

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

FEBRUARY 5, 2024 – 9:00 A.M.

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MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
JANUARY 26, 2024 – 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 January 22, 2024, and through legal publication in the Holdrege Daily Citizen on January 22, 2024, the Kearney Hub, North Platte Telegraph, and Lexington Clipper-Herald on January 20, 2024, 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 January 12, 2024 giving the time, date, and place of this meeting.

The following Directors were present:

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

The following Director was absent: David L. Rowe

Also present were the following:

Devin M. Brundage, General Manager	Tyler Thulin, Civil Engineer
Eric R. Hixson, Electrical Project Ops Mgr.	Meredith Pierce, Assistant Controller
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Steve Osterbuhr, Irrigation Superintendent
Mike A. Drain, Nat. Resource & Compliance Mgr.	Dusty Way, Irrigation Operations Supervisor
Scott Dicke, Irrigation & Water Services Mgt.	Haley Munson, Purchasing Agent
Alex Linden, Gov't & Public Relations Mgr.	Carson Messersmith, Legal Counsel
Anton Hassebrook, Hydroelectric Ops Super.	Emily J. Anderson, Assistant Secretary

Others present were:

Dennis Ostgren	Gary Robison
Jeff Buettner	Dana Peterson
Katie Koopman	Matt Wells

* * * * *

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

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

PUBLIC INPUT: Dana Peterson was present on behalf of the Merriweather Beach Association at Johnson Lake. He reported the members have reviewed the proposed lease agreement and they have questions about how the fee was determined and calculated. He plans to attend the Land and Recreation Committee meeting in Gothenburg on January 31, 2024 to discuss the lease with the subcommittee. Gary Robison commented he is interested in hearing the discussion about the District Bylaws agenda item.

CONSENT TO ASSIGNMENT SUMMARY: One consent to assign was approved in January, 2024.

PERMIT TO CONSTRUCT SUMMARY: The following permits were approved during the month of January, 2024:

Permits to Construct Approved by General Manager 1/26/2024				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
1.	Sieck, Hugh	15-6-18	Bury an 8" pipe under the canal road into the canal for pumping in at 24.4-2.1S-0.8.	12/18/2023
2.	Fishell Family Farms LLC	27-6-16	Install 8" PVC pipe and 2.5" electric conduit under the canal at A38.6-0.6-4.3. Also installing 5 new pivot bridges to cross the canal from A38.6-0.6-4.1 to 4.3. Install a field crossing for the pivot swing tower to cross at A38.6-0.6-4.0 that is attached to job order 198502-2023 and is paid for by the landowner and Central will not be responsible for any future maintenance on this field crossing.	12/18/2023
3.	WCG Land & Cattle LLC	18-6-17	Install 100# 8" PVC pipe a minimum of 5 feet under the canal at 29.1-1.9.	12/18/2023 \$100.00
4.	Anderson, Dale R.	SW 1/4 29-7-18	Installing an electric line in 2.5" conduit below the canal and 35 feet north of Central's 21.5-2.4 check.	12/18/2023 \$100.00
Permits to Construct Approved by Land Administration Department 1/26/2024 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
5.	Schnell, David & Debra	16 Kirby Point Dr. 2	DWEL ATF - Previously removed and replaced on grade concrete walkway and concrete slab	01/03/2024 \$100.00 After the Fact Fee
6.	Rowedder, Carol & Daniel	2 Crappie Corner Dr. 5	DWEL - Construct new 30' x 58' x 18'6" high dwelling attached to existing garage	01/04/2024
7.	Hurst, Gail & Lauber, Carol	16 Mallard Cove Dr. 19	DWEL ATF - Previously constructed on grade concrete patio	01/08/2024 \$100.00 After the Fact Fee
8.	Hatch, Rocky & Jessica	6 Perch Bay Dr. 6	DWEL ATF - Previously constructed on grade concrete slab	01/08/2024 \$100.00 After the Fact Fee
9.	Marshall, Bonnie	14 Mallard Beach	Permit to Operate: Vacation Rental	11/28/2023 \$500.00
10.	Stickney, Debra	24 Mallard Cove	DWEL - Construct 9'6" x 19'4" x 15' high enclosed porch	12/12/2023

