

**LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
October 8, 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, October 8, 2018.

**1. NOTICE OF MEETING**

The advanced notice of our October 8, 2018 board meeting was published on September 27, 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	Hilger
Kavan, Alex	Kavan, Don	McDermott
Meduna (arrived 6:08 pm)	Pollard	Ruzicka
Saalfeld	Saeger	Seier
Thompson	Veskerna	Birkel

**DIRECTORS ABSENT**

Hannah	Olson	Sabatka
Sobota		

**STAFF AND GUESTS:**

Gottschalk	Breunig	Mountford
Andersen	Elliott	Schomer
Heimann	TePoel	
Legal Counsel Lausterer		

**3. APPROVAL OF AGENDA**

**4. COMMENTS - ADVISORS/GUESTS/DIRECTORS**

**a. Guest Comments**

**b. NRCS Report - None**

**c. NARD Report**

Hilger reported on the NARD Fall Conference that was held in Kearney on September 23-25.

**d. NRC Report - None**

**e. Managers Report**

Gottschalk reviewed his written report.

**f. Education Program**

Kyle Overturf from Almquist, Maltzahn, Galloway and Luth presented the Annual Audit.

**5. APPROVAL OF MINUTES**

Saalfeld made the motion, seconded by Feala, to approve the minutes from the September 10, 2018 Board

Meeting. Motion carried on consent agenda.

**6. REPORT OF STANDING COMMITTEES**

**A. EXECUTIVE COMMITTEE REPORT**

**1. UNFINISHED BUSINESS - None**

**2. Meetings**

**a. Pending - None**

**b. Reports**

**1. NARD Fall Conference – Update Given**

**3. Management Items**

**a. Director Absences - None**

**b. Monthly Education Program – Update Given**

**c. LARM Insurance Payment**

Saalfeld made the motion, seconded by Feala, to make payment of \$61,804.28 to LARM for our Commercial Property Insurance effective 10/1/18 – 10/1/19 as attached to the Executive Committee Minutes. Motion carried on consent agenda.

**d. Dodge County Tax Roll Collection**

Saalfeld made the motion, seconded by Feala, to authorize management to send a letter to Dodge County Treasurer authorizing them to deduct \$222.76 from our account for the tax roll correction for Deer Pointe Corporation. Motion carried on consent agenda.

**e. November Board Meeting – Update Given**

**f. RFP Engineering Firm Interview – Update Given**

**g. Reserve America – Camping Reservations**

Saalfeld made the motion, seconded by Feala, to authorize management to sign the contract with Aspira for taking campground reservations online at a cost of \$1,600 for the initial setup and \$50 monthly maintenance fee. Motion carried on consent agenda.

**h. NRD Recreation Building Update**

Saalfeld made the motion, seconded by Feala, to approve a \$50,000 payment to Steel Building Sales LLC at the time of delivery. Motion carried on consent agenda.

**i. Lake Wanahoo NRD Recreation Area – Update Given**

**j. Wanahoo Education Building Bids**

Ruzicka made the motion, seconded by Kavan-Don, to approve the erection bid for the Lake Wanahoo Education Building from Robert Hedges Construction in the amount \$26,000. Motion carried all members present voting aye.

**4. Equipment – None**

**5. Personnel**

**a. Operation and Maintenance Technician – Update Given**

**6. Finance**

**a. Fiscal Year 2018 Audit**

Pollard made the motion, seconded by Thompson, to accept and place on file the 2018 Audit Report as prepared and presented by Almquist, Maltzahn, Galloway and Luth. Motion carried all members present voting aye.

**b. Approval of Financial Reports**

Saalfeld made the motion, seconded by Feala, to approve the July and August Financial Statements as presented and distributed. Motion carried on consent agenda.

**c. Approval of Managers Expenses**

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

**d. Accounts Receivable and Payable – Update Given**

Saalfeld made the motion, seconded by Feala, that the October 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 – None**

**3. OPERATION AND MAINTENANCE & OTHER ITEMS**

**a. Wanahoo Dam – Update Given**

**b. Fremont 205 – Update Given**

**c. Clear Creek Levee – Update Given**

**d. Czechland Lake/Recreation Area**

Meduna made the motion, seconded by Feala, to approve the three phase progressive disciplinary notices of warning, first violation and revocation to be used on any District recreation area or other properties as a resolution of improper conduct and also add the disciplinary actions regulation to the current District Park Regulations. Motion carried all members present voting aye.

