

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

MARCH 3, 2025 – 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  
FEBRUARY 21, 2025 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 February 14, 2025, and through legal publication in the Holiday Daily Citizen on February 14, 2025, the Kearney Hub, North Platte Telegraph, and Lexington Clipper-Herald on February 15, 2025 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 mailed to each Director on February 7, 2025.

The following Directors were present:

Kyle Shepherd, President	Geoffrey K. Bogle	Roger D. Olson
Brent Soneson, Vice President	Bryant Knoerzer	David L. Rowe
Tim Boyle, Secretary	David G. Nelson	Matt Wells
Dudley L. Nelson, Treasurer		

The following Director were absent: Tom Jasnoch and Gary Robison

Also present were the following:

Devin M. Brundage, General Manager	Anton Hassebrook, Hydroelectric Ops. Super.
Rochelle A. Jurgens, Controller	Dusty Way, Irrigation Ops Super.
Eric R. Hixson, Electrical Project Ops Mgr.	Jeremy Hendricks, Supply Canal Ops. Super.
Scott Dicke, Irrigation & Water Services Mgr.	Chad Kolbo, Supply Canal Maintenance Super.
Michael A. Drain, Nat. Resource & Compliance Mgr.	Charles Brewster, Legal Counsel
Alex Linden, Gov't & Public Relations Mgr.	Emily J. Anderson, Assistant Secretary

Others:

Carson Messersmith	Brad Lundeen
Todd Garrelts	

\* \* \* \* \*

Board 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 President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Brad Lundeen presented an update from the recent Tri-Basin NRD meeting. He reported applications for the Water Conservation Incentive Program (WCIP) exceeded their max capacity of 8,000 acres. He provided information estimating the cost to install the infrastructure on one of his locations necessary to connect his surface water supply to the groundwater pumping system he installed. He thanked Brundage for his presentation about the Perkins County Canal to the Tri-Basin board earlier this week.

SET DATE/TIME/LOCATION FOR SPECIAL WORKING SESSION OF THE BOARD ON MARCH 3, 2025: It was moved by Director Rowe and seconded by Director Soneson to approve the Special Working Session of the Board of March 3, 2025 at 8:00 a.m. at District Headquarters. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, Soneson, and Wells. Absent were: Jasnoch and Robison. None voted no and the motion was declared carried.

PROPOSALS FOR JEFFREY AND JOHNSON SLOPE STABILITY STUDIES: Mike Drain reviewed the minutes of the February 10, 2025 Power & Facilities Committee meeting where the subcommittee voted to authorize staff to enter into an agreement with HDR Engineering for the Jeffrey and Johnson Slope Stability Studies, and to spend up to \$97,044.

It was moved by Director Bogle and seconded by Director Soneson to authorize staff to enter into an agreement with HDR Engineering for the Jeffrey and Johnson Slope Stability Studies, and to spend up to \$97,044 for said work. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, Soneson, and Wells. Absent were: Jasnoch and Robison. None voted no and the motion was declared carried.

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

ADJOURNMENT: It was moved by Director Boyle and seconded by Director Soneson to adjourn the Special Meeting of the Board at 9:12 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Rowe, Shepherd, Soneson, and Wells. Absent were: Jasnoch and Robison. None voted no and the motion was declared carried.

MINUTES OF WORKING MEETING OF THE  
BOARD OF DIRECTORS  
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A notice giving the time, date, and place of this meeting was mailed to each Director on February 7, 2025.

The following Directors were present:

Kyle Shepherd, President	Geoffrey K. Bogle	Roger D. Olson
Brent Soneson, Vice President	Bryant Knoerzer	David L. Rowe
Tim Boyle, Secretary	Tom Jasnoch*	Matt Wells
Dudley L. Nelson, Treasurer	David G. Nelson	

*\*arrived at 9:47 a.m.*

The following Director was absent: Gary Robison

Also present were the following:

Devin M. Brundage, General Manager	Anton Hassebrook, Hydroelectric Ops. Super.
Rochelle A. Jurgens, Controller	Dusty Way, Irrigation Ops Super.
Eric R. Hixson, Electrical Project Ops Mgr.	Jeremy Hendricks, Supply Canal Ops. Super.
Scott Dicke, Irrigation & Water Services Mgr.	Chad Kolbo, Supply Canal Maintenance Super.
Michael A. Drain, Nat. Resource & Compliance Mgr.	Charles Brewster, Legal Counsel
Alex Linden, Gov’t & Public Relations Mgr.	Emily J. Anderson, Assistant Secretary

Others:

Carson Messersmith	Brad Lundeen
Todd Garrelts	

\* \* \* \* \*

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

At 9:13 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 approved for Johnson Lake in February, 2025.