11.	Pittam, Shad & Dinneen	44 Bass Bay Dr. 16	DWEL - Construct new privacy enclosure with a pergola around an existing propane tank	12/20/2023
12.	Dorsey, Matthew	7 West Lane Dr. 28	DWEL - Construct 10' x 20' x 10' high anchored structure	12/20/2023
13.	Mandelko, Michael & Patricia	24 Perch Bay Dr. 6	DWEL ATF Variance - Previously constructed a dwelling eave extending into the setback	12/21/2023 \$500.00 After the Fact Fee
14.	Reid, Ricky & Paricia	110 Lakeview Acres Dr. 14C	ECS - Construct 8'l x 4'H following grade 2'H retaining walls	12/28/2023
15.	Reid, Ricky & Paricia	110 Lakeview Acres Dr. 14C	DEF - Excavated and graded	12/28/2023 \$50.00
16.	Reid, Ricky & Patricia	110 Lakeview Acres Dr. 14C	SWAF - Construct 3'W x 14'L Access	12/28/2023 \$50.00
17.	Rohnert, Cheryl	2 North Cove Dr. 10	Permit to Operate – Vacation Rental	12/29/2023 \$500.00

WATER SERVICE AGREEMENTS: Dusty Way presented and discussed the following:

<u>System</u>	<u>Acct. No.</u>	<u>Legal Desc.</u>	<u>Landowner</u>	<u>Contr. Acres</u>	<u>Total Acres Chg'd</u>
<u>Water Service Agreements:</u>					
P	7173302 (1)	Pt. NW1/4NW1/4; Pt. NE1/4NW1/4; Pt. SW1/4NW1/4; NE1/4 33-7-17 *Combined with account 7173307	Michael A. Soneson, TTEE	194	+44
P	7191501 (1)	E1/2E1/2NW1/4, NE1/4 15-7-19 *Combined with account 7191505	Sweeney Land Company, LLC	174	+74
E65	7202304 (1)	E1/2SE1/4 23-7-20 *New Account	Eileen Peterson	30	+30

- (1) IPP Amendment to Water Service Agreement for the 2024 irrigation season accompanies new WSA.
- (2) IPP Amendment to Water Service Agreement for the 2024 irrigation season to accompany existing WSA.
- (3) Water Service Agreement terminated after 2023, landowner came-back with new WSA.
- (4) Documents are currently being reviewed with landowners and/or are being signed by the landowners.
- (5) Water Service Agreement immediately terminated after 2023.
- (6) Water Service Agreement activation date being when CWS permit is issued by the NeDNR.

WORK ORDERS/PURCHASE REQUISITIONS: The following were presented:

- a. Work Order No. 107472 – Jeffrey/J1/J2 Entry Doors & Site Cameras (\$80,000.00)
- b. Work Order No. 186592 – Phelps Repeater & 7 RTU Upgrades (\$60,431.00)
- c. Work Order No. 2107189 – Kingsley Exciter Upgrade (\$57,826.00)
- d. Purchase Requisition No. 21538 – Dawson County Departments of Roads for Project BRO-7024 (\$79,863.56)

2024 BUDGET AMENDMENT: Eric Hixson presented Revision #2 to the 2024 Budget which correlates to Work Order No. 186592 above:

<u>Irrigation Division</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Phelps Repeaters & Seven RTU Upgrades	\$0	\$61,000	\$61,000

BID TAB – JEFFREY 69kV TRANSFORMER CONSULTANT BIDS: Anton Hassebrook did not have an official bid tab calculated, but stated he received bids from Kleinschmidt and Cross Canyon for the consulting work for the Jeffrey 69kV transformer. Staff recommended awarding the bid to Kleinschmidt due to their bid being lower than Cross Canyon's and having worked with the District on numerous projects in the past.

BID TAB – 2024 CHEMICALS: Scott Dicke presented bids from Van Diest Supply Co. in the amount of \$89,369.87 and Nutrien Solutions in the amount of \$85,525.15. He noted that Van Diest has historically provided excellent service to the District, but staff recommended accepting the low bid from Nutrien.

