

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

JUNE 5, 2023 – 9:00 A.M.

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MINUTES OF SPECIAL MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
MAY 24, 2023 at 9:00 A.M.

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by notices aired on KRVN (Lexington) and KUVR (Holdrege) radio stations on May 22, 2023, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 22, 2023, and Lexington Clipper-Herald on May 20, 2023, giving the time, date, and place of the meeting and the information that the Agenda was available in advance at the Office of the Assistant Secretary.

A notice giving the time, date, and place of this meeting was e-mailed to each Director on May 19, 2023.

The following Directors were present:

| | | |
|--------------------------------|--------------------|------------------|
| David L. Rowe, President | Tim Boyle | David G. Nelson |
| Kyle Shepherd, Vice President | Robert B. Dahlgren | Dudley L. Nelson |
| William E. Knoerzer, Secretary | Martin E. Mueller | Roger D. Olson |
| K. Scott Olson, Treasurer | | Brent Soneson |

The following Director was absent: Geoffrey K. Bogle

Also present were the following:

| | |
|---|---|
| Devin M. Brundage, General Manager | Tyler Thulin, Civil Engineer |
| Rochelle A. Jurgens, Controller | Anton Hassebrook, Hydroelectric Operations Super. |
| Cory A. Steinke, Hydraulic Project Ops. Mgr. | Duane Cernousek, Purchasing Agent |
| Scott Dicke, Irrigation & Water Services Mgr. | Steve Osterbuhr, Irrigation Superintendent |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Carson Messersmith, Legal Counsel |
| Alex Linden, Public Relations Assistant | Emily J. Anderson, Executive Assistant |

Others:

| | |
|---------------|-----------------|
| Jeff Buettner | Jess T. Lammers |
| Brad Lundeen | Matt Wells |

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The Board President announced that information for the public concerning the Open Meetings Act was available for interested parties to view.

At 9:01 a.m. the Board President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Jess T. Lammers expressed concerns about the merger with Dawson PPD and stated he thought it would make more sense to merge with Southern Public Power District. Brad Lundeen circulated a letter regarding the value of water and expressed concerns about representation in a merged district. He would like Central to focus on water and not selling electricity.

LAND AND RECREATION COMMITTEE MEETING (5/22/23): The following recommendations from the subcommittee were presented as they relate to the severe storm damage of May 5, 2023:

- a. Application for Variance – 11 East Shore, Johnson Lake: The subcommittee voted to recommend Board approval of the variance to allow the lessees of 11 East Shore, Johnson Lake to rebuild on the existing footprint and to modify the design, and to extend the fence as requested due to the unique safety concerns associated with the lot.
- b. Application for Variance – 12 East Shore, Johnson Lake: The subcommittee voted to recommend Board approval of the variance request by the lessees of 12 East Shore, Johnson Lake for the reconstruction of the boathouse due to the severe storm damage and the associated safety concerns.
- c. Application for Variance – 41 East Shore, Johnson Lake: The subcommittee voted to recommend Board approval of the variance request by the lessees of 41 East Shore, Johnson Lake for the reconstruction of the deck due to the severe storm damage and the associated safety concerns.

It was moved by Director Knoerzer and seconded by Director Dudley Nelson to approve the variance applications as presented for 11 East Shore, 12 East Shore and 41 East Shore, Johnson Lake. Upon voting on the motion, the following Directors voted therefore: Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Bogle. The motion was declared carried.

RIGHT OF ENTRY, EASEMENT OPTION AND WATER SERVICE AGREEMENT: Scott Dicke presented an Agreement for Right of Entry and Agreement for an Easement Option with the Huysers for land around the area of the E-65 Siphon Project.

It was moved by Director Knoerzer and seconded by Director Tim Boyle to approve the Agreement for Right of Entry and Agreement for an Easement Option with Daron Huyser and R. Hayley Huyser, and an eventual Water Service Agreement, all subject to final legal review. Upon voting on the motion, the following Directors voted therefore: Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Bogle. The motion was declared carried.

