

LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
JUNE 14, 2004

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 7:00 p.m. at Saunders County Fairgrounds, Wahoo, NE on Monday, June 14, 2004.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than April 29, 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	Johannes	Kavan
Langemeier	Larsen	Mastny
Pieke	Reitmayer	Saalfeld (arrived 7:55)
Sabatka	Shelso	Johnson

DIRECTORS ABSENT

Sabata

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Sousek	Gottschalk
Angle	Oaklund	

Sign In Sheet Attached To Original Minutes

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. NRCS Report

No report.

b. NARD Report

Langemeier updated the Board on the health insurance issues.

5. APPROVAL OF MINUTES

Saalfeld made the motion, seconded by Larsen, to approve minutes from the May 10, 2004 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Reports

None

b. Pending

1. American Society of Dam Officials Annual Meeting

Saalfeld made the motion, seconded by Larsen, to send one Staff to the ASDSO Annual Meeting, September 26-30 in Phoenix, Arizona as attached to the Executive Committee Minutes. Motion carried on consent agenda.

2. Management

a. Directors Absences

Saalfeld made the motion, seconded by Larsen, to approve the absence requests from Sabata for April, May and June of 2003 and January, February of 2004. Motion carried on consent agenda.

b. Lower Platte River Corridor Alliance

May Report

Verhoeff will give the May Report at the June Board Meeting.

Bills

Four bills were presented for Alliance activities for the past year. Copies of these bills are attached to the Executive Committee Minutes. Sabatka made the motion, seconded by Bull, to approve the four bills for the Platte River Corridor Alliance totaling \$6,666.67 which include the Master Planing/ Environmental Carrying Capacity project for \$3,500; the New Brochure for \$1,666.67; Water Wellness Meetings at a cost of \$1,000 and Spring/Summer Newsletter at a cost of \$500. Motion carried all members present voting aye.

c. Staff "COPE" TQM Event

Attached to the Executive Committee Minutes is a copy of a "Challenging Outdoor Personnel Experience" to send staff to a four hour workshop at a cost of \$500. Saalfeld made the motion, seconded by Larsen, to have the entire staff attend the COPE program put on by the Boy Scouts of America at a cost of \$500. Motion carried on consent agenda.

g. MUD

Directors heard testimony from Proponents and Opponents concerning the 18 MUD Permits to Drill. After considerable discussion, Johannes made the motion, seconded by Pieke, to go into Executive Session at 8:31 p.m. to discuss MUD Permits to Drill and Personnel issues. Motion carried all members present voting aye.

Saalfeld made the motion, seconded by Mastny, to go out of Executive Session at 10:09 p.m. Motion carried all members present voting aye.

Johannes made the motion, seconded by Hannah: That the staff of the Lower Platte North Natural Resources District (LPNNRD) be instructed to issue well permits to Metropolitan Utility District (M.U.D.) pursuant to M.U.D.'s eighteen (18) Applications for Permit to Construct Water Wells subject to the following six (6) conditions, to wit:

1. Flow Meters

- a. M.U.D. will place a flow meter on each production well, whether they are existing or to be drilled, within the jurisdiction of LPNNRD.
- b. M.U.D. will submit an annual report to LPNNRD setting forth the data collected from each flow meter. This requirement may be complied with by providing LPNNRD with a copy of the Annual Modeling Report to be submitted to the Army Corps of Engineers (COE), provided this information is contained therein.

2. RDX and TCE Sampling

- a. M.U.D. will conduct a sampling of all monitoring wells for RDX and TCE at least annually.
- b. M.U.D. will submit an annual report of these samplings to LPNNRD. This requirement may be complied with by providing LPNNRD with a copy of the Annual Modeling Report to be submitted to the Army Corps of Engineers, provided this information is contained therein.

3. Data Loggers

- a. M.U.D. will install data loggers on all monitoring wells.
- b. The data loggers will be set to record data at least on a daily basis.
- c. M.U.D. will submit an annual report of the data loggings to LPNNRD or allow LPNNRD access to the monitoring wells and data loggers. This requirement may be complied with by providing LPNNRD with a copy of the Annual Modeling Report to be submitted to the Army Corps of Engineers, provided this information is contained therein.

