

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
FEBRUARY 9, 2009

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 5:30 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, February 9, 2009.

1. NOTICE OF MEETING

The advanced notice of our February board meeting was published on January 29, 2009 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Saalfeld 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:

Acklie	Bailey	Casey
Eden	Hilger	Johnson
Kavan	Meduna	Pieke
Reitmajer	Renter	Sabatka
Taylor	Veskerna	Vrana
Saalfeld		

DIRECTORS ABSENT

Boyd	Hannah	Johannes
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STAFF AND GUESTS:

Mountford	Miyoshi	Breunig
Gottschalk	Angle	Murren
Sousek	Sund	

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Roger Reichmuth reviewed his written report.

c. NARD Report

None

d. NRC Report

None

e. Managers Report

Manager Miyoshi's reviewed his written report.

f. Education Program

Johnson made the motion, seconded by Sabatka, to go into executive session at 5:48 p.m. to discuss pending litigation on the Bruno Water Line. Motion carried all members present voting aye.

Acklie made the motion, seconded by Pieke, to go out of executive session at 6:41 p.m. Motion carried all members present voting aye.

5. APPROVAL OF MINUTES

Meduna made the motion, seconded by Pieke, to approve minutes from the January 15, 2009 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending - None

1. Pheasant Forever - State Habitat Meeting - Update Given

2. National Watershed Conference

Meduna made the motion, seconded by Pieke, to send up to two directors and two staff to the National Watershed Conference in Wichita, May 17-20. Motion carried on consent agenda.

3. UNL Water Tour

Johnson made the motion, seconded by Kavan, to send two staff and two directors to the UNL Water Tour, June 14-19, 2009. Motion carried on consent agenda.

4. Washington DC

Meduna made the motion, seconded by Pieke, to send Miyoshi to Washington, DC for one day on March 5th to push F.Y. 2010 budget numbers at a cost of \$664.70. Motion carried on consent agenda.

b. Reports

1. GMDA Report- Update Given

2. Management Items

a. Directors Absence - Update Given

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

Meduna made the motion, seconded by Pieke, to approve payment of \$2,750 to Bob Weaver for January services and bill LPSNRD and Papio NRD for their share. Motion carried on consent agenda.

c. NWRA Dues

Meduna made the motion, seconded by Pieke, to approve paying 2009 NWRA dues in the amount of \$905 (\$860 the past several years). Motion carried on consent agenda.

d. Legislative Dinner - Update Given

e. Monthly Education Program - Update Given

f. 404 Permits - Update Given

g. Legislative Bills - Update Given

h. Director Workshop- Update Given

3. Equipment

a. GIS Mapmaker Equipment

Meduna made the motion, seconded by Pieke, to purchase the server upgrade for the GIS mapmaker at an estimated cost of \$3,664.21 which will be paid out of the NPAIT Alliance GIS Project Account. Motion carried on consent agenda.

4. Personnel

None

5. Finance

a. Approval of Financial Report

Meduna made the motion, seconded by Pieke, to approve the December financial reports. Motion carried on consent agenda.

b. Approval of Managers Expenses

Meduna made the motion, seconded by Pieke, 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

Meduna made the motion, seconded by Pieke, that the February 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 - None

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. Conservation Tree Program - Update Given

c. Injury Claim Incident - Update Given

d. South Fremont 205 Study - Update Given

e. Lower Platte Weed Management Area - Update Given

f. Vehicle Replacement - Update Given

g. Czechland Boat Ramp Dock - Update Given

h. Aquatic Habitat Czechland Lake - Update Given

i. Eagle Scout Project - Update Given

j. Saunders County Grass Drill - Update Given

k. Tractor Rental

Meduna made the motion, seconded by Pieke, to participate in the State Contract Tractor Rental agreement with Dinkel Implement at .88/tractor hour for a minimum of 300 hours. Motion carried on consent agenda.

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information/Education

1. Soil and Water Stewardship Week

Meduna made the motion, seconded by Pieke, to approve \$1,800 for Soil and Water Stewardship Materials. Motion carried on consent agenda.

2. David City Water Testing - Update Given

3. Homestead Sign - Update Given

4. GPS Curriculum - Update Given

b. Computer

1. Adobe Suite Upgrade

Meduna made the motion, seconded by Pieke, to approve purchasing Adobe Creative Suite 4 at the upgrade price of \$599. Motion carried on consent agenda.

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water

This item was taken earlier in the meeting.

b. Colon/Wahoo Rural Water System - Update Given

c. Abie - Update Given

d. Bellwood/Richland - Update Given

e. Swedeberg - Update Given

f. Other Items - Update Given

Meduna made the motion, seconded by Pieke, that the February 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. DNR Declares Lower Platte River Basin as Fully Appropriated - Update Given

2. Well Permit Program - Update Given

a. Well Permits Approved - Update Given

b. Water Use Reporting - Update Given

c. Variance Request

Meduna made the motion, seconded by Pieke, to state that a variance request for a new irrigation well and expansion of irrigated acres for Duane Ratkovec in the

SW1/4, Section 35, T15N, R4E is NOT needed since the water use location, water well and any cone of influence caused by that water well, will be outside of the defined Prague subarea and the stay management areas of the District and the Nebraska Department of Natural Resources hydrologically connected surface water and ground water stay management areas. Motion carried on consent agenda.

3. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. Phase 2 Irrigation Flow Meter Cost-Share - Update Given

4. LPNNRD Certification Classes

Meduna made the motion, seconded by Pieke, to place an ad in area newspapers with an expected cost of \$500 to \$700 listing the remaining dates for the certification classes and reminding producers and landowners that they need to be NRD certified in order for their irrigated acres and/or water use to be certified. Motion carried on consent agenda.

5. Bellwood Phase II Area - Update Given

6. Richland/Schuyler Phase II Area- Update Given

7. Certifying Acres

Meduna made the motion, seconded by Pieke, to write a scope of work and seek proposals from area firms to develop a database and certify irrigated acres adjusted to the designation date of each stay management area through out the LPNNRD. Motion carried on consent agenda.

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 - Update Given

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

5. Eastern Nebraska HEM Aquifer Mapping - Update Given

b. Ground Water Energy Levels - Update Given

1. District Fall Measurements - Update Given

c. Former Ordnance Plant Mead

1. Corps of Engineers - Public Availability Session - Update Given

3. Surface Water Programs

a. Shell Creek Monitoring

Acklie made the motion, seconded by Meduna, to approve payment to the US Geological Survey of \$6,500 for the quarterly monitoring of water quality and flow data for the Shell Creek gauge located north of Columbus, NE. Motion carried all members present voting aye.

4. OTHER

a. Comments from the Public - Update Given

Meduna made the motion, seconded by Pieke, that the February LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. SWCP Applications Approvals

Meduna made the motion, seconded by Pieke, to approve the following SWCP applications:

			75%
BRS Development	Saunders Co.	Small Dam	\$10,000
Kathleen Pavel	Butler Co.	Terrace/Tile	\$1,873.46

(Landowner would like to construct this Spring)

Motion carried on consent agenda.

Meduna made the motion, seconded by Pieke, to approve the following SWCP application minus prorated amount for constructed waterway (estimated to be \$896.44).

Richard Kucera Butler Co. Tile into Existing \$9,170.00

(The terraces and waterway on this project was c/s in 2006 for \$ 3,388.67...\$ 1,280.63 of this total was for the waterways)

Motion carried on consent agenda.

Meduna made the motion, seconded by Pieke, to cost-share 75% or \$1,293.95 on 300' of underground pipe to be installed on Don Kresl property to avoid problems with outlet

from the Vrana EQIP contract. Motion carried on consent agenda.

b. SWCP Payments

Meduna made the motion, seconded by Pieke, to approve the following SWCP payment:

	<u>Approved (75%)</u>	<u>Final Cost (75%)</u>
Donald Koenig Shell Cr. Local Funds	\$6,699.25	\$5,575.03

Motion carried on consent agenda.

SWCP Payments Combined w/Sand&Duck Grant

Meduna made the motion, seconded by Pieke, to approve the following SWCP payments:

	<u>15%</u>	<u>75%</u>
Joe Cihal Trust w/Sand&Duck	\$1,046.27	
Raymond Tepoel w/Sand&Duck		\$9,913.10
Jeff Tepoel w/Sand&Duck		\$9,120.76
Milton Odvody w/Sand&Duck		\$10,000.00
Waren Shanahan w/Sand&Duck		\$9,502.53
Edward Musiel w/Sand&Duck		\$9,781.59
<i>Total SWCP:</i>		<i>\$49,364.25</i>

Motion carried on consent agenda.

SWCP Payments

Meduna made the motion, seconded by Pieke, to approve the following SWCP payments

	<u>Approved</u>	<u>15%</u>	<u>75%</u>
Kaye Lidolph Butler Co. Planned Graz.	\$2,353.92		\$3,330.27
Joe Cihal Trust S&D w/EQIP Terr./Tile		\$1,046.27	
Robert Pollock S&D w/EQIP Terr./Tile		\$5,827.35	
		\$6,873.62	\$3,330.27
<i>Total SWCP</i>			<i>\$10,203.89</i>

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Sand/Duck Creek Approvals - None

e. Sand/Duck Creek Cost-Share Payments

Meduna made the motion, seconded by Pieke, to approve the following Sand/Duck Creek

<u>319 Grant cost share payments:</u>		<u>15%</u>	<u>75%</u>
Joe Cihal Trust w/SWCP Terr./Tile			\$5,468.15
Raymond Tepoel w/SWCP Terr./Tile	\$1,982.62		
Jeff Tepoel w/SWCP Terr./Tile	\$1,824.15		
Milton Odvody w/SWCP Basins/Tile	\$2,050.42		
Waren Shanahan w/SWCP Basins/Tile	\$1,425.38		
Edward Musiel w/SWCP Basins/Tile	\$1,956.32		
Jim McDermott *Payment adjustment	\$418.02		

Total Sand/Duck: \$9,656.91 \$5,468.15

Motion carried on consent agenda.

