

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
AUGUST 13, 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, August 13, 2007.

1. NOTICE OF MEETING

The advanced notice of our August board meeting was published on July 19 and 26, 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:

Alm	Boyd	Bull
Eden	Hilger	Johannes
Johnson	Kavan	Pieke
Reitmajer	Renter	Saalfeld
Sabatka	Vrana	Jedlicka

DIRECTORS ABSENT

Bailey	Bruner	Hannah
Meduna		

STAFF AND GUESTS:

Mountford	Breunig	Miyoshi
Murren	Sousek	Gottschalk
Oaklund		

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

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.

e. Education Program

Miyoshi showed the Board some pictures of invasive plants (Purple Loosestrife, Salt Cedar and Phragmites) taken by Rich Tesar that are present on the Platte River.

5. APPROVAL OF MINUTES

Vrana made the motion, seconded by Bull, to approve minutes from the July 9, 2007 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. ASDSO

Vrana made the motion, seconded by Bull, to approve expenses for one staff person (Heimann) and allow Murren to attend with Olsson's paying for a portion of Murren's airfare expense to the ASDSO Annual Conference in Texas. Motion carried on consent agenda.

2. Washington DC Trip One Day - September 12th

Vrana made the motion, seconded by Bull, to approve expenses for Miyoshi to travel to Washington, DC on September 12, 2007. Motion carried on consent agenda.

b. Reports

Attached to the Executive Committee Minutes find Johnson's report from the NACD Northern Plains Regional Meeting, Bozeman, Montana.

2. Management Items

a. Directors Absence

Vrana made the motion, seconded by Bull, to approve the absence from Bailey for the May Board 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 as attached to the Executive Committee Minutes.

2. Air Boat Tour Report - Report Given

3. Water Quality Open - Report Given

c. Bob Weaver

1. Monthly Report - Update Given

2. Monthly Bill

Vrana made the motion, seconded by Bull, to approve payment of \$2,500 to Bob Weaver for July services and bill the other districts their portion. Motion carried all members present voting aye.

d. Wendell Bruner Resignation

Vrana made the motion, seconded by Bull, to accept Bruner's resignation effective August 1, 2007 and declare a vacancy in Sub-District 1. Motion carried on consent agenda. Chair Jedlicka appointed a sub-committee (Johnson, Renter, Eden and Bailey). Johnson will Chair the sub-committee and report back to the Board.

e. Monthly Education Program - Update Given

f. Legal Fees - Update Given

g. Bruno Water Line - Update Given

h. 35th Year Anniversary Items

Vrana made the motion, seconded by Bull, to cost-share \$15 with any staff or Director that wishes to purchase any 35th Year Anniversary logo apparel from the NARD. Motion carried on consent agenda.

3. Equipment - None

4. Personnel - None

5. Finance

a. Approval of Financial Statements

Vrana made the motion, seconded by Bull, to approve the April and May financial reports and accept the June report that have been distributed to all directors. Motion carried on consent agenda.

b. Approval of Managers Expenses

Vrana made the motion, seconded by Bull, 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. Budget Workshop

Vrana made the motion, seconded by Bull, to set Friday, August 31st 10:00 a.m. for the LPNNRD Budget Workshop. Motion carried on consent agenda.

e. Budget Hearing

Vrana made the motion, seconded by Bull, to set the LPNNRD Budget Hearing at 6:00 p.m. on Monday, September 10, 2007. Motion carried on consent agenda.

f. 1% Levee Override

Johnson made the motion, seconded by Saalfeld, to approve a 1% unused restricted fund authority override as allowed in State Statute for F.Y. 08. Motion Failed. This motion takes a 75% majority vote to pass, which means 14 yes votes.

