

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

APRIL 1, 2024 – 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
MARCH 22, 2024 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 March 18, 2024, and through legal publication in the Holiday Daily Citizen on March 18, 2024, the Kearney Hub and North Platte Telegraph on March 19, 2024, and the Lexington Clipper-Herald on March 16, 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 notice giving the time, date, and place of this meeting was e-mailed to each Director on March 14, 2024.

The following Directors were present:

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

*arrived at 9:02 a.m.

The following Director was absent: Dudley L. Nelson

Also present were the following:

Devin M. Brundage, General Manager	Luke Ritz, Land Administrator (via Teams)
Rochelle A. Jurgens, Controller	Steve Osterbuhr, Irrigation Superintendent
Eric R. Hixson, Electrical Project Ops Mgr.	Dusty Way, Irrigation Operations Supervisor
Cory A. Steinke, Hydraulic Project Ops. Mgr.	McKinley Harm, Civil Engineer
Scott Dicke, irrigation Division Manager	Frances Fecht, GIS Specialist
Anton Hassebrook, Hydroelectric Ops Super.	Charles Brewster, Legal Counsel
Tyler Thulin, Civil Engineer	Emily J. Anderson, Assistant Secretary

Others:

Carson Messersmith	Gary Robison
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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. the President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

Director Dahlgren entered the meeting at 9:02 a.m.

CONTRACT NO. 0-719 - NEBRASKA TRUCK CENTER INC FOR 2024 TRUCK CAB & CHASSIS WITH SIDE DUMP BODY: The following items were presented:

- a. Contract Change Order No. 1 (\$450.00)
- b. Progress Estimate No. 1 (Final) (\$168,150.00)
- c. Closure of Contract No. 0-719

Cory Steinke stated the truck has been received, inspected, and found to be satisfactory. Staff recommended approval of the above items and closure of the contract.

It was moved by Director S. Olson and seconded by Director Knoerzer approve Contract Change Order No. 1 in the amount of \$450.00, Progress Estimate No. 1 (Final) in the amount of \$168,150.00, and Closure of Contract No. 0-719. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent: Dudley Nelson. None voted no and the motion was declared carried.

PURCHASE REQUISITION NO. 22219 – HAWK EQUIPMENT CO LLC FOR LOWBOY TRAILER 2025 (\$144,269.00): Cory Steinke presented a revised Purchase Requisition No. 22219 showing a reduced total of \$127,512.00 which was due to Meredith Pierce discovering a Federal Excise Tax had been charged that the District is not obligated to pay due to being a governmental entity.

It was moved by Director Mueller and seconded by Director Shepherd to approve Purchase Requisition No. 22219 for the Lowboy Trailer 2025 from Hawk Equipment Co LLC in the amount of \$127,512.00. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent: Dudley Nelson. None voted no and the motion was declared carried.

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

ADJOURNMENT: **It was moved by Director R. Olson and seconded by Director Boyle to adjourn the Special Meeting of the Board at 9:09 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent: Dudley Nelson. 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
MARCH 22, 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 March 18, 2024, and through legal publication in the Holdrege Daily Citizen on March 18, 2024, and the Kearney Hub, North Platte Telegraph and Lexington Clipper-Herald on March 16, 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 March 11, 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
Kyle Shepherd, Vice President	Tim Boyle	Roger D. Olson
William E. Knoerzer, Secretary	Robert B. Dahlgren	Brent Soneson
K. Scott Olson, Treasurer	Martin E. Mueller	

The following Director was absent: Dudley L. Nelson

Also present were the following:

Devin M. Brundage, General Manager	Luke Ritz, Land Administrator (via Teams)
Rochelle A. Jurgens, Controller	Steve Osterbuhr, Irrigation Superintendent
Eric R. Hixson, Electrical Project Ops Mgr.	Dusty Way, Irrigation Operations Supervisor
Cory A. Steinke, Hydraulic Project Ops. Mgr.	McKinley Harm, Civil Engineer
Scott Dicke, irrigation Division Manager	Frances Fecht, GIS Specialist
Anton Hassebrook, Hydroelectric Ops Super.	Charles Brewster, Legal Counsel
Tyler Thulin, Civil Engineer	Emily J. Anderson, Assistant Secretary

Others:

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

At 9:09 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: There were two consents to assign at Johnson Lake during the month of March, 2024.

