

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
DECEMBER 13, 1999**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 1:00 p.m. at the Lower Platte North NRD Office, Wahoo, NE on Monday, December 13, 1999.

1. NOTICE OF MEETING

Public notification was made in area newspapers no later than December 1, 1999. Meeting notification and agendas were also provided.

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey	Bull	Daufeldt (arrived 1:14)
Gruerber (arrived 1:20)	Jedlicka (arrived 1:21)	Johannes
Johnson	Kavan (arrived (1:30)	Lallman
Langemeier	Nelson	Mastny
McDermott	Saalfeld (arrived 1:15)	Sabata
Sabatka	Sendgraff (arrived 1:14)	Shelso (arrived 1:12)
Wilke		

DIRECTORS ABSENT

None

STAFF AND GUESTS:

Miyoshi	Mountford	Breunig
Murren	Heimann	Vasa
Angle	Ross	Becker
Nelson		
Carol Prokesh, Saunders County NRCS	Jerry Hain, JEO	
Brad Soncksen, Saunders County NRCS	Rob Brigham, JEO	
Liz Neal, Wahoo Newspaper	Stephen Granger, JEO	
Arnold Nieveen, Beatrice	Lisa Brichacek, Wahoo Newspaper	
Doug Bartek, Colon		

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

Carol Prokesh was present to make a few comments on happenings in the Saunders County NRCS field office. Brad Soncksen updated the Board on EQIP applications, terrace staking and workload analysis meetings that they have been conducting.

Johannes made a few comments on the NARD Board Meeting and retirement changes that are going to be taking place.

Item 6.D.2.b. was taken at this time.

Jerry Hain and Rob Brigham from JEO gave a proposal to the Directors on their current office building. Stephen Granger from JEO presented the NRD building addition bids that were opened on December 9th

at 9:30 a.m. Five building bids were received, one came in late at 9:45 a.m. Johannes made the motion, seconded by Langemeier, to not consider Divercon Constructions building bid due to the fact that it came in late. Motion carried all members present voting aye.

Johannes made the motion, seconded by Shelso, to accept the low bid from Gifford Realty, Fremont to include Alternatives 1, 2 and 4. Motion failed.

AYE: Bull, Johannes, Langemeier, Nelson, Saalfeld, Sabatka, Shelso, Wilke, McDermott

NAY: Bailey, Daufeldt, Grueber, Jedlicka, Johnson, Kavan, Lallman, Mastny, Sabata, Sendgraff

Daufeldt made the motion, seconded by Grueber, to pursue the purchase of JEO Building contingent upon sale of the existing NRD Building. Motion failed

AYE: Bailey, Daufeldt, Grueber, Jedlicka, Sendgraff

NAY: Bull, Johannes, Kavan, Lallman, Langemeier, Nelson, Mastny, Sabata, Saalfeld, Sabatka, Shelso, Wilke, McDermott

ABSENT: Johnson

Grueber made the motion, seconded by Jedlicka, to reconsider the original motion, to accept the low bid from Gifford Realty, Fremont to include Alternatives 1,2 and 4. Motion carried.

AYE: Bull, Grueber, Jedlicka, Johannes, Johnson, Lallman, Langemeier, Mastny, Nelson, Saalfeld, Sabata, Sabatka, Shelso, Wilke, McDermott

NAY: Bailey, Daufeldt, Kavan, Sendgraff

5. APPROVAL OF MINUTES

Lallman made the motion, seconded by Sabatka, to approve the minutes from the November 8, 1999 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. OPERATION AND EDUCATION COMMITTEE REPORT

1. WHIP REPORT

a. Payments

Lallman made the motion, seconded by Sabatka, to approve eight WHIP contract payments at a total of \$3,417.50. Motion carried on consent agenda.

Tom Topil	Butler	\$700	David Prochaska	Saunders	\$175
Joe Reisdorff	Butler	\$612.50	Dennis Holubar	Saunders	\$285
Donna Havlik	Butler	\$385	Dennis Cippera	Saunders	\$450
Roger Nelson	Colfax	\$600	Frank Hickens Jr.	Saunders	\$210

2. OPERATION & MAINTENANCE

a. The Following Updates Were Given:

✓ North Bend Slough Drainage

✓ Community forestry Program

- ✓ Czechland Wetland Grants
- ✓ Rawhide Creek North and West Branch Studies

b. Tree Cooler

Lallman made the motion, seconded by Sabatka, to accept the high bid of \$420.25 from Joe Sabata for the tree cooler in David City. Motion carried on consent agenda.

c. Elkhorn Breakout- Dennis Trucking

Bull made the motion, seconded by Johnson, to pay \$9,765.50 to Dennis Johnson of Dennis Trucking for hauling 2,300 tons of rock to the Elkhorn Breakout. Motion carried all members present voting aye.

d. Tree Program Policy Update

Lallman made the motion, seconded by Sabatka, to rescind a motion dating back to October 13, 1986, that the District provide ground preparation tillage for tree planting sites. Motion carried on consent agenda.

