

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
February 8, 2016**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 1:30 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, February 8, 2016.

1. NOTICE OF MEETING

The advanced notice of our February 8, 2016 board meeting was published on January 21, 2016 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Hannah 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:

Bailey	Birkel	Clausen
Feala	Gibney	Hagerbaumer
Hilger	Kavan	McDermott
Olson	Ruzicka	Sabatka
Seier	Sobota	Veskerna
Hannah		

DIRECTORS ABSENT

Meduna	Pollard	Saalfeld
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Oaklund	Heimann
Benal	Gottschalk	Deerson
TePoel	Angle	

Legal Counsel Lausterer

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Jami Thoene was present and gave the NRCS/NRD February report.

c. NARD Report

Hilger reported about the Legislative Conference January 25-27, 2016.

d. NRC Report

None

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Matt Moser from USGS gave an update on the Shell Creek water quality gauge.

5. APPROVAL OF MINUTES

Olson made the motion, seconded by McDermott, to approve the minutes from the January 11, 2016 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. March Board Meeting Date

Olson made the motion, seconded by McDermott, to move the March LPNNRD Board Meeting from March 14 to March 10 beginning at 6:00 p.m. Motion carried on consent agenda.

2. NARD Washington D.C. Conference

Olson made the motion, seconded by McDermott, to approve sending up to two directors and two staff to the NARD Washington D.C. Conference on March 12-16, 2016. Motion carried on consent agenda.

3. Director Retreat – Update Given

4. UNL Water Lecture Series – Update Given

2. Management Items

a. Director Absences – Update Given

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

Olson made the motion, seconded by McDermott, to approve payment of \$3,400 to Bob Weaver for January services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. Monthly Education Program – Update Given

d. Director Certification – Update Given

e. Lickteig Property – This item was moved to the end of the meeting

f. Nominating Committee Policy – Update Given

3. Equipment

a. Copier Replacement

Ruzicka made the motion, seconded by McDermott, to lease the Konica C454e for 60 months from Solution One for a base monthly payment of \$116 as attached to the Executive Committee Minutes. Motion carried all members present voting aye.

4. Personnel

a. Mitch O'Reilly – Update Given

5. Finance

a. Approval of Financial Reports

Olson made the motion, seconded by McDermott, to approve the November Financial Reports as distributed to all board members. Motion carried on consent agenda.

b. Approval of Managers Expenses

Olson made the motion, seconded by McDermott, 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 – Update Given

Olson made the motion, seconded by McDermott, that the February LPNDRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. Wild NE/CREP Report – Update Given

2. OPERATION AND MAINTENANCE & OTHER ITEMS

a. O & M Crew – Update Given

b. Vehicle Replacement

McDermott made the motion, seconded by Sabatka, to purchase a 2016 Ford Fusion through State of Nebraska Contract #14370 from Anderson Ford for \$17,721 and to sell the 2010 Ford Fusion after the new vehicle is delivered. Motion carried all members present voting aye.

c. Tractor Rental

Olson made the motion, seconded by McDermott, to rent a John Deere 8245 tractor from Platte Valley Equipment for the 2016 season at \$3,500. Motion carried on consent agenda.

d. Waterfowl Hunting at Czechland and Homestead Lakes

To approve and add to the Districts recreation policy, waterfowl hunting at Czechland and Homestead Lakes in accordance with the designated areas as shown on aerial photo's attached to the committee minutes.

Director Kavan asked that this item be taken off consent agenda.

Kavan made the motion, seconded by Clausen to table the motion. Motion failed.

AYE: Bailey, Clausen, Hagerbaumer, Kavan, Seier, Hannah

NAY: Birkel, Feala, Gibney, Hagerbaumer, Hilger, McDermott, Olson, Ruzicka, Sabatka, Sobota, Veskerna

McDermott made the motion, seconded by Sabatka, to approve and add to the Districts recreation policy, waterfowl hunting at Czechland and Homestead Lakes in accordance with the designated areas as shown on aerial photo's attached to the O, E & RW Committee Minutes. Motion carried.

