

**LOWER PLATTE NORTH NRD MINUTES  
BOARD MEETING  
October 14, 2019**

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, October 14, 2019.

**1. NOTICE OF MEETING**

The advanced notice of our October 14, 2019 board meeting was published on October 3, 2019 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Ruzicka 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:**

Birkel	Feala	Hannah
Hilger	Johnson	Kavan
Meduna (arrived 6:53 p.m.)	Meyer	Olson (arrived 6:06 p.m.)
Pollard	Saalfeld	Sabatka
Saeger	Seier	Thompson
Veskerna	Ruzicka	

**DIRECTORS ABSENT**

Bailey	Yosten
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**STAFF AND GUESTS:**

Gottschalk	Breunig	Mountford
Andersen	Heimann	Elliott

Legal Counsel Lausterer  
Sign in sheet attached to minutes

**3. APPROVAL OF AGENDA**

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

**a. Guest Comments**

**b. NRCS Report - None**

**c. NARD Report**

Bob Hilger gave the NARD Report.

**d. NRC Report - None**

**e. Managers Report**

Gottschalk reviewed his written report.

**f. Education Program**

Kyle Overturf, Almquist, Malzahn, Galloway & Luth, PC was present to give the 2019 Audit Report.

**5. APPROVAL OF MINUTES**

Johnson made the motion, seconded by Hilger, to approve the minutes from the September 9, 2019 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 – None**

**2. Meetings**

**a. Pending**

**1. GMDA Winter Conference**

Johnson made the motion, seconded by Hilger, to send two Staff and two Directors to the GMDA Winter Conference, January 12-15, 2020 Fort Lauderdale, FL. Motion carried on consent agenda.

**b. Reports**

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

**3. Management Items**

**a. Director Absences**

Johnson made the motion, seconded by Hilger, to approve Director Bailey and Yosten’s excuse of absence from the September Board Meeting at attached. Motion carried on consent agenda.

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

**c. LARM Commercial Package**

Birkel made the motion, seconded by Pollard, to make payment of \$66,962.32 to LARM for our Commercial Property Insurance effective 10/1/19 to 10/1/20 as attached to the Executive Committee Minutes. Motion carried all members present voting aye.

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

**e. Lower Platte River Consortium Amendment**

Johnson made the motion, seconded by Hilger, to approve a 1-year interlocal Lower Platte River Consortium extension for LPNRRD to be signed by General Manager. Motion carried on consent agenda.

**4. Equipment**

**a. Cellular Service on Director iPads – Update Given**

**5. Personnel**

**a. Conservation Technician Position**

Johnson made the motion, seconded by Hilger, to start advertising to the fill the vacant Conservation Technician position. Motion carried on consent agenda.

**b. Part-Time Wanahoo Technician**

Veskerna made the motion, seconded by Sabatka, to approve hiring Rick Gustafson for seasonal part-time work, as needed, for Wanahoo Recreation Area. Motion carried.

**AYE:** Birkel, Feala, Hannah, Hilger, Johnson, Kavan, Meyer, Olson, Pollard, Saalfeld, Sabatka, Saeger, Seier, Veskerna, Ruzicka

**ABSTAIN:** Thompson

**6. Finance**

**a. Approval of Financial Reports**

Johnson made the motion, seconded by Hilger, to approve the July and August Financial Reports as presented. Motion carried on consent agenda.

**b. Approval of Managers Expenses**

Johnson made the motion, seconded by Hilger, 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**

**d. F.Y. '19 Audit**

Saalfeld made the motion, seconded by Johnson, to accept and place on file the 2019 Audit Report as prepared and presented by Almquist, Malzahn, Galloway and Luth. Motion carried all members present voting aye.

**7. Other**

**a. Directors Review of District Policy – Update Given**

Johnson made the motion, seconded by Hilger, that the October LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

**B. OPERATIONS COMMITTEE REPORT**

**1. UNFINISHED BUSINESS - None**

**2. WILD NE AND OTHER PROGRAMS - None**

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

**a. Czechland Lake Camping Revenue – Update Given**

**b. Conservation Tree Program**

Johnson made the motion, seconded by Hilger, to raise the Conservation Tree Program tree prices to \$1.00/tree for hand plants and \$2.00/tree for machine planted trees. Motion carried on consent agenda.