3. ROCK AND JETTY

a. Payments

Lallman made the motion, seconded by Sabatka, to approve two payments, Martin Lohff in Colfax County \$334.50 and Chuck Folsom in Dodge County \$2,141.25. Motion carried on consent agenda.

b. New Application

Lallman made the motion, seconded by Sabatka, to approve a new application for Joe Cunningham in Dodge County at an allocation of \$2,000. Motion carried on consent agenda.

4. EROSION & SEDIMENT RULES & REGULATIONS

The District has not received any new complaints.

5. INFORMATION & EDUCATION

a. The Following Updates Were Given:

- ✓ Celebrate the Environment
- ✓ GWMA Ad and Poster
- ✓ Annual Report
- ✓ Recreation Brochure

b. Ground Water Flow Model

North Bend High School is requesting cost-share assistance for purchasing a groundwater flow model. The district has \$150 in the budget for flow model expenses. Lallman made the motion, seconded by Sabatka, to provide 50% of the cost for a groundwater flow model for North Bend High School, up to a maximum of \$150. Motion carried on consent agenda.

Lallman made the motion, seconded by Sabatka, that the December LPNNRD Operation and Education Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. WATER COMMITTEE REPORT

1. REGULATORY

A. Groundwater Management Area

1. The Following Reports Were Given:

- ☞ Distribution Manifold and Calibration Meter Cost-share
- ☞ Manure testing and Software Cost Share
- ☞ Sample Kits
- ☞ Well Permits
- ☞ N-Serve Demonstration Plot

2. Vadose Zone Sampling

Vadose Zone sampling will be done on two fields. One field is in the Todd Valley receiving manure and anhydrous ammonia applications and the other field is in the Platte Valley which has grown potatoes. Kavan made the motion, seconded by Wilke, to accept the low bid from UNL - Water Center, \$5,035 to conduct the Vadose Zone Sampling on two fields. Motion carried all members present voting aye.

2. GROUND WATER PROGRAMS

A. Decommissioned Well Program

Lallman made the motion, seconded by Sabatka, to approve payment to decommission the domestic well for Joseph Hajek for \$324.95, a domestic well for Ivan Travnicek for \$174.38, a irrigation well for Quail Ridge Farms Inc. for \$292.13, an irrigation well for Fred Wesch for \$311.09, and three domestic wells for Anding Farms Inc. totaling \$500.55. Motion carried all members present voting aye.

B. The Following Updates Were Given:

- ★ LPNNRD Monitoring Wells
- ★ Ground Water Energy Levels
- ★ Well Head Protection Area 319 Grant
- ★ Groundwater Quality - Todd and Platte Valley

3. SURFACE WATER

A. The Following Updates Were Given:

- ✓ Sand and Duck Creek Study
- ✓ Ambient Stream Gauging Network

Lallman made the motion, seconded by Sabatka, that the December LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. PROJECTS COMMITTEE REPORT

1. SWCP REPORT

a. Approve SWCP & CIP Payments

Lallman made the motion, seconded by Sabatka, to approve the following SWCP & CIP payments:

<u>99-S-25</u>	<u>Glen Mumm</u>	<u>\$4,682.85</u>	<u>NSWCP</u>
	<u>Larry Gehring</u>	<u>\$ 223.56</u>	<u>CRP Incentive Program</u>

Motion carried on consent agenda.

b. Approve Applications

Lallman made the motion, seconded by Sabatka, to approve the following SWCP applications:

99-S-107 Bill Sedlacek \$10,000.00 Sand & Duck Site 3

99-S-108 Tom Sedlacek \$10,000.00 Sand & Duck Site 3

Motion carried on consent agenda.

c. Leveraging Local SWCP Funds with EQIP Funds

Lallman made the motion, seconded by Sabatka, to send a letter to the NRCS expressing our willingness to participate in leveraging local SWCP funds with EQIP fund for non-priority areas. Motion carried on consent agenda.

d. Additional Fund Request - Application 99-S-52

Lallman made the motion, seconded by Sabatka, to not exceed our \$10,000 policy limit for Application 99-S-52. Motion carried on consent agenda.

