

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
AUGUST 11, 2003

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:00 a.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, August 11, 2003.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than August 1, 2003. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Alm	Bailey	Eden
Hannah	Holstine	Kavan
Langemeier	Larsen	Mastny
Pieke	Reitmayer	Saalfeld
Sabatka	Shelso	Johnson

DIRECTORS ABSENT

Bull	Jedlicka (Policy Task Force)	Johannes (Policy Task Force)
Sabata		

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Sousek	Angle
Heimann		
Lisa Brichacek, Wahoo Newspaper		Rodney Verhoeff, LPRCA
Brad Soncksen, NRCS		Barb Nichols, PMRNRD
Steve Oltmans, PMRNRD		

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

Soncksen presented a working agreement between NRCS and LPNNRD to provide technical services related to the 2002 Farm Bill.

b. NARD Report

Langemeier reminded all the Directors about the Annual Conference which will be held in Kearney on September 22-23.

5. APPROVAL OF MINUTES

Sabatka made the motion, seconded by Reitmayer, to approve minutes from the July 14, 2003 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

NARD Fall Conference

Sabatka made the motion, seconded by Reitmajer, to send up to seven staff and all Directors who wish to attend the NARD Fall Conference, September 22-23 in Kearney. Motion carried on consent agenda.

This item was requested to be taken off the consent agenda.

NACD Annual Conference

Larsen made the motion, seconded Sabatka, to send up to 2 Staff and 2 Directors (Johnson and Langemeier) to the NACD Annual Conference as outlined in the Executive Committee Minutes. Motion carried.

___AYE: Bailey, Eden, Hannah, Holstine, Kavan, Langemeier, Larsen, Mastny, Pieke, Reitmajer, Saalfeld, Sabatka, Shelso, Johnson

NAY: Alm

b. Reports

Summaries from the UNL Water Tour which took place in the Republican Valley are attached to the Executive Committee Minutes.

2. Management Items

a. Directors Absences

None

b. NARD F.Y. 04 Dues

Shelso made the motion, seconded by Sabatka, to pay the F.Y. 04 NARD Dues in the amount of \$12,837. Motion carried all members present voting aye.

c. Bob Weaver Billing

Sabatka made the motion, seconded by Reitmajer, to approve the Bob Weaver bill as attached to the Executive Committee Minutes in the amount of \$1,668.33. Motion carried on consent agenda.

d. NARD Resolution from Lower Platte South

Attached to the Executive Committee Minutes is a copy of a proposed NARD resolution submitted by Lower Platte South for legislation to restrict development below existing and proposed dams. Sabatka made the motion, seconded by Reitmajer, that Lower Platte North NRD cosponsor and support the proposed legislation from Lower Platte South to restrict development below existing dams. Motion carried on consent agenda.

e. Platte River Corridor Alliance

Rodney Verhoeff was present and reminded the Directors about the Water Quality Open which will be held September 4th.

f. Cleaning Bids

Sabatka made the motion, seconded by Reitmajer, to contract with Carrie and Mike Sousek for cleaning the office for the next year. Motion carried on consent agenda.

g. Nieveen Pivot Update

Attached to the Executive Committee Minutes is a letter addressed to Arnold Nieveen concerning disposition of the center pivot.

3. Equipment

No new business.

4. Personnel

No new business.

5. Finance

a. Financial Reports

Shelso made the motion, seconded by Saalfeld, to approve the June Financial Statement as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

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

c. Accounts Receivable over 90 Days

None

d. Budget Discussion

Pieke made the motion, seconded by Hannah, to approve the F.Y. 04 Budget as presented at the Public Hearing. Motion carried all members present voting aye.

Sabatka made the motion, seconded by Reitmajer, that the August LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATION AND EDUCATION COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments

There are no payments for the month of August. The G&P Commission and Heimann made a site visit on the Poehling wetland restoration project.

2. OPERATION & MAINTENANCE

- a. The Following Updates Were Given:
 - Operation and Maintenance Activities
 - Rawhide Creek North Branch
 - South Fremont 205 Study

3. ROCK AND JETTY

The annual letter and cost-share form for the Rock & Jetty Program has been sent to all cooperators. The annual requests for applications are coming in slowly.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any complaints.

5. INFORMATION & EDUCATION

a. Education Activities

1. Bugs in the Classroom

Thompson attended a free two-day workshop July 7-8 at UNL on "Bugs in the Classroom." The excellent workshop focused on ways of using insects in the classroom to teach children about science inquiry. The workshop also provided many educational materials free of charge, including two live Madagascar hissing cockroaches.

