

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

NOVEMBER 4, 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  
OCTOBER 25, 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 October 21, 2024, and through legal publication in the Holiday Daily Citizen on October 21, 2024, the Kearney Hub and North Platte Telegraph on October 22, 2024, and the Lexington Clipper-Herald on October 19, 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 October 14, 2024.

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
K. Scott Olson, Treasurer	Martin E. Mueller*	Brent Soneson

*\*via Zoom*

Also present were the following:

Devin M. Brundage, General Manager	Tyler Thulin, Civil Engineer
Rochelle A. Jurgens, Controller	Anton Hassebrook, Hydroelectric Ops Super.
Eric R. Hixson, Electrical Project Ops Mgr.	Haley Munson, Purchasing Agent
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Dusty Way, Irrigation Operations Supervisor
Michael A. Drain, Nat. Resource & Compliance Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation Division Manager	Emily J. Anderson, Assistant Secretary
Alex Linden, Gov't & Public Relations Mgr.	

Others:

Carson Messersmith	Gary Robison
Tom MacDougall, RJH	

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

PUBLIC INPUT: None.

BID TAB (GROUP 24-10) – CANAL LINING PROJECTS (SMITHFIELD & AXTELL): Tyler Thulin presented the sole bid from CAAWs for lining areas of the E65 and Phelps canal systems in the amount of \$526,120.00. Staff recommended accepting the bid.

It was moved by Director Dudley Nelson and seconded by Director S. Olson to approve the bid from CAAW in the amount of \$526,120.00 for the canal lining projects near Smithfield and Axtell. Upon voting on the motion, the following Directors voted therefore: Bogle, 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.

DIRECTORS' ATTENDANCE: All directors were present.

ADJOURNMENT: It was moved by Director Knoerzer and seconded by Director Dahlgren 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, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

MINUTES OF WORKING MEETING OF THE  
BOARD OF DIRECTORS  
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT  
HOLDREGE, NEBRASKA  
OCTOBER 25, 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 October 21, 2024, and through legal publication in the Holdrege Daily Citizen on October 21, 2024, the Kearney Hub and North Platte Telegraph on October 22, 2024, and the Lexington Clipper-Herald on October 19, 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 October 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	Dudley L. Nelson
William E. Knoerzer, Secretary	Robert B. Dahlgren	Roger D. Olson
K. Scott Olson, Treasurer	Martin E. Mueller*	Brent Soneson

*\*via Zoom*

Also present were the following:

Devin M. Brundage, General Manager	Tyler Thulin, Civil Engineer
Rochelle A. Jurgens, Controller	Anton Hassebrook, Hydroelectric Ops Super.
Eric R. Hixson, Electrical Project Ops Mgr.	Haley Munson, Purchasing Agent
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Dusty Way, Irrigation Operations Supervisor
Michael A. Drain, Nat. Resource & Compliance Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation Division Manager	Emily J. Anderson, Assistant Secretary
Alex Linden, Gov't & Public Relations Mgr.	

Others:

Carson Messersmith	Gary Robison
Tom MacDougall, RJH	

\* \* \* \* \*

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 was one consent at Johnson Lake in October, 2024.

PERMIT TO CONSTRUCT SUMMARY: The following Permits to Construct were presented for October, 2024:

