

LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
JUNE 11, 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, June 11, 2007.

1. NOTICE OF MEETING

The advanced notice of our June board meeting was published on May 24, 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	Bailey	Boyd
Bull	Eden	Hannah
Hilger (arrived 7:10)	Johannes	Kavan
Reitmajer	Pieke	Renter
Saalfeld	Sabatka	Vrana
Jedlicka		

DIRECTORS ABSENT

Bruner	Johnson (NACD Regional)	Meduna
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STAFF AND GUESTS:

Mountford	Breunig	Miyoshi
Angle	Murren	Sousek
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

None

d. Managers Report

Manager Miyoshi reviewed his written report.

e. Education Program

Larry Linder and Tom Pillen representing NPPD gave an update on the proposed Electric Transmission Reliability Line for East Central Nebraska.

5. APPROVAL OF MINUTES

Pieke made the motion, seconded by Vrana, to approve minutes from the May 14, 2007 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

None

b. Reports

Attached to the Executive Committee Minutes is a NWC report from Mountford.

2. Management Items

a. Directors Absence - None

b. Lower Platte River Corridor Alliance

1. Monthly Report

Verhoeff reviewed the LPRCA Monthly Report as attached to the Executive Committee Minutes.

c. Bob Weaver

1. Monthly Report - Update Given

2. Monthly Bill

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

3. F.Y. 08 Budget

Saalfeld made the motion, seconded by Bull, to increase our F.Y. 08 budgeted amount to \$37,500 (\$12,500 per NRD) for services provided by Bob Weaver. Motion failed.

AYE: Bailey, Boyd, Bull, Hannah, Johannes, Reitmajer, Saalfeld, Jedlicka

NAY: Alm, Eden, Hilger, Kavan, Pieke, Renter, Sabatka, Vrana

d. Concealed Handgun Permit Act

Pieke made the motion, seconded by Vrana, to make it LPNNRD policy that it is not

permitted to carry a concealed handgun in the Lower Platte North NRD Office. It was further recommended to have a sign posted at each entrance giving notice that carrying a concealed handgun is prohibited in the NRD Office. Motion carried on consent agenda.

e. Risk Pool Voting Representative

Sabatka made the motion, seconded by Pieke, to appoint Dean Johnson (our NARD Representative) as our Delegate and Don Kavan as our alternate to the NARD Health Insurance Risk Pool Board. Motion carried.

AYE: Alm, Bailey, Boyd, Bull, Eden, Hannah, Hilger, Johannes, Pieke, Reitmajer, Renter, Saalfeld, Sabatka, Vrana, Jedlicka

ABSTAIN: Kavan

f. Monthly Education Program - Update Given

g. Legal Fees

Pieke made the motion, seconded by Vrana, to make payment to Edstrom, Bromm, Lindahl and Freeman-Caddy in the amount of \$2,663.21 for services on the Bruno Water Line dispute. Motion carried all members present voting aye.

h. Governor Appointed List - Update Given

I. Legislative Interim Studies - Update Given

j. Bruno Water Line Litigation

k. Legislation - Update Given

3. Equipment

a. Director Laptop Computers - Update Given

b. Board Room Tables

Johannes made the motion, seconded by Sabatka, to purchase new board room tables at an estimated cost of \$5,228. Motion failed.

AYE: Bailey, Johannes, Kavan, Reitmajer, Renter, Saalfeld, Sabatka

NAY: Alm, Boyd, Bull, Eden, Hannah, Hilger, Pieke, Vrana, Jedlicka

c. Computer Equipment

Pieke made the motion, seconded by Vrana, to purchase a Gateway PC Tablet for \$2,062.97 and a GPS antenna for our Tribble Unit at a cost of \$1,115. Motion carried on consent agenda.

4. Personnel

a. Approval of Performance Evaluations

Pieke made the motion, seconded by Vrana, to approve the 2007 Personnel Evaluations and instruct Management to make adjustments to reflect rating differences between Supervisors. Motion carried on consent agenda.

b. FY '08 Salary Budget

Saalfeld made the motion, seconded by Pieke, to budget \$905,908 for FY '08 salaries which is a \$39,700 increase over FY '07. This would reflect 2.6% for COLA plus a 2.2.% for salary increases after placement on the matrix. Motion carried all members present voting aye. This motion realizes a 4.8% increase for staff, but is a net budget increase of 4.6%.

c. Bookkeeper Position

Pieke made the motion, seconded by Vrana, that Rezac's salary remain at her current rate from April 1, 2007 until June 8, 2007 and be increased by 8% effective June 11, 2007. Karen would next be eligible for a salary adjustment on June 30, 2008. Motion carried on consent agenda.