2. WATERSHEDS

a. Skull Creek

Lallman made the motion, seconded by Sabatka, to extend the appraisals delivery date with Agri-Plex to December 7, 1999. Motion carried on consent agenda.

Sabatka made the motion, seconded by Johnson, to advertise for a public hearing on January 11, 2000 to present the Skull Creek Landowner appraisals. Motion carried all members present voting aye.

b. Lake Wanahoo

Lallman made the motion, seconded by Sabatka, to ratify approval of the Adeline Dwyer purchase agreement at the appraised value. Motion carried on consent agenda.

Lallman made the motion, seconded by Sabatka, to negotiate a purchase agreement on the Ted Divis tract up to \$103,000. Motion carried on consent agenda.

Jedlicka made the motion, seconded by Daufeldt, that real estate purchased using the Wahoo State Funding Package for Lake Wanahoo, will remain unencumbered until the promissory note dated 11/29/99 is paid in full or has expired. Motion carried all members present voting aye.

3. ELKHORN RIVER BREAKOUT IPA

No new business

4. FSA & CRP PLANS

Lallman made the motion, seconded by Sabatka, to approve the following conservation plans:

Butler County- Jerome Andel, Cyril Svoboda, Ed Humlicek, Marvin Roubal, Oak Ridge Corporation

Colfax County- Lawrence Kusik, HC Rosicky, John Jedlicka, Wm. Heitz, Allen Jedlicka, Mark

Walkenhorst, Richard Weerts. Motion carried on consent agenda.

5. OTHER

a. The Following Updates Were Given:

-  Livestock Waste Permits
-  Nebraska Buffer Strip Program

b. Risers on Road Right-of-Ways Cost-Share Policy

Lallman made the motion, seconded by Sabatka, to approve the Risers on Road Right-of-Way Cost-Share Policy as attached to the Projects Committee Minutes. Motion carried all members present voting aye.

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

D. EXECUTIVE COMMITTEE REPORT

1. Meetings

a. Pending

1. Lake Wanahoo Appropriation Hearing

Bull made the motion, seconded by Johnson, that the District send two staff and one director to the House WRDA hearings to accompany representatives from Wahoo and Saunders County. Motion carried all members present voting aye.

2. NARD Washington DC Trip

Johnson made the motion, seconded by Sabatka, to have two directors and two staff attend the Washington, DC annual conference. Motion carried all members present voting aye.

3. Conservation Summit

Lallman made the motion, seconded by Sabatka, to send up to 4 Lower Platte North representatives to the Conservation Summit, December 7 in Ames, IA. Motion carried on consent agenda

4. Van Rental

Lallman made the motion, seconded by Sabatka, that the District rent a van for the GMDA trip from "Drive and Rent" at a cost of \$415. Motion carried on consent agenda.

2. Management Items

a. Director Absences

No Director absences were received from previous Board Meetings.

b. Building Plans

This item was taken earlier.

c. Wellhead Protection Program

DEQ has approached the NRD about staffing a full-time person in our District to handle Wellhead Protection items. The two to five year program will be funded 60% by the Federal Government and 40% from local sources. The local sources can include office space, equipment, and travel time for the potential employee. Daufeldt made the motion, seconded by Bull, that the NRD pursue securing the 319 grant to add a Wellhead Protection Person to the NRD staff. Motion carried all members present voting aye.

d. Lake Wanahoo

1. Cash Rent

Kavan made the motion, seconded by Johnson, to set a cash rental rate on the property being purchased for the Lake Wanahoo Project as follows: Dry Land Crop Ground be set at \$80/per acre per year; Irrigated Crop Ground \$110/per acre per year; Center Pivot Irrigated Crop Ground \$120/per acre per year and Pasture Ground \$20/per acre per year, if the current tenant does not rent the ground then cash rent will go out to bid. Motion carried all members present voting aye.

2. Sheerer Purchase

Lallman made the motion, seconded by Sabatka, to approve the Sheerer Purchase Agreement which would have the District purchasing an option to buy with 5% of the money being put down, the District planning to exercise the option in November of 2001 with subsequent payments being made to the Sheerer's in 2002, 2003 and 2004 as shown on the attached sheet. Motion carried on consent agenda.

3. Equipment

a. Photo Copy Machine

Lallman made the motion, seconded by Sabatka, that the District advertise bids for a new photo copy machine to be opened at the next Executive Committee Meeting. Motion carried on consent agenda.

