

October 12, 2006  
Nemaha Natural Resources District  
Regular Meeting  
Tecumseh, Nebraska

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

Chair Jim Wirth called the three hundred seventy-eighth meeting of the Nemaha Natural Resources District Board of Directors to order at 8:00 p.m. Thursday, October 12, 2006, at the NRD Headquarters in Tecumseh, Nebraska.

<b>DIRECTORS</b>	John Albrecht	Roland Meyer	Chuck Starr
<b>PRESENT:</b>	Jeff Crunk*	Dave Neddenriep	Duane Sugden
	Orval Gigstad	Gerald Royal	Bruce Walker
<i>*Left Early</i>	Ted Godemann	Jim Rush	Dan Watermeier
	Ron Heskett	Steve Sherrow	Paul Weber
	David Hunzeker	Don Siske	Jim Wirth
	Scott Kudrna	Mike Speece*	

**DIRECTORS** Tom White  
**ABSENT:**

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

**GUESTS** Terry Newell, NRCS, Tecumseh  
**PRESENT:**

Following the Pledge of Allegiance, a moment of silence was observed. Chair Wirth 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**

**Sugden moved, seconded by Siske, to approve the excused absence requested by Tom White. Motion carried on consent agenda.**

4. **OPEN FORUMS**

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

5. **MINUTES**

**Siske moved, seconded by Albrecht, to approve the minutes as submitted. Motion carried on consent agenda.**

6. **TREASURER'S REPORT**

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

7. **STAFF REPORT**

Hilske reviewed his written report. He further explained that Ken Brinkman would not be eligible for the director position he filed for since he actually lives in a different subdistrict. Nelson then reviewed his written report. Nelson explained the issue at Upper Little Nemaha 31-West where a homeowner had added dirt to the slope and was planning to build a retaining wall within the emergency spillway. Sherrow added that the Programs & Projects Committee felt the terms of the easement should be enforced and the landowner required to restore the spillway to its original condition.

8. **AGENCY/ASSOCIATION REPORTS**

**A. Natural Resources Conservation Service**

Terry Newell provided his written report. He added that fall staking is in full swing. He also distributed a list of their 2006 work plan accomplishments.

**B. Five Rivers RC&D**

Kudrna reported their state meeting was held recently and reviewed some of RC&D's programs which include tire recycling, drug coalition, EDGE classes, and wine school. They have put in a grant application for a household hazardous waste collection.

**C. Nebraska Association of Resources Districts**

Gigstad reported on the annual conference, which was well attended again this year. He added that between the golf tournament and silent auction, over \$2,000 was raised for the NARD Foundation.

**D. Nebraska Natural Resources Commission**

Watermeier reported that all the interrelated water management projects were funded. He also reported on the Leigh project, which is still controversial.

**E. Water Policy Task Force Report**

Sugden stated their next meeting is November 15 in Kearney.

9. STANDING COMMITTEES

**A. Programs & Projects Committee**

1. *Request by City of Auburn for Variance to Construct New Public Water Supply Well:* Sherrow reported that the City of Auburn had withdrawn their request. No action.

2&3. *Requests for Variances from Charles Willnerd and from Norris School District 160 for Construction of New Wells:*

**Sherrow moved, seconded by Sugden, to approve the variance requests from Charles Willnerd and Norris School District 160 for construction of new wells.**

Sherrow explained the requests and stated the NRD's water department staff had reviewed the requests and recommended their approval. **Motion carried.**

**AYE:** Albrecht, Crunk, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** White

4. *Bids to Construct Ullman and Chittick Structures in Iron Horse Watershed:* Bids received were as follows:

<b>Bidder</b>	<b>Chittick Structure</b>	<b>Ullman Structure</b>	<b>Total Bid</b>
Gyhra Construction	\$33,535.50	\$16,305.00	\$49,840.50
Sunneberg Construction	\$39,842.45	\$18,418.00	\$58,260.45
Lottman Carpenter Construction	\$40,120.25	\$17,381.00	\$57,501.25
<i>Engineer's Estimate</i>	<i>\$34,000.95</i>	<i>\$17,764.87</i>	<i>\$51,765.82</i>

**Sherrow moved, seconded by Siske, to approve the low bid of \$49,840.50 submitted by Gyhra Construction for the Ullman and Chittick Structures.**