DIRECTORS' ATTENDANCE: It was moved by Director David Nelson and seconded by Director Soneson to excuse the absence of Director Bogle from this Special meeting. Upon voting on the motion, the following Directors voted therefore: Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

ADJOURNMENT: It was moved by Director Dahlgren and seconded by Director Knoerzer to adjourn the Special Meeting of the Board at 9:25 AM. Upon voting on the motion, the following Directors voted therefore: Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Bogle. None voted no and the motion was declared carried.

MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
MAY 24, 2023 – 9:00 A.M.

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by notices aired on KRVN (Lexington) and KUVR (Holdrege) radio stations on May 17, 2023, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 17, 2023, and the North Platte Telegraph and Lexington Clipper-Herald on May 20, 2023, giving the time, date, and place of the meeting and the information that the Agenda was available in advance at the Office of the Assistant Secretary.

A postcard was mailed to each Director on May 12, 2023 giving the time, date, and place of this meeting.

The following Directors were present:

| | | |
|--------------------------------|--------------------|------------------|
| David L. Rowe, President | Tim Boyle | David G. Nelson |
| Kyle Shepherd, Vice President | Robert B. Dahlgren | Dudley L. Nelson |
| William E. Knoerzer, Secretary | Martin E. Mueller | Roger D. Olson |
| K. Scott Olson, Treasurer | | Brent Soneson |

The following Director was absent: Geoffrey K. Bogle

Also present were the following:

| | |
|---|---|
| Devin M. Brundage, General Manager | Tyler Thulin, Civil Engineer |
| Rochelle A. Jurgens, Controller | Anton Hassebrook, Hydroelectric Operations Super. |
| Cory A. Steinke, Hydraulic Project Ops. Mgr. | Duane Cernousek, Purchasing Agent |
| Scott Dicke, Irrigation & Water Services Mgr. | Steve Osterbuhr, Irrigation Superintendent |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Carson Messersmith, Legal Counsel |
| Alex Linden, Public Relations Assistant | Emily J. Anderson, Executive Assistant |

Others:

| | |
|---------------|------------|
| Jeff Buettner | Matt Wells |
| Brad Lundeen | |

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The Board President announced that information for the public concerning the Open Meetings Act was available for interested parties to view.

At 9:25 a.m. the Board President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

CONSENT TO ASSIGNMENT SUMMARY: No consents were approved in May, 2023.

PERMIT TO CONSTRUCT SUMMARY: The following permits were approved during the month of May, 2023:

Permits to Construct
Approved by General Manager
5/24/2023

| <u>Number</u> | <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
|---------------|----------------------------------|-----------------------------------|--|--------------------------------|
| 1. | Black Hills Nebraska Energy, LLC | 17-7-21, 10-7-21, 3-7-21, 25-8-21 | Replacement of an existing natural gas distribution line (installed by permit to Kansas Nebraska Gas in May 1964 and to Kinder Morgan in October 2000). The new line will consist of 2" or 4" steel pipe and the installation of meter loops, which include protective barriers. | 05/04/2023 \$1,000.00 |

Permits to Construct
Approved by Land Administration Department
5/24/2023 – Johnson Lake