Permits to Construct Approved by General Manager 10/25/2024				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
1.	Consolidated Companies, Inc	SW1/4 25-12-28, NW1/436-12-28, NE1/4 22-12-28	BURIED AND ABOVE GROUND COMMUNICATION CONDUITS AND RELATED APPURTENANCES NECESSARY PROVIDE TELECOMMUNICATION SERVICES.	09/20/2024 \$5,300.00
2.	Phelps County Feeders, LLC	SE1/4 3-7-20	Install an 8" & 4" water line and an electric line in 1.5" conduit a minimum of 3' under Centrals 12" pipeline.	10/18/2024
Permits to Construct Approved by Land Administration Department 10/25/2024 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
3.	Divis, Brian & Marie	42 Mallard Cove Dr. 19B	VEG - Plant tree	09/16/2024
4.	Zabloudil, Jason & Alyssa	49 Sandy Point Dr. 24A	DWEL - Construct new 30' x 80' x 24' tall two-story dwelling with attached garage	09/18/2024
5.	Berke, Mitch & Jackie	12 South Crappie Corner Dr. 3	Permit to Operate: Vacation Rental	09/18/2024 \$500.00
6.	Danaher, Daniel & Sharon	8 North Point Dr. 13	DWEL - Replace existing asphalt with on grade concrete	09/24/2024
7.	Tysdal, Wade	26 Kirby Point Dr. 2	DWEL ATF - Previously constructed portion of an on-grade concrete driveway	09/24/2024 \$100.00
8.	Lundell, Gregory & Dawn	37 North Shore Dr. 8	SWAF - Install 4'W x 24'L Dock, 4'W x 16'L Dock, 4'W x 96'L Dock, 8'W x 8'L Swim Platform	09/24/2024 \$50.00
9.	Kassing, Mark & Debra	66 Lakeview Acres Dr. 14A	SWAF - 4'W x 60'L Parallel Sidewalk	09/24/2024 \$50.00
10.	Malcom, Zane & Joscelyn	22 Crappie Corner Dr. 5	DWEL - Construct covered entry steps	09/27/2024
11.	Stapleton, John & Marie	38 Mallard Cove Dr. 19B	DWEL - Pour new on grade concrete driveway	10/01/2024
12.	Eisenhart, Annette, Hockley, Kathryn	13 Crappie Corner Dr. 5	DWEL - Construct a 30' x 36' x 26' high detached garage	10/01/2024
13.	Atwood, Steven & Bonnie	45 North Point Dr. 13A	DWEL - Construct a 14' x 34' x 12' high sunroom addition	10/03/2024
14.	Edeal, Arlin & Jean	17 North Shore Dr. 8	VEG - Plant Rocky Mountain Glow Maple	10/06/2024

15.	Kugler, Scott	2 Bass Bay Dr. 16	SWAF - Install 4'W x 88'L Dock, 6'W x 9'L Jet-Ski Lift, 12'W x 12'L Shorestation, 8'W x 8'L Swim Platform	10/08/2024 \$50.00
16.	Rutjens, Thomas & Connie	7 Bass Bay Dr. 16	DWEL - Construct new 34' x 50' storage building	10/10/2024
Permits to Construct Approved by Land Administration Department 10/25/2024 – Lake McConaughy				
Number	Name	Description	Permit & Purpose	Date Approved & Fee
17.	Knezel, Susan	98 K-1 Rd	DWEL - Construct 17.5' x 12' patio cover	09/27/2024
18.	Kletzmayer, Jeff & Barbara	10 K-4 Rd	DWEL - Install on grade concrete walkway	10/04/2024
19.	Krebs, Bernd	9 K-4 Rd.	DWEL - Construct concrete walkway	10/07/2024
Permits to Construct Approved by Land Administration Department 10/25/2024 – Plum Creek				
Number	Name	Description	Permit & Purpose	Date Approved & Fee
20.	Wright, Gary & Nancy	1 Plum Creek Canyon Dr. 12A	ECS - Bank stabilization (Riprap) for 100.00 linear feet of the shoreline	09/05/2024
21.	Sons of a Beach LLC	3 Plum Creek Canyon Dr. 12-I	ECS - Bank stabilization (Riprap) for 150.00 linear feet of the shoreline	10/03/2024
22.	BJ Keller Ltd	12 Plum Creek Canyon Drive 12I	SWAF - 10'W x 20'L Dock - Replace top boards	10/07/2024 \$200.00 Adjacent Landowner

WATER SERVICE AGREEMENTS: None.