BID TAB – EXCAVATOR: Steve Osterbuhr presented bids from Murphy Tractor & Equipment for a John Deere 2024 300P in the amount of \$424,000.00 and NMC, Inc. for a CAT 2024 330-07 in the amount of \$366,760.00 (with a proposed trade-in value of \$38,000.00). Osterbuhr stated the current excavator could also be sold on Big Iron for potentially more money than is being offered by NMC. Staff recommended accepting the low bid from NMC, Inc. for the 2024 CAT Excavator in the amount of \$366,760.00.

BID TAB – PICKUP TRUCKS: Scott Dicke presented bids for two $\frac{3}{4}$ ton trucks and four $\frac{1}{2}$ ton trucks as follows: Janssen & Sons Ford - \$284,660.00; Pony Express Chevrolet Buick - \$271,672.00; Gene Steffy Auto Group - \$283,970.00; and Janssen Chrysler Dodge Jeep Ram - \$289,778.00. Staff recommended accepting the low bid from Pony Express Chevrolet Buick. Cory Steinke commented that he will work with Haley Munson to inquire about the purchase of additional pickup trucks for Gothenburg through Pony Express if those trucks could be included and match the required specifications.

BID TAB – BRIDGE MATERIALS FOR SUPPLY CANAL MP 62.5 BRIDGE: Tyler Thulin reported on the sole bid received from Husker Steel Company in the amount of \$442,157.96. He indicated the bid is over the engineer's estimate of \$405,000.00, but he received assurance from Oak Creek Engineering that the bid is fair. Staff recommended accepting the bid from Husker Steel Company as presented.

KINGSLEY HYDRO BLACKSTART AGREEMENT EXTENSION NO. 8 – NEBRASKA PUBLIC POWER DISTRICT: Eric Hixson presented Extension No. 8 to the Kingsley Hydro Blackstart Agreement to extend the term another two years to March 31, 2026.

KINGSLEY DAM REFACING PROJECT: Mike Drain stated it is very unlikely that the 30% tax credit bill will be added into any tax legislation. He discussed possible Building Resilient Infrastructure and Communities (BRIC) funding and grants through FEMA for hazard mitigation. RJH is still working to analyze the best design for the refacing of Kingsley Dam.

E-65 SIPHON AND ELWOOD SEEPAGE REPAIR PROJECTS: Scott Dicke announced the landowners in the area of the E-65 Siphon project signed access agreements. Crews will now be able to commence with geotechnical exploration, cultural resource investigation, and other field work necessary to progress the project.

DISTRICT BYLAWS UPDATE: Devin Brundage reminded the directors of their efforts in 2019 to update the Bylaws to remove references to specific statutes, eliminate the J-2 division, and define per diem requirements. He also suggested reviewing drafts of new and revised policies drafted in 2020 but were shelved as work on creating Platte River Public Power and Irrigation District progressed. The Bylaws Subcommittee will hold a meeting to discuss edits to the bylaws once legal counsel from Rembolt Ludtke LLP completes development of an initial draft.

BOARD RETREAT – FEBRUARY 12-14, 2024 IN NEBRASKA CITY: Board Retreat will be held February 12-14, 2024 at the Lied Lodge in Nebraska City, Nebraska. Brundage circulated a list of potential board retreat topics and asked directors to rate their importance.

CHANGE DATE/LOCATION/TIME OF FEBRUARY COMMITTEE MEETING TO COINCIDE WITH BOARD RETREAT: Brundage suggested holding the February committee meeting (originally

scheduled for February 23, 2024) in conjunction with the board retreat which will likely occur the morning of February 14, 2024. He will work with staff to finalize the details and ensure proper legal publication of the meeting date, location and time.

A break was taken at 10:01 a.m. The meeting resumed at 10:13 a.m.

LEGISLATION: Alex Linden circulated the legislative watchlist. He stated today is day 16 of the 60-day session. To date, 597 bills have been introduced, bringing the total number of bills to 1,417. The District’s Legislative Reception held in Lincoln on January 16, 2024 was a success with 20 senators in attendance and 50+ others from various agencies. He continues to closely follow several bills of interest to the District.

BOARD COMMENTS: Director David Nelson complimented staff who organized the Legislative Reception held on January 16, 2024. Director Shepherd thought the event provided for positive interactions with the senators.