**c. 2014 Jeep Patriot Repair**

Johnson made the motion, seconded by Hilger, to have Voboril Automotive Repair replace the engine in the 2014 Jeep with an engine with 48,000 miles at a cost of \$2,400 and a one-year warranty. Motion carried on consent agenda.

**d. Clear Creek Levee Repairs by Corps of Engineers – Update Given**

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

**f. Clear Creek Fuse Plug at Camp Ashland – FEMA**

Sabatka made the motion, seconded by Johnson, to approve the bid of \$67,426.08 from Clark Construction to repair the Fuse Plug Levee at Camp Ashland and approve any needed change orders upon favorable review and concurrence from the Board Chair and Operations Committee Chair. Motion carried all members present voting aye.

**g. Wanahoo Dam Spilling Basin – FEMA**

Meduna made the motion, seconded by Saalfeld, to remove from the table the Wanahoo Dam Spilling Basin. Motion carried all members present voting aye.

Olson made the motion, seconded by Pollard, to approve and authorize hiring FYRA Engineering for project oversight on the Wanahoo Dam Spilling Basin at a contract price of \$25,179. Motion carried all members present voting aye.

**4. ROCK AND JETTY – Update Given**

**5. LAKE WANAHOO**

**a. Education Building - Update Given**

**b. 2019 Permit Sales – Update Given**

**c. Camping Sales – Update Given**

**d. Wanahoo Concrete Bids**

Johnson made the motion, seconded by Hilger, to approve McAtee Concrete Construction bid of \$4,665 for concrete work to pour Education Building sidewalk and parking. Motion carried all members present voting aye.

**6. INFORMATION & EDUCATION**

**a. Information**

**1. Radio and eAds – Update Given**

**2. FY 20 Long Range Plan**

Thompson made the motion, seconded by Saeger, to approve and adopt the FY20 Long Range Plan as presented. Motion carried all members present voting aye.

**3. Master Plan – Update Give**

**b. Education**

**1. East Central Region Land Judging Contest – Update Given**

**2. September-October Education Programs – Update Given**

**7. RURAL WATER SYSTEMS**

**a. Colon – Update Given**

**b. Bruno – Update Given**

**c. Other – None**

Johnson made the motion, seconded by Hilger, that the October LPNNRD Operations Committee Minutes be received and placed on file. Motion carried on consent agenda.

**C. WATER COMMITTEE REPORT**

**1. UNFINISHED BUSINESS - NONE**

**2. REGULATORY**

**a. GROUNDWATER MANGEMENT AREA**

**1. Variance Request in the Hydrologically Connected Area (Limited Development Area)**

Pollard made the motion, seconded by Feala, to approve the 13 variances as attached to the Water Committee Minute for 837 acres and 111.498 acre feet depletion. Motion carried.

**AYE:** Birkel, Feala, Hilger, Johnson, Kavan, Meyer, Pollard, Saalfeld, Sabatka, Saeger, Seier, Thompson, Veskerna, Ruzicka

**NAY:** Hannah

**ABSTAIN:** Olson

Johnson made the motion, seconded by Hilger, to have staff contract Jerry Kobza, Gary Meister and Kenneth Pestal for re-evaluation of their 3 variances for review at the October 31th Water Committee. Motion carried on consent agenda.

**2. Lonnie Schaad Variance Extension**

Johnson made the motion, seconded by Hilger, to approve an extension until March 1, 2020 for Lonnie Schaad variance LPN-V-012-0207 because of circumstances beyond his control. Motion carried on consent agenda.

**3. Well Permit Program**

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

**4. Well Permit for Highway Construction – Update Given**

**5. Nitrogen Phase Area Study**

Saalfeld made the motion, seconded by Hannah, to sign the UNL Contract for Nitrogen Phase Area Study as attached to the Water Committee Minutes and pay UNL \$4,122.50. Motion carried all members present voting aye.