PERMIT TO CONSTRUCT SUMMARY: The following Permits to Construct were approved in February, 2025:

Permits to Construct Approved by General Manager or Designee 2/21/2025				
Number	Name	Description	Permit & Purpose	Date Approved & Fee
1.	David Magnuson	NW1/4 11-6-19	Install 8" water line and electric line across Centrals deeded property.	01/27/2025
2.	Marshall, Bonnie	14 Mallard Beach	Permit to Operate – Vacation Rental	01/18/2025 \$500.00
Permits to Construct Approved by Land Administration Department 2/21/2025 – Johnson Lake				
Number	Name	Description	Permit & Purpose	Date Approved & Fee
3.	Keller Real Estate LLC	127 Mallard Beach	VEG - Plant trees	01/02/2025
4.	Schultz, Steven	39 Bass Bay Dr. 16	SWAF - Install 8'W x 8'L Lift	01/15/2025 \$50.00
5.	Krejdl, Jeffrey and Anita	12 Kirby Point Dr. 2	DWEL - Construct new on grade concrete garage approach	01/20/2025
6.	Seeger, Bonnie and William	37 East Shore Dr. 1	DWEL - Construct an addition of a breezeway	01/20/2025
7.	Irvine, Pamela	2 East Shore Dr. 2	SWAF - Install 8'W x 8'L swim platform, 4'W x 80'L Dock	01/23/2024 \$50.00
8.	Moran, Michael and Susan	32 Bass Bay Dr. 16	ECS - Bank Stabilization (RipRap) for 3.00 linear feet of the shoreline	01/23/2025
9.	Sweeney, Pamela	156 Lakeview Acres Dr. 14F	ECS - Bank Stabilization (RipRap) for 30.00 linear feet of the shoreline	01/23/2025
10.	Wedberg, Gregg & Patricia	19 Crappie Corner Dr. 5	SWAF - Install 4'W x 8'L Dock Section, 11'L x 11'W Shorestation, 6'W x 9'L Jet-Ski Lift, 8'W x 8'L Swim Platform	01/24/2025 \$50.00
11.	Kruse, Cory & Jaci	20 Mallard Cove Dr 19A	ECS - Bank Stabilization for 49.00 linear feet of the shoreline.	01/31/2025
12.	Keller Real Estate LLC	127 Mallard Beach Dr 22A	SWAF - Construct 4'W x 30'L Access	02/04/2025 \$50.00
13.	Jorges, Kim & Shelly	40 East Shore Dr. 1	ECS - Bank Stabilization (RipRap) for 79.00 linear feet of the shoreline.	02/12/2025
Permits to Construct Approved by Land Administration Department 2/21/2025 – Jeffrey Lake				
Number	Name	Description	Permit & Purpose	Date Approved & Fee
14.	Peterson, Oscar	60 S Lakeview Rd	ECS - Bank Stabilization (RipRap) for 276.00 linear feet of the shoreline	01/14/2025

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>
<b><u>Water Service Agreements:</u></b>					
Phelps	8192601	SW1/4 26-8-19	Sweeney Land Company, LLC	0	-147
	(7)	*10 Year Termination			
Phelps	6172809	Part NW1/4SW1/4 28-6-17	Cooperative Producers, Inc.	0	-23
	(7)	*10 Year Termination			
Phelps	7191506	NE1/4SE1/4 and S1/2SE1/4	Mary Kay Lyon	37	+6
	(1)	15-7-19 *Add 6 acres			
E65	7202702	NE1/4 27-7-20	Michael Wallander	0	-120
	(7)	*10 Year Termination			
E65	7193603	SW1/4SE1/4 36-7-19	Scott, Karen, Brenden, and Clare	0	-10
	(5)	Kreutzer *Immediate Termination, Transfer acres to account 7191604			
E65	7191604	SE1/4 16-7-19	Mary Kay Lyon	70	+10
	(1)	*Transfer In 10 acres from 7193603			
E65	6192908	S1/2SW1/4 29-6-19	Bunker Hill Farms, Inc.	79	
	(1)	*Combined accounts 6192902 (39 acres) and 6192905 (40 acres)			
E67	8222101	N1/2NW1/4, NE1/4, SW1/4	Knoerzer Farms, Inc.	220	+30
	(1)	21-8-22 and N1/2NW1/4 28-8-22 *Add 30 acres to account			