| <u>Number</u> | <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
|---------------|---------------------------|------------------------------------|---|--------------------------------|
| 2. | Weston, Gary | 9 Crappie Corner | VEG - Removal of three cottonwood trees | 04/13/2023 |
| 3. | Mooberry, Thomas | 3 South Crappie Corner Dr. 3 | DWEL - Pour on grade 16' x 8' concrete pad | 04/13/2023 |
| 4. | Herr, Thomas & Pamela | 9 North Cove Dr. 10 | DWEL - Construct concrete platform and place resin storage shed on platform | 04/13/2023 |
| 5. | Blach, John | 37 Bass Bay Dr. 16 | VEG - Planting trees | 04/16/2023 |
| 6. | Cline, Aaron & Whitney | 126 lakeview Acres Dr. 14D | SWAF - Construct ne 12'W x 12'L Shorestation | 04/18/2023 \$50.00 |
| 7. | Larson, Doug | 7 North Cove Dr. 10 | VEG - Branch removal | 04/19/2023 |
| 8. | Rowe, David & Sheila | 16 Bass Bay Dr. 16 | DWEL - Install a propane tank within the buildable area | 04/24/2023 |
| 9. | Dexter, Rancy & Cheryl | 28 East Shore Dr. 1A | VEG ATF - Removal of trees | 04/28/2023 \$100.00 |
| 10. | Nelson, Timothy & Brenda | 27 East Shore Dr. 1A | VEG ATF - Tree trim | 05/01/2023 \$100.00 |
| 11. | Rutjens, Thomas & Connie | 7 Bass Bay Dr. 16 | SWAF - Install 4'W x 72'L Dock, 8'W x 8'L Swim Platform | 05/01/2023 \$50.00 |
| 12. | Slack, Kimberly & Marcy | 39 Park Lane Dr. 28 | SWAF - Install 12'W x 12'L Shorestation | 05/02/2023 \$50.00 |
| 13. | Bass Bay Area Association | Open Space Area behind 45 Bass Bay | VEG - Tree removal | 05/09/2023 |
| 14. | Barnes, Robert & Laurie | 161 Lakeview Acres Dr. 14F | DWEL - Enclose covered deck into livable dwelling space. | 05/09/2023 |
| 15. | Linder Stock Farms Inc. | 45 Bass Bay Dr. 16 | DWEL - Downsize propane tank and relocate | 05/09/2023 |
| 16. | Robinson, Billy & Dallas | 42 East Shore Dr. 1 | DWEL - Replace existing deck with larger covered deck | 05/10/2023 |

| | | | | |
|-----|---------------------------|---------------------------|---|--------------------|
| 17. | Norden, Carl | 46 Bass Bay Dr. 16 | DWEL - Installation of propane tank | 05/10/2023 |
| 18. | Werger, Deborah | 32 Park Lane Dr. 28 | DWEL - Asphalt 118' x 18' area | 05/10/2023 |
| 19. | Jorges, Kim & Shelly | 40 East Shore Dr. 1 | SWAF - Replace old dock with new aluminum dock. | 05/11/2023 \$50.00 |
| 20. | Knapp, Ryan & Melissa | 29 Kirby Point Dr. 2 | SWAF - Install 6'W x 9'L Jet-Ski Lift | 05/11/2023 \$50.00 |
| 21. | Peters, Monika | 62 Lakeview Acres Dr. 14A | SWAF - Install 3'W x 5'L Jet-Ski platform | 05/12/2023 \$50.00 |
| 22. | Grennan, Brian & Kimberly | 33 Lakeview Acres Dr. 14A | SWAF - Replace 4'W x 45'L sidewalk | 05/12/2023 \$50.00 |
| 23. | Nickel, Steve & Cindi | 36 lakeview Acres Dr. 14A | SWAF - Install 12'W x 12'L Shorestation | 05/17/2023 \$50.00 |

Permits to Construct
Approved by Land Administration Department
5/24/2023 – Jeffrey Lake

| <u>Number</u> | <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
|---------------|--------------------------|--------------------|--|--------------------------------|
| 22. | Kentfield, Dennis & Lisa | 65 S Lakeview Rd. | DWEL - Construct 24' x 18'4" Addition to the existing dwelling | 04/17/2023 |

Permits to Construct
Approved by Land Administration Department
5/24/2023 – Lake McConaughy

| <u>Number</u> | <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
|---------------|-----------------------|--------------------|--|--------------------------------|
| 23. | Knezel, Susan | 98 K-1 Rd | DWEL - Placement of crushed concrete within lot boundaries | 04/14/2023 |
| 24. | Norman, Duba & Rhonda | 64 K-1 Rd | VEG - Tree removal | 04/25/2023 |
| 25. | Niemkiewicz, Monika | 97 K-1 Rd | DWEL - Install 5' high welded wire fence with T-posts. | 05/08/2023 |
| 26. | Tuma, James | 43 K-1 Rd | DWEL - Construct new deck railing on existing deck | 05/10/2023 |
| 27. | Towne, Cheri & Terry | 48 K-1 Rd | DWEL - Construct new 16' x 20' elevated deck | 05/12/2023 |
| 28. | Eshleman, Barbara | 5 K-3 Rd | DWEL ATF - Constructed 38' x 40' x 16' tall, detached garage | 05/15/2023 \$100.00 |