PERMIT TO CONSTRUCT SUMMARY: The following Permits to Construct were presented for February and March, 2024:

Permits to Construct Approved by Land Administration Department 2/23/2024 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
1.	Berke, Mitch & Jackie	12 South Crappie Corner Dr. 3	Permit to Operate – Vacation Rental	01/31/2024 \$500.00
2.	Dahlgren, Callan & Shana	17 Crappie Corner Dr. 5	DWEL - Construct new dwelling approx. 114.5' x 33' x 29.5'.	02/09/2024
3.	Case, Todd & Carolyn	12 East Shore Dr. 18	SWAF Variance Denied - Construct a 6' x 8' smooth surface handicap passageway	01/19/2024 \$300.00 Variance Application Fee
4.	Nelson, Bryan	25 Kirby Point Dr. 2	DWEL - Construct new dwelling 30' x 106' x 15'1" tall	01/25/2024
5.	Graff, Micah & Erin, Ridder, Joseph & Christine	3 North Cove Dr. 10	SWAF - Install 6'W x 9'L Jet-Ski Lift, 4'W x 8'L Dock Section, 8'W x 8'L Swim Platform	01/25/2024 \$50.00
6.	Tucker, Neil	37 Mallard Beach Dr. 20	DWEL - Construct new egress window and modify an existing 24' x 20' attached garage into a living space	02/06/2024
7.	Krajewski, Andrew & Mary	25 East Shore Dr. 1A	DWEL - Place on grade rock in area across the width of the lot	02/07/2024
8.	Tonniges, Brian & Dana	108 Lakeview Acres Dr. 14C	DEF - Grading area to a gradual slope	02/13/2024 \$50.00
9.	Koepke, Jeffrey & Sharon	152 Lakeview Acres Dr. 14F	SWAF - Install 4'W x 24'L Dock, 8'W x 8'L Swim Platform and 4'W x 6'L Anchor Pad	02/15/2024 \$50.00

Permits to Construct Approved by Land Administration Department 2/23/2024 – Jeffrey Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
10.	Frye, William & Tami	121 Anchor Bay Dr.	SWAF - Install 10'W x 24'L Shorestation, 5'W x 10'L Dock Section	02/15/2024 \$50.00

Permits to Construct Approved by Land Administration Department 2/23/2024 – Plum Creek				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
11.	Schwartz, Adam	Lot 6 Plum Paradise Estates Sub	SWAF - Install 4'W x 10'L Jet-Ski Lift, 6'W x 10'L Dock Section	01/26/2024 \$200.00
12.	Sons Of a Beach LLC	3 Plum Creek Canyon, Dr. 12I	SWAF - Install 12'W x 12'L Shorestation	02/01/2024 \$50.00

Permits to Construct Approved by General Manager 3/22/2024				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
1.	Anderbery, David & Deanna	W1/2NE1/4 23-6-16	Install electric line in 2.5" conduit below canal.	02/27/2024