**e. Rawhide Ditch 8 Easement – Update Given**

**f. NRD's/NARD Tree Interlocal Agreement with US Forest Service**

Saalfeld made the motion, seconded by Feala, to approve the Interlocal Agreement between NRD's/NARD, the agent for the Districts and the U.S. Forest Service in a three year agreement for the purchasing of trees used in conservation plantings. Motion carried on consent agenda.

**g. Grass Drill Revenue – Update Given**

**4. ROCK AND JETTY - None**

**5. INFORMATION & EDUCATION**

**a. Information**

- 1. Radio and eAds – Update Given**
- 2. Long Range Plan - Update Given**
- 3. Lake Wanahoo Promotional Video – Update Given**
- 4. NACD Annual Conference – Update Given**

**b. Education**

- 1. East Central Region Land Judging - Update Given**
- 2. State Land Judging – Update Given**
- 3. October Education Programs – Update Given**

**6. RURAL WATER SYSTEMS**

- a. Colon – Update Given**
- b. Bruno – Update Given**
- c. Other – None**

Saalfeld made the motion, seconded by Feala, that the October 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**

Ruzicka made the motion, seconded by Feala, to take from table variances LPN-NDV-018-0046 – Randy Fendrich and LPN-NDV-013-0015 – Lawrence Hynek. Motion carried.

**AYE:** Bailey, Feala, Hilger, Kavan-Alex, Kavan-Don, McDermott, Meduna, Pollard, Ruzicka, Saalfeld, Saeger, Seier, Veskerna, Birkel

**ABSTAIN:** Thompson

Pollard made the motion, seconded by Hilger, to approve variance LPN-NDV-018-0046 – Randy Fendrich for 140 acres. Motion carried.

**AYE:** Bailey, Feala, Hilger, Kavan-Alex, Kavan-Don, McDermott, Meduna, Pollard, Ruzicka, Saalfeld, Saeger, Seier, Veskerna, Birkel

**ABSTAIN:** Thompson

**2. REGULATORY - None**

**3. GROUND WATER MANAGEMENT AREA**

- a. Variance Requests in the Hydrologically Connected Area (Limited Development Area)**

Meduna made the motion, seconded by Hilger, to approve the variances for LPN Hydrological Area as shown on spreadsheet for 1219.45 acres or 188.77 Acre Feet of Consumptive Use of Groundwater. Motion carried all members present voting aye.

**b. Variance Requests-Non-Hydrologically Connected Area (Limited Development Area)-Update Given**

**c. Variance Requests in the Restricted Development Area – Update Given**

**d. Transferring of Acres – Update Given**

**e. Well Permit Program**

**1. Well Permits Approved – Update Given**

**f. Cost-Share Program**

**1. Irrigation Well Sample Kits – Update Given**

**g. Bellwood Phase 2 Area – Update Given**

**h. Richland – Schuyler Phase 2 Area – Update Given**

**i. Richland – Schuyler Phase 3 Area – Update Given**

**j. LPNNRD Operator Certification – Update Given**

**k. Chemigation – Update Given**

**l. Livestock Waste Permits – Update Given**

**4. GROUND WATER PROGRAM**

**a. Decommissioned Well Program**

**1. Well Estimates – Update Given**

**2. Plugged Wells – Update Given**

**3. Approved Meter List**

Saalfeld made the motion, seconded by Feala, to table putting the Sparling Bluewater Electromagnetic Flow Meter on the LPN approved meter list until more information can be obtained on the maintenance of electromagnetic flow meters. Motion carried all members present voting aye.

**b. Lower Platte North NRD Ground Water Studies**

**1. Lower Platte River Consortium – Update Given**

**2. Dakota Monitoring Wells – Update Given**

**3. SWS #2 – UNL Collaboration – Update Given**

**c. New Monitoring Wells – Update Given**

**d. Ground Water Quality Sampling - Update Given**

**5. SURFACE WATER PROGRAMS**

**a. State Lakes Results – Update Given**

**6. OTHER**

Saalfeld made the motion, seconded by Feala, to move the October Water Committee to October 30<sup>th</sup> at 5:00 p.m. Motion carried all members present voting aye.

**a. Climate and Water Seminar – Update Given**

**b. Project Grow – Update Given**

**c. NARD Fall Conference – Update Given**

**d. Comments from the Public – Update Given**

Saalfeld made the motion, seconded by Feala, that the October 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 Payment**

Saalfeld made the motion, seconded by Feala, to approve SWCP payments to Hartman Trust (\$8,960.74) and Eric Nelson (\$9,406.72) totaling \$18,367.46 as shown in the Projects Committee Minutes. Motion carried on consent agenda.