Permits to Construct
Approved by Land Administration Department
5/24/2023 – Midway Lake

| <u>Number</u> | <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
|---------------|-------------------------------------|-------------------------|--|--------------------------------|
| 29. | Petersen, Dale | 37 Hagadone Circle | VEG - Tree removal | 04/25/2023 |
| 30. | Eggleston, Matthew & Shawnda | 38 Hagadone Circle | SWAF - Install 4'W x 46'L Dock, 4'W x 24'L Dock | 04/26/2023 \$50.00 |
| 31. | Peterson, Dale | 37 Hagadone Circle | SWAF - Install 4'W x 56'L Dock, 4'W x 24'L Dock | 04/26/2023 \$50.00 |
| 32. | Midway Wildlife and Recreation Club | Midway Boat Access Zone | Permit to Construct - Install a 3'W x 80'L access to the shoreline. Removal of trees as needed | 04/28/2023 \$50.00 |

WATER SERVICE AGREEMENTS: None.

WORK ORDERS/PURCHASE REQUISITIONS: None.

CONTRACT NO. 0-720 – NEBRASKA MACHINERY COMPANY, LLC FOR NEW 2022 EXCAVATOR:

Duane Cernousek stated the equipment has been received and inspected and staff recommends final payment and closure of the contract. He presented the following items:

- a. Progress Payment Estimate No. 1 (Final) - \$336,836.00
- b. Closure of Contract No. 0-720

CONTRACT NO. 0-717 – TL SUND CONSTRUCTORS, INC. FOR PLUM CREEK BRIDGE

ABATEMENT REPAIR: Duane Cernousek stated the bridge work has been completed and inspected and staff recommends final payment and closure of the contract. He presented the following items:

- a. Progress Payment Estimate No. 1 (Final) - \$65,786.75
- b. Closure of Contract No. 0-717

CONTRACT NO. 0-708 – J.F. BRENNAN CO. INC. FOR GEOTUBE INSTALLATION: Duane

Cernousek stated the geotubes have been installed and inspected and staff recommends final payment and closure of the contract. He presented the following items:

- a. Change Order No. 2 - \$157,950.00
- b. Progress Payment Estimate No. 3 (Final) - \$203,850.00
- c. Closure of Contract No. 0-708

BID TAB (GROUP 23-6) – TRACTOR WITH SIDE MOWER: Duane Cernousek presented the two

bids received through Sourcewell from Landmark Implement, Inc. of Gothenburg, NE as follows: John Deere 6145M in the amount of \$257,824.66 and John Deere 6155M in the amount of \$264,987.13. Staff will recommend accepting the bid for the John Deere 6155M in the amount of \$264,987.13 due to its larger rear axle and 6-cylinder motor. Amendment #4 to the 2023 Budget in the Net Difference Amount of \$172,500.00 and Work Order No. 107463 in the amount of \$292,500.00 were also presented.

E-65 SIPHON AND ELWOOD SEEPAGE REPAIR PROJECTS: Scott Dicke reported RJH is in the

process of designing the E-65 Siphon. Tyler Thulin and he will meet with RJH and the selected contractor next week about the Elwood Dam Seepage Repair project.

CONSOLIDATION WITH DAWSON PUBLIC POWER DISTRICT: Devin Brundage reported on

legal counsels' efforts to rewrite the Petition to Amend Charter and related documents. The Bylaws Subcommittee will meet tomorrow at Dawson PPD's office at 10:00 a.m.