2.	East Shore Area Association	29, 30 & 31 East Shore Dr. 1A	Permit to Construct - Remove trees behind lots 29, 30, & 31 East Shore located within the common area	03/01/2024
3.	North Shore Area Association	NW1/4 Sec 32-T9N-R22	Permit to Construct - Remove trees located in the North Shore Common Area	03/01/2024
Permits to Construct Approved by Land Administration Department 3/22/2024 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
4.	Vodehnal, Stan & Stephanie	49 North Point Dr. 13	DWEL - Remove existing wooden deck and construct new 35' x 18'8" raised paver patio with a step to grade level	02/13/2024
5.	Harvey, Tex & Beverly	10 Perch Bay Addn. Dr. 7	SWAF - Install 12'W x 12'L Shorestation	02/22/2024 \$50.00
6.	Roberts, Matthew & Paige	37 Sandy Point, Dr. 24A	SWAF Common Use - Install 4'W x 32'L Dock, 6'W x 9'L Jet-Ski Lift, 4'W x 64'L Dock	02/22/2024 \$50.00
7.	Case, Todd & Carolyn	12 East Shore Dr. 1B	ECS - Construct 2 - 6'W x 2'6"T Retaining Walls	02/28/2024
8.	Case, Todd & Carolyn	12 East Shore Dr. 1B	DWEL - Remove existing rock and broken up concrete and pour new on grade concrete driveway	02/28/2024
9.	Case, Todd & Carolyn	13 East Shore Dr. 1B	DWEL - Construct 6' wide on grade walkway	02/28/2024
10.	Case, Todd & Carolyn	13 East Shore Dr. 1B	ECS - Construct 2 - 6'W x 2'6"T Retaining Walls	02/28/2024
11.	Case, Todd & Carolyn	13 East Shore Dr. 1B	SWAF - 6'W Handicap accessible ramp/access, 192 Ft2 On-grade Patio	02/28/2024 \$50.00
12.	Hoehn, Patrick & Crystal	65 Mallard Beach So Bay Dr. 21	DWEL - Construct 42' x 40' x 16' high addition to existing dwelling structure	03/04/2024
13.	Sheets, Rodney & Brenda, Kotschwar, Perry	57 Mallard Beach So Bay Dr. 21	DWEL - Construct 32' x 36' x 16' high garage	03/05/2024
14.	Bazata, Ronald & Melinda	104 Lakeview Acres Dr. 14C	DWEL - Install black 42" tall chain link fence	03/06/2024
15.	Gregg, Matthew & Penny	2 Park Lane Dr. 28	DWEL - Pour new on grade irregular shaped 11' x 14' concrete slab	03/06/2024
16.	Skiles, Richard & Marilyn	5 North Point Dr. 13	DWEL - Construction of drainage sway	03/07/2024
17.	Copley, Brian & Meagan	4 North Point Dr. 13	DWEL - Construction of drainage sway	03/07/2024
18.	Hanson, Douglas & Jacklin	42 North Point Dr. 13A	SWAF - Install 4'W x 100'L Dock, 8'W x 8'L Swim Platform	03/07/2024 \$50.00
19.	Goeke, Dan & Megan	90 Lakeview Acres Dr. 14C	SWAF - Install 4'W x 16'L Dock	03/07/2024 \$50.00

20.	Our Life LLC	15 Perch Bay Dr. 6	ECS - Bank Stabilization (RipRap) for 51.0 linear feet of the shoreline	03/13/2024
Permits to Construct Approved by Land Administration Department 3/22/2024 – Jeffrey Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
21.	Graham, Jim & Ami	90 Pelican Dr.	SWAF - Install 6'W x 32'L Dock	03/07/2024 \$50.00
Permits to Construct Approved by Land Administration Department 3/22/2024 – Midway Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
22.	Greenwald, Susan	25 Stange Circle	SWAF - Reconfigure current dock and shorestation	03/11/2024 \$50.00
23.	McKeone, Mark & Jennifer	67 Stange Circle	SWAF - Construct 6'W Access to the shoreline	03/11/2024 \$50.00
24.	Lewis, Mark & Beth	24 Stange Circle	SWAF - Install 4'W x 48'L Dock, 12'W x 12'L Shorestation, 4'W x 28'L Dock	03/12/2024 \$50.00

WATER SERVICE AGREEMENTS: Dusty Way presented 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	6180103 (1)	NE1/4 1-6-18	Tye Carlson	100	+41

*Add 41 acres to account

- (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: Anton Hassebrook presented the following:

- a. Work Order No. 2107192 – Replace Existing 115 kV Bus PT's (\$74,734.00)

CONTRACT NO. 0-723 – TRI-CITIES ROOFING & SHEET METAL – REPLACEMENT OF ROOFS AT JEFFREY, J1 AND J2 HYDROS: McKinley Harm reported the work on the roofs was completed, inspected, and found to be satisfactory. Staff recommends final payment and closure of the contract. The following items were presented:

- a. Progress Estimate No. 5 (Final) - \$27,800.02
- b. Contract Closure Letter

DRONE: Cory Steinke presented a description of a drone that will initially be used by the District to inspect the facing of Kingsley Dam. It will have better positioning accuracy and enhanced capabilities. He presented Work Order No. 107478 for a DJI Mavic 3E RTK Drone in the amount of \$6,987.31. A budget amendment will also be required but it was unavailable at the time of the meeting.