2. SC TAG Academy

NRD staff helped present at the Science Academy held at Wahoo Middle School on July 15-16. Sousek and Cacioppo did a session on GIS and GPS technology, and Sousek and Thompson did a session on groundwater and its importance.

b. Information Activities

1. County Fairs

The district's display has been at the county fairs as listed:

Platte County	July 9-13
Colfax County	July 17-20
Butler County	July 23-27
Saunders County	July 30-August 3

2. State NRDs Logo

The NRD I & E group chose a final design for the new State NRD logo from several different versions and it will now be available for general use.

Sabatka made the motion, seconded by Reitmajer, that the August LPNNRD Operation and Education Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. REGULATORY

a. GROUND WATER MANAGEMENT AREA

1. The Following Reports Were Given:

- Well Permit
- Nitrogen Certification
- GWMA Sample Kits
- Irrigation Runoff Complaint
- Chemigation
- Livestock Waste Permits

2. GROUND WATER PROGRAMS

a. The Following Reports Were Given

- Decommissioned Well Program
- Wellhead Protection Areas
- Rural Water Systems
- Groundwater Quality

3. OTHER

a. Ground Water Coalition

The Board discussed whether LPNNRD should become a member of the Ground Water Coalition. This is for the establishment of a legal fund to defend NRD's against any future litigation dealing primarily with ground water. Miyoshi recommended that we postpone any decision until a later date due to budgetary considerations and pending decisions from neighboring NRD's. Upper Big Blue is a member, Lower Loup and Papio are not, Lower Elkhorn has not decided yet and not sure of the status for Lower Platte South NRD.

b. Water Programs Budget

Sabatka made the motion, seconded by Reitmajer, to reduce the funding for Decommissioned Wells from \$20,000 to \$15,000 and reduce funding for Water Equipment from \$15,000 to \$10,000. Motion carried on consent agenda.

Sabatka made the motion, seconded by Reitmajer, that the August LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Fall Approvals

Sabatka made the motion, seconded by Reitmajer, to approve the following SWCP applications for fall construction all located within Sand & Duck Creek High Priority Areas:

<u>John Brtek Trust - (Above proposed Sand & Duck Creek Dam Site 2)</u>	<u>\$10,000</u>
<u>Tony Divis - (Within 2 mile area above proposed Lake Wanahoo)</u>	<u>\$5,500</u>
<u>Mark Kaspar - (Above proposed Sand & Duck Creek Dam Site 6)</u>	<u>\$6,000</u>
<u>R&R Paseka - (Above proposed Sand & Duck Creek Dam Site 3)</u>	<u>\$10,000</u>
<u>Dwayne Sedlacek (Above proposed Sand & Duck Creek Dam Site 3)</u>	<u>\$10,000</u>

Total \$41,500

Motion carried on consent agenda.

b. SWCP Cancellations

NRCS staff determined that the Bruce Schmit project would not meet specifications and will not endorse the work. Sabatka made the motion, seconded by Reitmajer, to cancel the following project:

02-B-45 Bruce Schmit \$ 852.50 Motion carried on consent agenda.

2. WATERSHEDS

a. Bellwood Watershed- Update on Bellwood Watershed Dam 2-C Survey

Brad Soncksen said that their NRCS State Engineer has reviewed the erosion problem at Bellwood Dam 2-C and that a recommendation should come soon. It appears that the Engineer has determined that the problem is not related to a design deficiency when the structure was built. ___

3. FSA , EQIP & CRP PLANS SIGNED

Sabatka made the motion, seconded by Reitmajer, to approve the list of signed conservation plans as attached to the Projects Committee Minutes. Motion carried on consent agenda.

4. LOCALLY LED CONSERVATION CORE GROUP REPORT

a. Shell Creek Locally Led Landowners

Shell Creek No-Till Incentive Program

Sabatka made the motion, seconded by Reitmajer, to approve the No-Till Incentive Program Policy as attached to the Projects Committee Minutes. Motion carried on consent agenda.

5. OTHER

a. The Following Updates Were Given:

Elkhorn River Bank Erosion Concern
Projects Budget
Summer Tour
EQIP Update

6. SNITILY WETLAND PROJECT

Murren reported that we are still waiting for the Wetlands Reserve Program payment of \$353,786 which should arrive soon to apply toward the property's loan note. Sabatka made the motion, seconded by Reitmajer, to pay the loan interest payment of \$24,812.89 on the former Snitily property. Motion carried on consent agenda.

