

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
May 14, 2018**

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, Wahoo, NE on Monday, May 14, 2018.

1. NOTICE OF MEETING

The advanced notice of our May 14, 2018 board meeting was published on May 3, 2018 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	Meduna	Olson
Pollard	Ruzicka	Saalfeld
Sabatka (arrived 6:21)	Saeger	Seier
Sobota	Thompson	Veskerna
Birkel		

DIRECTORS ABSENT

STAFF AND GUESTS:

Gottschalk	Breunig	Mountford
TePoel	Andersen	Elliott

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

Mark Walkenhorst 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

Shannon Hauswald was present to give an update on the Career Exploration Opportunities Program (CEO).

5. APPROVAL OF MINUTES

Ruzicka made the motion, seconded by Bailey, to approve the minutes from the April 9, 2018 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. UNFINISHED BUSINESS

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

b. Murren Lawsuit – No New Information

2. Meetings

a. Pending - None

b. Reports - None

3. Management Items

a. Director Absences

McDermott made the motion, seconded by Veskerna, to approve the absence request from Director Feala from the February Meeting and Director Sobota from the March Meeting. Motion carried on consent agenda.

b. Monthly Education Program – Update Given

c. Keep Fremont Beautiful

McDermott made the motion, seconded by Veskerna, to renew our membership with Keep Fremont Beautiful in the amount of \$100. Motion carried on consent agenda.

d. Final NRDF Payment

During a meeting with Kent Zimmerman this past month, he informed us his intention is to make final RDF payment of \$69,767.47 before the end of this fiscal year. This payment would reimburse LPNNRD for all requests currently submitted to the Commission. Balance remaining on outstanding Wanahoo loan is approximately \$118,356.70. Ruzicka made the motion, seconded by McDermott, to authorize Board Treasurer and General Manager to make payment to Union Bank in the same amount received from NRDF to pay down our Lake Wanahoo Note. Motion carried all members present voting aye.

e. Proposed Lake Wanahoo Projects

Pollard made the motion, seconded by Ruzicka, to move forward with the bidding process to construct a recreation/education building on the East side of Lake Wanahoo Property. Motion carried.

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

NAY: McDermott

Meduna made the motion, seconded by Saalfeld, to proceed with the development of Pork Chop Island at Lake Wanahoo. Motion carried.

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

NAY: McDermott

f. Future Lake Wanahoo Hay and Soil Sales

Olson made the motion, seconded by Sabatka, to approve all future hay and dirt sales to be deposited into existing Lake Wanahoo NPAIT account to be used on Lake Wanahoo Property. Motion carried all members present voting aye.

g. Wanahoo/Airpark Property – Update Given

h. LARM – Workers Compensation Audit – Update Given

i. Water Strategies Report – Update Given

4. Equipment

a. Computers

Ruzicka made the motion, seconded by Seier, to approve the purchase of 4 computers and hubs not to exceed \$4,000. Motion carried all members present voting aye.

5. Personnel

a. Operation and Maintenance Technician

Meduna made the motion, seconded by Hannah, to ratify the General Manager’s termination of Mitch O’Reilly, approve severance agreement and to pay him for his used annual leave of 37.25 hours. Motion carried all members present voting aye.

b. Employee Evaluation – Update Given

c. NRD/NRCS Conservation Field Technician

Saalfeld made the motion, seconded by Thompson, to ratify the hiring of Skye Sabatka to fill the vacant NRD/NRCS Conservation Field Technician at salary presented. Motion carried all members present voting aye.

d. Butler County NRD/NRCS Field Office Assistant

Hilger made the motion, seconded by Pollard, to ratify the hiring of Kimberly Piitz to fill the vacant Butler County NRD/NRCS Field Office Assistant at the salary presented. Motion carried all members present voting aye.

e. Operation and Maintenance Technician Advertising

McDermott made the motion, seconded by Veskerna, to begin advertising to fill the vacant Operation and Maintenance Technician position. Motion carried on consent agenda.