AYE: Bull, Eden, Johnson, Pieke, Reitmajer, Renter, Saalfeld, Sabatka, Vrana, Jedlicka

NAY: Alm, Boyd, Hilger, Johannes, Kavan

g. Review of F.Y. 08 Budget - Report Given

Vrana made the motion, seconded by Bull, that the August LPNNRD 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 - Update Given

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance

Vrana made the motion, seconded by Bull, to contribute \$200 to the Crime stoppers Reward to catch and prosecute the individual(s) who destroyed the restroom at Czechland Lake. Motion carried on consent agenda.

b. Conservation Reserve Enhancement Program - Report Given

c. South Fremont 205 Study - Report Given

d. Rawhide Ditch 8 - Report Given

e. Village of Prague - Drainage Study

Sabatka made the motion, seconded by Johnson, to decline in the participation of the study, but to have staff contact the landowner with the majority portion of row crop land and make available our conservation cost-share funding to get conservation practices on the ground. The District would also financially assist on the renovation of the waterway. Motion carried all members present voting aye.

f. North Bend Trails Request

Sabatka made the motion, seconded by Saalfeld, to approve 50% cost share of local

expense up to \$10,000 for "Paving the Path" walking/biking trail when completed.
Motion carried.

AYE: Boyd, Bull, Eden, Hilger, Johannes, Kavan, Reitmajer, Renter, Saalfeld,
Sabatka, Vrana, Jedlicka

NAY: Alm, Johnson, Pieke

g. Grass Drill Saunders County - Report Given

h. O & M Budget - Report Given

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests

Vrana made the motion, seconded by Bull, to approve payment of \$353.56 to Frank Stanek, Colfax County, \$400 to Ralph Romsek and \$138.75 to Roy Papa, both 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. Attorney General Funds - Update Given

2. Fremont Workshop - Update Given

b. Information

1. NARD Conference - Update Given

2. County Fairs - Update Given

3. Viaduct - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Bellwood - Update Given

d. Swedeberg - Update Given

e. Prague - Update Given

f. Other - Update Given

Vrana made the motion, seconded by Bull, that the August LPNNRD 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 52.

b. Water Use Reporting - Update Given

2. Well Moratorium - Uplands of Saunders and Butler Counties

a. Variance Requests

Vrana made the motion, seconded by Bull, to state that a variance request for a new irrigation well for Donald Zwiener and Jean Brase is NOT needed since the water use location, water well and any cone of depression caused by that water well, will be outside of the defined Uplands area of the District. Motion carried on consent agenda.

b. Review of Variance Forms - 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

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

Vrana made the motion, seconded by Bull, to approve cost share payment to decommission the stock well for Kent Lee for \$320.48, an irrigation well for James and Stephan Hollst for \$795.84, an irrigation well for Dworak Family Farm Partnership for \$670.58, a stock well for Jim Claussen for \$147.29, and a stock well for the Saunders County Hospital for \$305.45. Motion carried on consent agenda.

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

3. SURFACE WATER PROGRAMS

a. Fremont State Lakes - Update Given

4. OTHER

a. Summer Interns - Update Given

b. Reuse Pits as Irrigation Wells - Update Given

c. Water Programs Budget - Update Given

d. Comments from the Public - Update Given

Vrana made the motion, seconded by Bull, 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 Changes/Additional Fund Request on Approved Applications

Vrana made the motion, seconded by Bull, to approve the following SWCP cost-share application modification:

06-P-43 Change application name from Robert Hilger to Adelia Hilger Olson
Motion carried on consent agenda.

Vrana made the motion, seconded by Bull, to approve the following SWCP cost-share application modification:

07-S-21 West Limited (Roger Harders) - Increase approved SWCP application funds from \$4,263 to \$8,126 for livestock grazing system practice.

Motion carried on consent agenda.

Vrana made the motion, seconded by Bull, to approve the following SWCP cost-share application modification:

06-C-03 Marcella Dvorak - Increase application approval from \$9,860 to \$10,000 for Grade Stab. Structure

Motion carried on consent agenda.

b. SWCP Payments

Vrana made the motion, seconded by Bull, to approve the following SWCP cost share payment as follows:

			<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
06-P-43	Adelia Hilger Olson	W/S Basin	\$5,318.25	\$4,819.68	\$4,819.68
07-B-13	Wayne Hassebrook	Flow Meter	\$595.00	\$477.59	\$477.59
07-P-19	Ronald Schafer	Cropground to grass	\$206.29	\$206.29	\$206.29

Motion carried on consent agenda.

c. Duck/Sand Creek Applications:

Vrana made the motion, seconded by Bull, to approve the following Duck/Sand Creek cost share application:

