

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JULY 12, 2010**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:06 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, July 12, 2010.

1. NOTICE OF MEETING

The advanced notice of our July board meeting was published on June 24, 2010 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	Boyd
Casey	Eden	Hannah
Hilger	Johannes	Kavan (arrived 7:20 pm)
Meduna	Pieke	Pollard
Renter	Saalfeld	Sabatka
Taylor	Veskerna	Vrana

DIRECTORS ABSENT

Reitmajer

STAFF AND GUESTS:

Miyoshi	Mountford	Sund
Murren	Angle	Gottschalk

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

Director Kavan gave the NARD report from the June 21st meeting in Lincoln.

d. NRC Report

Director Johannes reported on the Commission meeting that was held June 16-17 in Norfolk.

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Mark Mainelli, Colfax County Engineer presented his completed study of the Hughes Payzant Drainage Ditch located east of Schuyler.

5. APPROVAL OF MINUTES

Pieke made the motion, seconded by Hannah, to approve minutes from the June 14, 2010 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Nebraska Water Law Conference - Update Given

2. Platte Institute "Water Management Summit" - Update Given

b. Reports

1. Public Law Workshop - Update Given

2. GMDA Report - Update Given

2. Management Items

a. Directors Absence

Boyd made the motion, seconded by Meduna, to approve Director Pollard's excuse of absence from the April Board Meeting. Motion carried.

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

ABSTAIN: Pollard, Renter

b. Bob Weaver

1. Monthly Conference Call and Report - Update Given

2. Monthly Bill

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

c. Attendance at Our of State Meetings - Update Given

d. Insurance Renewal

Acklie made the motion, seconded by Pieke, to approve our Annual Commercial Insurance with

Inspro insurance at a cost of \$43,928. Motion carried all members present voting aye.

e. Monthly Education Program - Update Given

f. Operation Sunscreen - Update Given

g. Annual Audit

Sabatka made the motion, seconded by Meduna, to approve HBE's confirmation letter and fee of \$21,000 to perform the District's Annual Audit. Motion carried all members present voting aye.

h. Executive Committee Meeting Time - Update Given

3. Equipment - None

4. Personnel

a. Personnel Sub-Committee - Update Given

b. Barlean Resigns

Pieke made the motion, seconded by Hannah, to approve the following procedures for filling the O&M/RW Technician Position:

1. To declare vacancy for O&M/RW Technician Position;
2. Have Personnel Sub-Committee review and recommend any changes to the current job descriptions;
3. Advertise the position for three weeks;
4. Bring forward the top candidate at the September Board Meeting for board ratification.

Motion carried on consent agenda.

5. Finance

a. Approval of Financial Report

Pieke made the motion, seconded by Hannah, to approve the May Financial Report as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Pieke made the motion, seconded by Hannah, 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

d. Budget Workshop

Pieke made the motion, seconded by Hannah, to set our Budget Workshop on Wednesday August 4, 2010 beginning at 5:30 p.m. Motion carried on consent agenda.

e. Budget Hearing

Pieke made the motion, seconded by Hannah, to set and advertise the budget hearing for August 9 (prior to board meeting) beginning at 6:00 p.m. Motion carried on consent agenda.

f. Budget Review

Pieke made the motion, seconded by Hannah, to move the Lower Platte River Corridor Alliance budget from "Administration" to the "Project" section of the budget. Motion carried on consent agenda.

Pieke made the motion, seconded by Hannah, that the July 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 - Update Given

b. South Fremont 205 Feasibility Study - Update Given

c. Czechland and Homestead Rec Areas

Pieke made the motion, seconded by Hannah, to accept the bid of \$48.50/ton from Sillivans Cattle & Custom Haying to hay Czechland and Homestead Lakes open land areas. Motion carried on consent agenda.

d. Invasive Weed Management - Update Given

e. Flood Damage Report on Rawhide Ditch 8 & Elkhorn Breakout - Update Given

f. No-Till Grass Drill Platte County - Update Given

g. Financial Statement - Update Given

h. F.Y. 2011 Budget Review

3. ROCK AND JETTY

a. Application Request - Update Given

b. Payment Requests

Pieke made the motion, seconded by Hannah, to pay Roy Papa \$106.25 for bank stabilization on the Platte River pending staff inspection. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads - Update Given

2. County Fairs - Update Given

3. Viaduct - Update Given

b. Education

1. Land Judging Workshop - Update Given

2. PreK "Growing Up WILD" Workshop - Update Given

3. GIS Activity at Wahoo Elementary - Update Given

c. Computer

1. GIS Server - Update Given

6. RURAL WATER ACTIVITIES

a. Bruno/David City Rural Water - Update Given

b. Colon/Wahoo Rural Water System - Update Given

c. Bellwood/Richland - Update Given

d. Crop Damage Guidelines/Policy - Update Given

e. Other - Update Given

Pieke made the motion, seconded by Hannah, that the July 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. Variance Request for Limited Development (Hydrologically Connected) Area

a. June Variance Requests

Johannes made the motion, seconded by Meduna, to approve the variance request for Mr. Dean Kavan for 74 new irrigated acres in the NW¼, NE¼, Section 1, T16N, R5E, Saunders County already irrigating 181 acres for a total of 255 irrigated acres and to transfer 66.3 acres from Platte Valley ranking region to add the 7.7 acres that remain in the Todd Valley ranking region for a total of 74 acres. Motion carried all members present voting aye.

