

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
OCTOBER 9, 2006

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, October 9, 2006.

1. NOTICE OF MEETING

The advanced notice of our October board meeting was published on September 21, 2006 in the Banner Press, Columbus Telegram, Fremont Tribune, North Bend Eagle, Schuyler Sun and Wahoo Newspaper.

Chair Johannes informed those present that a copy of the "Open Meeting Act" is posted on the Board Room wall for public viewing.

Pledge of Allegiance

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Alm	Bailey	Bull
Bruner	Eden	Hannah
Hilger	Holstine	Jedlicka
Johnson	Kavan	Koertner
Mastny	Meduna	Reitmajer
Saalfeld	Sabatka	Johannes (left 7:50)

DIRECTORS ABSENT

Pieke

STAFF AND GUESTS:

Mountford	Breunig	Murren
Miyoshi	Angle	Sousek
Gottschalk		

Sign in sheet attached to original minutes

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

None

c. NARD Report

Johnson reported on the NARD Health insurance and NARD Fall Conference in Kearney.

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Educational Program

Jim Cook from Nebraska Department of Natural Resources was present to update the Board on the Platte River Cooperative Agreement and answer questions.

5. APPROVAL OF MINUTES

Bull made the motion, seconded by Meduna, to approve minutes from the September 11, 2006 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Midwest Ground Water Conference - Update Given

2. 2006 Water Colloquium - Update Given

b. Reports

1. Washington D.C. - Update Given

2. NARD Fall Conference - Update Given

2. Management Items

a. Directors Absence - None

b. Lower Platte River Corridor Alliance

1. LPRCA Summit - Update Given

2. Dues

Johnson made the motion, seconded by Saalfeld, to pay the Lower Platte River Corridor Alliance for dues for Fiscal Year '07 in the amount of \$13,500. Motion carried all member present voting aye.

c. Bob Weaver

1. September Bill

Jedlicka made the motion, seconded by Bull, to approve the September Bob Weaver Bill in the amount of \$3,500 and bill LPSNRD and PMRNRD for their share. Motion carried on consent agenda.

AYE: Bailey, Bruner, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Kavan, Koertner, Mastny, Meduna, Reitmajer, Saalfeld, Sabatka, Johannes

NAY: Alm

d. November Board Meeting - Update Given

e. Monthly Education Programs

November Shell Creek Report from Newman Grove Science Club

f. Position on Cooperative Agreement

Bull made the motion, seconded by Alm, that the LPNNRD go on record as opposed to the Platte River Recovery Implementation Program and urge the Governor not to sign the Cooperative Agreement.

AYE: Alm, Bruner, Bull, Eden, Hilger, Holstine, Jedlicka, Johnson, Kavan, Mastny, Meduna, Reitmajer, Sabatka

NAY: Bailey, Hannah, Koertner, Saalfeld, Johannes

3. Equipment - None

4. Personnel - None

a. NARD Health Insurance - Update Given

b. NRCS Technical Assistance Funds - Update Given

c. NARD Flexible Benefits Plan

Johnson made the motion, seconded by Jedlicka, to approve the following:

1. Participating in the NARD Flexible Benefits Plan and authorize the Chair to sign said Interlocal agreement.
2. Begin the Insurance Premium Payment Plan portion October 1.
3. Begin the Flexible Health Spending Account January 1, 2007.
4. Begin the Flexible Dependent Care Spending Account January 1, 2007.

Recommendation carried.

AYE: Alm, Bailey, Bruner, Bull, Eden, Hannah, Hilger, Holstine, Jedlicka, Johnson, Koertner, Mastny, Meduna, Reitmajer, Saalfeld, Sabatka, Johannes

PASS: Kavan

5. Finance

a. Approval of Financial Statements

The June financial report will not be ready until after our adjusting entries are received.

b. Approval of Managers Expenses

Bull made the motion, seconded by Meduna, to approve the Managers expenses as attached to the Executive Committee Agenda. Motion carried all members present voting aye.

c. Accounts Receivable Over 90 Days

We currently have one account over 90 days. This is the reimbursement we have reviewed the past 5 months concerning our wellhead protection program

d. Financial Policies Review and Update

Considerable discussion took place on our Financial Policies that we have on the books. Three items were discussed. _____