WORK ORDER/PURCHASE REQUISITION SUMMARY: The following were presented and discussed:

- a. Work Order No. 186820-2024 – 2024 Ford Escape – S58 (\$41,155.80)
- b. Work Order No. 107489-2024 – 2024 Jeep Grand Cherokee – S57 (\$43,976.10)
- c. Supplemental Work Order No. 107441 – Midway Bridge Replacement (\$198,000.00)

2024 BUDGET AMENDMENT: Cory Steinke presented Amendment #11 to the 2024 Budget as follows:

<u>HYDRO DIVISION</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Midway 51.3 Bridge Replacement	\$517,400	\$715,400	\$198,000

ELWOOD SEEPAGE REPAIR PROJECT: The substantial completion phase of the project was reached on October 24, 2024. The contractor is finalizing the installation of culverts and weirs and seeding the area to grass. Scott Dicke complimented the Gosper County Roads Department who have worked diligently to keep the road in good condition.

KINGSLEY DAM REFACING PROJECT: Tom MacDougall from RJH presented various concepts and cost estimates to repair the upstream facing of Kingsley Dam using riprap, an Xblock product, concrete faced soil cement, or internally vibrated roller compacted concrete (IVRCC). He

recommended continuing to advance the alternatives evaluation analysis through advanced computerized computational analysis of the potential options and installing instrumentation to collect site-specific wave data and over-water wind speeds which would be used to assist in analyzing the forces present at the dam. These studies would take place over the next 8 months and the work would be done through a contract amendment estimated up to \$500,000.

At the October 24, 2024 Kingsley Dam Refacing Project subcommittee meeting, the members voted to recommend Board approval of entering into a contract amendment with RJH, not to exceed \$500,000, for them to continue the analysis process as recommended.

Mike Drain provided the board with likely additional efforts staff may recommend, including hiring a contracting advisor, creating a Board of Consultants to provide independent opinions of the engineering plans selected for the Kingsley Dam facing solution, and acquiring a consultant to assist with advocating for funding sources for the project.

A break was taken at 10:18 a.m. The meeting resumed at 10:36 a.m.

LAND AND RECREATION COMMITTEE (10/21/24): Mike Drain provided a summary of the Land and Recreation Committee meeting minutes and noted the committee voted to recommend Board approval of the following items:

- a. Chapel of the Lake Lease, Johnson Lake: The subcommittee voted to recommend Board approval of a 30-year lease agreement with an appropriate entity for the Chapel of the Lake, subject to the entity being able to meet insurance and legal requirements prior to the execution of said lease, subject to final legal review.
- b. Peck's Pits, LLC Recreation Lease, Diversion Dam: The subcommittee voted to recommend Board approval of a 7-year recreational lease agreement with Peck's Pits, LLC for \$2,500 with a 3% annual inflator.
- c. 2025 Johnson Lake Development Inc. Services Agreement: The subcommittee voted to recommend Board approval of the 2025 Johnson Lake Development Inc. Services Agreement in the amount of \$62,947.
- d. Artificial Turf Permitting Procedures: The subcommittee voted to recommend Board approval to remove Section 5.3.5.2.3. of the Permitting Procedures and an edit to Section 2.3. Items, Practices, Activities, and Uses NOT Requiring a Permit to add "2.3.13. In "A" management classifications, the installation of artificial turf that allows for water permeation within a tenant's or subtenant's leased lot boundaries."
- e. Permitting Procedures Amendments Review: The subcommittee voted to recommend Board approval of the Permitting Procedures Amendments as presented with an effective date determined by staff in 2025 to facilitate a coordinated rollout of the new Permitting Procedures.
- f. Rental House Rates: The subcommittee voted to recommend Board approval of a 2025 rental rate of \$510/mo for the J1 house currently occupied by Norma Lacey, a rate of \$280/mo for the Diversion Dam house currently occupied by Bob Flock, and to eliminate the collection of rent on the Kingsley Dam houses *if* an employee is *required* to live on-site.