b. Ranking Regions for Limited Development Areas - Update Given

c. Variance Reviews

Pieke made the motion, seconded by Hannah, to approve a 30 day extension for the Wilfred Janecek variance request #LPN-V-010-0029 to discuss with his neighbor concerning the LPNNRD requirement for a flow meter on the well supplying water to the 64 acres of the field in the SE1/4, Section 26, T16N, R7E. Motion carried on consent agenda.

d. Integrated Water Management Plan Meeting - Update Given

2. Well Permit Program

a. Well Permits Approved - Update Given

3. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. NAWMDN Water Mark Sensors and ET Gauges - Update Given

d. Phase 2 Area - Flow Meter Cost-Share - Update Given

4. LPNNRD Certification Classes - Update Given

5. Bellwood Phase II Area - Update Given

6. Richland/Schuyler Phase II Area - Update Given

7. Certifying Acres - 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 - Update Given

b. LPNNRD Ground Water Studies

1. LPNNRD Platte River Ground Water Model - Update Given

2. Elkhorn Loup Model (ELM) - Update Given

3. Eastern Nebraska Water Resources Assessment (ENWRA) - Update Given

4. Eastern Nebraska HEM Aquifer Mapping - Update Given

5. Farm Process Package of MODFLOW - Update Given

c. Former Ordnance Plant at Mead - Update Given

d. Ground Water Quality - Update Given

3. SURFACE WATER

a. State Lakes

1. Bacteria Sampling - Update Given

2. Toxic Algae - Update Given

4. OTHER

a. GMDA Summer Session - Update Given

b. Platte River Basin Tours - Update Given

c. Water Programs Budget - Update Given

d. Comments from the Public - Update Given

Piekie made the motion, seconded by Hannah, that the July 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

Piekie made the motion, seconded by Hannah, to approve the following SWCP applications:

	50%
Brian Sanderson Flow Meter	\$ 667.71
John Sanderson Flow Meter	\$ 667.71
Chester Knuth Flow Meter	\$ 667.71
Steve Frahm Flow Meter	\$ 667.71

Motion carried on consent agenda.

b. SWCP Payments

Piekie made the motion, seconded by Hannah, to approve the following SWCP payments:

Approved \$ Payment

09-S-28	Randy Rasmussen	Flow Meter x 2	\$1,335.42	\$1,335.42
10-P-3	Irene Martischang	Flow Meter	\$667.71	\$667.71

Motion carried on consent agenda.

c. SWCP Cancellations - Update Given

d. Sand/Duck Creek Approvals - Update Given

e. Sand/Duck Creek Cost-Share Payments - Update Given

f. Sand/Duck Cancellations - None

2. WATERSHEDS

a. Shell Creek

1. SWIG Meeting April 13, 2010 - Update Given

2. Newman Grove School Science Club Water Testing Supplies Payment

Pieke made the motion, seconded by Hannah, to approve 50% or \$341.49 (of the actual submitted bills totaling \$682.98) to the Newman Grove School for Shell Creek Science Club water testing supplies. Motion carried on consent agenda.

3. FSA , EQIP & CRP PLANS SIGNED

Pieke made the motion, seconded by Hannah, to approve the following new EQIP Contract Plans:

<u>Date signed</u>	<u>County</u>	<u>Landowners Name</u>	<u>Legal</u>	<u>Acres</u>	<u>New-or-Rev.</u>	<u>Description</u>
5/3/2010	Butler	Elizabeth Sarno	11 & 16-16-4	35.7	New	EQIP
5/11/2010	Butler	Mark Roh	22-16-4	24.5	New	EQIP

Motion carried on consent agenda.

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report - Update Given

1. Environmental Suitability Assessment - Update Given

2. Kayak Tour - Update Given

3. LPRCA Summit - Update Given

4. River Obstruction Removal - Update Given

5. Hormel Park Nature Center - Update Given

6. Quarterly Meeting - Update Given

7. Upcoming Meetings/Conferences/Events - Update Given

5. OTHER

a. Update on Army COE 205 Studies

1. South Fremont - Update Given

2. Schuyler 205 - Update Given

b. Wahoo School District Erosion Request

Pieke made the motion, seconded by Hannah, to authorize staff to work with the Wahoo Public School to find a positive solution to the erosion issue occurring along their south boundary. Motion carried on consent agenda.

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

d. David City Northwest Drainage Project

Casey made the motion, seconded by Acklie, to approve increasing our previous engineering commitment to the David City Northwest Drainage Project by \$12,000 and authorize the Board Chair to sign Interlocal Agreement Amendment No. 1 as attached to the Projects Committee Minutes. Motion carried.