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

**7. Richland-Schuyler Phase 2 Area – Update Given**

**8. Richland-Schuler Phase 3 Area – Update Given**

**b. Chemigation – Update Given**

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

**3. GROUND WATER PROGRAM**

**a. Decommissioned Well Program**

**1. Well Estimates – Update Given**

**2. Plugged Wells**

Johnson made the motion, seconded by Hilger, to approve payment to David C. Mitchell for decommissioning 3 wells for \$285.49, \$307.96 and \$364.05 and one well for Jeffrey Fadschild for \$1,000. Motion carried on consent agenda.

- b. Lower Platte North NRD Ground Water Studies**
  - 1. Flow Meters – Update Given**
  - 2. NARD Conference – Update Given**
  - 3. Lower Platte River Consortium – Update Given**
- c. Ground Water Quality Sampling – Update Given**
- 4. SURFACE WATER PROGRAMS**
  - a. State Lakes – Update Given**
  - b. USGS Stream Flow Gauging Sites – Update Given**
- 5. OTHER**
  - a. GMDA Winter Conference – Update Given**
  - b. Voluntary Integrated Water Management Plan – Update Given**
  - c. Comments from the Public – Update Given**

Johnson made the motion, seconded by Hilger, 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**

- 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 – Update Given**
- 2. UP Railroad Shell Creek Bridge Removal/County Road 15 – Update Given**

**b. Wahoo Creek Watershed**

- 1. Wahoo Creek Dam Site Planning Update FYRA & JEO Invoices – Update Given**
- 2. Wahoo Creek Watershed Water Quality Plan Phase II - Update Given**
- 3. Olsson Design Update and Invoice – Update Given**

**4. Wahoo Creek Dam Breach Overlay District Zoning**

Johnson made the motion, seconded by Hilger, to have JEO present a contract for services to establish Wahoo Creek Dam Breach Overlay zoning areas in Wahoo and Weston. Motion carried on consent agenda.

Hannah made the motion, seconded by Johnson, to approve and authorize Chairman to sign the contract with JEO up to \$5,200 as attached, for services to establish Wahoo Creek Dam Breach Overlay Zoning areas in Wahoo and Weston. Motion carried all members present voting aye.

**4. JOINT WATER MANAGEMENT ADVISORY BOARD – Update Given**

**5. HAZARD MITIGATION PLAN UPDATE – Update Given**

**6. NEBRASKA BUFFER STRIP PROGRAM**

**a. NBSP Contract Approval**

Johnson made the motion, seconded by Hilger, to approve the 10-year Nebraska Buffer Strip contract #19023 to Marilee Polacek with \$148.72 annual payment. Motion carried on consent agenda.

**b. Nebraska Buffer Strip Program Annual Payments**

Johnson made the motion, seconded by Hilger, to approve Buffer Strip Contract payments to participants as listed in the Projects Committee Minutes totaling \$15,001.66. Motion carried on consent agenda.

**7. EROSION AND SEDIMENT RULES AND REGULATION**

**8. OTHER**

**a. North Bend Drainage District Assistance Request – Update Given**

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

**7. ADDITIONAL ACTION ITEMS**

**a. Decommissioned Irrigation Well**

Saalfeld made the motion, seconded by Seier, to approve payment to Melvin P. Bailey to decommission an irrigation well for \$727.66. Motion carried all members present voting aye.

**b. Lower Platte North NRD Position on Livestock Facilities**

Discussion took place if the Lower Platte North NRD should be taking a position on any new Livestock Facilities being planned within the Lower Platte North NRD boundaries.

Discussion centered around the types of permits needed, nutrient management, nitrates and storm water runoff.

After much discussion Meduna made the motion, seconded by Hilger, to that the Lower Platte North NRD stay neutral on permitting issues on new Livestock Facility development within the NRD boundaries. Motion carried all members present voting aye.

**8. BILLS TO BE APPROVED**

Sabatka made the motion, seconded by Pollard, 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**

Johnson made the motion, seconded by Hilger, to approve the October Consent Agenda. Motion carried all members present voting aye.

**10. COMMENTS FROM DIRECTORS/GUESTS**

**11. MEETING ESTABLISHMENT AND ADJOURNMENT**

The November Board of Directors Meeting will be held on Monday, November 11, 2019, 3:45 p.m. Meeting adjourned at 8:16 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 14, 2019, 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.

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Larry Feala, Secretary