

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
June 10, 2013**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, June 10, 2013.

1. NOTICE OF MEETING

The advanced notice of our June 10, 2013 board meeting was published on May 23, 2013 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Hilger 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:

Bailey	Birkel	Clausen
Gibney	Hannah	Johannes
McDermott	Meduna	Olson
Pieke	Pollard	Saalfeld
Sabatka	Taylor	Veskerna
Hilger		

DIRECTORS ABSENT

Hagerbaumer	Kavan (NARD)	Ruzicka (NARD)
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STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Angle	Gottschalk

Jovan Lausterer, NRD Legal Counsel

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Mark Walkenhorst was present to review the NRCS written report.

c. NARD Report - None

d. NRC Report

Johannes reported on LB517 the Water Sustainability Task Force.

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program

Larry Angle gave a presentation on April 2013 groundwater levels within the Lower Platte North NRD.

5. APPROVAL OF MINUTES

Meduna made the motion, seconded by Saalfeld, to approve the minutes from the May 13, 2013 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. SWCS Annual Conference – Reno, NV – July 21-24

Meduna made the motion, seconded by Saalfeld, to approve travel expenses for Mountford to attend the SWCS Annual Conference, Reno, NV - July 21-24. Motion carried on consent agenda.

2. NASB Open Meetings Law Workshop – Update Given

b. Reports – 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 Saalfeld, to approve payment of \$3,100 to Bob Weaver for May services and bill LPSNRD and Papiro NRD for their share. Motion carried on consent agenda.

c. Monthly Education Program – Update Given

d. Martinez Lawsuit – Update Given

e. CCEI Lawsuit – Update Given

f. Wanahoo Loan Payments

McDermott made the motion, seconded by Meduna, to approve the following actions:

1. Interest be paid to Union Bank on note number 1606489 in the amount of \$117,419.62;

2. Interest be paid to Union Bank on Note number 1639214 in the amount of \$42,577.11;

3. Principal be paid to Union Bank on Note number 1639214 in the amount of \$250,807.10;

4. Principal be paid to Union Bank on Note number 1606489 in the amount of \$340,442.90;

5. That the Board Treasurer and General Manager be authorized to make payment to Union Bank on note number 1606489 in the same amount as any funds received from the Nebraska Resources Development Fund (estimated to be around \$850,000).

6. That the Board Treasurer and General Manager be authorized to make payment to Union Bank on note number 1639214 using proceeds from Wanahoo dirt sales when authorized by NRC. Motion carried all members present voting aye.

g. Line of Credit Payoff

Meduna made the motion, seconded by Saalfeld, to approve paying off the line of credit using all funding received from the NRC Small Watershed Fund when received and general NRD funds after taxes are received in June. Principal balance is \$864,766 with interest of \$14,223.50 (June 15). Motion carried all members present voting aye.

3. Equipment – None

4. Personnel

a. Personnel Sub-Committee Meeting

The LPNNRD Personnel Sub-Committee met on May 22. Attached to the Executive Committee Minutes find the Personnel Sub-Committee minutes.

1. Acre Certification Assistant

Saalfeld made the motion, seconded by Johannes, to approve staffing a person for 18 months to assist in completion of the Acre Certification Program. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, Olson, Saalfeld, Sabatka, Veskerna, Hilger

NAY: McDermott, Meduna, Pieke, Pollard, Taylor

2. Ending the Matrix System

Meduna made the motion, seconded by Saalfeld, to stop use of the Matrix Salary System by LPNNRD when considering annual salary adjustments. Motion carried on consent agenda.

3. Performance Appraisals

Meduna made the motion, seconded by Saalfeld, to accept all Employee Performance Appraisals as discussed and presented by management. Motion carried on consent agenda.