4. Compliance With Other Regulatory Conditions

- a. M.U.D. will comply with (1) the 404 Permit issued by the COE, as such permit is interpreted and enforced by the COE, and (2) the Agreement entered into by M.U.D. and the Nebraska Game & Parks Commission.
- b. M.U.D. will provide to LPNNRD copies of all past and future reports submitted to the COE to comply with the 404 Permit, including the comprehensive ground water model of the area.

5. As required by the COE's 404 permit for M.U.D.'s Platte West Project, and subject to the oversight and schedule of the COE, M.U.D. shall complete a comprehensive ground water model of the area which includes both of M.U.D.'s Platte West well fields (Saunders and Douglas Counties), the City of Lincoln's municipal well field at Ashland, the City of Ashland's municipal wells, and the Mead NOP Superfund cleanup site. M.U.D. will submit to the LPNNRD copies of all final reports submitted to the COE related to the performance of this ground water model.

6. M.U.D. will cooperate with the LPNNRD in the formation of an informational committee comprised of representatives of the LPNNRD, Papio-Missouri NRD, affected landowners in the area of the M.U.D. Platte West Project, City of Lincoln, City of Ashland, Saunders County and M.U.D., to disseminate information regarding the M.U.D. well field located in Douglas and Saunders County adjacent to the Platte River.

BE IT FURTHER RESOLVED that the LPNNRD staff be instructed to continue to develop rules and regulations for presentation to the Board of Directors of the LPNNRD regarding municipal wells in the Wann Basin pursuant to the LPNNRD's Ground Water Management Plan. Motion carried.

AYE: Eden, Hannah, Holstine, Jedlicka, Johannes, Langemeier, Larsen, Mastny, Saalfeld, Shelso and Johnson

NAY: Alm, Bailey, Bull, Kavan, Pieke, Reitmajer, Sabatka

3. Equipment

No new business.

4. Personnel

a. Personnel Sub-Committee

Shelso made the motion, seconded by Saalfeld, to approve the 2004 Personnel Evaluations giving Management the latitude to make adjustments as necessary to equalize differences between Supervisors, it was further recommended to approve the FY '05 salary ranges for LPNNRD as attached to the Personnel Sub-Committee Minutes, it was further recommended to budget the same dollar amount for salaries in FY '05 as was budgeted in FY '04 which is \$762,530. This would consider a 2.3% inflation rate plus a 2% salary increase. Motion carried all members present voting aye.

5. Finance

a. Approval of April Financial Statement

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

b. Approval of Managers Expenses

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

c. Accounts Receivable Over 90 Days

The accounts receivable were reviewed by the Executive Committee.

d. Annual Audit

Attached to the Executive Committee Minutes is an engagement letter for the June 30, 2004 Audit received from HBE at a total cost of \$7,600. The increase over last year is due to the additional Federal Auditing requirement to add the GASB 34 requirement to all political sub-

divisions. Hannah made the motion, seconded by Langemeier, to authorize Miyoshi to sign the engagement letter from HBE to do the annual audit at a total cost not to exceed \$7,600. Motion carried all members present voting aye. Recommendation carried.

e. Budget

All Committees have reviewed the first draft of the budget. These numbers are compiled and a total estimated budget was distributed at the June 14<sup>th</sup> Board Meeting.

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

B. OPERATIONS, EDUCATION & TECHNOLOGY COMMITTEE REPORT

1. WHIP/WILD NE REPORT

a. Payments - WHIP/WILD NE

Saalfeld made the motion, seconded by Larsen, to approve one WHIP/Wild NE contract for a total payment of \$2,352.00 .

<u>Scott Mueller</u>	<u>Platte</u>	<u>35 acres</u>	<u>\$ 2,352.00</u>
----------------------	---------------	-----------------	--------------------

Motion carried on consent agenda.

2. OPERATION AND MAINTENANCE & OTHER ITEMS

a. Folsom Request

Mr. Folsom presented his case for the District to lower a 18" CMP which drains his field into Ditch 8 east of the two railroad bridges. It was recommended (by Bailey), seconded (by Bull), not to change the motion made last month on the Folsom Tube Request. This item was asked to be taken off consent agenda and discussed at July 12<sup>th</sup> Board Meeting.

b. South Fremont 205 Feasibility Study

We (NRD, Dodge County & Fremont) are ready to send a letter of intent to the COE to start the 205 Feasibility Study process.