DISTRICT POLICIES: Devin Brundage requested a meeting of the Administration Committee in the coming weeks to review proposed policies related to board governance, management, and strategic direction.

DISTRICT SEDIMENT: **At 10:50 AM it was moved by Director R. Olson and seconded by Director Soneson to enter Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, 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. President Rowe announced the reason for entering into Closed Session was for the discussion of District Sediment for purposes of contract negotiations and to receive legal advice.**

## CLOSED SESSION

At 11:08 AM it was moved by Director Dudley Nelson and seconded by Director Soneson to exit Closed Session to reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, 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. President Rowe stated the discussion held in Closed Session was limited to receiving legal advice and contract negotiations related to District Sediment.

CENTRAL/NPPD 2025 ANNUAL OPERATING PLAN: Mike Drain presented a copy of the annual operating plan with NPPD for 2025 which remains the same as the 2024 plan. He noted that no board action is required on this matter unless a director wants to reject the annual operating plan.

E-65 SIPHON PROJECT: Scott Dicke reported that JEO has completed 50% of the engineering and design work. Haley Munson will publicize a notice to seek information and input from contractors who may have experience with this type of project.

JEFFREY HYDRO POWER PURCHASE AGREEMENT - REQUEST FOR PROPOSALS (RFP): Eric Hixson reported that management is reviewing, comparing and negotiating the proposals received in response to the District's RFP.

2025 BUDGET: Rochelle Jurgens presented highlights from the preliminary budget, including estimated hydro generation, a breakdown of revenue sources, and large capital projects for 2025.

LEGISLATION: Alex Linden reported the results of an energy study conducted by Scott Madden Management Consultants for the Nebraska Chamber Foundation. The annual legislative reception is scheduled for January 21, 2025 in Lincoln.

BOARD COMMENTS: Director Boyle had a conversation with a Gosper County Commissioner regarding an upcoming bridge project near Johnson Lake.

LEGAL UPDATE: Charles Brewster received a Freedom of Information Act (FOIA) request and asked the directors to send him any emails or other communications they may have produced regarding the requested subject. He is reviewing proposed policies and amendments to the permitting procedures. He continues to work on various agreements, easements and lease matters.

PERSONNEL: None.

OUT OF STATE TRAVEL: None.

### WORKSHOPS, SEMINARS AND CONFERENCES:

- a. Nebraska Power Association Annual Conference - October 29-30, 2024, Kearney
- b. NSIA/NWRA Joint Annual Conference – November 25-26, 2024, Kearney
- c. Four State Irrigation Council Annual Meeting – January 29-30, 2025, Thornton, CO

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS: The Power and Facilities Committee will meet immediately after this meeting.

### MANAGEMENT REPORTS:

- a. Mike Drain attended ASDSO, Clean Currents and a FERC/Corps of Engineers conferences this past month. He received a draft of the powerhouse structural report from Mead & Hunt. He invited legal counsel from Troutman Pepper to the November 22, 2024 Working Meeting to discuss relicensing and other FERC matters.