LEGISLATION: Alex Linden stated it is day 84 of the 90-day session. The Governor has signed

12 bills to date. The Natural Resources Committee's bill passed related to funding the Perkins County Canal project with a 1,000 cfs capacity design. He has more Senators interested in touring the Perkins County Canal site and the District's facilities. There are several interim studies he will continue to follow.

BOARD COMMENTS: Director Shepherd has fielded questions from the public about dead

carp in Jeffrey Reservoir and fluctuating water levels at Supply Canal lakes. Mike Ackerman in Gothenburg showed him the new dragline. Director Mueller visited former Lincoln County Director, Robert L. Petersen, earlier this week and reported he is doing well. Director R. Olson complimented the look of the yard and landscaping around the Holdrege office.

LEGAL UPDATE: Carson Messersmith reported he and Charles Brewster continue working

with staff on various matters.

PERSONNEL: None.

OUT OF STATE TRAVEL: The following out of state travel for June, 2023 was presented:

| <u>Name</u> | <u>Meeting</u> | <u>Location</u> | <u>Date</u> |
|----------------|----------------------------|-----------------|------------------|
| Devin Brundage | PRRIP Governance Committee | Cheyenne, WY | June 13-14, 2023 |
| Mike Drain | PRRIP Governance Committee | Cheyenne, WY | June 13-14, 2023 |
| Cory Steinke | PRRIP Governance Committee | Cheyenne, WY | June 13-14, 2023 |
| Dave Zorn | PRRIP Governance Committee | Cheyenne, WY | June 13-14, 2023 |

WORKSHOPS, SEMINARS AND CONFERENCES:

- a. 2023 NPA Annual Conference, August 22-23, 2023 at Younes South, Kearney

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Bylaws Subcommittee Meeting, May 25, 2023 at 10:00 a.m. at Dawson PPD

MANAGEMENT REPORTS:

- a. Cory Steinke complimented Central's crews for their clean-up efforts following the May 5, 2023 storm at Johnson Lake. He displayed photos of the completed Plum Creek Bridge, a tree pile that caught on fire, the new dragline, and drone photos of the geotubes at Mako at Lake McConaughy. The work on the Midway Bridge has begun.
- b. Mike Drain also complimented Central's crews for the storm clean-up and the Land Administration team for efficiently processing permits following the event. Devin Brundage and he attended the National Hydropower Association's conference in Washington, D.C. earlier this month. The Department of Energy released guidance on the funding of Section 247 items, so he will research what District projects might qualify. He informed the board of an e-mail from Richard Borman received on May 23, 2023 regarding the District's FERC boundary.
- c. Tyler Thulin reported Lake McConaughy is at elevation 3,234.1, 957,800 acre-feet, and 55.1% capacity. Inflows to Lake McConaughy are 1,150 cfs and outflows are around 775 cfs. Releases from the Environmental Account are occurring for germination suppression in the river. Flows in the South Platte River have been very good.
- d. Rochelle Jurgens is still awaiting the audited financial statement from Forvis (formerly BKD). She submitted the wage survey information to the consultant yesterday.
- e. Steve Osterbuhr stated the wheeled excavator should arrive next week which is months sooner than originally expected.
- f. Scott Dicke reported irrigation deliveries start on June 5, 2023. The tornado on May 5, 2023 dropped a section of a pivot into the E-67 Canal causing a rips in the liner which crews have repaired. Around 4,000 acre-feet of recharge has occurred since mid-May. RJH sent a recommendation to NDNR for methods to operate Elwood Reservoir at a slightly higher level to accommodate excess flows. Through a cooperative effort from numerous staff members, an Emergency Action Plan for Elwood Reservoir was developed along with safety mitigation protocols which allowed an additional 1,700 acre-feet to be stored. Recharge has also occurred at the Funk, Cottonwood, Victor, and Johnson WPAs.
- g. Anton Hassebrook reported on a new cooling water well that was drilled at the J-1 Hydro, but an outage will be required to install the supply pipe to the plant. Work has begun on the Kingsley dissolved oxygen that will be required starting in June. The storm of May 5, 2023 caused a brief outage at J-2.

