

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
DECEMBER 13, 2004

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 5:30 p.m. at Platte Center Auditorium, Platte Center, NE on Monday, December 13, 2004.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than November 18, 2004. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Alm	Bailey	Bull
Eden	Hannah	Holstine
Jedlicka (arrived 5:40)	Johannes	Kavan
Larsen	Mastny	Pieke
Reitmajer	Saalfeld (arrived 5:40)	Sabatka
Shelso	Johnson	

DIRECTORS ABSENT

Langemeier	Sabata
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Sousek	Murren	Angle
Gottschalk		
Rodney Verhoeff, LPRCA		
Brad Soncksen, Saunders County NRCS		
Eric Smith		
Virginia Pieke		
Newman Grove Science Club		
Sign in sheet attached to original minutes		

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

Soncksen introduced Eric Smith who has been hired as the NRCS Shell Creek Coordinator to assist the Improvement Group with watershed priorities. Eric will be stationed in the Platte County NRCS Office.

b. NARD Report

No Report

c. Managers Report

Manager Miyoshi reviewed his written report with the Directors.

5. APPROVAL OF MINUTES

Saalfeld made the motion, seconded by Mastny, to approve minutes from the November 8, 2004 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. GMDA Winter Conference

Saalfeld made the motion, seconded by Mastny, to waive our normal travel policy and authorize one additional director (for a total of three) to attend the January 2005 GMDA Conference. Motion carried on consent agenda.

2. NARD Legislative Conference - January 25-26, 2005

Saalfeld made the motion, seconded by Mastny, to allow any Director and Staff to attend the Legislative Conference, January 25-26, 2005. Motion carried on consent agenda.

3. NACD Annual Conference - Atlanta Georgia

The NACD Annual Conference will be held February 6-10, 2005 in Atlanta, Georgia. Saalfeld made the motion, seconded by Mastny, to authorize up to two Staff and two Directors to attend the 2005 NACD Annual Conference as attached to the Executive Committee Minutes. Motion carried on consent agenda.

4. 2005 National No-Till Conference - Cincinnati, Ohio - January 12-15

Saalfeld made the motion, seconded by Mastny, to authorize two people to attend the National No-Till Conference in Cincinnati, Ohio, January 12-15, 2005. Motion carried on consent agenda.

2. Management Items

a. Directors Absence

Saalfeld made the motion, seconded by Mastny, to approve the absences from Directors Bull and Langemeier for the October Board Meeting. Motion carried on consent agenda.

b. Lower Platte River Corridor Alliance

Verhoeff was present to give the November Alliance Report.

The Alliance Strategic Planning Retreat is planned for January 21 at Camp Kitaki located west of Louisville. Directors Bull and Saalfeld plan to attend the day long retreat.

c. Busing Law Suit Update

No action or changes have taken place this past month. Any Directors who wish to review the legal file should contact Miyoshi.

d. Langemeier Resignation

Saalfeld made the motion, seconded by Mastny, to regretfully accept Chris Langemeier's resignation effective December 31, 2004. Motion carried on consent agenda.

e. Declaration of Vacancy

Due to the resignation of Director Langemeier, Chairman Johnson has declared a vacancy in our "Director at Large" position effective December 31, 2004. Chairman Johnson is appointing a search committee who is charged with bringing a recommendation(s) to fill the vacancy to our January 13, 2005 Board Meeting. Members of the search committee are Clint Johannes, Ron Sabatka and Dean Johnson, with Chris Langemeier acting as a special advisor to the Committee.

f. Selection of New Treasurer

Johannes made the motion, seconded by Saalfeld, to appoint Director Larsen to fill the Treasurer position effective January 1, 2005 and to amend the LPNNRD Corporate Resolution with Wahoo State Bank which authorizes signatures and fiscal power dated 1-13-03 by:

1. Adding Ron Larsen as District Treasurer effective on 1-1-05
2. Adding Ron Larsen signature for all fiscal powers effective 1-1-05
3. Deleting Chris Langemeier as District Treasurer after 12-31-04
4. Deleting Chris Langemeier signature (signature "D") as valid for transaction of business by LPNNRD after 12-31-04

Motion carried.