**Motion carried.**

**AYE:** Albrecht, Crunk, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** White

5. *Agreement with Randy Kempkes to Irrigate from Upper Little Nemaha 23:*  
**Sherrow moved, seconded by Sugden, to approve a special irrigation agreement with Randy Kempkes to allow him to irrigate 2 acres, which will require ½ acre-foot of water.** After further discussion, **motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer,  
Neddenriep, Royal, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker,  
Watermeier, Weber, Wirth

**NAY:** Crunk

**NOT PRESENT:** White

6. *319 Grant Application for Land Treatment Funding in Muddy Creek Watershed:*  
**Sherrow moved, seconded by Siske, to approve the resolution for a 319 grant to assist with funding of land treatment practices in the Muddy Creek Watershed.**  
The grant request is for \$250,000, and the District's share would be a minimum of \$209,000 of both funds and in-kind services. **Motion carried.**

**AYE:** Albrecht, Crunk, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer,  
Neddenriep, Royal, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker,  
Watermeier, Weber, Wirth

**NOT PRESENT:** White

## **B. Operations & Education Committee**

1. *Development of Roland Sherman Memorial Area on Steamboat Trace near Peru:*  
**Heskett moved, seconded by Siske, to approve the memorial for Roland Sherman on the Steamboat Trace with the understanding that the Steamboat Trace Association will maintain it and if it becomes irreparable that the NRD has the authority to remove it.** Heskett explained the plans for the memorial to be built as an Eagle Scout project. **Motion carried.**

**AYE:** Albrecht, Crunk, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer,  
Neddenriep, Royal, Rush, Sherrow, Siske, Speece, Starr, Sugden, Walker,  
Watermeier, Weber, Wirth

**NOT PRESENT:** White

## **C. Executive Committee**

1. *Inter-local Agreement with NARD to Participate in NARD Flexible Benefits Plan:*  
**Godemann moved, seconded by Gigstad, to adopt the resolution agreeing to participate in the Flexible Benefits Plan beginning January 1, 2007, to include the following programs: Premium Only Plan, Health Flexible Spending Account, and Dependent Care Flexible Spending Account.** Hilske explained the program

and the benefits to both the employees and the District. He added that it will be administered by Mid-American Benefits. **Motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

2. ***Request to District's Property & Liability Insurance Carrier to Extend Coverage:*** **Godemann moved, seconded by Siske, to request that the Cincinnati Insurance Company extend the current policy for a three-year period at the current rate or less with annual adjustment for workers compensation and auto policies.** Hilske reviewed the policy information and added that we could possibly get quotes from other companies to compare. This would be effective July of 2007. After further discussion, **motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

3. ***District's Updated Financial Policy:*** Godemann explained that on page 6, the committee was recommending inserting \$500 in the blanks under "Collection of Past-Due Accounts".

**Godemann moved, seconded by Kudrna, to adopt the financial policy as adjusted. Motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

4. ***Agreement with Nebraska Department of Natural Resources for Interrelated Water Management Program Funds:***

**Godemann moved, seconded by Royal, to approve the agreement with Nebraska Department of Natural Resources for use of Interrelated Water Management Program Funds.** Hilske explained these funds, totaling \$40,000 were applied for to help with Groundwater Management Plan updating and data collection. He added we will be requesting that the funds be forwarded on January 1 and that we would then have one year to use them. **Motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

5. ***Agreement with Lower Platte South NRD to Perform Groundwater Monitoring in Nemaha NRD:***

**Godemann moved, seconded by Siske, to approve the agreement with Lower Platte South NRD to allow them to perform groundwater monitoring in the Nemaha NRD in conjunction with a wellhead protection project for Hickman. Motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

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

Wirth stated the next meeting would be November 9 at 8:00 p.m. Specific committee meeting times will be listed on the draft agenda. Godemann asked that setting times for the winter meetings be added to the agenda.

11. **CONSENT AGENDA**

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

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

12. **ADJOURNMENT**

**Siske moved, seconded by Albrecht, to adjourn. Motion carried.**

**AYE:** Albrecht, Gigstad, Godemann, Heskett, Hunzeker, Kudrna, Meyer, Neddenriep, Royal, Rush, Sherrow, Siske, Starr, Sugden, Walker, Watermeier, Weber, Wirth

**NOT PRESENT:** Crunk, Speece, White

The meeting adjourned at 10:00 p.m. The next regular meeting of the board of directors will be Thursday, November 9, 2006, at 8:00 p.m. at the NRD headquarters at 62161 Hwy 136 in Tecumseh.

(Approved 11/9/06)

Secretary, Nemaha Natural Resources District