- h. Alex Linden sent the latest edition of the newsletter to the printer earlier today. He has been busy with tours. A video produced by NDNR about the Perkins County Canal project was viewed and several other videos were placed on the Board website.
- i. Devin Brundage continues efforts to educate various agencies about the benefits of the South Platte canal and reservoir project. He provided a short presentation on the that topic. Mike Drain and he met with Senators Fischer and Ricketts and Congressman Smith while in Washington, D.C. earlier this month. The NPA will have an educational station at the Nebraska State Fair.

ADJOURNMENT: It was moved by Director Boyle and seconded by Director Mueller to adjourn the Regular Business Meeting of the Board at 10:40 AM. Upon voting on the motion, the following Directors voted therefore: Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Bogle. None voted no and the motion was declared carried.

MINUTES OF REGULAR BUSINESS MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
JUNE 5, 2023 – 9:00 A.M

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by notices aired on KRVN (Lexington) and KUVR (Holdrege) radio stations on May 30, 2023, and through legal publication in the Kearney Hub, Holdrege Daily Citizen and North Platte Telegraph on May 30, 2023, and the Lexington Clipper-Herald on May 31, 2023, giving the time, date, and place of the meeting and the information that the Agenda was available in advance at the Office of the Assistant Secretary.

A postcard was mailed to each Director on May 12, 2023 giving the time, date, and place of this meeting.

The following Directors were present:

| | | |
|--------------------------------|--------------------|------------------|
| David L. Rowe, President | Geoffrey K. Bogle | David G. Nelson |
| Kyle Shepherd, Vice President | Tim Boyle | Dudley L. Nelson |
| William E. Knoerzer, Secretary | Robert B. Dahlgren | Roger D. Olson |
| | Martin E. Mueller | Brent Soneson |

The following Director was absent: K. Scott Olson

Also present were the following:

| | |
|---|---|
| Devin M. Brundage, General Manager | Eric R. Hixson, Engineering Services Mgr. |
| Rochelle A. Jurgens, Controller | Tyler Thulin, Civil Engineer |
| Cory A. Steinke, Hydraulic Project Ops. Mgr. | Charles Brewster, Legal Counsel |
| Scott Dicke, Irrigation & Water Services Mgr. | Emily J. Anderson, Executive Assistant |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | |

Others:

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|------------------------------|-------------------------------------|
| Carson Messersmith | Kurth Brashear, Rembolt Ludtke, LLP |
| Jeff Buettner | Gwen Kautz, Dawson PPD |
| John Thorburn, Tri-Basin NRD | Cole Brodine, Dawson PPD |
| Kent Miller, Twin Platte NRD | Michael Zern, Dawson PPD |
| Brad Lundeen | Dan Mulbach |
| Joe Bilka | Matt Wells |
| Reed McClymont | Joel Grams |
| Robin Hinrichs | Dave Dahlgren |
| Gary Robison | |

* * * * *

Board President Rowe announced that information for the public concerning the Open Meetings Act was available for interested parties to view.

At 9:00 a.m. Board President Rowe announced the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: John Thorburn toured potential recharge areas with Central staff recently. Dave Dahlgren circulated a letter dated June 5, 2023 from the Central District Water Users expressing concerns about the merger. Gary Robinson attended the recent Phelps County Board of Supervisors meeting and heard about a KAAPA development in Dawson County. He would like to see the merger process slow down and hold more discussions with members of the Citizens Opposed to the Merger and Tri-Basin NRD. Robin Hinrichs commented on the number of certified irrigated acres in the basin which increases the value of the land within the tri-county region. Brad Lundeen circulated a handout titled “What would a taxpayer expect the NRD and Central board to do cooperatively?”

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the May 24, 2023 Committee Meeting of the Board.