AYE: Bailey, Birkel, Feala, Gibney, Hagerbaumer, Hilger, McDermott, Olson, Ruzicka, Sabatka, Seier, Sobota, Veskerna

NAY: Clausen, Hagerbaumer, Kavan, Hannah

e. Camp Ashland Fuse Plug

Olson made the motion, seconded by McDermott, to pay Clark Construction \$1,520 for mobilizing his equipment in the event the Fuse Plug at Camp Ashland needed to be removed because of flooding. Motion carried on consent agenda.

f. Wanahoo Dam Instrument Monitoring Invoice

McDermott made the motion, seconded by Clausen, to make a contract payment to Olsson Associates in the amount of \$4,841.74 for monitoring instruments (piezometers) on the Wanahoo Dam. Motion carried all members present voting aye.

g. Grass Drills

Olson made the motion, seconded by McDermott, to approve a new no-till grass drill rental agreement with Rosendahl Seed and Feed in Platte County and to authorize staff and Board Chair to sign the agreement. Motion carried on consent agenda.

h. Wanahoo SRA Improvements

Olson made the motion, seconded by McDermott, to advertise for three weeks and give notice to Playground Dealers that the District is seeking RFP's for playground unit(s) at Lake Wanahoo and have selected dealers present their proposals at the March 2 committee meeting. Motion carried on consent agenda.

3. ROCK AND JETTY - None

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. Radio and Web Ads – Update Given

b. Education

1. Shell Creek Scholarships - Update Given

2. Pheasants Forever Donation Request

Olson made the motion, seconded by McDermott, to provide a \$250 donation to Pheasants Forever Lower Platte Chapter for the Annual Banquet in recognition of their partnership and assistance to Lower Platte North NRD projects and efforts. Motion carried on consent agenda.

3. Lower Platte South Test Your Well Night – Update Given

c. Computer - None

6. RURAL WATER SYSTEMS – Update Given

a. Colon – Update Given

b. Bruno – Update Given

Olson made the motion, seconded by McDermott, to raise the Bruno master meter monthly fee from \$250 to \$500 per month beginning April 1, 2016. Motion carried on consent agenda.

c. Other – None

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

C. WATER COMMITTEE REPORT

1. ELECTION OF CHAIRPERSON AND VICE CHAIRPERSON

The committee elected Frank Pollard as Chair and Bob Meduna as Vice-Chair for 2016.

2. REGULATORY

a. GROUNDWATER MANAGEMENT AREA

Olson made the motion, seconded by McDermott, to approve use of the latest information compiled in the fall 2015 by Olsson Associates for use in the future ranking criteria of variance requests. Motion carried on consent agenda.

1. LPNNRD Violation Policy – Update Given

2. Variance Request in the Hydrologically Connected Area

Olson made the motion, seconded by McDermott, to approve the Larry Hynek request to modify his approved variance request application of LPN-V-015-0421 from a new well to an existing well application for G-173948, in the NW 1/4, NE 1/4, Section 11, T16N, R7E, Saunders County, Todd Valley Subarea (currently registered for 143.6 acres) to irrigate an additional 35 acres as detailed in the Water Committee Minutes. Motion carried on consent agenda.

3. Well Permit Program

a. Well Permits Approved – Update Given

b. Kresak Irrigation Transfer Request

Olson made the motion, seconded by McDermott, the Eugene Kresak transfer request is within the clean up area of the US Army Corps of Engineers of the Former Ordnance Plant near Mead NE, and that NRD staff contact the COE and request their opinion on this transfer by March 1, 2016. Motion carried on consent agenda.

4. Special Quantity Sub-Areas

a. LPNNRD SQS Operator Certification Classes – Update Given

b. Flow Meter Consideration

Olson made the motion, seconded by McDermott, to approve the following magnetic flow meters as part of the LPNNRD Approved Flow Meters list: Lindsay Magmeter IM3000, McCrometer McMag 3000, and the Senninger Magmeter 2551. Motion carried on consent agenda.

5. Lower Platte River Basin Water Management Plan Coalition – Update Given

6. Voluntary Integrated Water Management Plan – Update Given

7. Cost-Share Programs

a. Irrigation Well Sample Kits – Update Given

8. LPNNRD Phase Ground Water Management Areas

a. Bellwood Phase 2 Area – Update Given

b. Richland-Schuyler Phase 3 Area – Update Given

c. Richland-Schuyler Phase 2 Area – Update Given

9. LPNRND Certification

a. LPNNRD Operator Certification Classes – Update Given

10. Certifying Acres

a. Janette Schure Modification of Acre Certification - Update Given

b. Cech Modification of Acre Certification

Ruzicka made the motion, seconded by Feala, to approve the modification of the acre certification for the NW1/4, Section 34, T18N, R3E, Lower Shell Creek subarea owed by John Cech, Ron Cech and Nancy Martensen to irrigate the 137 acre field by modifying the well permit (G-001817) of 67 acres to a total of 137 acres provided that the surface water right (A-6523) of 70 acres is retired. Motion carried all members present voting aye.