f. Sand/Duck Cancellations - None

2. WATERSHEDS

3. FSA , EQIP & CRP PLANS SIGNED

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group

1. Plaques and Medal for Shell Creek Students - Update Given

2. Shell Creek Monitoring Gages and Future Plans

Meduna made the motion, seconded by Kavan, to approve moving forward with partnering with USGS and provide up to \$28,500 for Water Quality Monitoring on Shell Creek as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

3. Update on Hiring an Individual to Assist in Shell Creek Area

Pieke made the motion, seconded by Johnson, to hire a conservation assistant to assist with conservation followup in the Shell Creek basin and that this individual be stationed at the Platte County NRCS office in Columbus. It was further recommended that the salary be set at \$10 per hour not to exceed 20 hour per week and with this temporary position terminate at the end of the fiscal year (June 30, 2009). Motion carried all members present voting aye.

5. LOWER PLATTE RIVER CORRIDOR ALLIANCE - Update Given

6. OTHER

a. Update on COE 205 Studies

1. South Fremont - Update Given

2. Schuyler 205 - Update Given

b. Colfax County Assistance Request - Hughes Payzant Drainage Ditch

Johnson made the motion, seconded by Pieke, to approve 50% assistance, up to \$10,750, to Colfax County for completion of survey and engineering services for analyzing the capacity of the Hughes Payzant Drainage Ditch. Motion carried.

AYE: Acklie, Bailey, Boyd, Casey, Eden, Hilger, Kavan, Meduna, Pieke, Reitmajer, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

ABSTAIN: Johnson

c. District-Wide All Hazard Mitigation Plan - Update Given

d. Nebraska No-Till Conference Assistance Request

Meduna made the motion, seconded by Pieke, to approve \$1,200 to UNL Extension for expenses related to the February 10, 2009, Nebraska No-Till Conference to be held at ARDC. Motion carried on consent agenda.

e. Update on David City NW Drainage Project - Update Given

f. Update on Agricultural Water Enhancement Program

Meduna made the motion, seconded by Pieke, that LPNNRD staff work with NRCS District Conservationist Reichmuth to prepare and submit an "Agricultural Water Enhancement Program" application for LPNNRD. If adjoining NRDs are willing a joint application can be prepared. Motion carried on consent agenda.

7. LAKE WANAHOO REPORT

a. Lake Wanahoo Committee Meeting Review - Update Given

b. Contract Payments

Meduna made the motion, seconded by Renter, to approve pay request Numbers 2 and 3 to Commercial Contractors for the Lake Wanahoo Project in the amount of \$488,868.53 and use SRF funds to pay this request. Motion carried all members present voting aye.

Meduna made the motion, seconded by Renter, to approve pay request Number 1 to Frahm Construction for the Fisheries Contract in the amount of \$78,300 and use NPAIT funds to pay this request. Motion carried all members present voting aye.

c. Land Right Acquisitions

Meduna made the motion, seconded by Pieke, to approve appraisals and move forward with Land right acquisition of Lot 11-12 in the Wahoo Industrial Park and follow the outline provided by legal counsel. Motion carried on consent agenda.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT - Update Given

Meduna made the motion, seconded by Pieke, to accept and place on file the February Projects Committee Minutes. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7.a. ENWRA Grant Applications

Acklie made the motion, seconded by Sabatka, to approve the ENWRA Grant A as attached to the additional action items and authorize General Manager Miyoshi to sign the grants.

ENWRA Grant A: Total Funding request over two years is \$373,500.

Project tasks include:

Write scientific publications on the ENWRA findings for the three study areas.

Create a database of existing well logs and other ground water files housed at

CSD

Elevation of registered wells to update geologic cross-sections

Inventory existing geologic cross-sections and update with ENWRA data.

Identify data gaps

Monitor water quality

Install pumps and transducers in existing monitoring wells

Monitor and maintain existing vadose zone and weather stations

Salary for project coordinator

Motion carried all members present voting aye.

Johnson made the motion, seconded by Pieke, to approve the ENWRA Grant B as attached to the additional action items and authorize General Manager Miyoshi to sign the grants.

ENWRA Grant B: Total funding request over two years is \$980,000.

Project tasks include:

Perform new HEM linear flight lines across selected areas

Perform new surface geophysical surveys

Install additional vadose zone sites and publish that data

Install additional monitoring wells to help determine water quality and local water budgets and recharge.

Motion carried.

AYE: Acklie, Bailey, Casey, Eden, Hilger, Kavan, Meduna, Reitmajer, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

NAY: Johnson, Pieke

7.b. SWCP and Sand/Duck Creek Grant Payment

Vrana made the motion, seconded by Meduna, to approve the following SWCP and Sand/Duck Creek Grant Payment:

	<u>75%</u>	<u>15%</u>
<u>Robert Broz/Glen Chvatal</u>	<u>\$9,039.48</u>	<u>\$1,807.89</u>

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Meduna made the motion, seconded by Pieke, to approve the February consent agenda as amended. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The March Board of Directors Meeting will be held on Monday, March 9, 2009, 5:30 p.m.

Meeting adjourned at 8:20 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 February 9, 2009, 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.

Bob Hilger, Secretary