AYE: Alm, Bailey, Bull, Eden, Hannah, Holstine, Jedlicka, Johannes, Kavan, Mastny, Pieke, Reitmajer, Saalfeld, Sabatka, Shelso, Johnson

ABSTAIN: Larsen

g. 2005 Officer Nominating Committee

Chairman Johnson has selected our past Chairmen to be our 2005 Officer Nominating Committee. The Committee is to report nominations for officers at our January 2005 Board meeting. Past Chairmen include: Kavan, Bull, Sabata and Sabatka with Sabatka being Chairman.

h. Directors Workshop

All Directors are reminded of the Directors Workshop to be held January 6 at the Benedictine Center north of Schuyler beginning at 9:00 a.m.

i. NACD Dues

Saalfeld made the motion, seconded by Mastny, to approve the 2005 NACD Dues in the amount of \$1,775 as attached to the Executive Committee Minutes. Motion carried on consent agenda.

j. Copy Policy

Saalfeld made the motion, seconded by Mastny, to amend our policy for copy costs by including "actual cost of staff time" to the previously set copy charges. Motion carried on consent agenda.

k. Nebraska Land Trust

Saalfeld made the motion, seconded by Mastny, that the LPNNRD become a member of the "Nebraska Land Trust as a voting member. Motion carried on consent agenda.

l. NRD Basis for Election

Attached to the Executive Committee Minutes is a revised copy of the Basis for election used by each of the state's 23 NRDs. This table is the latest revision.

m. Nebraska Habitat Coalition - Report Given

3. Equipment

a. Copy Machines - Report Given

4. Personnel

a. Health Insurance

Earlier this year NARD passed a resolution requiring all District's who participate in the NARD benefits program to require all district staff to mandatorily carry NARD health insurance as of January 1, 2005. As requested, management has looked to insuring outside the NARD umbrella. INSPRO has put together a package which gives similar coverage at a savings of close to \$2,000 per month. The personnel sub-committee felt this savings could be short term and not enough to offset leaving our association plan. If no action is taken, the 6 employees currently not on the NARD insurance plan will be mandatorily enrolled. Kavan made a motion to have all staff enroll in the INSPRO package. Motion died for a lack of a second.

b. Sick Leave Policy

Saalfeld made the motion, seconded by Mastny, to approve changes to the Sick Leave policy as recommended by the Personnel Sub-Committee and attached to the Executive Committee Minutes. Motion carried on consent agenda.

5. Finance

a. Approval of October Financial Statement

Saalfeld made the motion, seconded by Mastny, to approve the October 2004 Financial Statement as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Saalfeld made the motion, seconded by Mastny, to approve the manager's expenses as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. Review Accounts Receivable

The accounts receivable over ninety days were reviewed.

Saalfeld made the motion, seconded by Mastny, that the December LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

The Newman Grove Science Club was present and gave the 2004 Shell Creek Watershed Study Report.

B. OPERATIONS, EDUCATION & TECHNOLOGY COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments

Saalfeld made the motion, seconded by Mastny, to approve payment on four Wildlife Habitat contracts totaling \$1,645. Dennis Cipperra \$450, Donna Havlik \$385, Roger Nelson \$600, Frank Hicken Jr. \$210. Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Report Given

b. Conservation Reserve Enhancement Program - Report Given

c. Folsom Request - Lower Culvert

Mr. Folsom has started the lowering process. We did receive a bill of \$188.20 from Dodge County for a culvert. Saalfeld made the motion, seconded by Mastny, to pay Dodge County \$188.20 for the culvert used on the Chuck Folsom project. Motion carried on consent agenda.

d. Equipment - Report Given

e. South Fremont 205 Feasibility Study - Report Given

f. Czechland Lake Area - Report Given

g. Rawhide Ditch 8 Cleaning - Report Given

h. Tree Program - Report Given

i. Grass Drill - Platte County - Report Given

3. ROCK AND JETTY

Joe Cunningham, Dodge County, submitted a bill for \$10,022.50. Saalfeld made the motion, seconded by Mastny, to pay Joe Cunningham \$2,000 for Rock and Jetty work accomplished and send him a letter explaining our policy regarding our payment limits and payments at the end of our fiscal year. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS

Nothing to report this month.