6. Finance

a. Approval of Financial Reports

McDermott made the motion, seconded by Veskerna, to approve the March Financial Statement as distributed to all board members. Motion carried on consent agenda.

b. Approval of Managers Expenses

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

c. Accounts Receivable and Payable – Update Given

McDermott made the motion, seconded by Veskerna, that the May 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 SRA – Update Given

b. Wanahoo Dam – Update Given

c. Fremont Section 205 Study

Hannah made the motion, seconded by Sobota, to approve payment for \$175,000 to USACE for the non-structural process. Motion carried all members present voting aye.

d. Czechland Lake – Update Given

e. Tree Program - Update Given

f. Summer Interns – Update Given

4. ROCK AND JETTY – None

5. INFORMATION & EDUCATION

a. Information

1. Radio and eAds – Update Given

2. NARD Award Nominations - Update Given

b. Education

a. Spring Conservation Sensation - Update Given

b. Education Presentation – Update Given

c. Test Your Well Night - Update Given

d. Shell Creek Watershed Monitoring Program Scholarship

Seier made the motion, seconded by Ruzicka, to award Payton Nelson and Abbie Pieke the 2018 Shell Creek Watershed Monitoring Program Scholarship in the amount of \$1,000 to each recipient. Motion carried all members present voting aye.

6. RURAL WATER SYSTEMS

a. Colon

McDermott made the motion, seconded by Veskerna, to return Leonard Zeleny's \$100 hook-up deposit since it has passed the two year requirement. Motion carried on consent agenda.

b. Bruno – Update Given

c. Other – None

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

C. WATER COMMITTEE REPORT

1. JOINT VOLUNTARY INTEGRATED WATER MANAGEMENT PLAN HEARING

Pollard made the motion, seconded by Saalfeld, to approve the groundwater controls in the IMP for adoption and implementation, with no modifications. Approve the IMP for implementation, with the following minor editorial modifications: 1. Update the headings in Table 2 (Surface Water Permits in the Lower Platte North NRD), to be more clear, 2. Update the glossary of terms to include the terms "acre-feet", "cubic feet per second", "basin" and "subbasin", 3. Update the dates on page 1 (authority and effective date) and page 6 (basin plan adoption date). Motion carried all members present voting aye.

Pollard made the motion, seconded by Hannah, to approve the Statutory requirement for publication of the IMP. Motion carried all members present voting aye.

2. UNFINISHED BUSINESS - None

3. REGULATORY

a. Groundwater Management Area

1. Well Permit Program – Update Given

a. Well Permits Approved - Update Given

2. Keith Rasmussen Transfer Request

Hilger made the motion, seconded by Seier, to approve Keith Rasmussen Irrigation acre Transfer Request totaling 55.61 acres as follows:

Acres Transferring From:

- 19.55 acres in the SW1/4 of S13-T20N-R5W Boone County, Upper Newman Grove Subarea
- 12.91 acres in the W1/2 NW1/4 of S13-T20N-R5W Boone County, Upper Newman Grove Subarea
- 12.65 acres in the E1/2 NW1/4 of S13-T20N-R5W Boone County, Upper Newman Grove Subarea
- 10.49 acres in the S1/2 NE1/4 of S18-T20N-R4W Boone County, Upper Newman Grove Subarea

Acres Transferring To:

- 55.61 acres in the N1/2 NE1/4 of S18-T20N-R4W Boone County, Upper Newman Grove Subarea.

Motion carried all members present voting aye.

3. Net Irrigation Requirements – Update Given

4. Groundwater Rules and Regulations

Meduna made the motion, seconded by Saalfeld, to approve the amended Groundwater Rules and Regulations that were presented at the Public Hearing on May 14th. Motion carried all members present voting aye.

Olson made the motion, seconded by Feala, to publish the Order of Designation accordingly to State Statute 46-744 once each week for 3 consecutive weeks with effective date of June 15, 2018 for the amended Groundwater Rules and Regulations.

Meduna made the motion, seconded by Pollard, to allow the expansion of Acre Rules to take effect in the SQS Management Areas on June 15, 2018. Motion carried all members present voting aye.

5. Potential Violation Policy – Update Given

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

7. Cost Share Programs

a. Flow Meter Maintenance Program

Hilger made the motion, seconded by Saalfeld, to approve the 1 time payment of \$150 to Tri-City Meters for labor, time, travel for replacing a single flow meter and \$16.25 for flow meter batteries within SQS areas with a new agreement needed for next year. Motion carried on consent agenda.

b. Flow Meter Cost-Share in SQS #2 – Update Given

8. Richland – Schuyler Phase 3 Area – Update Given

9. LPNNRD Operator Certification – Update Given

b. CHEMIGATION – Update Given

c. LIVESTOCK WASTE PERMITS – Update Given

4. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates – Update Given

2. Plugged Wells

McDermott made the motion, seconded by Veskerna, to approve the well decommissioning payment of \$280.24 to Tom Christopherson. Motion carried on consent agenda.