- b. Tyler Thulin reported Lake McConaughy is at elevation 3,232.6, 932,000 acre-feet, and 53.3% capacity. Inflows to Lake McConaughy are around 1,150 cfs and releases are around 320 cfs. Johnson Lake is being lowered in preparation of the J1 and J2 outages over the next couple weeks.
- c. Cory Steinke stated Johnson Lake will be lowered after Thanksgiving to allow for some dirt work in the lakebed near Medo's.
- d. Scott Dicke plans to present a 2025 Water Leasing Agreement with the Platte Program at the November 22, 2024 Working Meeting. He is working with a grant writer to finalize the WaterSmart grant application for a Rubicon system. Crews are spraying pre-emergent in and along the canal system and preparing for canal lining projects.
- e. Rochelle Jurgens has been preparing the 2025 budget, arranging employee educational meetings about retirement plans, and participating in an online course about bond financing. The irrigation payments are being steadily received. She announced a change in the employee life insurance company and she is working to implement that by January 1, 2025.
- f. Alex Linden stated a new edition of The Communicator was sent to customers. He attended a 2-day mock career day earlier this week and will attend the NPA conference next week. The 2025 Water and Natural Resources Tour is scheduled for February 3-7, 2025 in Arizona.
- g. Eric Hixson has been reviewing and comparing the Jeffrey Hydro RFPs. New keyless security entry doors have been installed at Jeffrey, J1 and J2 hydros. He was not successful in hiring a System Control Operator for the control center in Gothenburg and he plans to re-post the job opening.
- h. Dusty Way has been communicating with customers about the 2025 irrigation rates. He referred several customers to the Tri-Basin NRD to sign-up for their Water Conservation Incentive Program (WCIP).
- i. Anton Hassebrook reported the maintenance outage at the Jeffrey hydro is complete. The generators at the J1 hydro experienced tripping due to oil pressure loss in its governor. An outage will occur at J1 next week to replace bushings in the main generator step-up transformer. The governor upgrade at Kingsley has been postponed temporarily until NPPD is able to get back to full generation capacity at their North Platte facility.
- j. Devin Brundage attended the Midwest Hydro Users Group (MHUG) 2024 Fall Conference in Wisconsin this week.

The meeting adjourned at 12:02 p.m.

MINUTES OF REGULAR BUSINESS MEETING OF THE  
BOARD OF DIRECTORS  
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT  
HOLDREGE, NEBRASKA  
NOVEMBER 4, 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 October 28, 2024, and through legal publication in the Holdrege Daily Citizen on October 28, 2024, the Kearney Hub and North Platte Telegraph on October 29, 2024, and the Lexington Clipper-Herald on November 2, 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 October 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	Dudley L. Nelson
William E. Knoerzer, Secretary	Robert B. Dahlgren	Roger D. Olson
K. Scott Olson, Treasurer	Martin E. Mueller*	Brent Soneson

*\*via Zoom*

Also present were the following:

Devin M. Brundage, General Manager	Scott Dicke, Irrigation Division Manager
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
Michael A. Drain, Nat. Resource & Compliance Mgr.	Emily J. Anderson, Assistant Secretary

Others present were:

John Thorburn, Tri-Basin NRD	Dave Ford
Gary Robison	Joe Bilka
Reed McClymont	Carson Messersmith

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

PUBLIC INPUT: John Thorburn reported Tri-Basin NRD is accepting tree orders for the planting of shelter belts, wind breaks, and wildlife habitat. They promoted Dalton Refior to the Land Resources Manager position. Director Shepherd relayed a comment he heard at a conference from a representative of Governor Pillen's who stated there is excessive water in Phelps County to supply a proposed aviation fuel plant. He inquired if Mr. Thorburn was aware of that.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed during the October 25, 2024 Working 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 October 7, 2024**
- **Approval of Minutes of Special Meeting of the Board of Directors held October 25, 2024**
- **Approval of Minutes of Working Meeting of the Board of Directors held October 25, 2024**
- **Approval of the November Disbursements:**

Hydro Division:

Check # 73210-VOID; Check #s 73638 through 73847 & 8901487 through 8901514 (Accounts Payable) \$1,966,311.42

Payroll \$565,466.59

Kingsley Division:

Check #s 3704 through 3710 (Accounts Payable) \$67,171.47

Glendo Division:

NONE \$NONE

- **Approval of Work Order No. 186820-2024 – 2024 Ford Escape (S58) (\$41,155.80)**
- **Approval of Work Order No. 107489-2024 – 2024 Jeep Grand Cherokee (S57) (\$43,976.10)**
- **Approval of Supplemental Work Order No. 107441 – Midway Bridge Replacement (\$198,000.00)**
- **Approval of Revision #11 to the 2024 Budget as follows:**