DUMP TRUCK PROPOSALS: Cory Steinke presented proposals from Nebraska Truck Center Inc. (\$178,668.00), RDO (\$187,526.00), and Doggett Freightliner (\$195,900.00) and recommended the proposal from Nebraska Truck Center Inc. in the amount of \$178,668.00. He noted multiple proposals were sought rather than formal sealed bids since the District is not statutorily required under \$250,000.00, allowing for more flexible negotiations and exploration of various options available by vendors. He also presented Work Order No. 107479 in the amount of \$200,000.00 to purchase a 10-yard rear end dump truck with a Bibeau dump box for use along the Supply Canal. The current dump truck will be moved to Bertrand.

LAND AND RECREATION COMMITTEE (3/20/24): Luke Ritz appeared virtually via Teams and assisted President Rowe in presenting a summary of the recent meeting and the sole item the subcommittee acted on as follows:

- a. Waterfowl Hunting Leases – Jeffrey Island: The subcommittee voted to recommend Board approval of a lottery drawing for the Waterfowl Hunting Leases for a 5-year term (2024-2028) at an annual lease fee of \$2,500/year plus tax.

KINGSLEY DAM REFACING PROJECT: Devin Brundage provided a presentation he has provided to staff from the Nebraska Department of Natural Resources and will be presented formally to Governor Pillen to educate them about the systemic facing issue at Kingsley Dam. Staff will continue to present to various groups and the public to continue the education process.

A break was taken at 10:14 a.m. The meeting resumed at 10:27 a.m.

E-65 SIPHON AND ELWOOD SEEPAGE REPAIR PROJECTS: Scott Dicke stated the engineering firms have begun the geotechnical exploration, cultural resource investigation, and other field work and surveying necessary to progress the E-65 siphon project. The 50% engineering design work is expected to be completed by the end of July, 2024. He presented progress photos showing the various stages of work done at the Elwood Pump Station from start to finish and noted the final clean-up work should be completed by April 1, 2024. It is projected that spring water deliveries to Elwood will begin the week of April 1.

DISTRICT BYLAWS UPDATE: The Bylaws Subcommittee will hold a meeting immediately after the April 1, 2024 Regular Business Meeting to review draft edits to the bylaws supplied by legal counsel from Rembolt Ludtke LLP.

STRATEGIC PLANNING REVIEW: Devin Brundage circulated copies of the updated strategic plan that was a primary focus at the February 12-14, 2024 Board Retreat in Nebraska City. He presented the highlights of the revised strategic plan and a draft revision to the mission statement developed during the retreat.

CHANGE IN LOCATION/TIME OF APRIL 26, 2024 COMMITTEE MEETING OF THE BOARD: There was discussion about holding the next committee meeting at the Lake McConaughy Visitor Center at 10:00 a.m. (MDT).

LEGISLATION: Devin Brundage circulated an updated legislative watchlist and provided highlights of the bills the District continues to monitor. The District's bill to allow directors who are irrigators or lease holders to vote on rates (LB1260) has been packaged with LB1370 and it passed on the floor during the general reading. The bill will require two more votes, but it appears to be making good progress.

BOARD COMMENTS: Director Dave Nelson stated Tri-Basin NRD is adding more irrigated acres and he would like John Thorburn to present more information about the topic at an upcoming meeting. Directors Bogle and Shepherd attended the NMPP Conference this week in Lincoln. Director Mueller has observed a couple boats launching off the new boat ramp at Martin Bay at Lake McConaughy.

LEGAL UPDATE: Charles Brewster inquired if any Directors had received phone calls about the expiring Captain’s Quarters lease. He has received several phone calls from the public asking about it and he has relayed to them the liability to the District by having boat slips in the canal system. There are a couple Supreme Court cases he is monitoring that could affect the District. Carson Messersmith reported he spoke with the insurance agent who handles the 1000 Plus shooting range coverage and believes they may have attained more suitable coverage, but noted obtaining a lease with the Nebraska Game and Parks Commission to manage the shooting range would be an ideal situation and a win-win for all parties involved.

PERSONNEL: None.