LEGAL UPDATE: Carson Messersmith reported on the success of obtaining landowner easements for the E-65 Siphon Project. He stated Charles Brewster is in Lincoln this morning at meetings regarding the Nebraska Accountability and Disclosure Commission’s conflict of interest forms and Chapter 70 statutes related to introduction of LB1260.

PERSONNEL: None.

OUT OF STATE TRAVEL: The following travel was approved by the General Manager for January, 2023:

<u>Name</u>	<u>Meeting</u>	<u>Location</u>	<u>Date</u>
Steve Osterbuhr	Four States Irrigation Council	Fort Collins, CO	January 16-18, 2024
Dusty Way	Four States Irrigation Council	Fort Collins, CO	January 16-18, 2024

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS: A Land and Recreation Committee meeting will be held in Gothenburg at 10:00 a.m. on January 31, 2024.

MANAGEMENT REPORTS:

- a. Tyler Thulin reported Lake McConaughy is at elevation 3,237.7, 1,036,500 acre-feet, and 59.5% capacity. Inflows to Lake McConaughy are around 1,250 cfs and releases are around 200 cfs. Snowpack in the upper North Platte basin is at 85% of median, the lower North Platte is at 66%, and the South Platte is at 96%.
- b. Mike Drain provided background related to policy that Director Bogle had inquired about earlier in the meeting pertaining to fees associated with permits to construct. He reported on the Annual Operating Plan (AOP) with NPPD for 2024. A copy of the AOP was presented and will be placed on the board website. While the AOP does not require board approval, the board does have the authority to reject the AOP within 30 days. He continues working on the FERC boundary review and various reports. Trent Ringenberg retired last week after 31 years of service and Drain expects to be able to report on the hiring of a new GIS Specialist by the next board meeting.
- c. Alex Linden reminded everyone of the South Central Water Conference on February 1, 2024 from 10:00 a.m. to 2:30 p.m. at the Holdrege Ag Center. Presentations will be made by the UNL State Climatologist, and a producer panel will provide education about nitrates as well a presentation by Mike Drain on the Kingsley Dam repairs. A mock-up of the new website was provided by Unanimous and he is seeking input and feedback from staff. Brundage will display the website mock-up during lunch.

- d. Scott Dicke announced the District was awarded grant funds from the Rainwater Joint Venture group for upgrades to the Johnson, Linder and Victor WPAs. Tri-Basin NRD continues to work to identify potential reuse pits to convert to recharge pits. The Central District Water Users (CDWU) group has made tentative plans to hold their annual meeting and steak fry in mid-March. Dicke hopes to invite a representative from Rubicon to present to the CDWU group at their annual meeting. He noted the CDWU will also be voting on a new president at a meeting scheduled for February 7, 2024. He is working with staff to organize a customer appreciation burger feed in the late spring.
- e. Meredith Pierce notified directors of their 1099 forms being delivered to them by e-mail and regular U.S. mail in the coming weeks. The auditing firm, BKD, was in the office last week to gather preliminary information for the 2023 audit, and they will return in February to conduct the audit.
- f. Eric Hixson continues working on NERC compliance requirements. He is currently conducting interviews for a System Control Operator to replace Ken Christensen upon his retirement planned for May.
- g. Anton Hassebrook discussed the installation of a new RTU near Gothenburg.
- h. Devin Brundage thanked District staff for their efforts to manage water and generation during the extreme cold recently in light of challenges associated with delivering the Jeffrey hydro generation to the SPP market.
- i. Dusty Way and Steve Osterbuhr attended the Four States Irrigation Council meeting in Colorado last week and he summarized those events and tours. According to the Colorado State Climatologist, Nebraska will observe above average temperatures over the next three months.
- j. Steve Osterbuhr stated the irrigation crews have been conducting winter maintenance projects which include tree removal along the E-65 Canal, and silt and snow removal along the Phelps Canal.
- k. Cory Steinke complimented the control operators for managing the water levels in Jeffrey Reservoir to maximize generation revenue given the challenges associated with delivering the energy to the SPP market. He continues working to achieve dredging permits and potential mitigation plans to pump sediment into bays or other areas.
- l. Devin Brundage continues working on an Interlocal Arrangement with Dawson Public Power District for the Jeffrey Hydro generation. He is consulting with legal counsel from Rembolt Ludtke LLP regarding edits to the bylaws.