d. Water Resources Specialist Position

Pieke made the motion, seconded by Vrana, to ratify Becker's start date of May 15, 2007 and set his salary as presented. Curt would next be eligible for a salary adjustment on June 30, 2008. Motion carried on consent agenda.

e. O&M/Rural Water Position

Pieke made the motion, seconded by Vrana, that beginning July 1, 2007 Barlean's salary be set at a combined rate of 50% O & M Technician and 50% Rural Water Operator. Motion carried on consent agenda.

f. I&E/Computer Specialist Position

Pieke made the motion, seconded by Vrana, that Thompson's job description be split reflecting 80% Information and Education Specialist I and 20% Computer Specialist. Motion carried on consent agenda.

g. NRD/NRCS Conservation Technician

Johannes made the motion, seconded by Vrana, that Millken's job be moved to a 32 hour work week beginning June 11, 2007. As a result of the decrease in hours her job status and benefit eligibility will change as set in our Personnel Policy Handbook. Her performance and job status will be reviewed by the Personnel Sub-Committee within the next six months.

Alm made the motion, seconded by Hannah, to table the NRD/NRCS Conservation Technician motion. Motion carried all members present voting aye.

h. Certification of Irrigated Acres

Pieke made the motion, seconded by Vrana, that Management be given the authority to

change Murren's job responsibilities to reflect 20% of his time in the Water Department for the purpose of certifying irrigated acres. This responsibility is temporary and on an as needed basis and may begin after July 1, 2007. Motion carried on consent agenda.

I. Sand Creek Technician Position

Pieke made the motion, seconded by Vrana, to authorize Management to fill the Sand/Duck Creek 319 position upon receiving notification from DEQ that the grant is fully funded. Motion carried on consent agenda.

j. NARD Benefits Cost Increase

Attached to the Personnel Sub-Committee Minutes are minutes from the NRD/NARD Employee Benefits Committee held on May 22. As a result of that meeting a motion will go to the NARD Board to increase our Health Insurance premium by 12% and our Dental premium increase 4% beginning July 1, 2007.

k. F.Y. 08 Salary Adjustments

Bull made the motion, seconded by Sabatka, to go into executive session at 8:42 to discuss Salary Adjustments and the NRD/NRCS Conservation Technician Position. Motion carried all members present voting aye.

Bull made the motion, seconded by Sabatka, to go out of executive session at 9:07. Motion carried all members present voting aye.

Alm made the motion, seconded by Hilger, to budget \$905,908 for FY '08 salaries which is a \$41,549 increase over FY '07. This would reflect 2.6% for COLA plus a 2.2.% for salary increases after placement on the matrix. Motion carried all members present voting aye.

Johannes made the motion, seconded by Alm, to take the NRD/NRCS Conservation Technician motion off the table. Motion carried all members present voting aye.

The original motion that Millken's job be moved to a 32 hour work week beginning June 11, 2007. As a result of the decrease in hours her job status and benefit eligibility will change as set in our Personnel Policy Handbook. Her performance and job status will be reviewed by the Personnel Sub-Committee within the next six months was now voted on. Motion carried all members present voting aye.

Johannes made the motion, seconded by Pieke, to approve all salary adjustments as presented. Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Statements

Pieke made the motion, seconded by Vrana, to approve the March financial report as distributed to all Directors. Motion carried on consent agenda.

b. Approval of Managers Expenses

Pieke made the motion, seconded by Vrana, 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

Pieke made the motion, seconded by Vrana, that the June 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 - Report Given

b. Conservation Reserve Enhancement Program - Report Given

c. South Fremont 205 Study - Report Given

d. Rawhide Ditch 8 - Report Given

e. Equipment

Sabatka made the motion, seconded by Bull, to perform the following maintenance on the JD4430 Tractor: 1) front damper, belts and pump coupler; 2) head gasket; 3) air conditioning compressor; 4) have the tractor turned down to 140-145 hp. Motion carried all members present voting aye.

f. Pathfinder Trails Council - Fremont

Sabatka made the motion, seconded by Bull to fund \$2,500 to the Pathfinder Trail Council on an annual basis (annual Committee approval needed) and inform the Council they are annually eligible for an additional \$7,500 for specific trail construction cost-share. It was also moved to authorize the FY 07 \$2,500 payment. Motion carried all members present voting aye.

3. ROCK AND JETTY

a. New Applications - None

b. Payment Requests - None

4. EROSION & SEDIMENT RULES & REGULATIONS - Update Given

5. INFORMATION & EDUCATION

a. Education

1. Spring Conservation Sensation - Update Given

2. Healthy Families Play Outside - Update Given

3. Healthy Water Healthy People - Update Given

b. Information

1. Uplands Moratorium - News Release - Update Given

2. County Fairs

Pieke made the motion, seconded by Vrana, to pay fair registrations for Platte County (\$160), Butler County (\$75) and Saunders County (\$75). Motion carried on consent agenda.

