

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
January 8, 2018**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 1:30 p.m. at Lower Platte North NRD, Wahoo, NE on Monday, January 8, 2018.

1. NOTICE OF MEETING

The advanced notice of our January 8, 2018 board meeting was published on December 28, 2017 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Birkel 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	Feala	Hannah
Hilger	Kavan, Alex	Kavan, Don
McDermott	Olson	Pollard
Ruzicka	Saalfeld	Sabatka
Saeger	Seier	Sobota
Thompson	Veskerna	Birkel

DIRECTORS ABSENT

Meduna

STAFF AND GUESTS:

Gottschalk	Breunig	Heimann
Schomer	Mountford	Andersen
Oaklund	Benal	Brueggemann
Elliott	Bartek	

Legal Counsel Lausterer

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Jenna Kampschnieder was present to give the NRCS Report.

c. NARD Report

Hilger gave the NARD Report.

d. NRC Report - None

e. Managers Report

Gottschalk reviewed his written report.

f. Education Program

Dan Gillespie was present and gave a brief presentation on cover crops.

5. APPROVAL OF MINUTES

Ruzicka made the motion, seconded by Saalfeld, to approve the minutes from the December 11, 2017 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. UNFINISHED BUSINESS

a. Off Site Table Concerns Near Sand Creek – No New Information

b. Ourada Lawsuit – No New Information

2. Meetings

a. Pending

1. Legislative Conference – Update Given

2. Director Retreat – Update Given

3. NARD Washington DC

Ruzicka made the motion, seconded by Saalfeld, to approve attendance of up to two directors and two staff at the NARD Washington, DC Conference March 17-21. Motion carried on consent agenda.

4. NACD Conference – Update Given

b. Reports - None

3. Management Items

a. Director Absences

Ruzicka made the motion, seconded by Saalfeld, to approve Directors Saalfeld's Excuse of Absence from the December Board Meeting. Motion carried on consent agenda.

b. Monthly Education Program – Update Given

c. Lake Wanahoo Operation & Maintenance – Update Given

d. Water Strategies Bill

Ruzicka made the motion, seconded by Saalfeld, to make payment of \$4,800 to PMRNRD for October, November and December Federal Government Relations Services. Motion carried on consent agenda.

e. Great Plains RC&D Donation – Update Given

f. Election Certifications – Update Given

g. Lake Wanahoo Lake Level Panel Future Meeting Discussion

Olson made the motion, seconded by Saeger, to discontinue regularly scheduled Lake Wanahoo Lake Level Panel meetings until a future need arises. Motion carried.

AYE: Bailey, Feala, Hannah, Hilger, Kavan-Alex, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Saeger, Sobota, Thompson, Birkel

NAY: Kavan-Don, Veskerna

h. Wahoo Creek FYRA Contract Update/Discussion – This item will be handled in Projects Committee

4. Equipment – None

5. Personnel

Ruzicka made the motion, seconded by Saalfeld, to accept Melissa Foreman’s resignation effective December 31, 2017. Motion carried on consent agenda.

6. Finance

a. Approval of Financial Reports

Ruzicka made the motion, seconded by Saalfeld, to approve the November Financial Statement as distributed to all board members. Motion carried on consent agenda.

b. Approval of Managers Expenses

Ruzicka made the motion, seconded by Saalfeld, to approve Manager Gottschalk’s time and expense sheets as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. Accounts over 90 Days – Update Given

d. Union Bank Interest Payment – Update Given

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

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS - None

2. WILD NE/CREP REPORT – Update Given

3. OPERATION AND MAINTENANCE & OTHER ITEMS

a. Lake Wanahoo Lake Level – Update Given

b. Lake Wanahoo SRA – Update Given

c. Lake Wanahoo Wildlife Areas

Ruzicka made the motion, seconded by Saalfeld, to pay Standing C Excavation \$3,500 for the trees cut and piled on Lake Wanahoo property and retain \$500 until the tree area has been sprayed. Motion carried on consent agenda.

d. Czechland Lake – Update Given

e. Fremont Study

Olson made the motion, seconded by Ruzicka, to have the General Manager sign Amendment No. 3 to the Agreement between the Department of Army and LPNNRD for the Platte River Section 205 Feasibility Study, to pay \$175,000 to the COE and ask our non-Federal partners for their percentages of the \$175,000. Motion carried all members present voting aye.

f. Community Forestry

Ruzicka made the motion, seconded by Saalfeld, to pay St. Peter Lutheran of North Bend \$977.63 for the 15 trees planted in their grounds as a community improvement project. Motion carried on consent agenda.

g. Platte River Ice Jam Preparedness – Update Given

h. Arbor Day Trees

Ruzicka made the motion, seconded by Saalfeld, to purchase 850 trees not to exceed \$950 from the Arbor Day Foundation to give to students for Arbor Day and Earth Day. Motion carried on consent agenda.