b. Chemigation – Update Given

c. Livestock Waste Permits – Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program – Update Given

b. LPNNRD Ground Water Studies

1. Eastern Nebraska Water Resources Assessment – Update Given

4. SURFACE WATER PROGRAMS

a. USGS Water Quality Monitoring on Shell Creek – Update Given

5. OTHER

a. Comments from the Public – Update Given

Olson made the motion, seconded by McDermott, that the February LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Application Approvals – None

b. SWCP Payments – None

c. SWCP Cancelations - None

d. Cottonwood Creek Payments – None

e. Sand/Duck Cost-Share Approvals - None

f. Sand/Duck Creek Payments – None

g. Wahoo Creek Cost-Share Payments

Olson made the motion, seconded by McDermott, to approve four Wahoo Creek Cost Share Payments totaling \$12,608.56, for completed conservation work as listed in the Projects Committee Minutes. Motion carried on consent agenda.

h. Wahoo Creek Cost-Share Approvals – None

2. WATERSHEDS

a. Shell Creek Watershed – Update Given

b. Wahoo Creek Watershed - Water Quality Plan (PIP) Phase I – Update Given

3. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report – Update Given

Bailey made the motion seconded by Olson, to approve becoming a future financial partner on establishing a USGS water quality monitoring site near Leshara. Motion carried all members present voting aye.

4. OTHER

a. Update on Army COE 205 Studies

1. Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. Shell Creek Landowner Levee Project – Update Given

c. LPNNRD District-wide All Hazard Mitigation Plan – Update Given

d. Review of Projects Financial Statement - Update Given

e. Elect Project Committee Chair and Vice-Chair – Update Given

5. Sand Creek Wetlands Evaluation – Update Given

6. WESTERN SARPY/CLEAR CREEK LEVEE REPORT – Update Given

Olson made the motion, seconded by McDermott, that the February LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Sky Copter Invoice Payment

Sabatka made the motion, seconded by Birkel, to pay Sky Copters \$1,799.73 for aerial Spraying at Lake Wanahoo and \$1,409.45 for aerial spraying on Rawhide Ditch 10. Motion carried all members present voting aye.

7b. ENWRA Dues Payment

Sabatka made the motion, seconded by Birkel, to pay our 2016 ENWRA Dues in the amount of \$30,000. Motion carried all members present voting aye.

7c. Nebraska Buffer Strip Payment

Sabatka made the motion, seconded by Birkel, to approve a \$2,279.79 payment to Ron Anderson for Buffer Strip Program (2013-2015 Contract Years). Motion carried all members present voting aye.

7d. Decommissioned Well Payment

Sabatka made the motion, seconded by Birkel, to approve cost-share funds to decommission the irrigation well for Karl Grotelueschen for \$951.68. Motion carried all members present voting aye.

7e. LPNNRD Approved Flow Meter List

Sabatka made the motion, seconded by Birkel, to add the magnetic flow meter Seametrics AG2000 to the approved LPNNRD Flow Meter List. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

McDermott made the motion, seconded by Sabatka, to approve the February Consent Agenda as amended (item 6.B.2.d was removed). Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

Larry and Cindy Ourada addressed the board concerning the Lickteig property.

At this time item 6.A.2.e. – Lickteig Property was taken

Sabatka made the motion, seconded by Feala, to go into Executive Session at 3:52 p.m. to discuss the Lickteig Property due to potential litigation and authorize the following staff to stay: Miyoshi, Mountford, Murren and Legal Counsel Lausterer. Motion carried all members present voting aye.

Ruzicka made the motion, seconded by Feala, to go out of Executive Session at 4:28 p.m. Motion carried all members present voting aye.

Ruzicka made the motion, seconded by Clausen, to authorize the Board Chair to execute a sales agreement for the Lickteig property per our contract for any amount at or exceeding the number discussed in closed session. Motion carried all members present voting aye.

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The March Directors Meeting will be held on Thursday, March 10, 2016, 6:00 p.m. Meeting adjourned at 4:32 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 February 8, 2016, 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

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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.

Joe Birkel, Secretary