

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
November 14, 2016**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 4:25 p.m. at Newman Grove Public School, Newman Grove, NE on Monday, November 14, 2016.

1. NOTICE OF MEETING

The advanced notice of our November 14, 2016 board meeting was published on October 28, 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
Meduna	Olson	Pollard
Ruzicka	Saalfeld	Sabatka
Seier	Hannah	

DIRECTORS ABSENT

Sobota	Veskerna
--------	----------

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Benal	Oaklund	TePoel

Schomer

Legal Counsel Lausterer

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

Legal Counsel Lausterer reported that he had contacted Ourada's attorney and they are not willing to set up mediation with Legal Counsel and NRD staff present. Staff was directed to notify the Ourada's that the NRD was hiring JEO to have permanent markers set to the boundaries of the NRD owned property.

b. NRCS Report

Eric Smith was present to give the NRCS Report.

c. NARD Report

Hilger reported that the NARD Board Meeting was being held in Chardon today.

d. NRC Report

None

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program – None

5. APPROVAL OF MINUTES

McDermott made the motion, seconded by Feala, to approve the minutes from the October 10, 2016 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. UNFINISHED BUSINESS

a. Off Site Water Table Concerns Near Sand Creek

Lausterer reported that he had contacted Stoeber's attorney Brad Holtorf and he is preparing a claim for the Stoeber's. Lausterer has not heard back from either the Murren's or Gaughen's.

2. Meetings

a. Pending

1. GMDA Winter Meeting

McDermott made the motion, seconded by Feala, to authorize up to two directors and two staff attend the GMDA Winter Conference. Motion carried on consent agenda.

2. NACD Annual Meeting

McDermott made the motion, seconded by Feala, to authorize up to two directors and two staff attend the NACD Annual Meeting. Motion carried on consent agenda.

3. NWRA Annual Meeting – Update Given

b. Reports – None

3. Management Items

a. Director Absences – None

b. Monthly Education Program – None

c. Great Plains RC&D Dissolution

McDermott made the motion, seconded by Feala, to designate the Nebraska Land Trust as recipient of excess funds from the Great Plains RC&D on behalf of Lower Platte North NRD. Motion carried on consent agenda.

d. NACD Dues

McDermott made the motion, seconded by Feala, to pay LPNNRD's FY 2017 dues to NACD in the amount of \$1,776 as attached to the Executive Committee Minutes. Motion carried on consent agenda.

e. Water Strategies

McDermott made the motion, seconded by Feala, to make payment to Water Strategies for October (one-half month) in the amount of \$2,250 and \$4,500 for November and bill Lower Platte South and Pappio NRD's for their portion. Motion carried consent agenda.

f. Recognition Banquet – Update Given

g. Dodge County Tax Roll Correction

McDermott made the motion, seconded by Feala, to approve the Dodge County Tax correction of \$234.35 as ordered by the TERC Board and inform the Dodge County Treasurer to withhold this amount from our next monthly payment as attached to the Executive Committee Minutes. Motion carried on consent agenda.

h. Water Leaders Academy 2017

Birkel made the motion, seconded by Olson, to financially support Bret Schomer in attending the 2017 Water Leaders Academy. Motion carried all members present voting aye.

i. Retainer Agreement for Legal Counsel

Saalfeld made the motion, seconded by Ruzicka, to renew the two-year Legal Counsel Retainer with Bromm, Lindahl, Freeman-Caddy and Lausterer as attached to the Executive Committee Minutes. Motion carried.

AYE: Birkel, Clausen, Feala, Gibney, Hagerbaumer, Hilger, McDermott, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Seier, Hannah

NAY: Kavan, Meduna

j. Property Taxes by Class – Update Given

4. Equipment - None

5. Personnel – Update Given

6. Finance

a. Approval of Financial Reports – Update Given

b. Approval of Managers Expenses

McDermott made the motion, seconded by Feala, 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

d. Renew Line of Credit with Union Bank

Feala made the motion, seconded by Birkel, to renew our \$400,000 "Line of Credit" with Union Bank. Motion carried all members present voting aye.

e. Update Capitalization Policy

Ruzicka made the motion, seconded by Pollard, to approve the updated "Capitalization Policy" for LPNNRD effective July 1, 2016 as recommended by HBE and attached to the Executive Committee Minutes. Motion carried all member present voting aye.

f. HBE Annual Audit Payment

Olson made the motion, seconded by Birkel, to make payment to HBE in the amount of \$21,410 for performing our June 30, 2016 Annual Audit. Motion carried all members present voting aye.

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

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS – NONE

2. WILD NE/CREP REPORT – Update Given

3. OPERATION AND MAINTENANCE & OTHER ITEMS

a. Wildlife View Proposal on Wanahoo - Update Given

b. Czechland Lake – Update Given

c. Rawhide Land Partnership Paul Gifford Drive – Update Given

d. Lake Wanahoo Hay – Update Given

e. Lake Wanahoo Lake Level

Ruzicka made the motion, seconded by McDermott, to advertise “Requests for Proposals” (RFP’s) from Engineering Firms to assist with completing the Section 408 process for varying the Lake Wanahoo level by up to three feet. These RFPs will be opened at the next Lake Advisory Panel meeting. Motion carried all members present voting aye.

f. Seven Sand/Duck Creek Dam Deficiencies – Update Given

g. Fremont GI Study – Update Given

h. Tractor Rental

McDermott made the motion, seconded by Feala, to approve the rental agreement from Platte Valley John Deere to rent a JD 8245R for \$3,500 not to exceed 200 hours for the 2017 mowing season. Motion carried on consent agenda.

i. Lake Wanahoo Dam Instrumentation Monitoring Contract

McDermott made the motion, seconded by Feala, to approve the amendment to the Olsson Associates contract to perform all required instrument monitoring on the Wanahoo dam this fall, 2016 at the contracted price of \$1,363.92. Motion carried on consent agenda.

j. Community Forestry Program

McDermott made the motion, seconded by Feala, to approve assisting Mead Public Schools with \$1,000 in planting trees north of the high school. 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. Land Judging - Update Given

2. Schuyler FFA Donation Request

McDermott made the motion, seconded by Feala, to support the Schuyler FAA tree seedling project with a \$300 donation. Motion carried on consent agenda.

