

February 12, 2009
Nemaha Natural Resources District
Regular Meeting
Tecumseh, Nebraska

1. **CALL TO ORDER/ROLL CALL/MOMENT OF SILENCE**

Chair Scott Kudrna called the four hundred sixth meeting of the Nemaha Natural Resources District Board of Directors to order at 7:08 p.m. Thursday, February 12, 2009, at the NRD Headquarters in Tecumseh, Nebraska.

DIRECTORS	John Albrecht	Ron Heskett	Steve Sugden
PRESENT:	Lisa Beethe	Scott Kudrna	William Umland
	Rob Bohling	Jim Rush	Bruce Walker
	Charles Duryea	Don Siske	Paul Weber
	Ted Godemann	Mike Speece	Tom White
	Lynn Heng	Duane Sugden	Jim Wirth

DIRECTORS	Orval Gigstad
ABSENT:	Dan Watermeier

STAFF	Bob Hilske, Manager
PRESENT:	Scott Nelson, Assistant Manager
	Chuck Wingert, Water Resources Manager
	Jane Kuhl, Administrative Assistant

GUESTS	None
PRESENT:	

Following the Pledge of Allegiance, a moment of silence was observed. Chair Kudrna announced that the Open Meetings Act was posted on the wall at the back of the room.

2. **PROOF OF PUBLICATION**

Proof of Publication was presented and is on file.

3. **OATH OF OFFICE**

Assistant Manager, Scott Nelson, a notary public, administered the oath of office to Mike Speece.

4. **APPOINTMENT OF DIRECTOR TO SUBDISTRICT 4**

Kudrna announced that no letters of interest had been received for this open seat yet. However, Albrecht was aware of someone who may be interested but was unable to attend the meeting this month due to a family emergency. The board will continue to request applicants for the position and consider them again next month. No action.

5. **EXCUSED ABSENCES**

White moved, seconded by Walker, to approve the excused absence requested by Orval Gigstad and Dan Watermeier. Motion carried on consent agenda.

6. **OPEN FORUMS**

All directors and NRD staff introduced themselves.

7. **MINUTES**

White moved, seconded by Siske, to approve the minutes as presented. Motion carried on consent agenda.

8. **TREASURER'S REPORT**

White moved, seconded by Siske, to approve the Treasurer's Report as submitted. Motion carried on consent agenda.

9. **STAFF REPORT**

Hilske and Nelson reviewed their reports. Hilske also reported on Camp Cornhusker project, Supreme Court ruling on the Republican Basin lawsuit, board committee structure, and a recent meeting and award from LICA. Wingert also reviewed parts of his report.

10. **AGENCY/ASSOCIATION REPORTS**

A. Natural Resources Conservation Service

A written report was provided from NRCS for board review.

B. Five Rivers RC&D

Kudrna reported on their Western Regional Meeting and a trip to Washington, DC, where they discussed increased funding with the Nebraska delegation. Hilske discussed the recent hazardous waste grant.

C. Nebraska Association of Resources Districts

Hilske reported that the recent Legislative Conference was well attended.

D. Nebraska Natural Resources Commission

Watermeier had notified Hilske that he is now Chair of the Commission's Legislative Committee.

E. Water Policy Task Force Report

Sugden stated no bill was offered in the Legislature for continuing funding of the Task Force, so he assumes it will sunset as planned. Their next meeting is in March. Sugden added that he was appointed to the Nebraska Water Resources Association. He also testified in support of LB438 with Dean Edson.

11. STANDING COMMITTEES

A. Programs & Projects Committee

1. *Bid for Oestmann Structure in Big Muddy Creek Project:* Bids received were as follows:

Contractor	Bid
Hahn Construction	\$48,580.00
Kreifels Conservation	\$61,757.96
<i>Engineer's Estimate: \$48,500</i>	

Heng moved, seconded by Albrecht, to approve the bid of \$48,580 submitted by Hahn Construction for the Oestmann Big Muddy structure. After further discussion, **motion carried.**

AYE: Albrecht, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth

ABSTAINING: Beethe

NOT PRESENT: Gigstad, Watermeier

B. Water Resources Ad-Hoc Committee

1. *2 Well Permits Submitted by RST Farms:*

White moved, seconded by Wirth, to approve well permits No. N370 and N371 for RST Farms. Motion carried.

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth

NOT PRESENT: Gigstad, Watermeier

2. *Well Permits for RJDR Land and Gobber Farms:*

White moved, seconded by S. Sugden, to approve well permit No. N372 for RJRD Land LLC. Motion carried.

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth

NOT PRESENT: Gigstad, Watermeier

White moved, seconded by Sugden, to approve well permit No. N373 for Gobber Farms. Motion carried.

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Watermeier

C. Operations & Education Committee

1. **Directors' Seminar Agenda:** Wirth reviewed the draft agenda adding that a tour of the facilities would be included.

2. **Bunge Corporation Lease:**

Wirth moved, seconded by Godemann, to renew the lease with Bunge Corporation at its current rate of \$583.50. Motion carried.

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Watermeier

3. **Urban Special Projects Proposals:** Wirth explained that four preliminary proposals had been submitted from Nebraska City, Falls City, Bennet, and Sterling. Staff has reviewed the proposals and found them to be within the scope of the policy. Final, detailed applications will be required by May 1 for funding consideration. No action.

4. **Grazing Program at Kirkman's Cove:** Wirth explained the grazing program that was used last year at Kirkman's Cove to help control the sericea lespedeza at Kirkman's Cove.

Wirth moved, seconded by Walker, to continue with the same tenant as in 2008 and offer a 2-year contract with price and contract terms to be negotiated by staff. There was some discussion about the pros and cons of trying to bid out the grazing. Wirth explained that last year's tenant was required to rotate his cattle in and out three times during the summer, haul water, and install temporary fences. Results of the grazing last year were not exactly as expected, so the staff felt it is still an experimental program and would be difficult to provide specific terms for a bid process at this point. After further discussion, **motion carried.**

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Watermeier

D. Executive Committee

1. **Update on Legislative Activity:** Hilske reviewed selected legislation and provided a listing of bills related to natural resources.
2. **Buck Creek Land Rights Update:** Beethe reported that more information and possibly some easements for approval will be available next month.
3. **Process for Developing Future Salary Schedules:** Beethe reported that the committee will continue discussing options for developing schedules with something to propose in April. No action.

12. ANNOUNCEMENTS, MARCH MEETING DATE/TIME & AGENDA ITEM REQUESTS

Kudrna stated the next meeting would be March 12 at 7:00 p.m.

13. CONSENT AGENDA

D. Sugden moved, seconded by White, to approve the consent agenda. Consent agenda items: Excused Absences, Minutes, Treasurer's Report. **Motion carried.**

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth

NOT PRESENT: Gigstad, Watermeier

14. ADJOURNMENT

White moved, seconded by Albrecht, to adjourn. Motion carried.

AYE: Albrecht, Beethe, Bohling, Duryea, Godemann, Heng, Heskett, Kudrna, Rush, Siske, Speece, D. Sugden, S. Sugden, Umland, Walker, Weber, White, Wirth

NOT PRESENT: Gigstad, Watermeier

The meeting adjourned at 8:22 p.m. The next regular meeting of the board of directors will be Thursday, March 12, 2009, at 7:00 p.m. at the NRD headquarters at 62161 Hwy 136 in Tecumseh.

Approved 3/12/09

Secretary, Nemaha Natural Resources District