

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
OCTOBER 13, 2008

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 13, 2008.

1. NOTICE OF MEETING

The advanced notice of our October board meeting was published on September 18 and 25, 2008 in the Banner Press, Columbus Telegram, Fremont Tribune, 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	Bull	Boyd
Eden	Hilger	Johannes
Johnson	Kavan	Meduna
Reitmajer	Renter	Saalfeld
Sabatka	Taylor	Veskerna
Vrana	Jedlicka	

DIRECTORS ABSENT

Hannah	Pieke
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STAFF AND GUESTS:

Mountford	Miyoshi	Breunig
Gottschalk	Angle	Murren

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

Melissa Konecky addressed the Board on her concerns that three areas are out of containment at the Former Ordnance Plant near Mead.

b. NRCS Report

Roger Reichmuth reviewed his written report.

c. NARD Report

Director Johnson reported on the Fall Conference.

d. NRC Report

Director Johannes reported on the recent meeting held in conjunction with the NARD Fall Conference.

e. Managers Report

Manager Miyoshi's reviewed his written report.

f. Education Program

Steve Comfort, Professor, Soil Environmental Chemistry gave a presentation on work he has done at the Former Mead Ordnance Plant near Mead.

5. APPROVAL OF MINUTES

Bull made the motion, seconded by Sabatka, to approve minutes from the September 8, 2008 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

1. 2008 Water Colloquium - Update Given

2. Lower Platte River Summit - Update Given

3. Platte Institute for Economic Research - Update Given

b. Reports - None

2. Management Items

a. Directors Absence - Update Given

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

Bull made the motion, seconded by Sabatka, to approve payment of \$2,750 to Bob Weaver for September services and bill LPSNRD and Papiro NRD for their share. Motion carried on consent agenda.

c. November Board Meeting Location

Bull made the motion, seconded by Sabatka, to hold our November 10th Board Meeting in Newman Grove. Motion carried on consent agenda.

d. Monthly Education Program - Update Given

e. 404 Permitting - Update Given

f. Pahuku Dedication - Update Given

g. Rules of Conduct

Bull made the motion, seconded by Sabatka, to approve the "Rules of Conduct Public Participation at Lower Platte North NRD Board Meetings" as attached to the Executive Committee Minutes. Motion carried on consent agenda.

h. December Committee Meeting Dates - Update Given

3. Equipment - None

4. Personnel

a. Alliance Position - Update Given

5. Finance

a. Approval of Financial Report - Update Given

b. Approval of Managers Expenses

Bull made the motion, seconded by Sabatka, 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

We have no accounts over 90 days.

d. Audit Sub-Committee

The Audit Sub-Committee will met at 1:00 p.m on October 2nd.

Bull made the motion, seconded by Sabatka, 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 Sabatka, to approve a WHIP contract payment of \$285 to Larry Novak in Butler County and to approve two CREP contract payments for Mohrman Farms in Platte County at \$20.68 and \$90.90. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. Lower Platte Weed Management Area - Update Given

c. Hay NRD Recreation Areas - Update Given

d. South Fremont 205 Study - Update Given

e. Bellwood Dam 6-F Easement - Update Given

f. Grass Drill Colfax County

Bull made the motion, seconded by Sabatka, to approve the grass drill agreement with Schuyler Coop Association as attached to the O-E-RW Minutes and further authorize Chairman Jedlicka to sign the agreement. Motion carried on consent agenda.

g. Re-Tree David City Request (letter attached)

Bull made the motion, seconded by Sabatka, to financially assist three low income residents \$300/each, \$900 total, for David City's Re-Tree Project. Motion carried on consent agenda.