OUT OF STATE TRAVEL: The following travel was approved by the General Manager for April, 2024:

Name	Meeting	Location	Date
McKinley Harm	FERC Dam Safety Conference	Louisville, KY	April 3-4, 2024
McKinley Harm	USSD Conference	Seattle, WA	April 22-26, 2024
Anton Hassebrook	Voith Hydro Workshop	York, PA	April 23-25, 2024
Jay Johnson	Voith Hydro Workshop	York, PA	April 23-25, 2024

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Bylaws Committee – April 1, 2024 at 11:00 a.m. (Holdrege)
- b. Finance Committee – April 16, 2024 at 9:00 a.m. (Holdrege)
- c. Power & Facilities Committee – April 16, 2024 at 10:30 a.m. (Holdrege)

MANAGEMENT REPORTS:

- a. Scott Dicke attended the Water Resources Roundtable last week where NDNR Director Tom Riley discussed the South Platte Canal. Water will be put into Elwood Reservoir starting around the first of April and it will flow into the Phelps Canal by the week of April 15, 2024. The Central District Water Users annual meeting occurred on March 12, 2024. Crews are installing pipelines. He received good feedback from customers and staff about the customer appreciation burger feeds held earlier this month in Axtell and Bertrand. He introduced the District’s new GIS Specialist, Frances Fecht.
- b. Cory Steinke stated the dredge was put into operation at the Diversion Dam earlier this week. He will place the North Platte/Glendo Canal Company water service agreements on the April 1, 2024 Regular Business Meeting Agenda.
- c. Tyler Thulin reported Lake McConaughy is at elevation 3,240.9, 1,104,000 acre-feet, and 63.5% capacity. Inflows to Lake McConaughy are around 925 cfs and releases are around 1,050 cfs. Of those releases, 700 cfs is from the Environmental Account for the spring Whooping Crane season. There has been an increase in South Platte flows due to recent snowfall in the mountains. Hydrocycling at J2 began and will continue through April which will cause fluctuations in lake levels of up to 2 feet. Snowpack in the upper North Platte basin is at 105% of median, the lower North Platte is at 80%, and the South Platte is at 110%.
- d. Eric Hixson attended the UTC Regional Conference in Kansas City this week. He is looking at the current plan to update the microwave systems in light of information he learned at the conference regarding potential interference. He reported on the low market energy prices projected for 2024 and how they relate to Jeffrey revenue so far this year. He continues working on a potential back-up contract for Jeffrey generation as the District’s efforts to deliver Jeffrey’s generation to Dawson Public Power customers through an interlocal arrangement has been slowed as necessary agreements with NPPD (and the Nebraska G&T) have not been achieved.

- e. Steve Osterbuhr reported on staff efforts to remove bridges and replace them with tubes and areas of crushed pipelines that are being replaced. The newly purchased excavator has been a great asset and has significantly improved staff safety.
- f. Rochelle Jurgens is still awaiting the 2023 finalized audit report from Forvis. Finance charges will be applied on April 1, 2024 for any outstanding Johnson Lake lease payments. Charles Brewster, Cory Steinke and Jurgens will participate in an unemployment claim phone conference with the State of Nebraska later today.
- g. Anton Hasebrook presented photos of an oil leak in the new bushings purchased for replacement on the step-up transformers at Johnson 1 and Johnson 2. The affected bushings have been returned to the factory.
- h. Devin Brundage attended the Platte Program's Governance Committee meeting on March 11-12, 2024 in Kearney. He attended NPA's legislative reception on March 5, 2024 in Lincoln. He provided a report on presentations provided at an APPA conference he attended. He provided and discussed portions of a presentation provided by the CEO of United Power, a cooperative in the Denver area. He discussed their focus on using local distributed generation in preparing for the future of energy generation and delivery.

The meeting adjourned at 11:49 a.m.

