

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
SEPTEMBER 10, 2007

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, September 10, 2007.

1. NOTICE OF MEETING

The advanced notice of our September board meeting was published on August 23, 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:

Baiely	Boyd	Bull
Eden	Hannah	Hilger
Johannes	Johnson	Kavan (arrived 8:10)
Meduna	Pieke	Reitmayer
Renter	Saalfeld	Sabatka
Vrana	Jedlicka	

DIRECTORS ABSENT

Alm

STAFF AND GUESTS:

Mountford	Breunig	Miyoshi
Angle	Sousek	Gottschalk

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

At this time item 6.A.2.d. was discussed - Director Vacancy Committee Report Johnson made the motion, seconded by Saalfeld, to accept the Nominating Sub-Committee's recommendation and fill the Sub-District 1 vacancy with Gene Acklie. Motion carried all members present voting aye.

Director Acklie took his oath of office.

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

None

b. NRCS Report

Roger Reichmuth reviewed his written report.

c. NARD Report

Johnson updated the Board on the Fall Conference which will be September 23-25 in Kearney.

d. Managers Report

Manager Miyoshi reviewed his written report.

Chair Jedlicka read a letter of resignation from Director Alm which he just received. Jedlicka is not declaring a vacancy at this time, but did appoint a Nominating Sub-Committee of all Saunders County Directors.

5. APPROVAL OF MINUTES

Johnson made the motion, seconded by Sabatka, to approve minutes from the August 13, 2007 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Ground Water Protection Conference

Johnson made the motion, seconded by Sabatka, to authorize up to one staff and one director to attend the Groundwater Foundation Annual Meeting and Conference which will be held November 28-30 in Lakeland, Colorado. Motion carried on consent agenda.

2. National Water Resources Association

Johnson made the motion, seconded by Sabatka, to authorize up to one staff and one director to attend the National Water Resources Association Annual Conference November 7-9 in Albuquerque, New Mexico. Motion carried on consent agenda.

3. Ground Water Colloquium - Update Given

4. NARD Fall Conference - Update Given

2. Management Items

a. Directors Absence

Johnson made the motion, seconded by Sabatka, to approve the Absence from Johannes for the July Meeting as attached to the Executive Committee Minutes. Motion carried on consent agenda.

b. Lower Platte River Corridor Alliance

1. Monthly Report

Verhoeff reviewed the LPRCA Monthly Report.

2. NET Letter of Support

Johnson made the motion, seconded by Sabatka, to authorize Manager Miyoshi to sign the letter of support for Environmental Suitability Assessment of the Lower Platte River Corridor - A Land Use Planning Resource as attached to the Executive Committee Minutes. Motion carried on consent agenda.

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 for August services and bill the other districts their portion. Motion carried all members present voting aye.

d. Director Vacancy Committee Report

This item was taken earlier.

e. NARD Resolutions - Update Given

f. Monthly Education Programs - None

g. Legal Fees

Johnson made the motion, seconded by Sabatka, to approve payment to Edstrom, Bromm, Lindahl and Freeman-Caddy for July and August work on the Bruno Water Line in the amount of \$1,055.56. Motion carried on consent agenda.

h. Carpet Mats

Johnson made the motion, seconded by Sabatka, to purchase four mats (one for use while one is being cleaned at each door) at a cost of \$234, and increase our cleaning service contract by \$15 per week to have the soiled mats washed and cleaned. Motion carried on consent agenda.

i. Controlling Insurance Costs - Update Given

j. Bruno Water Line

Mediation on the Bruno Water Line dispute will take place on September 20.

3. Equipment - None

4. Personnel - None

5. Finance

a. Approval of Financial Statements

b. Approval of Managers Expenses

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

c. Accounts Receivable Over 90 Days - Update Given

d. Accounting Software Update

Johnson made the motion, seconded by Sabatka, to approve payment to Quadis for the 2008 upgrade for our accounting software in the amount of \$903.84. Motion carried on consent agenda.

e. Audit - Update Given

f. Approval of F.Y. 08 Budget

Johnson made the motion, seconded by Saalfeld, to approve our F.Y. 08 Budget in the amount of \$7,470,457. Motion carried all members present voting aye.

g. Setting F.Y. 08 Property Tax Request

Johannes made the motion, seconded by Reitmajer, to set the F.Y. 08 Property Tax Request of \$2,106,076.24. Motion carried all members present voting aye.

h. Setting F.Y. 08 Property Tax Rate

Sabatka made the motion, seconded by Hannah, to change (from F.Y. 07 - .047834) and set the F.Y. 08 Property Tax Rate at .045741. Motion carried all members present voting aye.