4. Base Salary Adjustment and Step Adjustments

Johannes made the motion, seconded by Olson, to allow a 1.1% base salary increase for all employees, the two employees who are below 80% of their midpoint be brought up to 80%, employee salaries be adjusted for the step they are on and that total adjustment for each employee be limited to a 6% maximum change. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, Meduna, Olson, Pieke, Pollard, Saalfeld, Sabatka, Veskerna, Hilger

NAY: McDermott, Taylor

5. Health Insurance Contribution by District

Meduna made the motion, seconded by Pieke, that the District continue to pay 100% of the cost of single health coverage and 60% of extended family health coverage and to updated the Personnel Policy to reflect this change. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, Meduna, McDermott, Olson, Pieke, Pollard, Saalfeld, Sabatka, Veskerna, Hilger

NAY: Taylor

6. F.Y. 2014 Salaries

Meduna made the motion, seconded by Sabatka, to table approving the F.Y. 2014 Salaries until the July 8th Board Meeting. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Meduna, McDermott, Pieke, Saalfeld, Sabatka, Taylor, Veskerna, Hilger

NAY: Johannes, Olson

ABSTAIN: Pollard

7. Awarding of Steps

Discussion was held on awarding any step changes for next year. Due to the new step system only one change is suggested. No action was taken on this item.

8. Personnel Policy Updates

Pieke made the motion, seconded by Saalfeld, to approve updates to three Personnel Policies; II-C Gifts and Gratuities, VI-A Holidays and VIII-C Retirement Plan as attached to the Executive Committee Minutes and reviewed by Legal Counsel. Motion carried all members present voting aye.

5. Finance

a. Approval of Financial Report

Meduna made the motion, seconded by McDermott, to approve the April Financial Statements as distributed. Motion carried on consent agenda.

b. Approval of Managers Expenses

Meduna made the motion, seconded by Saalfeld, 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. Capitalization Policy

Saalfeld made the motion, seconded by Meduna, to approve the Lower Platte North NRD Capitalization Policy as attached to the Executive Committee Minutes. Motion carried all members present voting aye.

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

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. WILD NE/CREP REPORT

a. Wild NE, WHIP, Contract Payments – None

b. CREP Payment(s) - None

c. New Contract (s) - None

2. OPERATION AND MAINTENANCE

a. Operation and Maintenance - Update Given

b. South Fremont 205 Feasibility Study – Update Given

c. Swedeburg Dams – Update Given

d. Wanahoo Recreation Area – Update Given

e. Gifford Drive Access – Update Given

f. Tractor Rental

Meduna made the motion, seconded by Saalfeld, to rent a tractor from Dinkel Implement through a

State Contract for \$11.80/hour at a minimum of 300 hours. Motion carried on consent agenda.

g. Equipment – Update Given

h. Conservation Trees – Update Given

i. Czechland Lake – Update Given

3. ROCK AND JETTY

a. Applications - None

b. Payment Requests – None

4. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

5. INFORMATION & EDUCATION

a. Information

1. KTIC Ads – Update Given

2. NRD Recreation Areas Brochure

Veskerna made the motion, seconded by Saalfeld, to purchase 5 boxes of the new printing of the Outdoor Recreation Areas brochure at \$150/box. Motion carried all members present voting aye.

3. County Fairs – Update Given

b. Education

1. Land Judging – Update Given

2. Shell Creek Watershed Scholarship – Update Given

c. Computers

1. Computer Upgrades – Update Given

2. GP Upgrade – Update Given

6. RURAL WATER Systems

a. Bruno/David City Rural Water – Update Given

b. Colon/Wahoo Rural Water System – Update Given

c. Cedar Bluffs – Update Given

d. Abie – Update Given

c. Other

Pieke made the motion, seconded by Birkel, to follow Board Policy and go to bid to purchase an enclosed safety trailer and siphoning pipe system as attached to the O, E and RW Committee minutes. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, Meduna, McDermott, Olson, Pieke, Pollard, Saalfeld, Sabatka, Taylor, Hilger

NAY: Veskerna

Meduna made the motion, seconded by Saalfeld, that the June LPNNRD Operations, Education 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 Requests

a. May Variance Requests in the Limited Development Area – Update Given

b. May Variance Requests in the Normal Development Area – Update Given

c. Discussion of Acres for Irrigation Corner System – Update Given

d. Jim McDermott Request for Additional Irrigated

Meduna made the motion, seconded by Saalfeld, to apply Jim McDermott’s remaining 5 surface water acres toward his ground water request of 3.73 irrigated acres in the SW1/4, Section 3, T15N, R7E from well G-085459, leaving him a balance of 1.27 acres. Motion carried on consent agenda.