3. Rural Water Newsletter - Update Given

4. Viaduct - Update Given

c. Computer

1. Antivirus Renewal - Update Given

2. Windows Vista - Update Given

3. Repairs - Update Given

6. RURAL WATER ACTIVITIES

a. Abie/Linwood - Report Given

b. Bruno/David City Rural Water

Pieke made the motion, seconded by Vrana, to allow Cliff Kovar to connect to the Bruno Water Line with a connection fee of \$500. Motion carried on consent agenda.

c. Colon/Wahoo Rural Water System

Pieke made the motion, seconded by Vrana, to allow Marlin Fujan to connect to the Colon Water Line with a connection fee of \$2,525. Motion carried on consent agenda.

d. Bellwood - Report Given

e. Swedeburg

Sabatka made the motion, seconded by Boyd, that LPNNRD not develop any Rural Water system inside the zoning jurisdiction of any municipality unless the municipality is requesting that a system be built. Motion carried all members present voting aye.

Pieke made the motion, seconded by Vrana, that the June 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 41.

b. Water Use Reporting

Alm made the motion, seconded by Hannah, to approve the following policy statement; Certified letters will be sent to all landowners and/or tenants for whom "Water Use Reports" have not been received by March 1 notifying them that the District requests that they immediately forward their Water Use Report. Further if the report is not received by the District, the landowner and/or tenant be required to attend the April Water Committee Meeting (approximately 12 days prior to the April Board Meeting) to state why their "Water Use Report" has not been submitted to the District. At the April Board meeting Cease and Desist Orders will be placed on all landowners and tenants who have not submitted acceptable previous years "Water Use Reports". Motion carried all members present voting aye.

c. Well Moratorium & Expanded Water Use in the Uplands of Saunders & Butler Counties

Pieke made the motion, seconded by Vrana, to require a fee of \$75 for a variance request. Motion carried on consent agenda.

Johannes made the motion, seconded by Alm, to approve proposed changes to the District's Action Plan as outlined on documents attached to the Water Committee Minutes titled "Changes to the Action Plan of the LPNNRD Ground Water Management Plan" with the exception that three consecutive spring readings at or below the trigger level will still be needed to declare a Level 2, Level 2A, Level 3 or Level 3A management area. Motion carried.

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

NAY: Pieke

2. Cost-Share Programs Reports

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

3. Nitrogen Certification - Update Given

4. David City Aquifer Level 1-A Area - Update Given

5. Bellwood Phase II Area - Update Given

Saalfeld made the motion, seconded by Vrana, to approve the following policy statement; Certified letters will be sent to all landowners and/or tenants for whom "Fertilizer Reports" have not been received by February 1 notifying them that the District requests that they immediately forward their "Fertilizer Report". Further if the report is not received by the District, the landowner and/or tenant be required to attend the March Water Committee Meeting (approximately 12 days prior to the March Board Meeting) to state why their "Fertilizer Report" has not been submitted to the District. At the March Board meeting Cease and Desist Orders will be placed on all landowners and tenants who have not submitted acceptable previous years "Fertilizer Reports". Motion carried all members present voting aye.

6. 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

Pieke made the motion, seconded by Vrana, to approve cost share payment to decommission the irrigation well for Ron Schultz for \$672.17. Motion carried on consent agenda.

3. Water Well Decommissioning Funds - 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

c. Groundwater Quality - Update Given

1. Statewide Network - Update Given

d. MUD Monitoring Well Sample Results - Update Given

3. SURFACE WATER PROGRAMS

a. Ne-Rain Program - Update Given

4. OTHER

a. Summer Interns - Update Given

b. Water Programs Budget - Update Given

c. Upcoming Conferences - Update Given

d. Comments from the Public - Update Given

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

D. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. Summer SWCP Modifications

Piekie made the motion, seconded by Vrana, to approve the following SWCP cost share application modifications:

	<u>Approved @ 75%</u>	<u>New total @ 25%</u>
07-S-16 Merlin Fick	\$3,352.00	\$1,117.33
07-S-17 Melvin Sklenor	\$10,000.00	\$3,564.70
	\$13,352.00	\$4,682.02

Motion carried on consent agenda.

b. SWCP Application Applications

Piekie made the motion, seconded by Vrana, to approve the following SWCP cost share applications for summer construction:

	<u>75%</u>
Roger Harders Planned Grazing (Water supply/Tanks)	\$4,263.00
Todd Maurer Platte Co. Flow Meter	\$595.00
Ronald Schafer Platte Co. Cropground to grass	\$206.29
Total	\$5,064.29

Motion carried on consent agenda.