5. INFORMATION & EDUCATION

A. Education

1. County Government Day - Report Given

2. FFA Leadership Contest - Report Given

3. Land Judging Donation

Saalfeld made the motion, seconded by Mastny, to donate \$375 to the NARD Foundation to support the Land Judging Steering Committee. Motion carried on consent agenda.

B. Information

1. Annual Banquet - Report Given

2. LPRCA Website - Report Given

C. Computer

1. New Copiers - Report Given

6. RURAL WATER ACTIVITIES

A. RURAL WATER SYSTEMS

1. Linwood - Report Given

2. Abie - Report Given

3. Bruno / David City Rural Water System - Report Given

4. Colon / Wahoo Rural Water System - Report Given

5. Richland / Columbus Rural Water System - Report Given

Saalfeld made the motion, seconded by Mastny, that the December LPNNRD Operation-Education and Technology 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. Well Permits

The total number of permits for 2004 is 118

2. Cost-Share Programs Reports

Gated Pipe to Pivot Conversion

Irrigation Well Sample Kits

Domestic Well Sample Kits

3. Nitrogen Certification Report - Update Given

4. Bellwood Phase II Area - Update Given

5. Richland/Schuyler Phase II Area - Update Given

6. Ultrasonic Flow Measurement - Update Given

B. Chemigation

The LPNNRD currently has a total of 195 approved chemigation permits (172 renewals and 23 new applications). No inspections this last month.

C. Livestock Waste Permits

No new livestock permit applications from DEQ since last Committee Meeting.

2. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates - Update Given

2. Plugged Wells

Saalfeld made the motion, seconded by Mastny, to approve 100% cost share payment to decommission the irrigation well for Lowell Johnson for \$566.52. Recommendation Carried.*

b. Well Head Protection Areas

1. David City - Update Given

2. DEQ

Saalfeld made the motion, seconded by Mastny, to approve the signing of the Cooperative Agreement between the Department of Environmental Quality and the Lower Platte North NRD to fund the Well Head Protection Area coordinator position until December 31, 2006. Motion carried on consent agenda.

3. Weston - Update Given

4. North Bend - Update Given

5. Fremont

Saalfeld made the motion, seconded by Mastny, to agree to assist Fremont financially with the decommissioning of wells in their WHPA and to approve each well estimate on a case by case basis. Motion carried on consent agenda.

c. Ground Water Quality

Data has been compiled for the yearly report (attached to Water Minutes). These wells are part of a Statewide Network that are to be sampled every year. On average, these wells are low in nitrate-nitrogen.

d. Ground Water Quantity

1. Ground Water Energy Levels (GWEL)

Saalfeld made the motion, seconded by Mastny, to approve payment of \$1,795.88 to Grosch Irrigation Company of North Bend for the installing of inspection ports on four irrigation wells. Motion carried on consent agenda.