The Board President asked the Directors if there were items they wished to remove from the Consent Agenda for individual discussion and voting. Hearing none, the following Consent Agenda was presented:

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held May 1, 2023**
- **Approval of Minutes of Special Meeting of the Board of Directors held May 24, 2023**
- **Approval of Minutes of Committee Meeting of the Board of Directors held May 24, 2023**
- **Approval of the June Disbursements:**

Hydro Division:

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| Check #s 69889 through 70149 & 8900962 through 8900991 (Accounts Payable) | \$1,345,357.41 |
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|---------|--------------|
| Payroll | \$564,595.01 |
|---------|--------------|

Kingsley Division:

| | |
|---|-------------|
| Check #s 3547 through 3554 (Accounts Payable) | \$71,559.21 |
|---|-------------|

Glendo Division:

| | |
|------|--------|
| NONE | \$NONE |
|------|--------|

- **Approval of Progress Payment Estimate No. 1 (Final), Contract No. 0-720, Nebraska Machinery Company, LLC for 2022 Excavator (\$336,836.00)**
- **Approval of Closure of Contract No. 0-720 – Nebraska Machinery Company, LLC**
- **Approval of Progress Payment Estimate No. 1 (Final), Contract No. 0-717, TL Sund Constructors, Inc. for Plum Creek Bridge Abatement Repair (\$65,786.75)**
- **Approval of Closure of Contract No. 0-717 – TL Sund Constructors, Inc.**
- **Approval of Change Order No. 2, Contract No. 0-708, J.F. Brennan Co. Inc. (formerly Infrastructure Alternatives, Inc.) for Mako Chi Mni Geotube Installation (\$157,950.00)**
- **Approval of Progress Payment Estimate No. 3 (Final), Contract No. 0-708, J.F. Brennan Co. Inc. for Mako Geotube Installation (\$203,850.00)**
- **Closure of Contract No. 0-708 – J.F. Brennan Co. Inc.**
- **Approval of Bid (Group 23-6) from Landmark Implement, Inc. of Gothenburg, NE for John Deere 6155M Tractor with Side Mower in the amount of \$264,987.13**
- **Approval of Amendment #4 to the 2023 Budget as follows:**

| | <u>Current Budget</u> | <u>Proposed Budget</u> | <u>Difference</u> |
|----------------------------------|---------------------------|----------------------------|-------------------|
| <u>HYDRO DIVISION</u> | | | |
| <u>Capital</u> | \$120,000 | \$292,500 | \$172,500 |
| Mower Tractor with Rear Shredder | | | |

➤ **Approval of Work Order No. 107463 – Purchase Tractor with Side Mower (\$292,500.00)**

It was moved by Director Dudley Nelson and seconded by Director Mueller to approve the Consent Agenda as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, and Soneson. Absent: S. Olson. None voted no and the motion was declared carried.

EMPLOYEE HANDBOOK REVISIONS: Staff will make a presentation about the changes to the handbook at the next Committee Meeting of the Board.

UNIFIED WATER PLAN – CONJUNCTIVE WATER MANAGEMENT AND WATER DATA PROGRAM – TWIN PLATTE NATURAL RESOURCES DISTRICT: Kent Miller from Twin Platte NRD was present to discuss their Water Data Program which requires a cooperative effort from electric utilities, water users and the program developer to supply data and waterflow rates to create real time water usage information that can be accessed through an app without installation of a physical water meter. He also discussed TPNRD’s efforts to work on the unified water plan with Central and others, including meetings held with the irrigation districts below Lake McConaughy to help develop concepts that might assist in that effort.

A break was taken at 9:53 a.m. The meeting resumed at 10:06 a.m.