MINUTES OF REGULAR BUSINESS MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
APRIL 1, 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 March 25, 2024, and through legal publication in the Holdrege Daily Citizen, Kearney Hub and North Platte Telegraph on March 26, 2024, and the Lexington Clipper-Herald on March 30, 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 March 11, 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
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: Tim Boyle

Also present were the following:

Devin M. Brundage, General Manager	Meredith Pierce, Assistant Controller
Eric R. Hixson, Electrical Project Ops Mgr.	Dave Zorn, District Biologist
Scott E. Dicke, Irrigation & Water Services Mgr.	Charles Brewster, Legal Counsel
Alex Linden, Gov't & Public Relations Mgr.	Emily J. Anderson, Assistant Secretary
Tyler Thulin, Civil Engineer	

Others present were:

Carson Messersmith	John Thorburn, Tri-Basin NRD
Nolan Little, Tri-Basin NRD	Reed McClymont
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 stated Tri-Basin NRD is still accepting tree and shrub orders for windbreak planting. He looks forward to the Water Jamboree next month.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the March 22, 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. Hearing none, the following items were presented:

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held March 4, 2024**
- **Approval of Minutes of Special Meeting of the Board of Directors held March 22, 2024**
- **Approval of Minutes of Committee Meeting of the Board of Directors held March 22, 2024**
- **Approval of the April Disbursements:**

Hydro Division:

Check #s 72078 through 72299 & 8901265 through 8901298 (Accounts Payable) \$1,787,758.79

Payroll \$582,148.00

Kingsley Division:

Check #s 3647 through 3656 (Accounts Payable) \$59,598.94

Glendo Division:

Check # 1123 \$372.87

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

<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	6180103 (1)	NE1/4 1-6-18	Tye Carlson	100	+41

*Add 41 acres to account

- (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 Work Order No. 2107192 – Replace Existing 115 kV Bus PT’s (\$74,734.00)**
- **Approval of Progress Estimate No. 5 (Final) for Contract No. 0-723 with Tri-Cities Roofing & Sheet Metal for the Replacement of Roofs at Jeffrey, J1 and J2 Hydros in the amount of \$27,800.02**
- **Approval of Closure of Contract No. 0-723 with Tri-Cities Roofing & Sheet Metal**
- **Approval of proposal from Nebraska Truck Center Inc. for a 10-yard rear end dump truck with a Bibeau dump box in the amount of \$178,668.00**
- **Approval of Work Order No. 107479 for a 10-yard rear end dump truck with a Bibeau dump box in the amount of \$200,000.00**
- **Approval of Change in Location and Time of the April 26, 2024 Committee Meeting of the Board to the Lake McConaughy Visitor Center located at 1475 Highway 61 N, Ogallala, NE 69153 at 10:00 a.m. (MDT)**

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

WORK ORDER/PURCHASE REQUISITION SUMMARY: None.

WATERFOWL HUNTING LEASES AT JEFFREY ISLAND: At the March 20, 2024 Land and Recreation Committee meeting, the subcommittee voted to recommend Board approval of a lottery drawing for the Waterfowl Hunting Leases for a 5-year term (2024-2028) at an annual lease fee of \$2,500 per year plus tax. Director Bogle voiced his concerns over allowing any hunting leases on Jeffrey Island unless and until the shooting range is reopened. Dave Zorn reminded the directors of his and Luke Ritz's recent efforts to propose the Nebraska Game and Parks Commission take over the management of the shooting range. Director Shepherd stated it could take the NGPC awhile to decide whether to manage the area. Carson Messersmith discussed the liability exposure of the shooting range and stated the liability is far less with the hunting leases since the individuals are known and they sign a lease which includes a clause about liability.

It was moved by Director S. Olson and seconded by Director Mueller to approve a lottery drawing for the Waterfowl Hunting Leases for a 5-year term (2024-2028) at an annual lease fee of \$2,500 per year plus tax. Upon voting on the motion, the following Directors voted therefore: Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Bogle voted no. Absent was: Boyle. The motion was declared carried.

DRONE: The following items were presented:

a. 2024 Budget Amendment #4 as follows:

Gothenburg Division	Current Budget	Proposed Budget	Difference
<u>Capital</u>			
Drone	\$0	\$7,000	\$7,000

b. Work Order No. 107478 – DJI Mavic 3E RTK Drone (\$6,987.31)

It was moved by Director R. Olson and seconded by Director Dahlgren to approve Amendment #4 to the 2024 Budget in the net difference of \$7,000.00 and Work Order No. 107478 for the DJI Mavic 3E RTK Drone in the amount of \$6,987.31. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Boyle. None voted no and the motion was declared carried.