1. Blanket Banking Resolution for LPNNRD.

Johnson made the motion, seconded by Holstine, that the Lower Platte North NRD approve the following corporate resolution for banking with any approved financial institution with the following intent:

a. Open any deposit or checking account by:

a. Any from the list of Officers

b. Any from the list of Management

b. Endorse (sign) checks and order for the payment of money from deposits. This action requires two signatures.

a. One signature from the list of Officers

b. One signature from the list of Management

c. Borrow money from the established "Line of Credit" by:

a. Any from the list of Officers

b. Any from the list of Management

d. Borrow money on behalf of the named entity requires Board Action with the following authorized to transact such action:

a. Any from the list of Officers

b. Any from the list of Management

e. Endorse, assign, transfer, mortgage or pledge bills receivable or other property owned or hereafter owned or acquired by this sub-division as security for sums borrowed and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of nonpayment as allowed by state statute by:

a. Any from the list of Officers

b. Any from the list of Management

f. Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box. One signature from the following list:

a. Any from the list of Officers

b. Any from the list of Management

g. Transfer of funds between accounts may be authorized by any one of the following

a. Any from the list of Officers

b. Any from the list of Management

c. Any from the list of Other Staff

Be it further resolved that Certificates of Deposit at any financial institution may be purchased and withdrawn by the following:

- a. Any from the list of Officers
- b. Any from the list of Management

Be it further resolved that transfers between Wahoo State Bank and NPAIT may be transacted by:

- a. Any from the list of Officers
- b. Any from the list of Management
- c. Any from the list of Other Staff

The list of authorized signatures is by office or staff position.

List of Officers:

Chair

Vice-Chair

Secretary

Treasurer

List of Management:

General Manager

Assistant General Manager

List of other Staff:

Administrative Manager

Bookkeeper

Motion carried all members present voting aye.

2. Banks Designated as Depositories

Sabatka made the motion, seconded by Saalfeld, to declare the following banks as approved depositories for Lower Platte North NRD.

American National Bank of Fremont

Bank of Lindsay

Bank of Mead

Bank of the Valley Bellwood and David City

Bank of the West - Fremont

First National Bank of Omaha - David City

First National Bank of Wahoo

First State Bank Fremont

Fremont National Bank

Nebraska Public Agency Trust

Platte Valley Bank - North Bend

Security Home Bank Malmo

Schuyler First National

Tier One Bank - Fremont

U.S. Bank - Fremont

Wahoo State Bank

It was further moved to approved these depositories for a period of five years and any institutions subsequently added be approved for five years from the date of approval. Motion carried all members present voting aye.

3. NPAIT

Saalfeld made the motion, seconded by Jedlicka, to limit the percent of total NRD cash and investments in NPAIT. This limit is set at 30%, however this limit may be exceeded for short periods of time not to exceed an accumulated total of 45 days per calendar year. Motion carried all members present voting aye.

4. Tier One Bank - Fremont

Saalfeld made the motion, seconded by Hannah, to rescind the Tier One Bank Resolution motion from our September 11, 2006 Board Meeting. It was further moved to establish a banking resolution with Tier One Bank - Fremont for the purpose of purchasing a Certificate of Deposit and place this bank on our list of approved depositories. Motion carried all members present voting aye.

e. Annual Audit Report

Directors Johnson and Koertner reviewed in detail the Annual Audit prepared by HBE. Saalfeld made the motion, seconded by Bull, to approve the Annual Audit as presented and prepared by HBE. Motion carried all members present voting aye.

Bull made the motion, seconded by Meduna, that the October LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. EDUCATION, OPERATION & RURAL WATER COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments

Bull made the motion, seconded by Meduna, to approve one Wildlife Habitat contract for Larry Novak, \$285. 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. Czechland and Homestead Hay - Report Given

e. Rawhide Ditch 8

Sabatka made the motion, seconded by Saalfeld, to accept the low bid of \$1.60/linear foot from Dennis Trucking, Ceresco. Motion carried all members present voting aye. Estimated total cost for the project is \$17,300.

f. Saunders County Road Structure (Bob Kavan)

Bull made the motion, seconded by Meduna, to authorize filing a release of easement on the Beranek (Bob Kavan) Road Structure at the same time that Saunders County file a new easement on the property. Motion carried on consent agenda. The District will continue operations & maintenance to insure the integrity of the structure.

g. 1999 Jeep

Reitmajer made the motion, seconded by Mastny, to accept the bid of \$4,500 and sell the '99 Jeep. Motion carried all members present voting aye.

