

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
May 9, 2016**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, May 9, 2016.

1. NOTICE OF MEETING

The advanced notice of our May 9, 2016 board meeting was published on April 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
Meduna	Olson	Pollard
Ruzicka	Saalfeld	Sabatka
Seier	Sobota	Veskerna
Hannah		

DIRECTORS ABSENT

STAFF AND GUESTS:

Miyoshi	Mountford	Murren
Breunig	Heimann	Deerson

TePoel

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

Mark Walkenhorst gave the NRCS/NRD May report.

c. NARD Report

Hilger reported on upcoming Board Meeting and Basin Tour to be held on Monday, June 13th.

d. NRC Report

None

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Meghan Sittler was present to review the LPRCA's proposed FY2017 budget.

5. APPROVAL OF MINUTES

Sobota made the motion, seconded by Saalfeld, to approve the minutes from the April 11, 2016 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. 2016 NARD Basin Tour – Update Given

2. GMDA Summer Conference

Sobota made the motion, seconded by Saalfeld, to approve attendance by up to two directors and two staff for the GMDA Summer Conference at Yakima, Washington. Motion carried on consent agenda.

b. Reports – Update Given

2. Management Items

a. Director Absences – None

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

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

c. Monthly Education Program – Update Given

d. Lickteig Farm – This item will be taken at the end of the meeting

e. Ourada Claim – The item will be taken at the end of the meeting

3. Equipment - None

4. Personnel

a. Meeting with Zelle HR – Update Given

5. Finance

a. Approval of Financial Reports

Sobota made the motion, seconded by Saalfeld, to approve the March Financial Reports as distributed to all board members. Motion carried on consent agenda.

b. Approval of Managers Expenses

Sobota made the motion, seconded by Saalfeld, 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

Sobota made the motion, seconded by Saalfeld, that the May LPNNRD 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

Sobota made the motion, seconded by Saalfeld, to pay Larry Bruhn \$77.08 for his CREP Contract in Colfax County. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE & OTHER ITEMS

a. Wanahoo Paving Project

Saalfeld made the motion, seconded by McDermott, to make final payment of \$32,358.56 to ME Collins for their completed work on the Lake Wanahoo Entrance Road. Motion carried all members present voting aye.

b. Wanahoo Drainage Improvement

McDermott made the motion, seconded by Pollard, to pay ME Collins \$8,268 for the drainage improvement ditch at Lake Wanahoo. Motion carried all members present voting aye.

c. Wanahoo Playground Assembly – Update Given

d. Eagle Scout Projects and Benches - Update Given

e. Tree Planting Program - Update Given

f. Fremont GI Study - Update Given

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. Soil and Water Stewardship Week - Update Given

2. Spring Conservation Sensation – Update Given

3. Shell Creek Watershed Monitoring Program Scholarship

Sobota made the motion, seconded by Saalfeld, to approve Joseph O'Brien and Destiny Johnson as the recipients of the 2016 Shell Creek Watershed Monitoring Program Scholarships for \$1,000 each. Motion carried on consent agenda.

c. Computer - None

6. RURAL WATER SYSTEMS – Update Given

a. Colon – Update Given

b. Bruno – Update Given

c. Other – None

Sobota made the motion, seconded by Saalfeld, that the May LPNNRD Operations, Education 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. 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 – None

4. Well Permit Program

a. Well Permits Approved – Update Given

b. Jeffery Temme Supplemental Well Application – Update Given

5. Special Quantity Sub-Areas

a. LPNNRD SQS Operator Certification Classes – Update Given

b. Water Sustainability Fund Grant Request - Update Given

c. SQS 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. LPNRND Certification

9. Certifying Acres in Saunders and Dodge Counties

Sobota made the motion, seconded by Saalfeld, to have staff send a letter to landowners in Saunders County who have failed to properly fill out and return irrigated acre certification forms to the LPNNRD and require these properly completed forms to be submitted to the LPNNRD by May 25, 2016 or a cease and desist order will be issued to cease irrigation of those specific fields at the June 13th Board Meeting. Motion carried on consent agenda.

b. Chemigation – Update Given

c. Livestock Waste Permits – Update Given

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program – Update Given

1. Well Estimates – Update Given

2. Plugged Wells

Sobota made the motion, seconded by Saalfeld, to approve cost-share payment to Jamie Schnakenberg to decommission a domestic well for \$459.56 and to Keith Ziegenbein to decommission a domestic well for \$476.25. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. Elkhorn Loup Model (ELM) – Update Given

2. Eastern Nebraska Water Resources Assessment – Update Given

c. Monitoring Wells - Update Given

3. SURFACE WATER PROGRAMS

a. Monitoring of Water Quality on Wahoo Creek Watershed – Update Given

4. OTHER

a. GMDA Annual Conference

b. Summer Interns – Update Given

c. Comments from the Public – Update Given

Sobota made the motion, seconded by Saalfeld, that the May 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