<u>HYDRO DIVISION</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Midway 51.3 Bridge Replacement	\$517,400	\$715,400	\$198,000

- **Approval of a 30-year lease agreement with an appropriate entity for the Chapel of the Lake, subject to the entity being able to meet insurance and legal requirements prior to the execution of said lease, and subject to final legal review**
- **Approval of a 7-year recreational lease agreement with Peck’s Pits, LLC for \$2,500 with a 3% annual inflator**
- **Approval of the 2025 Johnson Lake Development Inc. Services Agreement in the amount of \$62,947.00**
- **Approval to remove Section 5.3.5.2.3. of the Permitting Procedures and an edit to Section 2.3. Items, Practices, Activities, and Uses NOT Requiring a Permit to add “2.3.13. In “A” management classifications, the installation of artificial turf that allows for water permeation within a tenant’s or subtenant’s leased lot boundaries.”**
- **Approval of the Permitting Procedure Amendments as presented to significantly reduce the number of permitting requirements outside of the shoreline setback, with an effective date determined by staff in 2025 to facilitate a coordinated rollout of the new Permitting Procedures**
- **Approval of a Contract Amendment with RJH (not to exceed \$500,000) for continued analyses of the Kingsley Dam Refacing Project**

It was moved by Director Dudley Nelson and seconded by Director Knoerzer 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, Shepherd, and Soneson. None voted no and the motion was declared carried.

WORK ORDER/PURCHASE REQUISITION SUMMARY: The following was presented:

- a. Work Order No. 107497 – Hog Farm Bridge (SC MP 53.5/Cozad South BRO 7296) (\$776,000.00)

It was moved by Director R. Olson and seconded by Director Dahlgren to approve Work Order No. 107497 for the Hog Farm Bridge in the amount of \$776,000.00. Upon voting on the motion, the following Directors voted therefore: Bogle, 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.

DISTRICT RENTAL HOUSE RATES: Mike Drain presented a revised District rental house rate recommendation to increase the Diversion Dam rent slightly to recapture the cost of supplying a new refrigerator. The J1 house rent would increase from \$445 to \$510/month, the Diversion Dam rent would increase from \$260 to \$295/month, a house at Kingsley Dam occupied by an employee who is not required to live on-site would be \$150/month, and a house at Kingsley Dam occupied by an employee who is required to live on-site would be free to the employee.

It was moved by Director Bogle and seconded by Director Shepherd to approve a 2025 rental rate of \$510/month for the J1 house currently occupied by Norma Lacey, a rate of \$295/month for the Diversion Dam house currently occupied by Bob Flock, a rate of \$150/month for a house at Kingsley Dam occupied by an employee who is not required to live on-site, and to eliminate the collection of rent on a Kingsley Dam house if an employee is required to live on-site. Upon voting on the motion, the following Directors voted therefore: Bogle, 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.

DISTRICT SEDIMENT: This was discussed in Closed Session.

CENTRAL/NPPD 2025 ANNUAL OPERATING PLAN (AOP): Mike Drain presented the signed AOP for 2025 and stated no action is needed unless a director makes a motion to reject the plan. No board member requested action.

ELWOOD SEEPAGE REPAIR PROJECT: Scott Dicke stated the project is 95% complete and the final punch list is due November 26, 2024. He displayed a photo of a newly installed weir that will need to be removed and reinstalled with a bed of sand to control flow around the weir. An additional filter sand may be required around another existing weir box which will require dewatering. He requested approval of Work Change Directive #5 in the amount of \$23,318.00 and Work Change Directive #6 in the estimated amount of \$25,000 to \$35,000, if needed. He noted that even with the six work order changes, the project has still come in well under the next highest bid.

It was moved by Director Knoerzer and seconded by Director Dudley Nelson to approve Work Change Directives #5 and #6 with BSB Construction for the Elwood Seepage Repair 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, Shepherd, and Soneson. None voted no and the motion was declared carried.