2. Wann Basin Multi-agency Network - Update Given

e. LPNNRD Monitoring Wells - Update Given

f. Former Ordnance Plant At Mead

1. Restoration Advisory Board - Update Given

2. Beneficial Use of Clean Up Water - Update Given

g. M.U.D. and Landowner Project - Update Given

h. Ground Water Sub-Area Study - Update Given

3. SURFACE WATER PROGRAMS

a. Toxic Algae - Update Given

4. OTHER

The Following Updates Were Given:

Groundwater Management Districts Association

Equipment Repair

Saalfeld made the motion, seconded by Mastny, that the December LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Cancellations & Extensions

Saalfeld made the motion, seconded by Mastny, to approve the following SWCP cancellation:

04-C-35 Jerome Herink \$ 968.10

Motion carried on consent agenda.

b. SWCP Approvals

Saalfeld made the motion, seconded by Mastny, to approve the following SWCP

application requests: Project Cost C/S Amount

Schmit Land Co. - Re-Use Pit & Return Pipe	\$ 8,160.00	\$1,000.00
Rich. & Robert Paseka Terraces/Tile 90% (Site 3)	\$ 4,000.00	\$3,600.00
Paul DeTerville 04-B-03 - Requesting add'l	\$ 2,332	to complete project.

Motion carried on consent agenda.

c. SWCP Payments

Saalfeld made the motion, seconded by Mastny, to approve the following SWCP payments:

	Approved Amount	Total Payment	(+/-)
04-S-38 Rodney Kratky	\$662.00	\$662.00	-0-
04-S-13 Mildred Otte	\$3,375.00	\$1,932.02	(-\$ 1,442.98)
04-S-09 Alice Johnson	\$3,400.00	\$3,679.61	+\$279.61
04-B-33 Donald Bonne	\$3,000.00	\$3,039.50	+\$39.50
04-B-34 Lawrence Polivka	\$1,568.65	\$1,368.10	(\$- 200.55)

Motion carried on consent agenda.

2. WATERSHEDS

Mountford reported that he contacted the NRCS Watershed Division in Lincoln about progress with the North West Butler County Watershed Study/Assessment. We were informed that this study should be completed in the Spring of 2005.

3. FSA, EQIP & CRP PLANS SIGNED

No plans were presented for approval this month.

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Improvement Group

Saalfeld made the motion, seconded by Mastny, to include the south branch of the Shell Creek Watershed, northwest of Newman Grove, as a high priority land treatment cost share area. Motion carried on consent agenda.

5. OTHER

a. Additional Funding available for Nebraska Buffer Strip Program

Craig Romary with Dept. of Agriculture, has informed the District that an additional \$40,000 has become available for new Nebraska Buffer Strip contracts. The deadline for these new applications is December 30, 2004. _____

b. Newman Grove Assistance Request

Saalfeld made the motion, seconded by Mastny, to approve 50% cost share up to \$3,450 maximum assistance to Newman Grove on their proposed channel improvement project. Motion carried on consent agenda.

c. Update on Army COE 205 Studies

1. South Fremont 205 - Update Given

2. Schuyler 205 - Update Given

3. North Bend 205 - Update Given

d. Shell Creek Conservation Promotion Effort with Pheasants Forever - Report Given

6. SNITILY WETLAND PROJECT

Saalfeld made the motion, seconded by Mastny, to move forward in obtaining an agreement with Nebraska Game & Parks Commission to allow them to develop youth mentor hunting activities on the former Snitily Property and include an additional 55 acres of Lake Wanahoo Property (planted to warm season grass) located in Section 22, T15N, R7E, Motion carried on consent agenda.

7. LAKE WANAHOO REPORT

a. Federal Funding Update

Murren reported that \$1 million has been approved for the Sand Creek Environmental Restoration Project through the federal omnibus bill.

b. Sunset date for Lake Wanahoo Purchased Property

When we obtained property for Lake Wanahoo, there was a clause that stated if the project was not completed, the seller would have the first right to repurchase the property at the price we paid for it. This clause had a 5-year sunset date and will expire in January 2005. One or two Board members have asked that we should discuss extending our repurchase offer to the previous owners beyond the original five-year sunset date.

Sabatka made the motion, seconded by Reitmajer, to extend all options to repurchase on all Lake Wanahoo land to January 1, 2006. Motion Failed.

