

July 10, 2008
Nemaha Natural Resources District
Regular Meeting
Tecumseh, Nebraska

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

Chair Ted Godemann called the three hundred ninety-ninth meeting of the Nemaha Natural Resources District Board of Directors to order at 8:25 p.m. Thursday, July 10, 2008, at the NRD Headquarters in Tecumseh, Nebraska.

DIRECTORS	John Albrecht	David Hunzeker	Chuck Starr
PRESENT:	Lisa Beethe	Scott Kudrna	Duane Sugden
	Rob Bohling	Jim Rush	Bruce Walker
<i>*Left early</i>	Jeff Crunk*	Steve Sherrow	Paul Weber
	Ted Godemann	Don Siske	Tom White
	Ron Heskett	Mike Speece	Jim Wirth

DIRECTORS	Orval Gigstad	Dan Watermeier
ABSENT:	Roland Meyer	

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

GUESTS	Terry Newell, NRCS, Tecumseh
PRESENT:	

Following the Pledge of Allegiance, a moment of silence was observed. Chair Godemann 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. **EXCUSED ABSENCES**

White moved, seconded by Siske, to approve the excused absences requested by Orval Gigstad, Roland Meyer, and Dan Watermeier. Motion carried on consent agenda.

4. **OPEN FORUMS**

All directors, NRD staff, and NRCS staff introduced themselves.

5. **MINUTES**

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

6. **TREASURER'S REPORT**

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

7. **STAFF REPORT**

Hilske, Nelson, and Wingert reviewed their written reports.

8. **AGENCY/ASSOCIATION REPORTS**

A. Natural Resources Conservation Service

Terry Newell reviewed his report adding that the State Office had approved having Norm Koester help with some dam design work.

B. Five Rivers RC&D

Kudrna reported on their recent meeting and provided some total numbers from the used computer collections.

C. Nebraska Association of Resources Districts

No report.

D. Nebraska Natural Resources Commission

No report.

E. Water Policy Task Force Report

Sugden reported on the ongoing discussions about the engineering requirement for the Director of DNR.

9. **STANDING COMMITTEES**

A. Programs & Projects Committee

1. *Bids for Klaus Hartmann Small Dam Project:* Bids received were as follows:

Contractor	Total Bid
Gyhra Construction	\$47,328.35
DL Lottman Excavating	\$50,657.08
<i>Engineer's Estimate: \$41,600.00</i>	

Sherrow moved, seconded by Wirth, to approve the bid of \$47,328.35 submitted by Gyhra Construction for the Klaus Hartmann dam. Sherrow added

that the engineer's estimate was probably low since this project had been delayed a year, and the estimate had not been updated. **Motion carried.**

AYE: Albrecht, Beethe, Bohling, Crunk, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Meyer, Watermeier

2. *Budget Review and Discussion:* No action.

B. Water Resources Committee

1. *Request for Well Permit Variances by Nathan Bartels:*
Weber moved, seconded by White, to approve the variances requested by Nathan Bartels for two wells five miles south of Tecumseh for irrigation. Motion carried.

AYE: Albrecht, Beethe, Bohling, Crunk, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Meyer, Watermeier

2. *Request for Well Permit Variances by Clayton Lange:*
Weber moved, seconded by White, to approve the variances requested by Clayton Lange for two wells on McKissock Island for irrigation. Motion carried.

AYE: Albrecht, Beethe, Bohling, Crunk, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Meyer, Watermeier

3. *Request for Well Permit Variances by Lynn Binder:*
Weber moved, seconded by White, to approve the variances requested by Lynn Binder for two wells 1/2 mile southwest of Falls City for irrigation. Motion carried.

AYE: Albrecht, Beethe, Bohling, Crunk, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Gigstad, Meyer, Watermeier

4. *Request for Well Permit Variance by Ryan Patton:* Weber reported this request was not acted upon in order to allow time to investigate the impact on three other irrigation wells located within 2/3 mile of the site.
5. *Request for Well Permit Variance by Robert Georges:* Weber reported this request was not acted upon in order to allow time for Olsson Associates to conduct an impact

analysis on Falls City's public water supply wells that are about ½ mile away.

6. *Budget Review and Discussion:* No action.

C. Operations & Education Committee

1. *Budget Review and Discussion:* No action.

D. Executive Committee

2. *Emergency Watershed Protection Fund Sponsor for Non-Qualified Entities:*
Kudrna explained that Nemaha County Rural Water District No. 1 has approached the NRD to serve as the sponsor for these funds since they are not eligible to apply for them directly. Hilske added that the NRD served in this capacity for some projects after the 1993 floods and that basically the NRD would be passing the funds through from NRCS to the Rural Water District.

Kudrna moved, seconded by Sugden, to negotiate an agreement to serve as sponsor for a non-qualified entity to obtain emergency watershed protection funds through NRCS. After some discussion on the impact to cash flows, **motion carried.**

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

1. *Compensation to be Offered for Damages to Land Impacted by Buck Creek Watershed Project:*

Kudrna moved, seconded by Sugden, to go into executive session to discuss compensation to be offered for land in the Buck Creek Watershed. Motion carried.

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

The board went into executive session at 9:40 p.m.

Kudrna moved, seconded by Sugden, to return to regular session. Motion carried.

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth
NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

The board returned to regular session at 10:00 p.m.

Kudrna moved, seconded by Siske, to give staff the authority to offer damage compensation for land impacted by the Buck Creek Watershed project in accordance with information presented in executive session. After further discussion, **motion carried.**

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth

NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

3. Budget Review and Discussion: No action.

10. ANNOUNCEMENTS, AUGUST MEETING DATE/TIME & AGENDA ITEM REQUESTS

Hilske and Wingert reminded directors of the following upcoming meetings: July 24 ENWRA Meeting; July 31 Iron Horse Restoration Public Meeting; August 7 Buck Creek Land Rights Hearing. The next board meeting will be Thursday, August 14, at 8:00 p.m.

11. CONSENT AGENDA

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

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth

NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

12. ADJOURNMENT

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

AYE: Albrecht, Beethe, Bohling, Godemann, Heskett, Hunzeker, Kudrna, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Weber, White, Wirth

NOT PRESENT: Crunk, Gigstad, Meyer, Watermeier

The meeting adjourned at 10:07 p.m. The next regular meeting of the board of directors will be Thursday, August 14, 2008, at 8:00 p.m. at the NRD headquarters at 62161 Hwy 136 in Tecumseh.

Approved 8/14/08

Secretary, Nemaha Natural Resources District