h. Ithaca Park Request - Update Given

3. ROCK AND JETTY

a. New Application - None

b. Payment Requests

Bull made the motion, seconded by Meduna, to pay David Marshall, \$597.50 for stream bank maintenance work accomplished on the Platte River in Colfax County. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Education

1. Newman Grove Stream Sampling GIS - Update Given

2. Recognition Plaque - Update Given

3. East Central Land Judging Contest - Update Given

b. Information

1. NARD Website - Update Given

2. Husker Harvest Days - Update Given

3. NARD Conference - Update Given

6. RURAL WATER ACTIVITIES

a. Abie/Linwood - Report Given

b. Bruno/David City Rural Water - Report Given

Bull made the motion, seconded by Meduna, to approve the following service connections, Donna Sabata - two connections at \$500/connection and Dallan Dvorak - one connection at \$1,000. Motion carried on consent agenda. Donna Sabata provided

the NRD with one mile of easement (\$500 credit per half mile of easement) and also an early connection credit (\$500) per connection. Dallon is receiving the early connection credit.

c. Colon/Wahoo Rural Water System - Report Given

d. Richland/Columbus Rural Water System - Report Given

e. Bellwood - Report Given

f. Swedeburg - Report Given

g. Prague

Bull made the motion, seconded by Meduna, to have JEO complete a water supply feasibility study for Prague at the cost of \$5,000 and that if nothing is accomplished in 6 years Prague must pay back 50% of the study cost to the District. Motion carried on consent agenda.

Bull made the motion, seconded by Meduna, that the October 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 Permits

The total number approved permits for 2006 is 62.

2. Cost-Share Programs Reports

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

3. Nitrogen Certification - Update Given

4. Bellwood Phase II Area - Update Given

5. Richland/Schuyler Phase II Area - Update Given

6. Ground Water Management Area

a. David City Aquifer Potential Level-1A Management Area

Bull made the motion, seconded by Meduna, to schedule two Public Hearings for mid November to designate the following area as a Level 1A Ground Water Management Area to be implemented in January 2007:

T16N, R3E, Sections 31 to 36; T16N, R4E, Sections 25 to 36;

T15N, R1E, Sections 1 to 18; T15N, R2E, Sections 1 to 18;
T15N, R3E, Sections 1 to 36; T15N, R4E, Sections 1 to 36;
T15N, R5E, Sections 19 to 21 and Sections 27 to 34.

Motion carried on consent agenda.

b. Sub-Area Delineation Study - Update Given

c. LPNNRD Platte River Groun Water Model

d. Elkhorn Loup Model (ELM) - Update Given

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

f. NET Grant for Flow Meters on GWEL Network Wells - Update Given

b. Chemigation - Update Given

c. Livestock Waste

1. Livestock Permits - Update Given

2. Shell Creek Manure Discharge

Bull made the motion, seconded by Meduna, to offer \$1,000 to Crimestoppers to help identify the individuals involved in the manure discharges to Shell Creek. Motion carried on consent agenda.

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells

Bull made the motion, seconded by Mastny, to approve cost share payment to decommission the hand dug well for Lee Yindrick for \$768.38. Motion carried on consent agenda.

b. Ground Water Quality

1. Statewide Network - Update Given

2. Todd Valley Intensive Sampling - Update Given

c. LPNNRD Monitoring Wells - Update Given

d. Former Ordnance Plant Mead - Update Given

3. SURFACE WATER PROGRAMS

a. Bacteria Sampling of Selected Lakes - Update Given

b. Toxic Algae Sampling of Fremont State Lakes - Update Given

4. OTHER

a. 51st Annual Midwest Ground Water Conference - Update Given

b. Ground Water Modeling Class - Update Given

c. NRD Water Programs Conference

e. Comments from the Public - Update Given

Bull made the motion, seconded by Meduna, that the October LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Cancellations

Bull made the motion, seconded by Meduna, to approve the following SWCP application cancellation:

06-S-10 Ron Sabatka \$10,000

Motion carried on consent agenda

b. SWCP Fall Applications

Bull made the motion, seconded by Meduna, to approve the following fall SWCP cost share applications:

Carlos E. Schaper/Lucile A. Schmitz Outlets into terraces & waterway \$9,644.78

(This application is for an erosion & drainage complaint)