The meeting adjourned at 11:27 a.m.

MINUTES OF REGULAR BUSINESS MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
FEBRUARY 5, 2024 – 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 January 29, 2024, and through legal publication in the Holdrege Daily Citizen on January 29, 2023, the Kearney Hub and North Platte Telegraph on January 30, 2024, and the Lexington Clipper-Herald on February 3, 2024, 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 January 12, 2024 giving the time, date, and place of this meeting.

The following Directors were present:

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

The following Directors were absent: Kyle Shepherd

Also present were the following:

Devin M. Brundage, General Manager	Scott E. Dicke, Irrigation & Water Services Mgr.
Rochelle A. Jurgens, Controller	Alex Linden, Gov't & Public Relations Mgr.
Eric R. Hixson, Electrical Project Ops Mgr.	Tyler Thulin, Civil Engineer
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Charles Brewster, Legal Counsel
Mike A. Drain, Nat. Resource & Compliance Mgr.	Emily J. Anderson, Assistant Secretary

Others present were:

Carson Messersmith	Curtis Scheele, NRCS
Nolan Little, Tri-Basin NRD	Joe Bilka
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: Nolan Little from Tri-Basin NRD thanked District staff for helping prepare for the South Central Water Conference last week. He thought Mike Drain's presentation about the Kingsley Dam facing issue was very informative. Tri-Basin continues working towards achieving a reuse pit/recharge agreement with the District.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the January 26, 2024 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. Charles Brewster suggested removing the Water Service Agreement for Michael A. Soneson due to a potential conflict for Director Soneson. The following items were presented (with the removal of the Soneson item):

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held January 3, 2024**
- **Approval of Minutes of Committee Meeting of the Board of Directors held January 26, 2023**

- **Approval of the February Disbursements:**

Hydro Division:

Check #s 71647 through 71870 & 8901202 through 8901237 (Accounts Payable) \$1,914,563.48

Payroll \$556,794.87

Kingsley Division:

Check #s 3627 through 3637 (Accounts Payable) \$57,168.51

Glendo Division:

NONE \$NONE

- **Approval of Work Order No. 107472 – Jeffrey/J1/J2 Entry Doors & Site Cameras (\$80,000.00)**

- **Approval of Revision #2 to the 2024 Budget as follows:**

<u>Irrigation Division</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Phelps Repeaters & Seven RTU Upgrades	\$0	\$61,000	\$61,000

- **Approval of Work Order No. 186592 – Phelps Repeater & 7 RTU Upgrades (\$60,431.00)**
- **Approval of Work Order No. 2107189 – Kingsley Exciter Upgrade (\$57,826.00)**
- **Approval of Purchase Requisition No. 21538 – Dawson County Department of Roads for Project BRO-7024 (\$79,863.56)**

- **Approval of the following Water Service Agreements:**

<u>System</u>	<u>Acct. No.</u>	<u>Legal Desc.</u>	<u>Landowner</u>	<u>Contr. Acres</u>	<u>Total Acres Chg'd</u>
<u>Water Service Agreements:</u>					
P	7191501 (1)	E1/2E1/2NW1/4, NE1/4 15-7-19 *Combined with account 7191505	Sweeney Land Company, LLC	174	+74
E65	7202304 (1)	E1/2SE1/4 23-7-20 *New Account	Eileen Peterson	30	+30

- (1) IPP Amendment to Water Service Agreement for the 2024 irrigation season accompanies new WSA.
- (2) IPP Amendment to Water Service Agreement for the 2024 irrigation season to accompany existing WSA.
- (3) Water Service Agreement terminated after 2023, landowner came-back with new WSA.
- (4) Documents are currently being reviewed with landowners and/or are being signed by the landowners.
- (5) Water Service Agreement immediately terminated after 2023.
- (6) Water Service Agreement activation date being when CWS permit is issued by the NeDNR.