4. Personnel

a. 125 Plan

The District was recently contacted by our accountant, Ron Ecklund questioning why the District did not have a 125 Plan in place, which is a cafeteria plan which allows employees to set aside pre-taxed dollars to be used for health and child care benefits. The benefit of such a plan to employee is that the money would be removed before taxes are taken from their current pay, the advantage to the District being that no social security match would be paid by the District on these pre tax dollars. Any dollars that the employee did not spend in the cafeteria plan prior to December 31st of each year would revert back to the ownership of the District. Lallman made the motion, seconded by Sabatka, that the District prepare a 125 plan for presentation at the January Executive Committee Meeting. Motion carried on consent agenda.

5. Finance

a. Bill Paying Policy

Due to the District mailing out Bills Pending to Board Members on the Friday prior to the regularly scheduled Board Meeting it is necessary to amend our Bill Paying Policy stating all bills received by the 8th of the month we will now change that to the 5th of the month. Lallman made the motion, seconded by Sabatka, to amend the Bill Paying Policy changing the 8th of the Month due date to the 5th. Motion carried on consent agenda.

b. Approval of Managers Expenses

Lallman made the motion, seconded by Sabatka, to approve the Manager's expenses as attached to the

Executive Committee Minutes. Motion carried on consent agenda.

Lallman made the motion, seconded by Sabatka, that the LPNNRD December Executive Committee Meeting Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

7.a. SWCP Approve Payments

Johnson made the motion, seconded by Jedlicka, to approve the following payments:

<u>Leland Wade</u>	<u>\$158.94</u>	<u>Back EQIP</u>
<u>Julian Wilke</u>	<u>\$197.13</u>	<u>CIP</u>
<u>Mark Walkenhorst</u>	<u>\$803.77</u>	<u>CIP</u>
<u>Jim Jarosz</u>	<u>\$732.92</u>	<u>CIP</u>
<u>Tom Smaus</u>	<u>\$6,284.21</u>	<u>NSWCP</u>
<u>Jerry Newsham</u>	<u>\$933.06</u>	<u>CIP</u>
<u>Tom Sherman</u>	<u>\$307.75</u>	<u>CIP</u>

Motion carried.

AYE: Bull, Daufeldt, Grueber, Jedlicka, Johannes, Johnson, Kavan, Langemeier, Mastny, Nelson, Saalfeld, Sabata, Sabatka, Sendgraff, Wilke

ABSTAIN: Lallman, McDermott

7.b. Bank Stabilization

Johnson made the motion, seconded by Jedlicka, to approve a bank stabilization allocation of \$1,000 to Jim McDermott for Sand Creek Bank Stabilization Project in Saunders County. Motion carried.

AYE: Bull, Daufeldt, Grueber, Jedlicka, Johannes, Johnson, Kavan, Langemeier, Mastny, Nelson, Saalfeld, Sabata, Sabatka, Sendgraff, Wilke

ABSTAIN: Lallman, McDermott

7.c. Skull Creek Site #55

Grueber made the motion, seconded by Johannes, to accept and approve the Skull Creek Site #55 real estate appraisals as presented. Any land purchases being negotiated at the appraisals price, staff is given the authority to proceed with that transaction. Any negotiation that a change from the approved appraisals will require specific NRD Board action. Motion carried all members present voting aye.

7d. Scheerer Acreage Addition

Johnson made the motion, seconded by Jedlicka, to approve the increase in the Scheerer appraisal from 6 acres at \$5,590 to 8 acres at \$11,480. This is necessary to cover the entire area below the flood elevation. Motion carried.

AYE: Bull, Daufeldt, Grueber, Jedlicka, Johannes, Johnson, Kavan, Langemeier, Mastny, Nelson, Saalfeld, Sabata, Sabatka, Sendgraff, Wilke

ABSTAIN: Lallman, McDermott

7e. Divis Rental

Johnson made the motion, seconded by Jedlicka, to approve a rental rate of \$400/per month on the Divis house. Motion carried.

AYE: Bull, Daufeldt, Grueber, Jedlicka, Johannes, Johnson, Kavan, Langemeier, Mastny, Nelson, Saalfeld, Sabata, Sabatka, Sendgraff, Wilke

ABSTAIN: Lallman, McDermott

8. BILLS TO BE APPROVED

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

9. CONSENT AGENDA ADOPTION

Lallman made the motion, seconded by Sabatka, to approve the December consent agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

Shaula Ross gave a presentation on Ground Water Levels completed by the District. Scott Nelson reported on the Sand Creek Runoff Study completed by the District earlier this year.

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The January Board of Directors Meeting will be held on Monday, January 10, 2000. Time and location to be determined. Meeting adjourned at 4:30 p.m.

Jane Daufeldt, Secretary