

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
January 9, 2023**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 1:30 p.m. at the NRD Office, Wahoo, NE on Monday, January 9, 2023.

1. NOTICE OF MEETING

The agenda and supporting documents are available on the district's website – www.lpnrd.org. A copy of the Nebraska Open Meetings Law has been posted on the NRD's website.

The advanced notice of our January 9, 2023, board meeting was posted on the Lower Platte North NRD website.

Chair Pollard informed those present that a copy of the "Open Meetings Act" is posted for public viewing.

Pledge of Allegiance

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey	Birkel	Engel
Hilger	Johnson, Duane	Johnson, Jerry
Kavan	Lawrence	Meduna
McKnight	Olson	Pollard
Saalfeld	Sabatka	Saeger
Seier	Yosten	Thompson

DIRECTORS ABSENT

Saalfeld

STAFF AND GUESTS:

Gottschalk	Breunig	Engel
Heimann	Andersen	Chapman
Lausterer	Sabatka	Abbott (Zoom)
Elliott (Zoom)		

At this time, the Oath of Office was administered to Directors Engel, Johnson, and McKnight.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Jami Thoene was present to give the NRCS Report.

c. NARD Report

Bob Hilger gave the NARD report.

d. NRC Report - None

e. Manager Report

Gottschalk reviewed his written report.

f. Education Program – None

g. Report from Nominating Sub-Committee

Director Birkel reported that the Nominating Sub-Committee met and would be bring forth one candidate for each of the elected positions.

Pollard opened the floor for nominations for LPNNRD Chairman.

Birkel on behalf of the nominating committee nominated Thompson for Chair.

Pollard asked if there were any nominations from the floor. With no further nominations Birkel made the motion, seconded by Bailey, that nominations cease, and a unanimous ballot be cast for Kelly Thompson Motion carried.

AYE: Bailey, Birkel, Engel, Hilger, D. Johnson, J. Johnson, Kavan, Lawrence, Meduna, McKnight, Olson, Pollard, Sabatka, Saeger, Seier, Yosten

NAY: Thompson

At this time newly elected Chair Thompson took over. Thompson thanked Pollard for his leadership the last two years.

Thompson opened the floor for nominations for LPNNRD Vice-Chair.

Birkel on behalf of the nominating committee nominated Sabatka for Vice-Chair.

Thompson asked if there were any nominations from the floor. With no further nominations Pollard made the motion, seconded by Meduna, that nominations cease, and a unanimous ballot be cast for Ryan Sabatka. Motion carried.

AYE: Bailey, Birkel, Engel, Hilger, D. Johnson, J. Johnson, Kavan, Lawrence, Meduna, McKnight, Olson, Pollard, Saeger, Seier, Yosten, Thompson

NAY: Sabatka

Thompson opened the floor for nominations for LPNNRD Secretary.

Birkel on behalf of the nominating committee nominated Meduna for Secretary.

Thompson asked if there were any nominations from the floor. With no further nominations Lawrence made the motion, seconded by J. Johnson, that nominations cease, and a unanimous ballot be cast for Bob Meduna. Motion carried.

AYE: Bailey, Birkel, Engel, Hilger, D. Johnson, J. Johnson, Kavan, Lawrence, McKnight, Olson, Pollard, Sabatka, Saeger, Seier, Yosten, Thompson

NAY: Meduna

Thompson opened the floor for nominations for LPNNRD Treasurer.

Birkel on behalf of the nominating committee nominated Seier for Treasurer.

Thompson asked if there were any nominations from the floor. With no further nominations Olson made the motion, seconded by Birkel, that nominations cease, and a unanimous ballot be cast for Mark Seier. Motion carried.

AYE: Bailey, Birkel, Engel, Hilger, D. Johnson, J. Johnson, Kavan, Lawrence, Meduna, McKnight, Olson, Pollard, Sabatka, Saeger, Yosten, Thompson

NAY: Seier

Thompson opened the floor for nominations for NARD Representative and NARD Alternate and Nebraska Land Trust Representative and alternate.

Birkel on behalf of the nominating committee nominated Hilger for NARD Representative, Saalfeld as NARD alternate and McKnight for Land Trust Representative and Saeger for Land Trust Alternate.

Thompson asked if there were any nominations from the floor. With no further nominations Sabatka made the motion, seconded by Seier, that nominations cease, and a unanimous ballot be cast Bob Hilger, Dave Saalfeld, Thomas McKnight and Bill Saeger. Motion carried all members present voting aye.

5. APPROVAL OF MINUTES

Sabatka made the motion, seconded by J. Johnson, to approve the minutes from the December 12, 2022, Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. UNFINISHED BUSINESS - None

2. Meetings

a. Pending

1. NARD Legislative Conference – Update Given

b. Reports – None

3. Management Items

a. Director Absences – None

b. Monthly Education Program – Update Given

c. Report of Nominating Sub-Committee – Taken Earlier

d. LPNNRD Office Update

JEO has provided a proposed agreement for professional services as we move forward with our new office project. Corey Brodersen and his team were present to answer questions as we proceed to the next phase. Pollard made the motion, seconded by Seier, to authorize Chair Thompson to sign Agreement

between LPNNRD and JEO Architecture, Inc. to provide Design, Bidding and Construction Admin Services for the LPNNRD new office facility. Motion carried.