Burneil Ecklund Terraces w/tile & tile into existing terraces \$9,113.95

(Above Clear Creek Floodwater Structure 22-A)

Eugene Larsen (Dodge Co.) Terrace line w/tile \$ 1,990.50

(Re-application)

Motion carried on consent agenda.

c. SWCP Payments

Bull made the motion, seconded by Meduna, to approve the following SWCP cost-share payments:

			<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
<u>06-C-39</u>	<u>R. Dean Bliss</u>	<u>Crop ground to grass</u>	<u>\$950.46</u>	<u>\$907.54</u>	<u>\$907.54</u>
<u>06-S-09</u>	<u>Robert Murray</u>	<u>Terraces w/Tile</u>	<u>\$3,700.00</u>	<u>\$3,585.51</u>	<u>\$3,585.51</u>
<u>06-S-11</u>	<u>Ralph Schneider</u>	<u>Terraces/outlets</u>	<u>\$10,000.00</u>	<u>\$8,266.82</u>	<u>\$8,266.82</u>
<u>06-P-17</u>	<u>Merlin Groteluschen</u>	<u>Plan. Grazing</u>	<u>\$4,471.74</u>	<u>\$2,978.64</u>	<u>\$2,978.64</u>
<u>06-S-24</u>	<u>Phylis Nelson</u>	<u>Terraces/Tile</u>	<u>\$4,500.00</u>	<u>\$4,420.78</u>	<u>\$4,420.78</u>
<u>06-C-05</u>	<u>Arps Gravel&Concrete</u>		<u>\$319.02</u>		<u>\$344.45</u>

Motion carried on consent agenda.

d. Duck Creek Approvals - None

e. Duck Creek Payments - None

f. Nebraska Buffer Strip payments

Bull made the motion, seconded by Meduna, to approve the 2006 Nebraska Buffer Strip Cost Payments totaling \$20,869.18 as attached to the Projects Committee Minutes. Motion carried on consent agenda.

2. WATERSHEDS

a. Sand/Duck Creek

Bull made the motion, seconded by Meduna, to proceed in preparing a new EPA 319 grant application to implement additional Best Management Practices in the Sand/Duck creek watershed and include an educational component through the University of Nebraska and to include a technical assistance component. It was further recommended to designate Assistant Manager Mountford as the grant administrator. Motion carried on consent agenda.

3. FSA , EQIP & CRP PLANS SIGNED

Bull made the motion, seconded by Meduna, to approve the following conservation plans:

8/2/2006	Butler	Albin Shultz	4-15-4	33.1	New	Haying & Grazing
8/2/2006	Butler	Ben Syring	24-16-3	37.6	New	New CRP
8/2/2006	Butler	Hunters Hill Trio	3-15-2	87.9	New	New CRP
8/2/2006	Butler	Don Yindrick	20-15-4	15.6	New	Haying & Grazing
8/2/2006	Butler	Don Yindrick	19-15-4	14	New	Haying & Grazing
8/4/2006	Butler	Rudy Jakub	13-15-3	12	New	Haying & Grazing
8/4/2006	Butler	Michael Egger	17-16-4	40	New	Haying & Grazing
8/4/2006	Butler	Marcel Kovar	3-15-3	15.9	New	CRP Contract
8/4/2006	Butler	Marcel Kovar	1-15-3	23.5	New	CRP Contract
8/4/2006	Butler	Anton Divis	25-16-3	27.9	New	Haying & Grazing
8/4/2006	Butler	Anton Divis	25-16-3	6.6	New	Haying & Grazing
8/7/2006	Butler	David Mach	1-16-4	88.5	New	CRP Contract
8/7/2006	Butler	6-K LTD	6-15-2	35	New	Haying & Grazing
8/8/2006	Butler	Robert Schmit	33-16-3	24.7	New	Emergency Haying&Grazing
8/9/2006	Butler	Daro Associates	3-15-2	12.1	New	CRP Contract
8/9/2006	Butler	Daro Associates	3-15-2	7.6	New	CRP Contract
8/10/2006	Butler	Rudy Jakub/D Shultz	30-15-5	7.9	New	CRP Contract
8/11/2006	Butler	Elmer Novacek Rev Tr	4-16-4	14	New	CRP Contract
8/14/2006	Butler	Ronald Sabata	1-15-1	35	New	CRP Contract
8/14/2006	Butler	Michael Demuth	27-16-3	5.8	New	CRP Contract
8/14/2006	Butler	Harlan Hendricks	15-14-4	18.3	New	Emergency Haying&Grazing
8/15/2006	Butler	William Ag Corp	8-16-2	4.9	New	CRP Contract
8/15/2006	Butler	Donald Wickert	3-16-4	35.7	New	CRP Contract
8/17/2006	Butler	Kathy Peters	31-16-4	13	New	CRP Contract
8/17/2006	Butler	Albin Shultz	4-15-4	33.1	New	CRP Contract
8/21/2006	Butler	Dale Smid	25-15-4	34.2	New	CRP Contract
8/21/2006	Butler	Val Sabata	1-15-1	46.7	New	CRP Contract
8/21/2006	Butler	Fitzsimmons/Lindsay	32-16-3	20.8	New	CRP Contract
8/21/2006	Butler	Fitzsimmons/Lindsay	32-16-3	34.4	New	CRP Contract