- Approval of Bid from NMC, Inc. for a 2024 CAT 330-07 Excavator in the amount of \$366,760.00
- Approval of Bid from Pony Express Chevrolet Buick for two ¾ ton pickups and four ½ ton pickups in the amount of \$271,672.00
- Approval of Bid from Husker Steel Company for the Bridge Materials for Supply Canal MP 62.5 Bridge in the amount of \$442,157.96
- Approval of Bid from Kleinschmidt for the Jeffrey 69kV Transformer Consulting Services in the amount of \$14,300.00
- Approval of Extension No. 8 to the Kingsley Hydro Blackstart Agreement with Nebraska Public Power District
- Approval of a Board Retreat from February 12-14, 2024 at the Lied Lodge located at 2700 Sylvan Road, Nebraska City, Nebraska
- Approval of a Change in Date/Time/Location of the February Committee Meeting of the Board to Coincide with Board Retreat as follows: February 14, 2024 at 8:00 a.m. at the Lied Lodge (Steinhart Room) located at 2700 Sylvan Road, Nebraska City, Nebraska

It was moved by Director R. Olson and seconded by Director Bogle 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, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

WATER SERVICE AGREEMENT: The following was presented:

<u>System</u>	<u>Acct. No.</u>	<u>Legal Desc.</u>	<u>Landowner</u>	<u>Contr. Acres</u>	<u>Total Acres Chg'd</u>
<u>Water Service Agreements:</u>					
P	7173302 (1)	Pt. NW1/4NW1/4; Pt. NE1/4NW1/4; Pt. SW1/4NW1/4; NE1/4 33-7-17 <i>*Combined with account 7173307</i>	Michael A. Soneson, TTEE	194	+44

- (1) IPP Amendment to Water Service Agreement for the 2024 irrigation season accompanies new WSA.
- (2) IPP Amendment to Water Service Agreement for the 2024 irrigation season to accompany existing WSA.
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- (4) Documents are currently being reviewed with landowners and/or are being signed by the landowners.
- (5) Water Service Agreement immediately terminated after 2023.
- (6) Water Service Agreement activation date being when CWS permit is issued by the NeDNR.

It was moved by Director S. Olson and seconded by Director Mueller to approve the Water Service Agreement with Michael A. Soneson, TTEE as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, and Rowe. Soneson abstained from voting. Absent was Shepherd. None voted no and the motion was declared carried.

IRRIGATION WATER MANAGEMENT SPECIALIST REPORT – CURTIS SCHEELE, NRCS: Curtis Scheele from the NRCS presented his annual report on 2023 activities, including: Environmental Quality Incentive Program (EQIP) contracts, Conservation Stewardship Program (CSP) contracts, and the results of UNL’s Testing Ag Performance Solutions (UNL TAPS) plots.

WORK ORDER/PURCHASE REQUISITION SUMMARY: None.

BID TAB – 2024 CHEMICALS: It was moved by Director Bogle and seconded by Director Boyle to approve the bid from Nutrien Solutions for the 2024 Chemicals in the amount of \$85,525.15 as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

LAND AND RECREATION COMMITTEE (1/31/24): Mike Drain reviewed the minutes of the January 31, 2024 meeting and presented the following items the subcommittee acted on:

- a. **Lake Improvement Fund Request – Johnson Lake Playground Committee, Johnson Lake: the subcommittee voted to recommend Board approval of contributing \$15,596 from the Lake Improvement Fund for the water project at the East Shore Playground and Johnson Lake.**

It was moved by Director Dudley Nelson and seconded by Director Knoerzer to approve the contribution of Lake Improvement Funds in the amount of \$15,596 to the water project at the East Shore Playground at Johnson Lake. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

- b. **Merriweather and Lakeview Acres Lease Transfer Policy Discussion, Johnson Lake: The subcommittee voted to recommend Board approval for staff to modify the current policy to include the Merriweather and Lakeview Acres Leases in the current Transfer, Renewal and Rental Schedule Policy so they are subject to the fee, but not the credit reporting requirement, as presented.**

It was moved by Director Mueller and seconded by Director Soneson to approve the Merriweather and Lakeview Acres Lease Transfer, Renewal and Rental Schedule Policy as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