c. SWCP Payments

Piekie made the motion, seconded by Vrana, to approve the following cost share payments as follows:

	<u>Approved</u>	<u>As Built</u>	<u>Payment</u>
06-S-25 Danial Ourada Cropland to Grass	\$ 1,133.00	\$ 1,033.38	\$ 1,033.38
<u>2007 Tree Payments: 75%</u>			
Marv Wiese 1155 trees			\$866.25
Steve Lampman 787 trees			\$590.25
Steve Witt 882 trees			\$661.50
Mary Davis 228 trees			\$187.50
Brian Isenberger 235 trees			\$176.25
Timothy Ramaekers 312 trees			\$234.00
James Russman 247 trees			\$185.25
Jim & Jane Hlavac 230 trees			\$172.50
Larry Kael 500 trees			\$375.00
Doug Romshek 237 trees			\$177.25

Larry Bruhn	350 trees	\$262.50	
Wendell Bohmont	428 trees	\$321.00	
TOTAL TREE PAYMENTS		\$4,209.25	\$ 4,209.25
GRAND TOTAL			\$ 5,242.63

Motion carried on consent agenda.

d. Duck Creek Applications

None

e. Duck Creek Payments

None

2. WATERSHEDS - Update Given

3. FSA , EQIP & CRP PLANS SIGNED

4. LOCALLY LED LANDOWNER GROUPS

a. Shell Creek Watershed Improvement Group - Update Given

5. OTHER

a. Sand/Duck Creek (MOU) with UNL

Kavan made the motion, seconded by Bull, to authorize the LPNNRD Chair to sign the MOU and Addendum "A" as attached to the Projects Committee Minutes for continuing the educational phase in the Sand/Duck Creek Watershed, contingent that Section 319 grant funding is available to fund the effort. Motion carried all members present voting aye.

Pieke made the motion, seconded by Vrana, to extend our existing MOU agreement with UNL from June 30 to September 30, 2007, to allow time for the new Section 319 grant documents to be received from NDEQ. Motion carried on consent agenda.

Kavan made the motion, seconded by Pieke, to approve and authorize the LPNNRD Chair to sign the "Interagency Agreement" with DEQ regarding the Implementation of the Section 319 Project Entitled "Sand and Duck Creek Watershed Management Project Number 56-0683". Motion carried all members present voting aye.

b. City of Wahoo Flood/Drainage Study Assistance Request

Bull made the motion, seconded by Pieke, to provide 50% of the final local expense toward the City of Wahoo's North Area Drainage Improvement Study, not to exceed a maximum of \$8,065 assistance. Motion carried all members present voting aye.

c. City of Platte Center Request for Creek Bank Project Reimbursement

Pieke made the motion, seconded by Vrana, to approve a \$1,430 cost share payment to the City of Platte Center, for partial completion of their Creek Bank Stabilization

Project, subject to staff inspection. Motion carried on consent agenda.

d. Update on Army COE 205 Studies

1. South Fremont 205 (No new information)

2. Schuyler 205 (No new information)

e. Nebraska Dog and Hunt Club (NDHC) Partnership Request

Pieke made the motion, seconded by Vrana, to allow staff to work with the Nebraska Dog and Hunt Club on developing more detailed plans for possible hunting dog trial and training activities on Lake Wanahoo property. Motion carried on consent agenda.

6. LAKE WANAHOO REPORT

a. Review of Lake Wanahoo Committee Minutes

b. County Road N Closure

Bull made the motion, seconded by Sabatka, to send a letter to the County Board on behalf of the Lake Wanahoo Committee requesting that County Road N be closed understanding that this may take up to 6 months to complete. Motion carried.

AYE: Bailey, Bull, Eden, Hannah, Johannes, Pieke, Reitmajer, Renter, Sabatka

NAY: Alm, Boyd, Hilger, Kavan, Saalfeld, Vrana, Jedlicka

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

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

7. ADDITIONAL ACTION ITEMS

7a. F.Y. 07 ELM Study Payment

Pieke made the motion, seconded by Hannah, to make our F.Y. 2007 payment to Lower Loup NRD for our portion of the ELM (Elkhorn, Loup Model) Study in the amount of \$3,000 as budgeted. Motion carried all members present voting aye.

7.b. Acceptance of DOR Funding Agreement

Pieke made the motion, seconded by Hannah, to accept offer from Nebraska Department of Roads of \$3.57 million for offsets on the Lake Wanahoo Project and authorize Manager Miyoshi to sign the letter of intent. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Sabatka made the motion, seconded by Reitmajer, 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 Vrana, to approve the June consent agenda.

Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The July Board of Directors Meeting will be held on Monday, July 9, 2007, 7:00 p.m. Lower Platte North NRD Office.

Meeting adjourned at 9:50 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 June 11, 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