7. LAKE WANAHOO REPORT

Murren reviewed several agenda items that were discussed at the Lake Wanahoo Committee Meeting held on July 30. The Lake Wanahoo Minutes are attached to the Projects Committee Minutes.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Murren reported on progress toward opening an existing chute as part of the U.S. Fish & Wildlife's desire to improve wildlife habitat.

Mountford reported on a meeting (with approximately 70 in attendance) that he and Director Johnson attended on July 30th in Gretna. This meeting was held to inform cabin and home owners affected by the proposed levee project, about the process to raise and/or eliminate structures on the river side of the levee. Preliminary information indicates that 14 structures on the Saunders County side and 9 on the Sarpy County side will be affected.

Sabatka made the motion, seconded by Reitmajer, that the August LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7.a. Public Hearing - Set Levy

Saalfeld made the motion, seconded by Sabatka, to hold a public hearing to set Fiscal Year '04 LPNNRD Tax Levy at 6:30 p.m., September 8, 2003 at the District Office in Wahoo. Motion carried all members present voting aye.

7.b. Abandoned Well Cost-Share Payment

Saalfeld made the motion, seconded by Sabatka, to approve cost-share payment to Dr. Raymond Metzner in the amount of \$720.84 to plug an irrigation well. Motion carried all members present voting aye.

7.c. SWCS Payment

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

02-C-47 Chlopek Partnership Planned Grazing \$8,163.62

Motion carried all members present voting aye.

7.d. Return Dam Deposit

Saalfeld made the motion, seconded by Sabatka, to approve returning the following dam deposit: Galen Pokorny \$500

Motion carried all members present voting aye.

7.e. Society for Range Management

Saalfeld made the motion, seconded by Sabatka, to approve a \$50 donation for being a conference promoter for the Society for Range Management Conference to be held October 15-17, 2003. Motion carried all members present voting aye.

7.f. Memorial for Von Gertsch

Saalfeld made the motion, seconded by Sabatka, to approve up to \$100 for a

memorial in memory of Von Gertsch Motion carried all members present voting aye.

7.g. Lake Wanahoo Land Funding

Shelso made the motion, seconded by Saalfeld, to approve the renewing note with Wahoo State Bank for Lake Wanahoo land purchase not to exceed \$4,000,000 and authorize the Board Chairman to sign said agreement. Motion carried.

AYE: Alm, Bailey, Eden, Hannah, Holstine, Kavan, Langemeier, Larsen, Mastny, Pieke, Reitmajer, Saalfeld, Shelso, Johnson
ABSTAIN: Sabatka

7.h. Interlocal Agreement - Water Supply Service from David City to Bruno

Mastny made the motion, seconded by Shelso, to approve the Interlocal Cooperative Act Agreement for "Water Supply Service from David City, Nebraska to Bruno, Nebraska" pending staff and Legal Counsel final review and authorize Board Chairman to sign said agreement. Further recommend to allow Board Chairman and General Manager to approve change to draft which do not alter intent of Agreement. Motion carried all members present voting aye.

7.i. Olsson Associates Contract - NRDF Application

Reitmajer made the motion, seconded by Sabatka, to approve the agreement for contractual service from Olsson and Associates for the "Sand Creek Project" to lead securing of NRDF (Nebraska Resources Development Fund) application. Fees are not to exceed \$135,770. Motion carried.

AYE: Bailey, Eden, Hannah, Holstine, Kavan, Langemeier, Larsen, Mastny, Pieke, Reitmajer, Saalfeld, Sabatka, Shelso, Johnson
NAY: Alm

7.j. NRCS and LPNNRD Agreements

Larsen made the motion, seconded by Pieke, to approve Amendment 1 to the Cooperative Working Agreement and Contribution Agreement between the NRCS and LPNNRD and authorize the chairman to sign said agreement. Motion carried all members present voting a ye.

7.k. Western Sarpy/Clear Creek Levee PCA

Holstine made the motion, seconded by Shelso, to approve the Western Sarpy/Clear Creek PCA (Project Cooperation Agreement) as attached and authorize the General Manager to sign said agreement. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Sabatka made the motion, seconded by Reitmajer, to approve the amended August consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The September Board of Directors Meeting will be held on Monday, September 8, 2003. Time and location to be determined. Meeting adjourned at 9:03 p.m.

Lumir Jedlicka, Secretary