b. Lower Platte North NRD Ground Water Studies

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

2. Platte – Colfax Study Area – Update Given

3. Lower Platte River Consortium – Update Given

c. New Monitoring Wells – Update Given

d. Groundwater Energy Levels

e. Other

1. Phoenix Web Group – Update Given

2. GMDA Annual Conference – Update Given

3. Comments from the Public – Update Given

McDermott made the motion, seconded by Veskerna, that the May 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 – Update Given

a. SWCP Application Approvals – None

b. SWCP Payments - None

c. SWCP Cancellations – None

d. Wahoo Creek Cost-Share Approvals – None

3. WATERSHEDS

a. Shell Creek Watershed

1. Shell Creek Environmental Enhancement Plan Implementation Project Update – Update Given

a. Hamata/Vavreck Creek Bank Stabilization Project Extensions

Sabatka made the motion, seconded by Hannah, to ratify Chair Birkel’s signature on change order No. 1, Site 3, to the Shell Creek (Kramer) Bank Stabilization Project (Hamata) which authorizes Kohl Construction to immediately begin construction May 3, 2018, as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

Hannah made the motion, seconded by Meduna, to approve and authorize Chair Birkel to sign change order No. 2 to the Shell Creek (Kramer) Bank Stabilization Extension Project (Vavreck) which authorizes Kohl Construction to immediately begin construction after receiving the necessary permits. Motion carried on consent agenda.

b. Sprunk Shell Creek Grand Stabilization/Wetland Enhancement Project – Update Given

c. Best Management Proactive Application

McDermott made the motion, seconded by Veskerna, to approve 60% assistance for David Geilenkirchen's Shell Creek 319 application for a septic system upgrade up to a maximum of \$3,000 as attached to the Projects Committee Minutes. Motion carried on consent agenda.

2. Shell Creek Watershed Delisting Atrazine Impairment

McDermott made the motion, seconded by Veskerna, to authorize assisting with the Shell Creek "atrazine delisting celebration" expenses, using up to \$1,000 of the Shell Creek Environmental Plan Implementation grant funds for this purpose. Motion carried on consent agenda.

3. Schuyler 205 Shell Creek Levee Final Payment Request

Ruzicka made the motion, seconded by Saalfeld, to pay the City of Schuyler our final assistance payment of \$100,000 toward the completed Shell Creek 205 Levee project to bring LPNNRD's total assistance to \$600,000 toward project construction as originally approved by the Board. Motion carried all members present voting aye.

b. Wahoo Creek Watershed

1. Wahoo Creek Watershed Water Quality Plan Implementation Phase II

2. Wahoo Creek Planning Update /FYRA Invoices

Mike Sotak reviewed what planning has been completed in the Wahoo Creek Watershed and what need to be accomplished in the next few weeks. Establishing final Dam Site locations with LPNNRD and Saunders County input is crucial. Hilger made the motion, seconded by Meduna, to schedule a Wahoo Creek Scoping Meeting the week of June 11th. Motion carried all members present voting aye.

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE - Update Given

5. EROSION AND SEDIMENT RULES AND REGULATIONS – Update Given

6. LAKE WANAHOO IMPROVEMENTS – Update Given

7. Review of Projects Financial Statement – Update Given

8. Woodcliff Bank Stabilization Project Payment

Veskerna made the motion, seconded by Sabatka, to approve the first (of four) \$75,000 payment to Saunders County SID #8 for the completion of the Woodcliff Bank Stabilization Project as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

9. PMRNRD Western Sarpy/Clear Creek Project Payment

Bailey made the motion, seconded, by Veskerna, to pay the Papio Missouri River NRD our FY 2017-18 project payment of \$150,000 as attached to the Projects Committee Minutes. Motion carried on consent agenda.

McDermott made the motion, seconded by Veskerna, that the May LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7a. Patty Holmberg Leave Payout

Hannah made the motion, seconded by Sobota, to approve the leave time payout to Patty Holmberg in the amount of \$1,891.08 less deductions. Motion carried all members present voting aye.

7b. Decommissioned Well Payments

Pollard made the motion, seconded by Meduna, to make payment to Sara Bongers - \$1,397.77 and Calvin Dietrich - \$789.88 for the decommissioning of irrigation. Motion carried all members present voting aye.

7c. Sale of Cargo Trailer – No Action

7d. Sand/Duck Creek Erosion Repair Landowner Payment – No Action

8. BILLS TO BE APPROVED

Saalfeld made the motion, seconded by Feala, 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

McDermott made the motion, seconded by Veskerna, to approve the May Consent Agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The June Directors Meeting will be held on Monday, June 11, 2018, 6:00 p.m. Meeting adjourned at 8:54 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 May 14, 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