Also, an amendment to the Inter-local Agreement regarding the change in cost will be sent to our partners for their signature and approval. Sabatka made the motion, seconded by Reitmajer, to approve the Amendment to the Interlocal Agreement and authorize General Manager to sign Amendment as attached to the O & E Committee Minutes. Motion carried all members present voting aye.

c. Czechland Lake American Flag

Saalfeld made the motion, seconded by Larsen, to approve the installation of a flag pole at Czechland Lake at an estimated cost of \$390. Motion carried on consent agenda.

d. Community Forestry Request

Saalfeld made the motion, seconded by Larsen, to approve payment of \$1,000 to Immanuel Zion Lutheran Church, in Boone County, for trees planted around their church and parsonage pending inspection by staff. Motion carried on consent agenda.

e. Equipment - 15' Mower

Sabatka made the motion, seconded by Bull, to purchase the 60 Series mower from Virgl Implement at a bid price of \$11,644 and to have the tires foam filled for an additional \$127.00. Motion carried all members present voting aye.

f. Following Updates Were Given:

Tree Program  
Swedeburg 3-B Dam  
CREP  
O & M Activities

3. ROCK AND JETTY

a. Payment Requests

Saalfeld made the motion, seconded by Larsen, to make payment of \$1,617.50 to Bob Diers and \$2,000 to Chuck Folsom for rock work accomplished on the Elkhorn River. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any complaints.

5. INFORMATION & EDUCATION

a. Education Activities

The Following Updates Were Given:

Spring Conservation Sensation  
David City Groundwater Festival

b. Information Activities

The Following Updates Were Given:

Viaduct  
Land Judging In-Service

County Fairs

Registration forms have been received for four county fairs:

Platte County, July 7-11, \$150  
Butler County, July 21-25, \$75  
Saunders County, July 28-Aug. 1, \$75  
Colfax County, July 29-Aug. 1, \$35

Saalfeld made the motion, seconded by Larsen, to approve up to \$300 for fair registrations. Motion carried on consent agenda.

Fremont 4-H Fair

Saalfeld made the motion, seconded by Larsen, to donate \$200 to the Fremont 4-H Fair. Motion carried on consent agenda.

6. TECHNOLOGY

The Following Updates Were Give:

- Symantic's Virus Protection
- MUD GIS Work
- New MapMaker Server
- Cumulative Impact Study

Saalfeld made the motion, seconded by Larsen, that the June 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 59. Sousek has 23 well permits still to be reviewed, including 18 municipal well permits belonging to MUD.

2. The Following Reports Were Given:

- Cost Share Programs
- Bellwood Phase 2 Area
- Richland-Schuyler Phase 2 Area
- Nitrogen Certification
- Livestock Waste Permits
- Chemigation

2. GROUND WATER PROGRAMS

a. The Following Reports Were Given

- Ground Water Quantity
- Monitoring Wells
- Wellhead Protection
- Restoration Advisory Board
- Rural Water Systems

b. Bruno/David City Rural Water System

Sousek has been continuing work on the first addendum to the original Interlocal agreement. The addendum was presented to the City Council and forwarded on to USDA for their approval. Mastny made the motion, seconded by Bull, to authorize the Chairman and Manager to sign the first addendum to the Bruno/David City Rural Water System Interlocal agreement. Motion carried all members present voting.

3. SURFACE WATER PROGRAMS

None

4. OTHER

a. Pipe Thickness Gauge

The pipe thickness gauge measures the thickness of the pipe and is used in combination with the ultrasonic flow meter to determine flow measurements. Saalfeld made the motion, seconded by Larsen, to approve the purchase of the pipe thickness gauge for \$1,165. Motion carried on consent agenda. Recommendation Carried.\*

b. GPS Unit

Staff would like to purchase a Trimble GPS unit with sub meter accuracy that is compatible with our current GIS software. The Unit could be used for well permits, WHPA, MUD landowner project, etc. Estimated cost is \$4,880 which can be paid for from WHPA budget of \$2,734 and collection of well permit fees of \$2,146. Saalfeld made the motion, seconded by Larsen, to purchase the Trimble GPS unit for \$4,880.00. Motion carried on consent agenda.