- (1) IPP Amendment to Water Service Agreement for the 2025 irrigation season accompanies new WSA.  
(2) IPP Amendment to Water Service Agreement for the 2025 irrigation season to accompany existing WSA.  
(3) Water Service Agreement terminated after 2024, 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 2024.  
(6) Water Service Agreement activation date being when CWS permit is issued by the NeDNR.  
(7) 10 Year Termination - Last Irrigation Season 2034

2025 BUDGET REVISION: Rochelle Jurgens presented Amendment #1 to the 2025 Budget as follows:

<u>Kingsley Hydro Division</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Transformer Gas Monitor	\$11,602	\$13,605	\$2,003

PROPOSALS FOR STANDBY DIESEL GENERATOR FOR GOTHENBURG CONTROL CENTER: Anton Hassebrook presented proposals from NMC CAT Power Systems in the amount of \$61,605.00 and Cummins in the amount of \$64,285.00. Staff recommended purchasing the 125kW diesel generator with automatic transfer switch from NMC for \$61,605.00.

PROPOSALS FOR 2025 CAT 950 WHEEL LOADER OR EQUIVALENT: Chad Kolbo presented three bids from Nebraska Machinery Company for a 2025 CAT 950 in the amount of \$390,550.00, Murphy Tractor & Equipment Co. for a 2025 John Deere 644 in the amount of \$405,530.00, and

RoadBuilders Machinery & Supply Co. for a 2025 Komatsu WA380-8 in the amount of \$380,203.10. He noted the Komatsu loader proposal did not meet the District's specifications. Staff recommended purchasing the CAT 950 wheel loader from Nebraska Machinery Company for \$390,550.00.

PROPOSALS FOR 2025 OR NEWER DUMP TRUCK CAB AND CHASSIS WITH SIDE DUMP: Jeremy Hendricks presented three proposals from Nebraska Truck Center, Inc. for a 2026 Freightliner in the amount of \$169,700.00, Nebraska Truck Center, Inc. for a 2026 Western Star in the amount of \$182,725.00, and RDO Truck Center for a 2026 Mack in the amount of \$183,163.00. Staff recommended purchasing the 2026 Mack Granite cab and chassis from RDO Truck Center in the amount of \$183,163.00.

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

- a. Supplemental Work Order No. 2107183 – Kingsley Hydro Transformer Gas Monitor (\$2,003.00)
- b. Purchase Requisition No. 28998 – Standby Diesel Generator for Control Center
- c. Purchase Requisition No. 28999 – 2025 CAT 950 Wheel Loader or Equivalent
- d. Work Order No. 107509 – 2025 CAT 950 Wheel Loader or Equivalent
- e. Purchase Requisition No. 28997 – 2025 or Newer Dump Truck Cab and Chassis w/ Side Dump
- f. Work Order No. 107507 – 2025 or Newer Dump Truck Cab and Chassis with Side Dump

WATER SERVICES COMMITTEE (2/10/25): Scott Dicke presented a summary of the minutes of the February 10, 2025 meeting.

Director Jasnoch entered the meeting at 9:47 a.m.

ELWOOD SEEPAGE REPAIR PROJECT: Scott Dicke stated RJH continues to complete a maintenance and monitoring plan.

E-65 SIPHON PROJECT: Scott Dicke reported on the potential advantages for a Construction Management At Risk (CMAR) process over a design/bid/build process approach for this project. He discussed the differences in those processes. He noted a resolution will need to be adopted by the Board of Directors to utilize the CMAR process. He described the potential to nearly double the recharge totals and revenues in 2024 had the new siphon been in operation.

POWER AND FACILITIES COMMITTEE (2/10/25): Brundage and Drain presented a summary of the discussions held at the February 10, 2025 Power and Facilities Committee meeting.

A break was taken at 10:12 a.m. The meeting resumed at 10:25 a.m.

LAND AND RECREATION COMMITTEE (2/20/25): 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. Application for Variance – 37 East Shore, Johnson Lake: The subcommittee voted to recommend Board approval of a variance to the Lot Line Construction Setback for the second story addition.
- b. Application for Variance – 10 K-4, Lake McConaughy: The subcommittee voted to recommend Board denial of the after-the-fact variance for the installation of the sprinkler system that lies outside the leased boundary and in the "B" lot designated for septic use only pursuant to the Lake McConaughy Lease Agreement and recorded plat.
- c. FGJ Enterprises, Inc. (Medo's) Leased Concession Area Modification, Johnson Lake: The subcommittee voted to recommend Board approval of a modification to the FGJ Enterprises, Inc. Leased Concession Area and a modification to the Concession Lease Agreement to add the necessary language to include the operation of the marina as an approved use.