AYE: Bailey, Jedlicka, Johannes, Mastny, Reitmajer, Sabatka, Shelso, Johnson

NAY: Alm, Bull, Eden, Hannah, Holstine, Kavan, Pieke, Saalfeld,

ABSTAIN: Larsen

Alm made the motion, seconded by Shelso, to extend all options to repurchase on all Lake Wanahoo land to January 1, 2007. Motion carried.

AYE: Alm, Bull, Eden, Hannah, Holstine, Jedlicka, Johannes, Kavan, Mastny, Pieke, Saalfeld, Shelso

NAY: Bailey, Reitmajer, Sabatka, Johnson

ABSTAIN: Larsen

c. Review Possible Cash Rent Changes for Lake Wanahoo Property

Kavan made the motion, seconded by Jedlicka, to enter into rental contracts with the current tenants on all Wanahoo properties for the '05 crop year and leave the rates at the current levels. Motion carried.

AYE: Alm, Bailey, Bull, Eden, Hannah, Holstine, Jedlicka, Johannes, Kavan, Mastny, Pieke, Reitmajer, Sabatka, Saalfeld, Shelso, Johnson

ABSTAIN: Larsen

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

a. Project Update

Murren gave a project update to the Board

b. Project Landrights

1. Dan Reilly Offer

Dan Reilly made a counter offer for the cabin on his property. The Board made no recommendation to deviate from the recommended appraised value.

2. Kurfman Move Expense

Saalfeld made the motion, seconded by Mastny, to approve a \$1,342.60 payment to Servant Moving Company for the Tract 8R, Kurfman move expense, Motion carried on consent agenda.

3. Hire Contractor to demolish buildings on Project Property

Kavan made the motion, seconded by Holstine, to waive normal bidding procedures and hire a contractor for building demolition and removal on two purchased properties at Thomas Lakes as part of the Western Sarpy/Clear Creek Project. Motion carried all members present voting aye.

7. ADDITIONAL ACTION ITEMS

7.a. Ratify Signing Sand Creek Watershed PCA

It has come to our attention that the Board has never ratified signing the Sand Creek PCA with the COE even though over one-half of the elected officials from LPNNRD, City of Wahoo and Saunders County were present at the signing ceremony.

Saalfeld made the motion, seconded by Bull, to approve the Sand Creek Watershed PCA (Project Cooperation Agreement) with the Department of Army and ratify it's signing by General Manager John Miyoshi on April 22, 2004. Motion carried all members present voting aye.

7.b. Bob Weaver Bill

Saalfeld made the motion, seconded by Bull, to pay the Bob Weaver bill in the amount of \$1,242.50. Motion carried all members present voting aye.

7.c. Public Supply Well Permits - Big Sandy

Two permits to drill wells were received for municipal wells in the Wann Basin from Big Sandy Development Company. The Board passed a motion on May 10th that all Municipal Wells in the Wann Basin be brought before the LPNNRD Board. Johannes made the motion, seconded by Sabatka, to authorize staff to approve two permits to drill to Big Sandy Development for wells in the Wann Basin with concurrence of the Water Committee. Motion carried all members present voting aye.

7.d. Rock and Jetty Payment - Dr. Drahota

Dr. James Drahota has submitted a bill for Platte River bank stabilization in Colfax

County. His bill totals \$3,900 for river bank lining. Saalfeld made the motion, seconded by Bull, to pay 50% (\$1,950) to Dr. James Drahota for rock and jetty work completed pending inspection by staff. Motion carried all members present voting aye.

7.e. Approve SWCP Payment

Saalfeld made the motion, seconded by Bull, to approve the following SWCP Payment:

04-S-22 Doris Hynek \$7,615.55

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Saalfeld made the motion, seconded by Mastny, to approve the December consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

No Comments.

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The January Board of Directors Meeting will be held on Thursday, January 13, 2005, 5:30 p.m. Lower Platte North NRD Office, Wahoo, NE. Meeting adjourned at 9:07 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 November 8, 2004, 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.

Lumir Jedlicka, Secretary