- c. **Application for Variance – 12 East Shore, Johnson Lake: The subcommittee voted to recommend Board denial of the variance request at 12 East Shore, Johnson Lake for the on-grade patio due to it violating Section 5.3.5.2.1 of the Permitting Procedures.**

It was moved by Director Dahlgren and seconded by Director S. Olson to deny the variance request at 12 East Shore, Johnson Lake for the on-grade patio due to it violating Section 5.3.5.2.1 of the Permitting Procedures. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

LAKE IMPROVEMENT FUND REQUEST – JOHNSON LAKE EMS FOR LIFE SAVING DEVICE INSTALLATION (previously approved by the Land and Recreation Committee on 4/18/23): It was moved by Director R. Olson and seconded by Director Dudley Nelson to approve the contribution of Lake Improvement Funds in the amount of \$3,760 to the Johnson Lake EMS Life Saving Device Installation project. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.

AMENDMENT NO. 15 TO MEAD & HUNT CONTRACT TO COMPLETE REPORT AND DOCUMENTATION FOR FINAL DESIGN FLOOD DETERMINATION AT KINGSLEY DAM: **It was moved by Director Bogle and seconded by Director S. Olson to approve Amendment No. 15 to the Mead & Hunt Contract to Complete the Report and Documentation for the Final Design Flood Determination at Kingsley Dam. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent was Shepherd. None voted no and the motion was declared carried.**

LEGISLATION: Alex Linden stated today is day 22 of the 60-day legislative session. A hearing will be held on LB1260 on Wednesday at 1:30 p.m. President Rowe and Brundage will testify in support of the bill and Tom Swartz will testify on behalf of the Central District Water Users in support as well. Linden encouraged directors to submit comments online in support of the bill by 8:00 a.m. on Wednesday, February 7, 2024. He provided an update on the other bills he continues to monitor. Mike Drain discussed the 30% tax credit bill that is still in the Senate. He continues discussions with Senators Ricketts and Fischer to garner support for S2994.

Directors Dudley Nelson and S. Olson exited the meeting at 10:02 a.m.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

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

BOARD COMMENTS: None.

LEGAL UPDATE: Charles Brewster continues his efforts to gain support from the Nebraska Accountability and Disclosure Commission on LB1260. He mailed Captains Quarters a letter reminding them their lease expires on April 30, 2024.

MANAGEMENT REPORTS: The following were presented:

- a. Tyler Thulin reported Lake McConaughy is at elevation 3,238.8, 1,045,000 acre feet, and 60.8% capacity. The inflows to Lake McConaughy are approximately 1,475 cfs and outflows are around 150 cfs. Snowpack totals are still below median.
- b. Cory Steinke reported on dredging efforts at the Diversion Dam. He continues work with HDR to acquire a permit from the U.S. Army Corps of Engineers to address dredging of sediment at the Diversion Dam.
- c. Mike Drain announced the hiring of Frances Fecht as the new GIS Specialist and she will begin her employment with the District on February 19, 2024.
- d. Eric Hixson is interviewing for a System Control Operator for the Gothenburg control center. He is analyzing invoices and market billings from the Southwest Power Pool related to Jeffrey Hydro generation.
- e. Alex Linden was elected as the Phelps County Extension Board President. He will attend the NREA reception and the Leadership Nebraska graduation ceremony this week.
- f. Rochelle Jurgens commented that since 2009, approximately \$1.2M has been spent from Lake Improvement Funds for projects around the District lakes, including the Johnson Lake Hike/Bike Trail, pedestrian bridge, SID system, gravel and road projects, and updates to the Lake McConaughy Visitor Center.

- g. Scott Dicke reported on the South Central Water Conference, a March 5, 2024 customer appreciation lunch, recharge on the Phelps Canal, work at the Elwood Dam, recharge on the E-65 Canal beginning on February 15, 2024, and his plans to explore the construction of a chemical storage warehouse.
- h. Devin Brundage has been working with Alex Linden on LB1260 and he attended the State Chamber Board meeting last week. He circulated a draft agenda for the February 12-14, 2024 Board Retreat in Nebraska City, NE.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Knoerzer to adjourn the Regular Business Meeting of the Board at 10:38 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, Rowe, and Soneson. Absent were Dudley Nelson, S. Olson and Shepherd. 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