Sobota made the motion, seconded by Saalfeld, to approve the SWCP payment for \$4,284.02 to REMD, LLC as shown in the Projects Committee Minutes. Motion carried on consent agenda.

c. SWCP Cancelations - None

d. Cottonwood Creek Payments – None

e. Sand/Duck - None

f. Wahoo Creek Grant Payments

Sobota made the motion, seconded by Saalfeld, to approve the Wahoo Creek Lands for Conservation payment to Kenneth Fencl for \$9,130 and Conservation work payment for \$4,835.07 for a total of \$13,965.07 as shown in the Projects Committee Minutes. Motion carried on consent agenda.

g. Wahoo Creek Cost-Share Approvals

Sobota made the motion, seconded by Saalfeld, to approve the Wahoo Creek Lands for Conservation applications for \$8,280 and Septic System upgrade application for cost-share for \$3,300 as shown in the Projects Committee Minutes. Motion carried on consent agenda.

2. WATERSHEDS

a. Shell Creek Watershed

1. Shell Creek Water Quality Implementation Plan – Update Given

2. Mainelli/Wagner Shell Creek Structure Design Invoice – Update Given

b. Wahoo Creek Watershed

1. Wahoo Creek Watershed Water Quality Plan

Sobota made the motion, seconded by Saalfeld, to approve entering into and authorize the General Manager to sign a Memorandum of Agreement with NDEQ for LPNNRD’s in-kind contribution to the Wahoo Creek Special Water Quality Monitoring Study. Motion carried on consent agenda.

2. Wahoo Creek Watershed Water Quality Plan Phase II – Update Given

3. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report – Update Given

b. LPRCA FY2017 Proposed Budget

Clausen made the motion, seconded by Ruzicka, to not approve the LPRCA FY 2017 budget and not be a member in the LPRCA.

Sabatka made the motion, seconded by Meduna, to table the previous motion until further information is brought forward. Motion carried all members present voting aye.

Saalfeld made the motion, seconded by Ruzicka, to move our Monthly June Board Meeting to Thursday, June 9th if Former Congressman Doug Bereuter is available to update the Board on the merits of being a member of the LPRCA. If Bereuter is not available then the June meeting will be held on it’s normal date of June 13th. 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. Review of Projects Financial Statement – Update Given

d. Platte Center Bank Stabilization Project Extension Request

Sobota made the motion, seconded by Saalfeld, to approve carrying Platte Center’s approved and unused \$11,315 for their Elm Creek Bank Stabilization Project into our FY 2017 budget. Motion carried on consent agenda.

e. NRCS Conservation Technician Assistance Request

Birkel made the motion, seconded by Ruzicka, to approve use of our normally budgeted NRCS conservation Technician Assistance Funds for use on conservation activities as attached to the Projects Committee minutes not to exceed a total of 960 hours. Motion carried all members present voting aye.

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

Sobota made the motion, seconded by Saalfeld, that the May LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Damage at Lake Wanahoo

Birkel made the motion, seconded by Meduna, to work with Game and Parks Commission and our Insurance Company (LARM) for replacement of the electrical panel and transformer that supplies electricity of half of the camping area and shower house at Lake Wanahoo SRA. Motion carried all members present voting aye.

7b. RCPP Assistance Pre-Application

Meduna made the motion, seconded by Sabatka, to authorize Assistant Manager Mountford to submit a RCPP Assistance Pre-Application to NRCS for construction of Wahoo Creek Watershed Structure Site 26 and 27. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Olson made the motion, seconded by Ruzicka, 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

Sobota made the motion, seconded by Saalfeld, to approve the May Consent Agenda. Motion carried all members present voting aye.

Item 6.A.2.d. - Lickteig Farm was taken at this time

McDermott made the motion, seconded by Olson, to go into Executive Session at 8:58 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. Motion carried all members present voting aye.

McDermott made the motion, seconded by Saalfeld, to go out of Executive Session at 9:09 p.m. Motion carried on all members present voting aye.

Meduna made the motion, seconded by Feala, to authorize the Executive Committee to set the minimum price the District would accept for the Lickteig property if an offer comes in prior to the May 15th contract termination date. Motion carried on all members present voting aye.

Item 6.A.2.e. – Ourada Claim was taken at this time

McDermott made the motion, seconded by Sobota, that due to potential litigation on the Ourada Claim and to protect the public to go into Executive Session at 9:11 p.m. and authorize Miyoshi, Mountford, Murren and Legal Counsel Lausterer to stay for executive session. Motion carried all members present voting aye.

McDermott made the motion, seconded by Ruzicka, to go out of Executive Session at 9:48 p.m. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The June Directors Meeting will be held on Monday, June 13, 2016, 6:00 p.m. Meeting adjourned at 9:58 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 May 9, 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