8/21/2006	Butler	Robert Juranek	12-16-4	100.9	New	CRP Haying/ Grazing
8/21/2006	Butler	Leo Juranek	12-16-4	65.5	New	CRP Haying/ Grazing
8/22/2006	Butler	Frank Bohaty	32-16-4	116.8	New	CRP Contract
8/23/2006	Butler	Leo Juranek	3-16-4	23.2	New	CRP Haying/ Grazing
8/23/2006	Butler	Larry Novak	14-15-3	1.9	New	CRP Contract
8/23/2006	Butler	Alvin Eckstein Estate	11-16-4	22.2	New	CRP Contract
8/23/2006	Butler	Joseph Reisdorff	2-15-2	11	Rev	Conservation Plan
8/24/2006	Butler	Smit/Janovy	32&33-16-3	57.1	New	Emergency Haying&Grazing
8/25/2006	Butler	Steven Huber	17-16-4	29.2	New	CRP Contract
8/25/2006	Butler	Rev Thomas Kuffel	2-16-4	106.7	New	CRP Contract
8/29/2006	Butler	Marion Kobza	29-15-4	90.9	New	CRP Contract
8/29/2006	Butler	Marion Kobza	17-16-4	46.5	New	CRP Contract
8/29/2006	Butler	Dennis Dostal	23&24-16-3	40.7	New	CRP Contract
8/29/2006	Butler	Leo Juranek	2-16-4	128.1	New	CRP Contract
8/29/2006	Butler	James Daro	3-15-2	2	New	CRP Contract
8/29/2006	Butler	Don Bohaty	4-15-4	2.6	New	CRP Contract
8/29/2006	Butler	Don Bohaty	4-15-4	1.8	New	CRP Contract
8/30/2006	Butler	Joseph Nicolas	34-16-1	17	New	CRP Contract
8/30/2006	Butler	Donna Havlik	9-16-4	14	New	CRP Contract

Motion carried on consent agenda.

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

5. OTHER

a. Fred Benesh NACD Conservation Award Nomination

Bull made the motion, seconded by Meduna, to nominate Fred Benesh for the NACD Friend of Conservation Award. Motion carried on consent agenda.

b. Update on Army COE 205 Studies

1. South Fremont 205 - Update Given

2. Schuyler 205 - Update Given

3. North Bend 205 - Update Given

c. EQIP Practices and Criteria - Update Given

6. LAKE WANAHOO REPORT

a. Project Update Given

b. Extension of Project Bank Loan Note and Interest Payment

Bull made the motion, seconded by Meduna, to extend our Lake Wanahoo Bank loan and interest payment with Wahoo State Bank until November 15, 2006. It was further recommended to authorize Mike Murren to negotiate new loan terms with Wahoo State Bank to coincide with the current project construction and repayment schedule. Motion carried on consent agenda.

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

Bull made the motion, seconded by Meduna, to accept and place on file the October Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. South Fremont 205 Study Survey Cost

Sabatka made the motion, seconded by Johnson, to approve payment of \$12,413.75 to the Department of Natural Resources for survey work accomplished for the South Fremont 205 Feasibility Study. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Bailey 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

Bull made the motion, seconded by Meduna, to approve the October consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The November Board of Directors Meeting will be held on Monday, November 13, 2006, 5:30 p.m. Newman Grove High School.

Meeting adjourned at 9:30 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 October 9, 2006, 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.

Ted Bailey, Secretary