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

D. PROJECTS COMMITTEE REPORT1. SWCP REPORTa. SWCP Cancellations & Extensions

Saalfeld made the motion, seconded by Larsen, to cancel the following SWCP Small Dam applications and return the \$500 deposits:

04-S-02	Melvin Stenger	Small Dam	\$ 7,150.00	Return \$500 Dam Deposit
04-S-01	Russell Lindgren	Small Dam	\$ 5,325.00	Return \$500 Dam Deposit

Motion carried on consent agenda.

b. SWCP Approvals

Saalfeld made the motion, seconded by Larsen, to approve the following SWCP application and payment for tree planting:

Matt Greenquist	Trees	\$ 168.94
-----------------	-------	-----------

Motion carried on consent agenda.

c. SWCP Payments

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

	<u>Approved</u>	<u>Total Payment</u>
03-S-21 Daily Farms	\$3,000.00	\$1,902.48
03-C-33 Eola Mae Botsch	\$10,000.00	\$10,000.00
03-B-36 Fred Benesch	\$564.00	\$169.88
03-B-46 David Schmit	\$1,236.00	\$297.90

*(Butler County Cooperated on this project by performing all dirt-work)*

04-B-05 Alice Vandenberg	\$3,795.00	\$3,481.20
04-P-07 LaVerne Ballhagen	\$769.66	\$719.63

TOTALS	\$19,364.66	\$16,571.09
--------	-------------	-------------

Motion carried on consent agenda.



## 2. WATERSHEDS

No new information was reported.

## 3. FSA , EQIP & CRP PLANS SIGNED

Saalfeld made the motion, seconded by Larsen, to approve the following conservation plans:

Boone	Charles Flood	NW 1-21-5	155	Revision	Compliance Plan
Boone	Jeff Temme	SW 23-22-6	47.2	sodbuster	Compliance Plan
Madison	Kent Lee	NW 6-21-4	128	Revision	Compliance Plan
Madison	Kent Lee	NE 17-21-4	133	Revision	Compliance Plan
Madison	Kent Lee	SW 17-21-4	152	Revision	Compliance Plan
Madison	Kent Lee	NNW 17-21-4	79.4	Revision	Compliance Plan
Boone	Kent Lee	33-22-5	129	Revision	Compliance Plan
Boone	Kent Lee	33-22-5	97.9	Revision	Compliance Plan
Boone	Kent Lee	4-21-5	155	Revision	Compliance Plan
Boone	Kent Lee	2-22-5	144	Revision	Compliance Plan
Butler	Pat Meysenburg	22-15-3	8.3	New	Sodbuster Plan
Butler	Jerry Roh	26-15-4	7.3	Revision	Operator Change
Butler	Ralph Romshek	8-16-2	749	New	Irrigation Plan

Motion carried on consent agenda.

## 4. LOCALLY LED LANDOWNER GROUP REPORTS

No new information reported.

## 5. OTHER

### a. Platte Center Project Assistance Request

Saalfeld made the motion, seconded by Larsen, to assist with the Platte Center channel stabilization project on Elm Creek and that cost share commitment will be determined after receiving a detailed project cost estimate and breakdown of other funding partners. Motion carried on consent agenda.

### b. Wahoo Storm Sewer Project

Saalfeld made the motion, seconded by Larsen, to approve a \$832.75 payment to Dave Rood for construction of the grass waterway on the Larry Cuda property, which is part of the Wahoo Storm Sewer Project effort. Motion carried on consent agenda.

### c. Clear Creek Dike and Drainage District Cost-Share Payment

Saalfeld made the motion, seconded by Larsen, to approve our fifth and final \$15,000 cost share payment to the Clear Creek Dike & Drainage District for rock stabilization of their dike which was completed in 1999. Motion carried on consent agenda.