Charles Pospisil Septic System & Inspection 60% \$ 3,300

Motion carried on consent agenda.

d. Duck Creek No-Till Payments

Vrana made the motion, seconded by Bull, to approve the following Duck Creek No-Till cost share payment as follows:

	<u>Approved</u>	<u>Payment</u>
<u>Michael Pabian/Leonard Musilek/Carolyn Stanislav</u>	<u>\$ 363.00</u>	<u>\$ 363.00</u>

Motion carried on consent agenda.

e. LPNNRD Request to Reimburse SWCP Funds - John Coufal

Vrana made the motion, seconded by Bull, to request a SWCP reimbursement of \$1,564.19 from John Coufal (00-B-65) for a portion of a terrace/tile system removed on land he owned and sold to a Developer. Motion carried on consent agenda.

2. WATERSHEDS - Update Given

3. FSA , EQIP & CRP PLANS SIGNED

Vrana made the motion, seconded by Bull, to approve the following signed conservation plans and plan revisions:

County Landowners Name Legal Acres New -or- Rev. Description Plan

Butler	Bruce Bartunek	31-16-4	39.9	Rev	Conservation Plan
Butler	Bruce Bartunek	19-16-4	39.6	Rev	Conservation Plan
Butler	Frank Eckstein	20-16-4	16.2	Hay & Grazing	CRP
Butler	Frank Eckstein	6-15-4	47.1	Hay & Grazing	CRP
Butler	Daniel Engel	1-15-3	9.1	Hay & Grazing	CRP
Butler	Frank Ptacek	22-15-4	1.1	Hay & Grazing	CRP
Butler	Frank Ptacek	22-15-4	22.9	Hay & Grazing	CRP
Butler	Doug Matulka	12-15-1	20	Hay & Grazing	CRP
Butler	Mark Holoubek	24-15-2	4	Hay & Grazing	CRP
Butler	Eldon Kracl	1-15-4	80	Hay & Grazing	CRP
Butler	Frank Eckstein	9-16-4	49.5	Hay & Grazing	CRP
Butler	Don Bohaty	30-16-4	21.5	Hay & Grazing	CRP
Butler	Don Bohaty	30-16-4	8.6	Hay & Grazing	CRP
Butler	Anton Divis	34-16-2	18.3	Hay & Grazing	CRP
Butler	Sharon Woolsey	30-16-4	15	Hay & Grazing	CRP
Butler	Dave Rech	11-61-4	32.7	Hay & Grazing	CRP
Boone	Thomas Larson	NE 23-21-5	85.4	Modification	CRP #423 Fld 4 Managed
Boone	Ralph/Debra Pelster	SW 11-22-6	3.3	Modification	CRP #408 Fld 1 Managed Haying
Boone	Matt Pelster	NE 10-22-6	36.5	Modification	CRP 298A Fld 1 Managed Haying
Boone	Cyril/Joyce Pelster	SW 20-22-7	30	Modification	CRP#328A Fld 1 Managed Haying
Boone	Dave/Lynne Rimmereid	NW 1-22-6	44.9	Modification	CRP #289 Fld 2 Managed Haying
Boone	Dave/Lynne Rimmereid	NE 2-22-6	12.08	Modification	CRP #242D Flds 4&5 Managed
Boone	Dave/Lynne Rimmereid	NE 2-22-5	43	Modification	CRP #242C Fld 6 Managed
Boone	Clarence Staub	SE 2-22-5	28.2	Modification	CRP#250 Fld 4 Managed Haying
Boone	Roger Lee	NE 5-22-5	39.7	Modification	CRP#356B Fld 6 Managed
Boone	Evelyn Miller Trust	NW 20-22-5	47	Modification	CRP#215 Fld 1 Managed Haying
Boone	Oliver Loken	SE 7-21-5	90.4	Modification	CRP #296 Fld 2 Managed

Motion carried on consent agenda.

4. LOCALLY LED LANDOWNER GROUPS

- a. Shell Creek Watershed Improvement Group - Update Given

5. OTHER

- a. Approval of Sand/Duck Section 319 Interagency Agreement

Vrana made the motion, seconded by Bull, to approve and authorize the Board Chair to sign the Interagency Agreement from NDEQ for our newly approved Sand/Duck Creek Grant as attached to the Projects Committee Minutes. Motion carried on consent agenda.