2. Well Permit Program

a. Well Permits Approved – Update Given

b. New Acre Development Applications in Restricted Development Area – Update Given

3. LPNNRD Voluntary Integrated Water Management Plan – Update Given

4. Lower Platte River Basin Water Management Plan Coalition – Update Given

5. Cost-Share Programs

a. Irrigation Well Sample Kits - Update Given

b. Domestic Well Sample Kits - Update Given

c. NAWMN Water Mark Sensors and ET Gauges – Update Given

6. LPNNRD Certification – Update Given

7. Bellwood Phase 2 Area – Update Given

8. Richland/Schuyler Phase II Area - Update Given

9. Certifying Acres

Meduna made the motion, seconded by Saalfeld, that the Water Committee supports the Personnel Sub-Committee’s recommendation that LPNNRD hire a temporary full-time person for an 18 month period to work on certifying acres. Motion carried on consent agenda.

McDermott made the motion, seconded by Meduna, to transfer 14 acres from a field owned by Norm Kavan located in S29-T16-R6E (Prague Subarea - RDA) to another field owned by Tom Sunderman located in S27-T17N-R4E (Octavia Subarea - RDA). Motion carried all members present voting aye.

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

Meduna made the motion, seconded by Saalfeld, to approve cost share payment of \$1,009.90 to decommission the hand dug well for Shirley Vyhldal, payment of \$760.08 to decommission the irrigation well for Bruce Werner, and payment of \$623.98 to decommission the irrigation well for Chad King. Motion carried on consent agenda.

b. LPNNRD Ground Water Studies

1. Elkhorn Loup Model – Update Given

2. Eastern Nebraska Water Resources Assessment (ENWRA) – Update Given

c. Ground Water Energy Levels

McDermott made the motion, seconded by Johannes, to purchase three Level Troll 700 data loggers for a total of \$4,497.00 and purchase three data logger cables with the final cost of the cable being dependent on its length for installation within the GWEL network wells SCU-03, USC-03, and TV-6. Motion carried all members present voting aye.

d. Wellhead Protection Areas for Lincoln and Omaha – Update Given

3. SURFACE WATER PROGRAMS

a. State Lakes

1. Bacteria Sampling – Update Given

2. Toxic Algae – Update Given

4. OTHER

a. Lindsay Manufacturing Clean-Up Water – Update Given

b. Water Programs Budget for FY 13-14 – Update Given

c. GMDA Summer Session – Update Given

e. Comments From The Public – Update Given

Meduna made the motion, seconded by Saalfeld, 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. SWCP Application Approvals

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP flow meter and summer applications:

Flow Meters:

<u>Ralph Pieke</u>	<u>Boone</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Lorna Martensen</u>	<u>Platte</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>Doug & Ron Bartek</u>	<u>Saunders</u>	<u>Flow Meter</u>	<u>\$625.00</u>

Summer:

<u>Jerry Newsham</u>	<u>Saunders</u>	<u>Terraces/Tile</u>	<u>\$12,451.88</u>
<u>Richard Kubik</u>	<u>Saunders</u>	<u>Terraces/Tile</u>	<u>\$12,500.00</u>

Motion carried on consent agenda.

b. SWCP Payments

Meduna made the motion, seconded by Saalfeld, to approve the following SWCP cost-share Payments:

Trees:

<u>Pete Rix</u>	<u>Dodge</u>	<u>499 Trees</u>	<u>\$489.00</u>
<u>Nathan Rohda</u>	<u>Saunders</u>	<u>600 Trees</u>	<u>\$588.00</u>
<u>Bryan Hein</u>	<u>Butler</u>	<u>202 Trees</u>	<u>\$197.96</u>

Motion carried on consent agenda.