**c. SWCP Cancellations - None**

**d. Wahoo Creek Cost-Share Approvals – None**

**1. Lands for Conservation Payments**

Saalfeld made the motion, seconded by Feala, to approve three Lands for Conservation Payments to Darrell Kubik (\$5,544 & \$8,118) and Marvin Ptacek (\$2,574) totaling \$16,236 as shown in the Projects Committee Minutes. Motion carried on consent agenda.

**e. WATERSHEDS**

**1. Shell Creek Watershed**

**a. Shell Creek Environmental Enhancement Plan Implementation**

Saalfeld made the motion, seconded by Feala, to reimburse Matt Bailey \$1,922.59 for food and printing expenses involved with the Shell Creek Delisting celebration as attached to the Projects Committee Minutes. Motion carried on consent agenda.

**b. Vavircek Shell Creek Bank Stabilization Project – Update Given**

**c. Sprunk Shell Creek Wetland/Grade Stabilization Project – Update Given**

**d. Platte County Grade Stabilization Project Request**

Meduna made the motion, seconded by Feala, to approve participation with Platte County Drop inlet projects Columbus North C-7 (794) up to \$4,943.32 and Tarnov Northwest C-7 (802) up to \$4,522.54 as shown and attached to the Projects Committee Minutes. Motion carried all members present voting aye.

**2. Wahoo Creek Watershed**

- a. Wahoo Creek Dam Site Planning Update & FYRA Invoices – Update Given**
- b. Wahoo Creek Consulting Firm Interviews – This item will be taken at the end of meeting**
- c. Wahoo Creek Cultural Resource Investigations – Update Given**
- d. Wahoo Creek Watershed Water Quality Plan Phase II – Update Given**

**4. LOWER PLATTE RIVER CORRIDOR ALLIANCE**

**5. EROSION AND SEDIMENT RULES AND REGULATIONS – Update Given**

**6. OTHER - None**

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

**7. ADDITIONAL ACTION ITEMS - NONE**

**a. Wahoo Creek Lands for Conservation Approval and Payment**

Bailey made the motion, seconded by Meduna, to approve Gregg Fujan Lands for Conservation Payment in the amount of \$2,376. Motion carried all members present voting aye.

**8. BILLS TO BE APPROVED**

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

**AYE:** Feala, Hilger, Kavan-Alex, Kavan-Don, McDermott, Meduna, Pollard, Ruzicka, Saalfeld, Saeger, Seier, Thompson, Veskerna, Birkel

**ABSTAIN:** Bailey

**9. CONSENT AGENDA ADOPTION**

Saalfeld made the motion, seconded by Feala, to approve the October Consent Agenda as amended (by removing item 6.C.1.) Motion carried.

**AYE:** Feala, Hilger, Kavan-Alex, Kavan-Don, McDermott, Meduna, Pollard, Ruzicka, Saalfeld, Saeger, Seier, Thompson, Veskerna, Birkel

**ABSTAIN:** Bailey

**Wahoo Creek Consulting Firm Interviews was taken at this time**

Meduna made the motion, seconded by Saalfeld, to go into Executive Session at 7:25 p.m. for the protection of public interest to discuss a negotiation strategy on Wahoo Creek Engineering Contracts and authorize the following to stay: Legal Counsel Lausterer, Gottschalk, Mountford and Breunig. Motion carried all members present voting aye.

McDermott made the motion, seconded by Ruzicka, to go out of Executive Session at 8:21 p.m. Motion carried all members present voting aye.

Meduna made the motion, seconded by Bailey, to authorize the Sub-Committee as follows (Directors Birkel, Thompson and Meduna) along with Gottschalk and Mountford to outline the deadlines and fees needed to be accomplished for Wahoo Creek Engineering Services (including additional cultural resource investigations) and go into the negotiation process with two Engineering firms (Olsson and FYRA). It was further recommended that during the negotiation process if desired terms and deadlines can be obtained that Chair Birkel has the authority to approve and sign a contract(s) with selected firm(s) after contract review and approval by Legal Counsel Lausterer. Motion carried all members present voting aye.

#### **10. COMMENTS FROM DIRECTORS/GUESTS**

#### **11. MEETING ESTABLISHMENT AND ADJOURNMENT**

The November Directors Meeting will be held on Monday, November 12, 2018, 3:45 p.m. Meeting adjourned at 8:42 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 October 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