### d. Elkhorn Breakout IPA Access Road

Saalfeld made the motion, seconded by Larsen, to allow staff to work with the landowner in replacing the Elkhorn Breakout IPA access road embankment. It was further recommended to provide two 24" tubes up to a total expense of \$2,500, with this expense coming from the Landowner IPA Trust Fund. Motion carried on consent agenda.

e. The Following Reports Were Given:

- South Fremont 205 Study
- Schuyler 205 Report
- North Bend 205 Report
- North Bend Proposal for Highway 30 By-Pass

6. SNITILY WETLAND PROJECT UPDATE

Mountford reported that Pheasants Forever is reviewing a proposed contract with them which will allow us to keep the property for public use as part of the Sand Creek Environmental Restoration Project.

7. LAKE WANAHOO REPORT

a. Ratify Approval of May 27 Public Hearing on Lake Wanahoo NRDF Application

Murren reported that other than a few LPNDRD staff and Directors, no public attended. Saalfeld made the motion, seconded by Larsen, to ratify approval of the May 27, 2004 Public Hearing held on the proposed Nebraska Resource Development Fund Application for Lake Wanahoo. Motion carried on consent agenda.

b. Approval of Interest Payment on Lake Wanahoo Loan

Saalfeld made the motion, seconded by Larsen, to approve land interest payment of \$178,445.59 on the Lake Wanahoo Project Property. Motion carried on consent agenda.

8. WESTERN SARPY/CLEAR CREEK LEVEE REPORT

Murren reported that PMRNRD has been proceeding with landrights needed for the project and seven of a total fourteen properties on our side in Saunders County are ready for approval. Of the seven done, five involve cabin raising and two are buyouts. Saalfeld made the motion, seconded by Larsen, to approve payment of the value of the negotiated five cabin raising and two property buyouts as discussed. Motion carried on consent agenda.

7. Additional Action Items

7.a. Ground Water Management Plan Advisory Board

Sabatka made the motion, seconded by Mastny, to approve payment to the 10 GWMP Advisory Board Members for mileage to attend meetings at a total cost of \$269.38. Motion carried all members present voting aye.

7.b. SWCP Tree Payments

Sabatka made the motion, seconded by Mastny, to approve the following tree cost-share payments:

<u>Name</u>	<u>County</u>	<u># Trees</u>	<u>Landowner Cost</u>	<u>Cost-Share</u>
<u>Roger Nickolite</u>	<u>Butler</u>	<u>320</u>	<u>\$ 289.68</u>	<u>\$ 217.26</u>
<u>Karen Sylvester</u>	<u>Butler</u>	<u>250</u>	<u>\$ 226.31</u>	<u>\$ 169.73</u>
<u>Jarrod Krumwiede</u>	<u>Dodge</u>	<u>625</u>	<u>\$ 565.78</u>	<u>\$ 424.34</u>
<u>Curtis Havelka</u>	<u>Saunders</u>	<u>235</u>	<u>\$ 212.73</u>	<u>\$ 159.55</u>
<u>Ken Merklin</u>	<u>Saunders</u>	<u>630</u>	<u>\$ 570.31</u>	<u>\$ 427.73</u>
<u>Lance Brown</u>	<u>Saunders</u>	<u>595</u>	<u>\$ 538.62</u>	<u>\$ 403.97</u>

<u>George Schinker</u>	<u>Saunders</u>	<u>450</u>	<u>\$ 407.36</u>	<u>\$ 305.52</u>
<u>Dan Egr</u>	<u>Saunders</u>	<u>320</u>	<u>\$ 289.68</u>	<u>\$ 217.26</u>
<u>Dwayne Koranda</u>	<u>Saunders</u>	<u>470</u>	<u>\$ 423.24</u>	<u>\$ 317.43</u>
<u>Carey Shanahan</u>	<u>Saunders</u>	<u>220</u>	<u>\$ 199.16</u>	<u>\$ 149.37</u>
<u>Matt Greenquist</u>	<u>Saunders</u>	<u>265</u>	<u>\$ 225.25</u>	<u>\$ 168.94</u>
<u>Totals</u>		<u>4,380</u>	<u>\$3,948.12</u>	<u>\$2,961.10</u>

Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Shelso 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

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

10. COMMENTS FROM DIRECTORS/GUESTS

None

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The July Board of Directors Meeting will be held on Monday, July 12, 2004. Time and location to be determined. Meeting adjourned at 11:05 p.m.

---

Lumir Jedlicka, Secretary