AYE: Acklie, Bailey, Casey, Eden, Hannah, Hilger, Johannes, Kavan, Meduna, Pieke, Pollard, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

ABSTAIN: Boyd

e. Review Project Financial Statement - Update Given

f. Review Preliminary FY 2011 Projects Budget - Update Given

6. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT

a. Lake Wanhoo Committee Meeting Business - Update Given

b. Contract Payment to Commercial Contractors

Meduna made the motion, seconded by Pieke, to approve payments No. 17 & No. 18 to Commercial Contractors, as attached to the Projects Committee Minutes, for Lake Wanhoo Dam Construction for the total amount of \$188,424.99 and use SRF funds to pay. Motion carried all members present voting aye.

c. Seven Upstream Sand Creek Structures

1. Approval of Payment to Johnson Appraisal, LLC

Acklie made the motion, seconded by Renter, to approve payment of \$17,350 to Johnson Appraisal, LLC for appraisal services needed for the Sand Creek Structures as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

2. Survey Needs for Sand Creek Structure Easement Preparation

Renter made the motion, seconded by Sabatka, to hire JEO to complete the scope of services for the Sand Creek 7-Upstream Structure Sites as attached to the Projects Committee Minutes for a cost not to exceed \$46,944. Motion carried.

AYE: Acklie, Bailey, Boyd, Eden, Hannah, Hilger, Johannes, Kavan, Meduna, Pieke, Pollard, Renter, Sabatka, Taylor, Veskerna, Vrana, Saalfeld

ABSTAIN: Casey

d. Lake Wanahoo Fishing Piers-Amendment 2 Engineering Services

Sabatka made the motion, seconded by Meduna, to approve the Amendment to Professional Engineering Services Contract with Olsson Associates, as attached to the Projects Committee Minutes, for providing engineering services, totaling \$29,550, to design the Lake Wanahoo Handicap Fishing Pier Project and to authorize the Board Chair to sign said amendment. Recommendation Carried.

e. Wanahoo Property Trade-Jim Chvatal

Meduna made the motion, seconded by Casey, to equally trade Jim Chvatal .51 acre (Parcel 1) for .51 acre (Parcel 2) as shown on the property survey attached to the Projects Committee Minutes. Motion carried all members present voting aye.

7. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

a. Project Update - Update Given

b. Project Easements

Taylor made the motion, seconded by Pollard, to approve Western Sarpy/Clear Creek Project easement compensations for MUD and NEBCO properties at the appraised value. Motion carried all members present voting aye.

Meduna made the motion, seconded by Casey, to approve Western Sarpy/Clear Creek Project easement compensation for the Wade property as presented. Motion carried.

AYE: Bailey, Boyd, Casey, Hilger, Johannes, Kavan, Meduna, Pieke, Renter, Sabatka, Taylor, Veskerna, Saalfeld

NAY: Acklie, Eden, Hannah, Pollard, Vrana

8. Other

A tour of various projects in Butler and Colfax Counties is being planned for August 19, 2010. More details will be forthcoming.

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

7. ADDITIONAL ACTION ITEMS

7a. Sealing the Front Office Roof

Sabatka made the motion, seconded by Meduna, to hire JP Construction, John Pflasterer, of Schuyler using the Conklin Rapid Roof II Topcoat at a price of \$3,038 or \$2.00 sq. ft. to seal the

front office roof. Motion carried all members present voting aye.

7b. Barlean Annual Leave Balance

Johannes made the motion, seconded by Pieke, to pay out Sam Barlean's annual leave balance of 142.25 hours which equates to \$2,643.01. This payment will come as normal salary at the next pay period and be subject to all taxes and withholdings. Motion carried all members present voting aye.

7c. Payment to Johnson Appraisals, LLC

Johannes made the motion, seconded by Pieke, to approve payment of \$11,250 to Johnson Appraisal, LLC for appraisal services needed for the Sand Creek Structures. Motion carried all members present voting aye.

7d. Letter of Assistance Newman Grove/Platte County

Johannes made the motion, seconded by Pieke, to approve the letter of assistance request for Newman Grove/Platte County Stream Bank Protection contingent on Newman Grove and Platte County concurrence. Motion carried all members present voting aye.

7e. Ratification and Payment of Sand Creek COE Recreation Bids

Sabatka made the motion, seconded by Meduna, to approve the following as part of the Recreation Component of the Sand Creek Project:

1. Approval of the Sand Creek recreation component COE bid of \$3,455,915.
2. Approval of Sand Creek recreation options numbers 6A, 6B, 7, and 8 at an added cost of \$121,096.
3. Authorize the General Manager to sign and send necessary COE documents as needed for the above listed actions.
4. Make payment to the COE of \$762,494 as requested for the above listed actions.

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Pieke made the motion, seconded by Hannah, to approve the July 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, August 9, 2010, 7:00 p.m.

Meeting adjourned at 10:37 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 July 12, 2010, 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.

Robert Hilger, Secretary