WATER SERVICE AGREEMENTS – NORTH PLATTE CANAL COMPANIES: Water Service Agreements for the following irrigation districts were presented and reviewed: Keith-Lincoln, Lisco, Paxton-Hershey, Platte Valley, and Suburban. Tyler Thulin commented the 20% rate increase was applied to each agreement which will expire on December 31, 2024.

It was moved by Director Dudley Nelson and seconded by Director S. Olson to approve the Water Service Agreements with Keith-Lincoln, Lisco, Paxton-Hershey, Platte Valley, and Suburban irrigation districts as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Boyle. None voted no and the motion was declared carried.

CEDAR CANYON NE, LLC – REAL ESTATE PURCHASE AGREEMENT: Aerial photos were presented showing the location of the land in Lincoln County near Jeffrey Reservoir. The land will allow the District to secure more shoreline near the lake to help in the ongoing effort to correct the FERC boundary. A Real Estate Purchase Agreement that has undergone legal review was presented

along with the following:

- a. 2024 Budget Amendment #5 as follows:

Gothenburg Division	Current Budget	Proposed Budget	Difference
<u>Capital</u>			
Land Purchase – Cedar Canyon NE, LLC	\$0	\$26,200	\$26,200

It was moved by Director Bogle and seconded by Director Soneson to approve Amendment #5 to the 2024 Budget in the net difference of \$26,200.00 and the Real Estate Purchase Agreement with Cedar Canyon NE, LLC as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Boyle. None voted no and the motion was declared carried.

LEGISLATION: Alex Linden stated today is day 53 of the 60-day legislative session. He continues to follow LB1260 which was incorporated into LB1370 and other pertinent legislation. A property tax package is on the agenda for tomorrow.

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 Boyle from this meeting. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Boyle. None voted no and the motion was declared carried.**

BOARD COMMENTS: Director David Nelson would like to hold a Public Relations committee meeting sometime soon to discuss a potential District hosted fishing tournament and fish fry. Director R. Olson appreciated the communication from Brundage about the gate on the Supply Canal that unexpectedly closed which released 2,000 cfs from the Jeffrey Return back to the Platte River last week. He thanked the staff for their quick response in installing the new gate and anchors to resolve the problem.

LEGAL UPDATE: Charles Brewster reported on a recent call with the State of Nebraska regarding an unemployment claim by a former part-time employee. He is working with Scott Dicke on a recharge agreement with Tri-Basin NRD and Cory Steinke on a waiver of liability agreement with an irrigation customer on the supply canal.

MANAGEMENT REPORTS: The following were presented:

- a. Tyler Thulin reported Lake McConaughy is at elevation 3,240.7, 1,102,600 acre feet, and 63.3% capacity. The inflows to Lake McConaughy are approximately 850 cfs and outflows are around 1,250 cfs which is higher due to Environmental Account (EA) releases of 950 cfs by the U.S. Fish and Wildlife Service. Snowpack in the upper North Platte basin is at 105% of median average, with the lower North Platte at 79% and the South Platte basin at 109% of median. Flows in the South Platte have seen an increase.
- b. Scott Dicke reported crews are completing preparation for water deliveries into the canal systems by shaping canal banks and installing pump sites and screens. Pumping into Elwood Reservoir will begin soon now that the work around the pump station is complete. Water should arrive in the Phelps Canal mid-April.
- c. Meredith Pierce has been fielding questions from the audit team to assist them in preparing the final audit report for 2023.

- d. Eric Hixson continues working towards a potential back-up contract for Jeffrey generation. The Southwest Power Pool requires a 45-day notice to transfer market participation registration for the Jeffrey facility through them, so a decision on an alternate contract will need to be made by April 15, 2024.
- e. Devin Brundage discussed potential areas to tour during the April 26, 2024 Committee Meeting at Lake McConaughy. The Bylaws Subcommittee will meet immediately after this meeting. He will attend an Energy Infrastructure Form and a Natural Resources Committee meeting this week. Discussions continue with Dawson Public Power District in working toward a beneficial arrangement for the Jeffrey generation to be delivered to area customers. A Water Services Committee has been tentatively scheduled for April 10, 2024 at 10:00 a.m. in Holdrege.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Mueller to adjourn the Regular Business Meeting of the Board at 9:57 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Boyle. 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