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests

Bull made the motion, seconded by Sabatka, to pay Robert Foral \$1,087.50, Al Enfield \$2,000, Roy Papa \$487.50 and DeWayne Guidinger \$2,000 for their work on the Platte River pending inspection by staff. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information

1. "Natural Play Spaces" Summit - Update Given

2. NRD Fact Sheets - Update Given

3. Land Judging - Update Given

4. LPRCA Water Quality Open - Update Given

5. David City High School Presentation - Update Given

b. Computer

1. NARD Remote Access - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Abie/Linwood - Update Given

d. Bellwood/Richland - Update Given

e. Swedeburg - Update Given

Bull made the motion, seconded by Sabatka, 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 Permit Program

2. Stay Management Areas

a. Variance Requests - Update Given

3. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

4. Nitrogen Certification

Bull made the motion, seconded by Sabatka, to approve funding up to \$700 to place an ad in District area newspapers reminding producers not to apply fertilizer on non-sandy soils before November 1st. Motion carried on consent agenda.

5. Bellwood Phase II Area - Update Given

6. Richland/Schuyler Phase II Area- Update Given

7. Certifying Acres - 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

Bull made the motion, seconded by Sabatka, to approve cost share payment to decommission the six irrigation wells and two domestic wells for the City of Schuyler for \$3,183.93 and a domestic well for Paul & Eileen Cash for \$287.89. 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

5. Eastern Nebraska HEM Aquifer Mapping - Update Given

c. Ground Water Energy Levels - Update Given

1. Multi-Agency Monitoring Well Wann Basin Area

2. USGS Recorder Well

Bull made the motion, seconded Sabatka, to renew the maintenance agreement with USGS for the Mead recorder well from October 1, 2008 to September 30, 2009 for \$556. Motion carried on consent agenda.

d. Ground Water Quality - Statewide Network - Update Given

e. Ground Water Complaints

1. Platte River Uplands Subarea - Update Given

f. Former Ordnance Plant Near Mead

1. Informational Meeting on COE Cleanup - Update Given

2. COE - Open House Scheduled - Update Given

3. USGS Stream Gauging Sites

Hilger made the motion, seconded by Meduna, to renew the maintenance agreement with USGS for the stream flow gauging station on Shell Creek, Wahoo Creek and Johnson Creek from October 1, 0008 to September 30, 2009 for \$34,580. Motion carried all members present voting aye.

3. SURFACE WATER

a. State Lakes

1. Bacteria Sampling - Update Given

2. Toxic Algae - Update Given

b. Shell Creek - Update Given

4. OTHER

a. Comments from the Public - Update Given

Bull made the motion, seconded by Sabatka, 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 Applications Approval

Bull made the motion, seconded by Sabatka, to approve the following SWCP fall applications:

	<u>75%</u>
<u>08-B-02 David Schmit - small dam Add'l funding request</u>	<u>\$ 2,200.00</u>
<u>Clifford Kovar - Planned Grazing system</u>	<u>\$ 7,741.00</u>
<u>John W. Louden - Small Dam - Colfax Co.</u>	<u>\$ 6,717.00</u>
<u>Total:</u>	<u>\$16,658.00</u>

Motion carried on consent agenda.

b. SWCP Payments

Bull made the motion, seconded by Sabatka, to approve the following SWCP payment:

	<u>Approved</u>	<u>Final Cost</u>
<u>08-S-05 Jerry Newsham Terraces & Tile</u>	<u>\$ 10,000</u>	<u>\$ 10,000</u>

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals - None

e. Sand/Duck Creek Cost-Share Payments - None

f. Nebraska Buffer Strip Payments

Bull made the motion, seconded by Sabatka, to approve the 2008 Nebraska Buffer Strip Contract Payments totaling \$20,698.30 as attached to the Projects Committee Minutes. Motion carried on consent agenda.

2. WATERSHEDS

a. Rawhide Creek - Rawhide Diversion Channel Crossing for Ridge Road

Kavan made the motion, seconded by Meduna, to work with the City of Fremont to construct the channel crossing as agreed upon with the Gifford Company located in Section 10, T17N, R8E at an estimated cost of \$63,351. It was further recommended

that the crossing construction begin after July 1, 2009. Motion carried all members present voting aye

3. FSA , EQIP & CRP PLANS SIGNED

Bull made the motion, seconded by Sabatka, to approve the following CRP plan revisions:

<u>Date signed</u>	<u>County Office</u>	<u>Landowners Name</u>	<u>Legal</u>	<u>Acres</u>	<u>New -or- Rev.</u>	<u>Description Plan</u>
9/10/2008	Butler	Thomas DeWispelare	4-15-3	31.6	Rev	Conservation Plan

Motion carried on consent agenda.