CONSOLIDATION WITH DAWSON PUBLIC POWER DISTRICT – CONCEPT BYLAWS OF PLATTE RIVER PUBLIC POWER & IRRIGATION DISTRICT: Devin Brundage presented on the concepts discussed by the Bylaws Committee which is comprised of directors from both Central and Dawson, stakeholders from each district, the general managers, and legal counsel. The committee achieved consensus on board votes required to act. Supermajorities are required for issues related to rates, allocation of water, and use of electric distribution revenue, irrigation delivery revenue, and generated power revenue within the new district. These approaches were developed to provide strong protection for irrigation customers concerned about water delivery and rates as well as protect interests of electric distribution customers. Other areas of consensus were officer terms, meeting logistics, financial units, and accounting. The committee also discussed how the board will function and found merit in utilizing a committee structure, as Central does currently, including areas such as water services, natural resources, and electric distribution. This approach enhances deliberation and utilizes the strengths and experience of directors to benefit customers and PRPPID. Directors were asked for feedback and suggestions on the concepts. Directors directed the vote requirement for residential lease agreements to be consistent with other supermajority votes in the concepts. Brundage advised that the committee will take that direction, together with feedback from the Dawson board of directors, and develop a recommended set of bylaws for the board’s consideration. No action was taken at this time.

ARTIFICIAL INTELLIGENCE PRESENTATION: Michael Zern and Gwen Kautz from Dawson Public Power District presented information about artificial intelligence which is the theory and development of computer systems able to perform tasks that normally require human intelligence, such as visual perception, speech recognition, decision-making, and translation between languages and how this technology may have benefits to our organizations.

LEGISLATION: Jeff Buettner reported on behalf of Alex Linden that the legislative session ended on day 88. A total of 56 bills that contained 291 separate bills were passed. Linden will continue to follow the interim study bills.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

DIRECTORS' ATTENDANCE: It was moved by Director David Nelson and seconded by Director Bogle to excuse the absence of Director S. Olson. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

BOARD COMMENTS: Director Shepherd fished at Lake McConaughy this weekend. He expressed concern about a comment from Gary Robison during public input taking Dan Mulbach's statement at the recent Phelps County Board of Supervisors out of context.

LEGAL UPDATE: Charles Brewster continues to work with Scott Dicke on landowner easements for the E65 Siphon Project and the usual review of various agreements.

MANAGEMENT REPORTS: The following were presented:

- a. Tyler Thulin reported Lake McConaughy is at elevation 3,233.9, 955,700 acre feet, and 54.8% capacity. The inflows to Lake McConaughy are approximately 1,250 cfs and releases are currently 1,500 cfs. All releases are from the Environmental Account which have exceeded the 1,500 cfs flow goal at Grand Island, so those releases will be decreased. Flows from the South Platte River at Roscoe are at approximately 1,800 cfs.
- b. Cory Steinke stated dredging efforts at the Diversion Dam are going well. The Nebraska Game and Parks Commission is looking at potential renovations at Lake Ogallala this fall. This would require the construction of a dike below Kingsley Hydro and would need to be coordinated with the NPPD system outages this fall.
- c. Mike Drain indicated the Land and Recreation Committee will meet on July 11, 2023 at 1:00 p.m. in Holdrege to discuss the Borman erosion complaint at Make Chi Mni at Lake McConaughy. He will have Emily Anderson post a copy of the response letter to FERC concerning Borman's complaint.
- d. Scott Dicke reported the rubber tire excavator was received. Irrigation deliveries start today. He plans to have the Rubicon proposal soon about the options for improved automation of the irrigation delivery system.
- e. Rochelle Jurgens received a draft of the audited financial statement on Friday. She expects Forvis (formerly BKD) to present their final report to the board at an upcoming meeting.
- f. Eric Hixson attended the Advanced Nuclear Forum in Lincoln on May 22-24, 2023 where they learned about small modular nuclear generating units.
- g. Devin Brundage reported on work with the Bylaws Committee. He attended the recent grand opening of the new playground at Johnson Lake that was a result of a collaborative effort with the Lexington community foundation, Johnson Lake organizations and the District. Staff met with the US Department of Energy about grant opportunities related to potential upcoming capital projects. Devin reminded everyone that Jeff Buettner will conduct tours with stakeholders on June 8th and June 15th and encouraged everyone to spread the word as a few open slots were still available.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Knoerzer to adjourn the Regular Business Meeting of the Board at 11:43 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, and Soneson. Absent: S. Olson. None voted no and the motion was declared carried.

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER
AND IRRIGATION DISTRICT

William E. Knoerzer, Secretary

By _____
David L. Rowe, President