4. ROCK AND JETTY – Update Given

5. EROSION & SEDIMENT RULES & REGULATIONS – Update Given

6. INFORMATION & EDUCATION

a. Information

1. Radio and eAds – Update Given

2. Website – Update Given

b. Education

a. Education Program – Update Given

b. 2020 Envirothon – Update Given

7. RURAL WATER SYSTEMS

a. Colon – Update Given

b. Bruno – Update Given

c. Other – None

Ruzicka made the motion, seconded by Saalfeld, that the January LPNNRD Operations, Education and Rural Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS - None

2. REGULATORY

a. Draft GW Rules and Regulations – Update Given

b. Groundwater Management Area – Update Given

1. Variance Decline

Ruzicka made the motion, seconded by Saalfeld, to accept the letter from John Vybiral and allow the 65 acres to the next person on the list. Motion carried on consent agenda.

2. Knuth Variance Application

Ruzicka made the motion, seconded by Saalfeld, to approve Kerry Knuth's variance application for 33 acres in the SE¼-S3-T14N-R8E Todd Valley subarea, Saunders County. Motion carried on consent agenda.

3. Variance Request in the Hydrologically Connected Area (Limited Development Area) Update Given

4. Variance Request in the Non-Hydrologically Connected Area (Normal Development Area) Update Given

5. Variance Requests in the Restricted Development Areas – Update Given

6. Well Permit Program

a. Well Permits Approved - Update Given

7. Well Permits for Livestock Operations

Saalfeld made the motion, seconded by Pollard, to require a Class 3 well permit for livestock operations that are requesting multiple high capacity wells to supply water to a livestock operation. Motion carried all members present voting aye.

8. Well Interference Complaints – Update Given

9. Special Quantity Subareas - Update Given

10. Lower Platte River Basin Water Management Plan Coalition (LPRBC) – Update Given

11. Voluntary Integrated Water Management Plan – Update Given

12. Cost Share Programs

a. Flow Meter Cost-Share in SQS #2

Ruzicka made the motion, seconded by Saalfeld, to approve payment of \$450 of cost-share funding from WSF and NRD funds to the following individuals: Maurer, Todd for \$225; Maurer, Todd \$225. Motion carried on consent agenda.

12. Lower Platte North NRD Operator Certification

a. LPNNRD Certification Classes for Nitrogen and Water Management – Update Given

13. Phase Reports – Update Given

b. Chemigation - Rules and Regulations

Saalfeld made the motion, seconded by Pollard, to approve the changes to the Chemigation Rules and Regulations so the District can collect a fee sufficient to collect the reasonable costs of administering the Chemigation Permit Program by Nebraska Statutes 46-1121 and to approve the Chemigation Violation Policy. Motion carried all members present voting aye.

c. Livestock Waste Permits – Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates – Update Given

2. Plugged Wells

Ruzicka made the motion, seconded by Saalfeld, to approve a cost-share reimbursement total of \$965.77 to Reznicek Farms for the proper decommissioning of well(s) G-056348 & G-010075. Motion carried on consent agenda.

b. Lower Platte North NRD Ground Water Studies

1. Eastern Nebraska Water Resources Assessment (ENWRA)

Ruzicka made the motion, seconded by Bailey, the District approves the ENWRA AEM and WSF contracted administered by Lower Platte South NRD. Motion carried on consent agenda.