AYE: Bailey, Engel, J. Johnson, Lawrence, McKnight, Olson, Pollard, Sabatka, Saeger, Seier, Thompson

NAY: Birkel, Hilger, D. Johnson, Kavan, Meduna, Yosten

e. Retainer Agreement – Bromm, Lindahl, Freeman-Caddy & Lausterer

J. Johnson, made the motion, seconded by Lawrence, to authorize Chair Thompson to sign the retainer agreement with Bromm, Lindahl, Freeman-Caddy & Lausterer effective January1, 2023 to January 2024. Motion carried all members present voting aye.

f. DNR Surface Water Full Relinquishment – Update Given

g. Director Vacancy

Pollard made the motion, seconded by McKnight, to declare a vacancy in Sub-District #3 and have Chair Thompson appoint a search committee. Motion carried all members present voting aye.

4. Personnel - None

5. Equipment - None

6. Finance

a. Approval of Financial Reports

Sabatka made the motion, seconded by J. Johnson, to approve the November financial Reports as presented. Motion carried on consent agenda.

b. Approval of Managers Expenses

Sabatka made the motion, seconded by J. Johnson, 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

Sabatka made the motion, seconded by J. Johnson, that the January 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. Wanahoo Dam Stilling Basin (FEMA)

Sabatka made the motion, seconded by Saeger, to authorize Operations Committee and Board Chair to negotiate the Wanahoo Apron Change Order #1 with FYRA/Houston Engineering for the removal and replacement of the baffle plate at cost up to \$45,758.48 and extend the substantial completion date to 2/28/23. Motion carried all members present voting aye.

Summer of 2023 within Schuyler-Richland Water Quality Management Area with consideration for boundary and next steps for a Phase 4 Management Area after results are analyzed. Motion carried all members present voting aye.

3. Richland Schuyler Phase 3 Area – Update Given

4. Bellwood Phase 2 Area – Update Given

5. LPNNRD Operator Certification – Update Given

6. Groundwater Management Plan – Update Given

7. Cost-Share Programs

a. Soil Moisture Sensors

Sabatka made the motion, seconded by J. Johnson, to approve payment to Brian Sanderson for \$750 for Soil Moisture Sensor Incentive Program. Motion carried on consent agenda.

b. Flow Meter Maintenance Program – Update Given

b. Ground Water Sampling - Update Given

c. Livestock Waste Permits – Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates – Update Given

2. Plugged Wells

Sabatka made the motion, seconded by J. Johnson, to approve payment of \$737.44 to David Proskovec, Butler County for decommissioning an irrigation well. Motion carried on consent agenda.

b. Lower Platte North NRD Ground Water Studies

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

2. Lower Platte River Consortium – Update Given

4. SURFACE WATER PROGRAMS - None

5. OTHER

a. Comments from the Public – None

Sabatka made the motion, seconded by J. Johnson, 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

- a. SWCP Application Approvals – None
- b. SWCP Payments - None
- c. SWCP Cancellations – None
- d. Wahoo Creek Cost-Share Payment Approvals – None

3. WATERSHEDS

a. Shell Creek Watershed

1. Shell Creek Implementation – 319 – Update Given

b. Wahoo Creek Watershed

1. Wahoo Creek Dam Site Planning Update

Sabatka made the motion, seconded by J. Johnson, to proceed with an RFP for a consultant to handle land rights for the Wahoo Creek Dam Sites. Motion carried on consent agenda.

a. Olsson Design Update and Invoice – Update Given

b. NeDNR Agreement with JEDI Funds – Update Given

2. Wahoo Creek Watershed Water Quality Plan – 319 – Update Given

c. Skull & Bone Creek – Update Given

4. JOINT WATER MANAGEMENT ADVISORY BOARD

a. East Fremont/Elkhorn Township Drainage – FEMA HMPG – Update Given

b. West Fremont – FEMA BRIC – Update Given

c. Rawhide Creek Watershed – NRCS WFPO – Update Given

d. North Bend Drainage Ditch Repair – Update Given

5. HAZARD MITIGATION PLAN – Update Given

6. MORSE BLUFF LEVEE – UPDATE GIVEN

7. WOLFE JETTY – UPDATE GIVEN

8. LESHARA DRAINAGE IMPROVEMENT – UPDATE GIVEN

9. LOWER PLATTE RIVER CORRIDOR ALLIANCE – UPDATE GIVEN

10. EROSION AND SEDIMENT RULES AND REGULATIONS – UPDATE GIVEN

11. PLATTE CENTER – ELM CREEK – UPDATE GIVEN

12. TRAILS

Sabatka made the motion, seconded by J. Johnson, to submit a letter of support for the proposed Rail with Trail Project. Motion carried on consent agenda.

13. OTHER – Keiser Impoundment

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

7. ADDITIONAL ACTION ITEMS - NONE

8. BILLS TO BE APPROVED

Yosten 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

Sabatka made the motion, seconded by J. Johnson, 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 Board of Directors Meeting will be held on Monday, February 13, 2023, 1:30 p.m. Meeting adjourned at 4:10 pm.

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 9, 2023, 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.

Robert Meduna Jr., Secretary