3. Nature Education Trail/Disc Golf Course

McDermott made the motion, seconded by Feala, to approve the purchase of concrete for \$1,180 from Arps Red-E-Mix for the Nature Education Trail/Disc Golf Course Project. Motion carried on consent agenda.

c. Computer – None

6. RURAL WATER SYSTEMS

a. Colon – Update Given

b. Bruno – Update Given

c. Other – None

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

C. WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS – NONE

2. REGULATORY

a. Groundwater Management Area

1. Variance Requests in the Hydrologically Connected Area – None

2. Variance Requests in the Non-Hydrologically Connected Area – None

3. Variance Requests in the Restricted Development Areas

a. Martin Erickson Variance Request

McDermott made the motion, seconded by Feala, to table the variance request for Martin Erickson for new irrigated acres and a new irrigation well in the NE¼, Section 20, T14N, R7E Swedeburg subarea of the Restricted Development Area. Motion carried consent agenda.

4. Well Permit Program

a. Well Permits Approved – Update Given

b. William Becker Well Permit

McDermott made the motion, seconded by Feala, to approve the new supplemental well for William Becker in the NE¼, Section 13, T22N, R6W in the upper Newman Grove subarea of Boone County. Motion carried on consent agenda.

5. Special Quantity Sub-Areas – Update Given

a. Flow Meter Maintenance Program – Update Given

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

7. Voluntary Integrated Water Management Plan – Update Given

8. Cost-Share Programs

a. Irrigation Well Sample Kits – Update Given

b. Flow Meter Cost Share in SQS #2

McDermott made the motion, seconded by Feala, to approve the 24 cost-share applications for 8-inch flow meters at \$770 each and one cost-share application for a 6-inch flow meter at \$577 each for the owners listed on the spreadsheet attached to the Water Committee Minutes for a total amount of \$19,057. Motion carried on consent agenda.

1. Flow Meter Cost-Share Program

Pollard made the motion, seconded by Saalfeld, to approve cost-share funding for meters installed after May 8, 2008 providing that these meters and well owners have not already received cost-share funds from the LPNNRD through another program. Motion carried all members present voting aye.

9. Bellwood Phase 2 Area – Update Given

10. Richland - Schuyler Phase 2 Area – Update Given

11. Richland - Schuyler Phase 3 Area – Update Given

12. LPNNRD Operator Certification – Update Given

13. Acre Certification – Update Given

b. Chemigation – Update Given

c. Livestock Waste Permits – Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates – None

2. Plugged Wells

Birkel made the motion, seconded by Meduna, to approve cost-share payment to St. John's Lutheran Church to decommission a large diameter domestic well for \$981.15. Motion carried all members present voting aye.

b. LPNNRD Ground Water Studies

1. Eastern Nebraska Water Resources Assessment (ENWRA)

2. Lower Platte River Consortium – Update Given

c. New Monitoring Wells - Update Given

d. Ground Water Energy Levels – Update Given

4. OTHER

a. GMDA Annual Conference – Update Given

b. Comments from the Public – Update Given

McDermott the motion, seconded by Feala, that the November LPNDRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. UNFINISHED BUSINESS

2. SWCP REPORT

a. SWCP Application Approvals

McDermott made the motion, seconded by Feala, to approve the following SWCP Application:

<u>Darrell Umscheid</u>	<u>Diversion</u>	<u>\$507.45</u>
-------------------------	------------------	-----------------

Motion carried on consent agenda.

b. SWCP Payments – None

c. SWCP Cancelations – None

d. Wahoo Creek Cost Share Payments

McDermott made the motion, seconded by Feala, to approve the Wahoo Creek cost-share payments:

<u>Mary Jo Spicka</u>	<u>Terraces/Tile</u>	<u>\$7,381.32</u>
-----------------------	----------------------	-------------------

<u>Robert Hedges</u>	<u>Lands for Conservation</u>	<u>\$6,992.00</u>
----------------------	-------------------------------	-------------------

Motion carried on consent agenda.

3. WATERSHEDS

a. Shell Creek Watershed – Update Given

b. Wahoo Creek Watershed

1. Wahoo Creek Watershed Water Quality Plan – Phase I – Update Given

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report – Update Given

5. OTHER

a. Update on Army COE 205 Studies

1. Fremont 205 – Update Given

2. Schuyler 205 – No new information

b. Shell Creek Landowner Levee Project – Update Given

c. Review of Projects Financial Statement – Update Given

d. Platte Center Bank Stabilization Project Payment Request

Bailey made the motion, seconded by Meduna, to approve a \$11,357 payment to Platte Center for their

Elm Creek Bank Stabilization Project, which is 50% of the total cost of \$22,714 as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

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

7. ADDITIONAL ACTION ITEMS - NONE

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

McDermott made the motion, seconded by Feala, to approve the amended (deleting 6.B.3.e.) November Consent Agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The December Directors Meeting will be held on Monday, December 12, 2016, 1:30 p.m. Meeting adjourned at 6:13 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 November 14, 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 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