Johnson made the motion, seconded by Sabatka, that the September LPNDRD 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

Johnson made the motion, seconded by Sabatka, to make final WHIP payment on two contracts, Steve Houfek, Saunders, \$270 and Larry Novak, Butler, \$525 for a total payment of \$795. 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. 1997 Ford

Sabatka made the motion, seconded by Meduna, to sell the 1997 Ford F-250 for \$5,850. Motion carried all members present voting aye.

e. Village of Prague - Drainage Study - Report Given

f. NET Grant for No-Till Grass Drill

Sabatka made the motion, seconded by Reitmajer, to pursue a Nebraska Environmental Trust Grant for the purchase of a No-Till Grass Drill and to authorize Heimann to sign the grant application and be listed as the Grant Administrator. Motion carried all members present voting aye.

g. O & M Budget - Report Given

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests

Johnson made the motion, seconded by Sabatka, to approve payment of \$457.50 to David Marshall, Colfax County, and \$360 to DeWayne Guidinger, in Butler County for bank stabilization maintenance on the Platte River pending inspection by staff. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Education

1. Fremont Workshop - Update Given

2. LPRCA Water Quality Open - Update Given

3. Land Judging - Update Given

b. Information

1. NARD Web Database - Update Given

2. ENWRA Logo - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water

Sabatka made the motion, seconded by Reitmajer, to sign the tap on forms allowing Mark Hynek, Vic Pokorny and Gary Vandenberg to connect to the Bruno Rural Water

Line. Motion carried all members present voting aye.

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

1. Fire Hydrant

Sabatka made the motion, seconded by Meduna, that NRD write a letter to the Rural Fire District #9 and terminate our Interlocal Agreement with the Rural Fire District #9. The Rural Fire District #9 will not be charged the installation cost as stated in the Interlocal Agreement. Motion carried all members present voting aye.

2. Trenchers - Update Given

3. Dodge Pickup - Update Given

Johnson made the motion, seconded by Sabatka, that the September LPNRRD 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 62.

b. Water Use Reporting - Update Given

c. Reuse Pits as Irrigation Wells - Update Given

2. Well Moratorium - Uplands of Saunders and Butler Counties

a. Variance Requests - Update Given

b. Review of Variance Policy - Update Given

3. Cost-Share Programs Reports

- 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. Action Plan Review by DNR
- 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
 - 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. Former Ordnance Plant Near Mead - Update Given
 - e. MUD Quarterly Report - Update Given
- 3. SURFACE WATER PROGRAMS
 - a. Fremont State Lakes - Update Given
- 4. OTHER
 - a. Summer Interns - Update Given

b. Water Programs Budget - Update Given

c. Comments from the Public - Update Given

Johnson made the motion, seconded by Sabatka, that the September 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 - Update Given

b. SWCP Payments

Johnson made the motion, seconded by Sabatka, to approve the following SWCP cost share payments as follows:

	<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
<u>06-C-03 Marcella Dvorak Grade Stab.</u>	<u>\$10,000.00</u>	<u>\$21,000+</u>	<u>\$10,000.00</u>
<u>07-P-20 Todd Maurer Flow Meter</u>	<u>\$595.00</u>	<u>\$595.00</u>	<u>\$595.00</u>
<u>06-B-38 Tom Smaus Terraces w/tile</u>	<u>\$10,000.00</u>	<u>\$ 4,625.35</u>	<u>\$4,625.35</u>
<u>07-S-14 Daniel Svoboda Terraces w/tile</u>	<u>\$9,200.00</u>	<u>\$ 9,362.38</u>	<u>\$9,362.38</u>
	<u>TOTAL:</u>		<u>\$24,582.73</u>

Motion carried on consent agenda.

c. Duck/Sand Creek Payment

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

		<u>25%</u>	<u>15% (local)</u>
<u>06-DC-16 Joe E. Kavan Tile into terraces</u>	<u>\$3,828.15</u>	<u>\$1,487.74</u>	<u>\$892.65</u>

Motion carried on consent agenda.

d. Duck Creek No-Till Payments - Update Given

2. WATERSHEDS - Update Given

3. FSA , EQIP & CRP PLANS SIGNED - Update Given

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group

1. Schuyler Central High School Assistance Request

Johnson made the motion, seconded by Sabatka, to provide 50%, up to \$445 assistance, toward a HACH DR 850 water testing unit for the Schuyler Central High School. Motion carried on consent agenda.