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

1. Newman Grove School Water Testing Supplies Assistance

Bull made the motion, seconded by Sabatka, to pay Newman Grove School 50% or \$695.81 for Water Testing Supplies. Motion carried on consent agenda.

5. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

6. OTHER

a. David City - Engineering Assistance Request on NW Drainage Project

Kavan made the motion, seconded by Meduna, to authorize the LPNNRD Chair to sign the Interlocal Agreement as attached to the Projects Committee Minutes with UBBNRD and David City which commits up to \$12,750 for engineering services for the David City NW Drainage Project - Phase II. Motion carried all members present voting aye.

b. Polivka Dam Repair

Bull made the motion, seconded by Sabatka, to pay \$ 2,500 to Judy Polivka toward tube replacement costs for the small dam located in the S ½ NW ¼, Section 17, T15N, R4E in Butler County, upon staff inspection and approval. Motion carried on consent agenda.

c. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler

Schuyler Interlocal Agreement Addendum "C"

Bull made the motion, seconded by Sabatka, to authorize the LPNNRD Chair to sign Addendum "C" , as attached, to our Interlocal Agreement with Schuyler to expand the Army Corp's of Engineers 205 study to include an evaluation of Shell Creek flooding. Motion carried on consent agenda.

Update on Colfax County Meeting Regarding Hughes/Pazant Ditch

Bull made the motion, seconded by Sabatka, to work with Colfax County, City of

Schuyler, Army Corps of Engineers, LPNNRD, UP Railroad, and area landowners to form a steering committee to address a flood control and drainage plan for the area. Motion carried on consent agenda.

d. Platte Center's Tire Recycling Project Payments

Bull made the motion, seconded by Sabatka, to pay Champlin Tire \$13,633.24 and pay Prairieland RC&D \$429.00 for work completed on the July 10 & 11, 2008, Platte Center Tire Recycling Collection Project. Motion carried on consent agenda.

e. District-wide All Hazard Mitigation Plan - Update Given

7. LAKE WANAHOO REPORT

a. Project Report - Update Given

b. Lake Wanahoo Embankment Bid

Kavan made the motion, seconded Meduna, to accept the low bid of \$12,583,687.85 from Commercial Contractors for work related to construction of Lake Wanahoo's earth embankment and outlet works. It was further recommended to authorize the LPNNRD Chair to sign the construction contract with Commercial Contractors. Motion carried all members present voting aye.

c. Advertise for Bids - Fisheries Project

Kavan made the motion, seconded by Johnson, to advertise for bids for constructing Phases II & III of the Lake Wanahoo Fisheries Project. Motion carried all members present voting.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

a. Project Payment to PMRNRD

Kavan made the motion, seconded by Johnson, to pay Papio/Missouri River NRD \$24,897.99 for work completed on the Western Sarpy/Clear Creek Levee Project. Motion carried all members present voting aye.

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

7. ADDITIONAL ACTION ITEMS

7a. F.Y. 09 LPRCA Dues

Johnson made the motion, seconded by Sabatka, to approve paying \$23,000 to the Lower Platte River Corridor Alliance for our F.Y. 09 Dues. Motion carried all members present voting aye.

7b. Approve Agreement for Land Acquisition - Joyce Urbanovsky

Johnson made the motion, seconded by Sabatka, to approve and authorize Chairman and/or General Manager to sign the Land Acquisition Agreement with Joyce Urbanovsky

for a parcel of land needed for the Lake Wanahoo Project in the amount of \$7,500.
Motion carried all members present voting aye.

7c. SWCP Payment

Johnson made the motion, seconded by Sabatka, to approve the following SWCP

Payment: 08-S-01 Sterling & Kaylene Grell \$4,834.15

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Reitmayer 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

Bull made the motion, seconded by Sabatka, 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 10, 2008,
5:30 p.m.

Meeting adjourned at 9:55 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
October 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.

Ralph Pieke, Secretary