- b. Camp Ashland River Obstruction Agreement - Phase II

Kavan made the motion, seconded by Pieke, to approve and authorize the Board Chair to sign the Interlocal Cooperative Agreement -Camp Ashland River Obstruction - Phase II, which commits \$28,000 from the LPNNRD for removing additional bridge pilings near Camp Ashland. Motion carried.

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

NAY: Alm

c. Update on Army COE 205 Studies

1. South Fremont 205 - Update Given

2. Schuyler 205

Kavan made the motion, seconded by Johnson, to approve a \$150,000 payment to the Army COE to continue the Section 205 Study for Schuyler. Motion carried.

AYE: Bull, Johannes, Johnson, Kavan, Pieke, Reitmajer, Renter, Saalfeld, Sabatka, Vrana, Jedlicka

NAY: Alm, Boyd, Eden, Hilger

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

d. Hazard Mitigation Plan for District Communities/Counties

Vrana made the motion, seconded by Bull, to proceed toward obtaining a District wide Hazard Mitigation Plan and to request 10% of the local planning costs from communities and counties. Motion carried on consent agenda.

e. Butler County Flood Plain Mapping Project - Update Given

f. Review of Draft Projects Budget - Update Given

6. LAKE WANAHOO REPORT

a. Review of Lake Wanahoo Committee Minutes

b. Renewal of PATH Agreement for Youth Hunting

Vrana made the motion, seconded by Bull, to approve and authorize the Board Chair to sign a new PATH agreement allowing continued youth mentor hunting on a designated 55-acre area on Lake Wanahoo property. Motion carried on consent agenda.

c. Approval of State Revolving Fund Resolution & Draft Loan Contract

Kavan made the motion, seconded by Bull, to approve, and authorize the Board Chair to sign the NDEQ - State Revolving Fund Resolution as attached. It was further recommended to approve the draft loan agreement as attached and authorize the Board Chair to sign the final agreement subject to minor changes and review as recommended by our Legal Counsel. Motion carried.

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

NAY: Alm

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Kavan made the motion, seconded by Pieke, to approve and authorize the Manager to sign the interlocal agreement with the Clear Creek Dike and Drainage District to

rebuild nine miles of existing levee as part of the Western Sarpy/Clear Creek Project. Motion carried all members present voting aye.

Vrana the motion, seconded by Bull, to accept and place on file the August Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Duck Sand Creek 319 Grant Payments

Johannes made the motion, seconded by Pieke, to approve cost-share payment on the following contracts:

			<u>75%</u>
<u>06-DC-15</u>	<u>Doris Hynek</u>	<u>Terraces/Tile</u>	<u>\$8,856.70</u>
<u>06-DC-5</u>	<u>Robert Broz</u>	<u>Terraces/Tile</u>	<u>\$7,130.66</u>

Motion carried all members present voting aye.

7b. SWCP Request for Additional Cost-Share

Johannes made the motion, seconded by Pieke, to approve additional cost-share on the following contract:

			<u>Approved</u>	<u>Additional</u>	
			<u>Amount</u>	<u>Request</u>	<u>Total</u>
<u>07-S-14</u>	<u>Daniel Svoboda</u>	<u>Terraces/Tile</u>	<u>\$7,877.00</u>	<u>\$1,323.00</u>	<u>\$9,200.00</u>

Motion carried all members present voting aye.

7c. SWCP Payment

Johannes made the motion, seconded by Pieke, to approve cost-share payment on the following contract:

<u>07-B-01</u>	<u>Bruce Bartunek</u>	<u>\$3,722.04</u>
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Motion carried all members present voting aye.

7d. Central Basin CREP Contract

Johannes made the motion, seconded by Pieke, to approve a CREP contract for Tim and John Gronenthal in Platte County, 4.4 acres for a NRD payment of \$72.16 annually for 10 years. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Vrana made the motion, seconded by Bull, to approve the August consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The August Board of Directors Meeting will be held on Monday, September 10, 2007, 7:00 p.m. Lower Platte North NRD Office.

Meeting adjourned at 9:20 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 August 13, 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