c. SWCP Cancellations - None

d. Cottonwood Creek Payments - None

e. Sand/Duck Creek Approvals

Meduna made the motion, seconded by Saalfeld, to approve the following no-till incentive payment application:

Larry Wesely No-Till Incentive 148.1 acres @ \$ 20.00/ac. x 2 yr \$ 2,962.00/yr

Motion carried on consent agenda.

f. Sand/Duck Cost-Share Payment - None

2. WATERSHEDS

a. Wahoo Creek

1. Wahoo Creek Watershed Water Quality Plan – Update Given

3. LOWER PLATTE RIVER CORRIDOR ALLIANCE

a. Monthly Report – Update Given

4. OTHER

a. Update on Army COE 205 Studies

1. South Fremont 205 – Update Given

2. Schuyler 205 – Update Given

b. District-wide Hazard Mitigation Plan

1. JEO Contract for Services

Meduna made the motion, seconded by Olson, to approve the contract agreement with JEO, as attached to the Projects Committee Minutes, for updating our District-wide Hazard Mitigation Plan as originally completed by JEO and authorize the LPNDR Chair to sign the contract. Motion carried all members present voting aye.

2. Interlocal Agreement with the UBBNRD – Update Given

c. Hungry Canyon Alliance Meeting – Update Given

d. Project Expense Review – Update Given

5. SAND CREEK ENVIRONMENTAL RESTORATION PROJECT REPORT

a. Lake Wanahoo – Update Given

b. Upstream Structures – Update Given

6. WESTERN SARPY/CLEAR CREEK LEVEE REPORT – Update Given

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

7. ADDITIONAL ACTION ITEMS

7a. Advertise for Cleaning Services

Pieke made the motion, seconded by Birkel, to advertise three weeks for contracting our office cleaning services, with action on this contract expected at the July board meeting. Motion carried all members present voting aye.

7b. Stream bank Stabilization Payment Request

A Stream bank Stabilization payment request from Chuck Folsom and Bob Diers has been received including invoices totaling \$28,850. Normal payment for these projects is 50% cost/share up to \$2,000 per landowner per year. If there are excess funds at the end of the year, in the past we have exceeded the normal limit if the committee felt the request was warranted. The year-end fund balance is \$11,722.69. Olson made the motion, seconded by Pieke, to make payment to Bob Diers and Chuck Folsom for work completed on their stream bank stabilization project in the Elkhorn River in the amount of \$11,722.69 to be split equally between them (\$5,861.34 each). Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, McDermott, Meduna, Olson, Pieke, Pollard, Taylor, Veskerna, Hilger

NAY: Johannes, Saalfeld, Sabatka

7c. SWCP Payments

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

<u>12-P-22</u>	<u>Tom Sprunk</u>	<u>Flow Meter</u>	<u>\$600.00</u>
<u>12-Bo-35</u>	<u>Bruce Werner</u>	<u>Flow Meter</u>	<u>\$625.00</u>
<u>TREES-13</u>	<u>Laura Moravec</u>	<u>240 Trees</u>	<u>\$235.20</u>

Motion carried all members present voting aye.

7d. Payment to NARD for Conservation Trees

Pieke made the motion, seconded by Birkel, to make payment of \$8,990.44 to NARD for conservation tree seedlings. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Meduna, made the motion, seconded by Veskerna, that all bills be approved and warrants be drawn in payment of same. Motion carried.

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, McDermott, Meduna, Olson, Pollard, Saalfeld, Sabatka, Taylor, Veskerna, Hilger

ABSTAIN: Pieke

9. CONSENT AGENDA ADOPTION

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

AYE: Bailey, Birkel, Clausen, Gibney, Hannah, Johannes, Meduna, Olson, Pollard, Saalfeld, Sabatka, Taylor, Veskerna, Hilger

ABSTAIN: Pieke, McDermott

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The July Directors Meeting will be held on Monday, July 8, 2013, 6:00 p.m. Meeting adjourned at 8:21 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 June 10, 2013, 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.

Lon Olson, Secretary