5. OTHER

a. Approval of RC&D Membership Dues

Johnson made the motion, seconded by Sabatka, to pay our FY 2008 dues of \$300

to the Nebraska Loess Hills RC&D and \$250 to the PrairieLand RC&D. Motion carried on consent agenda.

b. Assistance for Shell Creek Recognition Event

Hannah made the motion, seconded by Bull, to provide \$300 toward the Shell Creek Watershed Group's Recognition Event. Motion carried all members present voting aye.

c. Hazard Mitigation Plan for District Communities/Counties

Johnson made the motion, seconded by Sabatka, to put out a Request For Proposals for completing a District Wide Hazard Mitigation Plan and include interested Communities and Counties. Motion carried.

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

NAY: Boyd

d. Update on Army COE 205 Studies

1. South Fremont 205 - Update Given

2. Schuyler 205 - Update Given

e. Review of Draft FY 08 Projects Budget - Update Given

6. LAKE WANAHOO REPORT

a. Review of Lake Wanahoo Committee Information

Reitmajer made the motion, seconded by Sabatka, to approve the Hain Agreement as attached to the Projects Committee Minutes granting them a permanent easement to access the Hain Parcel from County Rd. 17 through the vacated portion of County Road N. Motion carried all members present voting aye.

Sabatka made the motion, seconded by Meduna, to authorize Manager Miyoshi to sign the Waiver of Notice as attached to the Projects Committee Minutes regarding the Closure of County Road N, Saunders County. Motion carried all members present voting aye.

b. Approve Contract with DNR - CLOMR

Bull made the motion, seconded by Meduna, to provide 50% up to \$7,163 assistance for the cost for surveying and mapping downstream of proposed Lake Wanahoo, for the purpose of obtaining a Conditional Letter of Map Revision (CLOMR) from FEMA. Motion carried all members present voting aye.

c. Approval to Obtain Demolition Bids for Old Farmstead in 15-15-7

Johnson made the motion, seconded by Sabatka, to let contractor bids for demolition of the old farmstead located on Wanahoo Property in Section 15, Township 15N,

Range 7E. Motion carried on consent agenda.

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

a. Tree Cleaning Bids

Pieke made the motion, seconded by Sabatka, to accept the low bid of \$1,900 from A-Plus Tree Service to clean up brush and broken hangers on our seven lots at Thomas Lakes. Motion carried all members present voting aye.

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

7. ADDITIONAL ACTION ITEMS

7a. Extension of Tolling Agreement

Johnson made the motion, seconded by Saalfeld, to "Extend the Bruno Water Study Dispute Tolling agreement until September 28, 2007 and to ratify signing of the agreement by Board Member Alm." Motion carried all members present voting aye.

7b. Approval of Cooperative Agreement with Conservation and Survey - ENWRA

Johnson made the motion, seconded by Saalfeld, to approve and authorize Manager Miyoshi to sign the Cooperative Agreement with Conservation and Survey for work on the Eastern Nebraska Water Resources Assessment (ENRWA) Project. Motion carried all members present voting aye.

7c. Approval of Cooperative Agreement with Board of Regents UNL - ENWRA

Johnson made the motion, seconded by Saalfeld, to approve and authorize Manager Miyoshi to sign the Cooperative Agreement with the Board of Regents of the University of Nebraska for work on the Eastern Nebraska Water Resources Assessment (ENRWA) Project. Motion carried all members present voting aye.

7d. Approval of DNR Contract for NRDF Funding - Attachment

Johannes made the motion, seconded by Hannah, to approve and authorize Manager Miyoshi to sign the Contract between the Nebraska Department of Natural Resources and the LPNDR for a grant for construction of the Sand Creek Watershed Environmental Restoration (Lake Wanahoo) Project in the amount of \$9,204,000. Motion carried.

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

NAY: Acklie, Johnson

7e. SWCP Contract Increase

Johnson made the motion, seconded by Saalfeld, to increase the following SWCP contract:

07-S-17 Melvin Sklenar From \$3,564.70 to \$10,000

This amount represents 25% cost-share that is coordinating with EQIP. Motion carried all members present voting aye.

7f. Village of Prague Request for Cost-Share Assistance

Johnson made the motion, seconded by Saalfeld, to cost-share with the Village of Prague on the waterway renovation on the Southeast edge of Prague in the amount of \$862.50 which is 50% of the total bill. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Johnson 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 Sabatka, to approve the September consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The October Board of Directors Meeting will be held on Monday, October 8, 2007, 7:00 p.m. Lower Platte North NRD Office.

Meeting adjourned at 9:10 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 September 10, 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