2. Lower Platte River Consortium

Olson made the motion, seconded by Feala, to pay \$13,000 to the Lower Platte South NRD to complete its obligation to the study. Motion carried all members present voting aye.

c. Ground Water Energy Level – Update Given

d. Ground Water Quality Sampling – Update Given

5. OTHER

a. UTV or ATV – Update Given

b. GMDA Annual Conference – Update Given

c. Comments from the Public – Update Given

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

D. PROJECTS COMMITTEE REPORT

1. UNFINISHED BUSINESS – NONE

2. SWCP REPORT

a. SWCP Application Approvals - None

b. SWCP Payments

Ruzicka made the motion, seconded by Saalfeld, to approve the SWCP payment of \$12,500 to Marian Vermeline as shown in the Projects Committee Minutes. Motion carried on consent agenda.

c. SWCP Cancellations – None

d. Wahoo Creek Cost-Share Approvals – None

e. Approval of 2018 Cost-Share docket – Update Given

3. WATERSHEDS

a. Shell Creek Watershed

1. Shell Creek Enhancement Plan Approvals/Payments

Ruzicka made the motion, seconded by Saalfeld, to approve septic system replacement payments to Loren Hellbusch totaling \$2,819.23, Rick Hellbusch totaling \$3,000, Lee Osten totaling \$3,000 and to

approve \$1,115 to Schieffer Signs for Shell Creek Signage as attached and shown in the Projects Committee Minutes. Motion carried on consent agenda.

2. Shell Creek Watershed Improvement Group Planning Meeting Report

Seier made the motion, seconded by Bailey, to authorize Assistant Manager, Tom Mountford to work with Mainelli Wagner and Associates on starting the process for completing the next Shell Creek Bank Stabilization Project as a contract extension with Kohl Construction. Motion carried on consent agenda.

3. Shell Creek Coordinator Resignation – Update Given

b. Wahoo Creek Watershed

1. Wahoo Creek RCPP Meeting Report – Update Given

2. Water Sustainability Fund Agreement Approval for Wahoo Creek Dam Sites 26 & 27

Ruzicka made the motion, seconded by Saalfeld, to approve and authorize the Board Chair to sign the Nebraska Water Sustainability Fund Grant Agreement to receive \$2,269,194 for Wahoo Creek Dam Sites 26 & 27, as attached to the Projects Committee Minutes. Motion carried.

3. Wahoo Creek Watershed Plan Completion

McDermott made the motion, seconded by Thompson, to advertise Requests for Proposals (RFP's) for completing a holistic Wahoo Creek Watershed Plan to include the evaluation of the remaining eight floodwater reduction dams as identified in the original 1998 Wahoo Creek Watershed Plan. Motion failed.

AYE: McDermott, Saeger, Thompson

NAY: Bailey, Feala, Hannah, Hilger, Kavan-Alex, Kavan-Don, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Seier, Sobota, Veskerna, Birkel

Sobota made the motion, seconded by Saalfeld, to approve and authorize the Board Chair to sign NRCS's agreement, when received, to accept Watershed Flood Prevention Operations (WFPO) funding for completing the Wahoo Creek Watershed Plan and for future design of the remaining watershed dams as identified by the completed Plan. Motion carried all members present voting aye.

Ruzicka made the motion, seconded by Sabatka, to approve and authorize the Board Chair to sign FYRA's contract, as attached to the Board Agenda, for continuing with completing a holistic Wahoo Creek Watershed plan to include the evaluation of the remaining eight floodwater reduction dams as identified in the original 1998 plan. This is all contingent on formal approval of NRCS's Watershed Flood Prevention Operations (WFPO) funding agreement for planning assistance not to exceed \$575,000. Motion carried.

AYE: Bailey, Feala, Hannah, Hilger, Kavan-Alex, Kavan-Don, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Saeger, Seier, Sobota, Veskerna, Birkel

NAY: McDermott, Thompson

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE - Update Given

5. Erosion & Sediment Rules and Regulations – Update Given

6. OTHER – Update Given

Ruzicka made the motion, seconded by Saalfeld, that the January LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. SWCP Payment

Sobota made the motion, seconded by Olson, to approve payment on the following SWCP Contracts: 17-P-15 - Dayle Alswager - \$3,942.23 and 17-C-17 - Scott Schmid - \$2,917.85. Motion carried.

AYE: Bailey, Feala, Hilger, Kavan-Alex, McDermott, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Saeger, Seier, Sobota, Thompson, Veskerna, Birkel

ABSTAIN: Hannah, Kavan-Don

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Ruzicka made the motion, seconded by Saalfeld, to approve the January Consent Agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The February Directors Meeting will be held on Monday, February 12, 2018, 1:30 p.m. Meeting adjourned at 4:17 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 January 8, 2018, 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.

Frank Pollard, Secretary