land Judging - Update Given

b. Information

1. NRD Staff Website - Update Given

2. UNL Career Fair - Update Given

3. Recognition Banquet - Update Given

4. Statewide Calendar - Update Given

5. Long Range Plan - Update Given

c. Computer

1. Hard Drive Failure - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Bellwood - Update Given

d. Swedeburg - Update Given

e. Prague - Update Given

f. Abie/Linwood - Update Given

g. Other

Johnson made the motion, seconded by Sabatka, to sell the 2008 Dodge Ram pickup

box for \$650 to Sam Barlean. Motion carried on consent agenda.

Johannes made the motion, seconded by Meduna, to purchase a used trencher when one is found with the approval of the Rural Water Committee Chairperson (Ron Sabatka) not to exceed a price of \$29,779.24. Motion carried all members present voting aye. These funds will be reimbursed to the Lower Platte North Rural Water District through a USDA RD Grant.

Johnson made the motion, seconded by Sabatka, that the November 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. Well Permit Program

a. Well Permits Approved

The total number approved permits for 2007 is 72.

b. Reuse Pits as Irrigation Wells - Update Given

2. Well Moratorium - Uplands of Saunders and Butler Counties

a. LB 701

Hilger made the motion, seconded by Johannes, to place an immediate temporary stay on the construction of any new water well and on any increase in the number of acres historically irrigated, for the area delineated as the Uplands, and such temporary stay is hereby imposed on the Uplands for a period of one hundred eighty (180) days effective this twelfth (12th) day of November, 2007. In accordance with statutory requirements, the NRD will hold at least one public hearing within the District during such one hundred eighty (180) days, following public notice, prior to making a determination as to imposing a permanent stay or conditions in accordance with Neb. Rev. Stat. § 46-739 (Cum. Supp. 2007.) Motion carried.

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

NAY: Bull, Kavan, Meduna, Pieke, Reitmajer, Sabatka

b. Variance Request - Update Given

c. Review of Variance Policy - Update Given

d. DNR Surface Water Stay - Update Given

3. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. 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

8. DNR 2008 Annual Evaluation of Hydrologically Connected Water Supplies - Update Given

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

Johnson made the motion, seconded by Sabatka, to approve cost share payment to decommission the irrigation well for Gary Labenz for \$1,173.38. Motion carried on consent agenda.

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

c. Groundwater Quality - Update Given

1. Statewide Network - Update Given

d. Ground Water Energy Levels

e. Former Ordnance Plant Near Mead - Update Given

f. GPS of District Irrigation Wells

g. MUD Quarterly Report - Update Given

3. SURFACE WATER PROGRAMS

a. Pallid Sturgeon/Sturgeon Chub Task Force - Update Given

4. OTHER

a. Equipment Purchase - Update Given

b. Comments from the Public - Update Given

Johnson made the motion, seconded by Sabatka, that the November 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

None

b. SWCP Payments

Johnson made the motion, seconded by Acklie, to approve the following SWCP cost share payments:

			<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
<u>07-S-02</u>	<u>Margie Vrana</u>	<u>Small Dam</u>	<u>\$9,000.00</u>	<u>\$8,077.18</u>	<u>\$8,077.18</u>
<u>07-S-15</u>	<u>Ralph Schneider</u>	<u>TOT</u>	<u>\$5,769.00</u>	<u>\$3,224.25</u>	<u>\$3,224.25</u>
<u>07-B-09</u>	<u>Elizabeth Roh</u>	<u>TOE</u>	<u>\$6,908.00</u>	<u>\$4,507.24</u>	<u>\$4,507.24</u>
<u>07-S-22</u>	<u>Robert Sousek</u>	<u>EQIP Match</u>	<u>\$2,500.00</u>		<u>\$3,039.11</u>
<u>07-S-16</u>	<u>Merlin Fick</u>	<u>EQIP Match</u>	<u>\$3,300.00</u>		<u>\$1,002.94</u>

Motion carried.

AYE: Acklie, Bailey, Boyd, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Saalfeld, Sabatka, Veskerna, Jedlicka

ABSTAIN: Vrana

c. Duck/Sand Creek 319 Grant Payment

Johnson made the motion, seconded by Sabatka, to approve the following Duck/Sand Creek cost share payment:

<u>07-S&D-03</u>	<u>Cihacek Brothers Farms</u>	<u>Septic System Insp & Install</u>	<u>\$ 3,300.00</u>
			<u>(Total cost = \$ 8,368.05)</u>

Motion carried on consent agenda.

d. Duck/Sand Creek No-Till Payments

Johnson made the motion, seconded by Sabatka, to approve the following Duck/Sand Creek No-till payments:

<u>S&D No-till-08 Richard & Robert Paseka</u>	<u>year #2 of 5 year contract</u>	<u>\$964.00</u>
<u>S&D No-till-05 Gary Musilek</u>	<u>year #2 of 5 year contract</u>	<u>\$406.00</u>
<u>Motion carried on consent agenda.</u>		

e. Duck/Sand Creek Cancellations

Johnson made the motion, seconded by Sabatka, to approve the following Duck/Sand Creek cost share cancellation:

07-S&D-04 Ronald Slegl This farm is outside the current Sand/Duck boundaries

Motion carried on consent agenda.

f. Cost-Share Average Cost Discussion - Update Given

2. WATERSHEDS - Update Given

a. Septic System Inspection/Pumping Demo Duck Creek/Shell Creek Watershed

3. FSA, EQIP & CRP PLANS SIGNED

None

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

5. PLATTE RIVER CORRIDOR ALLIANCE - Update Given

6. OTHER

a. New Dog and Hunt Club - Update Give

b. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler - Update Given

d. PrairieLand RC&D - Payment Request

Johnson made the motion, seconded by Sabatka, to approve making payment of \$ 300 to the PrairieLand RC&D for the Shell Creek Watershed Improvement Groups Recognition event costs. Motion carried on consent agenda.

7. LAKE WANAHOO REPORT

a. Fisheries Contract with Olsson's

Kavan made the motion, seconded by Bull, to approve the increase of \$6,150 to Olsson's for Engineering on the in-lake fisheries work. Motion carried.

AYE: Bailey, Boyd, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, REitmajer, Renter, Saalfeld, Sabatka, Veskerna, Vrana, Jedlicka

NAY: Acklie

b. Lake Wanahoo Interest Payment

Johnson made the motion, seconded by Bull, to pay the interest of \$206,264 .53 using NPAIT and SRF (if allowable) funds to cover the interest. Motion carried.

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

ABSTAIN: Sabatka

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

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

7. ADDITIONAL ACTION ITEMS

7a. SWCP Approvals

Pieke made the motion, seconded by Meduna, to approve the following SWCP and Sand/Duck Creek 319 Grant Approvals:

SWCP

<u>Frank Jedlicka</u>	<u>Colfax County</u>	<u>Sediment Basins w/tile</u>	<u>\$3,043</u>
<u>Ron Sabatka</u>	<u>Saunders County</u>	<u>Terraces w/tile</u>	<u>\$10,000 (above site 77)</u>

<u>Sand&Duck Creek 319</u>	<u>90%</u>	<u>90%</u>
<u>07-S&D-14 Daniel Weseley Tile Outlet Terrace</u>	<u>Addl' \$3,216</u>	<u>\$10,700</u>
<u>Robert Paseka Septic System Upgrade</u>	<u>\$3,330 - 60%</u>	

Motion carried.

AYE: Acklie, Bailey, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

ABSTAIN: Sabatka

7b. USGS Funding Agreement - Attachment

Pieke made the motion, seconded by Meduna, to approve and authorize Manager Miyoshi to sign Supplemental Joint Funding Agreement for geophysical surveys for the ENWRA Project. The total amount of the agreement is increase by \$10,000. Motion carried.

AYE: Acklie, Bailey, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

ABSTAIN: Sabatka

7c. Payment to Champlin Tire and PrairieLand RC&D

Pieke made the motion, seconded by Meduna, to approve payment to Champlin Tire \$2,920.26 for expenses incurred for the Scrap Tire Collection held in Platte Center. Motion carried.

AYE: Acklie, Bailey, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, MEduna, Pieke, Reitmajer, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

ABSTAIN: Sabatka

7d. Scholarship Assistance for Newman Grove Students to Attend Agriscience Fair
Pieke made the motion, seconded by Meduna, to sponsor \$150 per student (Jessica Boschen and Sheila O'Brien) to attend the Agriscience Fair at the National FFA Convention in Indianapolis, Indiana. Motion carried.

AYE: Acklie, Bailey, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

ABSTAIN: Sabatka

7e. Water Well Renewal for Ground Water Technician Certificates
No Action Needed

7f. Soil Borings Lake Wanahoo - 7 NRCS Sites

Pieke made the motion, seconded by Meduna, to authorize Olsson Associates to proceed with soil borings on the 7 NRCS Sites as previously contracted. Motion carried.

AYE: Acklie, Bailey, Bull, Eden, Hannah, Hilger, Johannes, Johnson, Kavan, Meduna, Pieke, Reitmajer, Renter, Saalfeld, Veskerna, Vrana, Jedlicka

ABSTAIN: Sabatka

8. BILLS TO BE APPROVED

Bull made the motion, seconded by Acklie, 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 Sabatka, to approve to amend the November consent agenda (item 6.D.1.b. removed). Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The December Board of Directors Meeting will be held on Monday, December 10, 2007, 5:30 p.m.

Meeting adjourned at 9:20 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 November 12, 2007, 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