LEGISLATION: Alex Linden reported that 25 of the 49 State Senator seats are up for election and there will be at least 15 new senators. He mentioned an article where Governor Pillen is quoted stating he wants to combine the NDNR and NDEE into one agency. Linden noted combining these agencies would require legislation to take effect.

WORKSHOPS, SEMINARS AND CONFERENCES: President Rowe reminded the directors to let Emily Anderson know if they are interested in registering for any upcoming conferences.

- a. NSIA/NWRA Joint Annual Conference – November 25-26, 2024, Kearney
- b. NREA Annual Meeting – December 5-6, 2024, Kearney
- c. Four State Irrigation Council Annual Meeting – January 29-30, 2025, Thornton, CO

PERSONNEL: None.

DIRECTORS' ATTENDANCE: All directors were present.

BOARD COMMENTS: Director Dahlgren relayed comments he heard about Governor Pillen stating surface water would be used at the proposed aviation fuel plant.

LEGAL UPDATE: Charles Brewster continues to work on various agreements and lease matters. He is reviewing draft policies and working with Scott Dicke on the easements needed for the E-65 Siphon Project. More discussions were held in Closed Session regarding potential litigation.

MANAGEMENT REPORTS: The following were presented:

- a. Cory Steinke provided an update on dredging at the Diversion Dam, progress of the Hog Farm bridge construction, and ongoing diving inspections around District structures.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,233.2, 941,200 acre feet and 54% capacity. The inflows to Lake McConaughy are approximately 1,250 cfs and outflows are 25 cfs. Hydrocycling will end on November 11, 2024 following the J-2 hydro outage. The U.S. Fish and Wildlife Service suspended the FERC minimum diversion requirements when unexpected issues occurred during the recent J-1 hydro outage.
- c. Eric Hixson stated the issue with the J-1 hydro outage was due to failed tests following the replacement of the step-up transformer bushings which took longer to correct than expected.
- d. Scott Dicke is working to finalize the WaterSmart grant application for the Rubicon automated gate system. Several landowners were asked to install fencing to keep their cows out of the irrigation canals where preemergent herbicide treatments were being applied. He is helping with a Rainwater Basin grant to make improvements at the Victor and Linder WPAs to accommodate more excess flows.
- e. Rochelle Jurgens will provide a year-to-date financial report and present the full 2025 Budget during the November 22, 2024 Working Meeting. She has been researching the amount of money the District has spent on Kingsley Dam repairs since its original construction. The employee advisory committee has been meeting to review benefits and cost of living increases.
- f. Alex Linden attended the NPA Annual Conference last week and reminded the directors that Devin Brundage will speak about the Kingsley Dam Refacing Project at the NSIA/NWRA Joint Conference in November.
- g. Devin Brundage provided a couple highlights from the NPA Annual Conference last week.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Administration Committee – November 11, 2024 at 1:00 p.m. in Holdrege
- b. Land & Recreation Committee – December 4, 2024 at 10:00 a.m. in Gothenburg
- c. Legislative Reception – January 21, 2025, Lincoln

At 9:52 AM it was moved by Director R. Olson and seconded by Director Soneson to enter Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, 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. President Rowe announced the reason for entering into Closed Session for the items District Sediment and Legal Update was for purposes of contract negotiations and to receive legal advice about potential litigation.

C L O S E D S E S S I O N

At 10:17 AM it was moved by Director Bogle and seconded by Director Boyle to exit Closed Session to reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, 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. President Rowe stated the discussion held in Closed Session was limited to contract negotiations related to District Sediment and to receive legal advice about potential litigation.

ADJOURNMENT: It was moved by Director Soneson and seconded by Director Knoerzer to adjourn the Regular Business Meeting of the Board at 10:18 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, 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.

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER  
AND IRRIGATION DISTRICT

\_\_\_\_\_  
William E. Knoerzer, Secretary

By \_\_\_\_\_  
David L. Rowe, President