- d. Deer Hunting Leases at Jeffrey Island: The subcommittee voted to recommend Board approval of a lease fee of \$600/year plus tax for Jeffrey Island Deer Hunting Leases.

KINGSLEY DAM REFACING PROJECT: There was nothing new to report.

JEFFREY HYDRO POWER PURCHASE AGREEMENT: Devin Brundage reported the contract with the selected entity is close to being finalized and he hopes to have it available at the March 3, 2025 Regular Business Meeting.

PERKINS COUNTY CANAL UPDATE: Brundage provided an abbreviated presentation he gave to the Tri-Basin NRD board earlier this week. Efforts continue to educate stakeholders about the project.

LEGISLATION: Alex Linden supplied the directors with an updated Legislative Watchlist by linking it to the board website. He continues to follow all bills related to District operations and public power. Jesse Bradley was named the Interim Director of the Department of Natural Resources and Department of Environment and Energy by Governor Pillen. Hearings on the merger of these two agencies into the Department of Water Environment and Energy (DWEE) were held this week with a significant amount of opposition. Senator Strommen will host an open house in Keith County on March 21, 2025 from 1-3 p.m. MDT regarding the Perkins County Canal project. The 2026 Legislative Reception has been scheduled for February 10, 2026.

A break for lunch was taken at 11:32 a.m. The meeting resumed at 11:59 a.m.

BOARD REPORTS AND COMMENTS: Directors Jasnoch and Dudley Nelson attended the NWRA Water Roundtable in Lincoln this week to hear Brundage present on the Perkins County Canal project. President Shepherd encouraged everyone to listen to the Rembolt Ludtke's *93 The Podcast* episode with guest speaker, Devin Brundage.

LEGAL UPDATE: Charles Brewster continues conversations with ATC's legal counsel regarding the damaged underground pipeline. He is working on an indemnification agreement for the District to utilize when removing pivot bridges. He is researching LB1300, adopted into law in 2024, and how it applies to the purchase of foreign goods by political subdivisions.

MANAGEMENT REPORTS: The following reports were provided:

- a. Mike Drain displayed aerial photos of the finished jetty at Medo's Marina at Johnson Lake.
- b. Chad Kolbo stated around 3,000 cubic yards of riprap were used on the new jetty at Medo's. He thanked the Holdrege and Bertrand crews for assisting with the project by hauling rock and commented on the efficiency of the project. A new boat ramp at Medo's will be constructed around the same time the Phillips Canyon boat ramp is built. A gate hoist cable on the Supply Canal site at MP 31.3 will be replaced due to damage from icing.
- c. Jeremy Hendricks discussed recent bridge repairs and hauling away sand from the Diversion Dam to prepare for the new dredge being delivered mid-March.
- d. Scott Dicke reported safety lights are being installed on the fleet trucks. He is conducting interviews for an equipment operator position this week. He thanked Brundage for attending his Leadership Nebraska graduation ceremony last night in Lincoln and thanked the irrigation staff for covering for him while he participated in the program.
- e. Rochelle Jurgens and the retirement committee recently met with the consultants for the employee defined contribution plan. The plan is growing and performing well. The District contributes 5% on behalf of eligible employees and employees are able to contribute up to 3% of their salary. Bruce Remington will attend an upcoming Working Meeting to report on the defined benefit plan with Principal. The annual audit will occur

in mid-March.

- f. Alex Linden reported there were 187 eagles observed at the Kingsley eagle viewing facility this past Sunday. The J-2 and Kingsley eagle viewing facilities will be open through February 23, 2025.
- g. Eric Hixson reported the J-1, J-2 and Jeffrey powerhouses performed well and provided some additional generation this week due to the extreme cold.
- h. Dusty Way noted the enrollment period for the Water Leasing Program ended. He is processing the necessary contracts with irrigators. The Irrigation Service Specialists will begin contacting their customers next week to schedule their 2025 irrigation deliveries.
- i. Anton Hassebrook and the electric crew have been busy with winter maintenance projects and installing several new automatic gate operators on the Phelps system. The new governor pump was installed at J-1 and an unplanned outage occurred at J-2 this week due to inoperable wicket gates caused by icing.
- j. Devin Brundage reported the Natural Resources Commission plans to tour the District in the fall. He and Alex Linden toured Julie Bushell’s company, Ethos, to discuss potential water solutions for the region. A joint employee safety meeting was held on February 17, 2025 in Lexington with Dawson Public Power District.

PERSONNEL: None.

OUT OF STATE TRAVEL: The general manager approved the following list of travel for March, 2025:

<u>Name</u>	<u>Meeting</u>	<u>Location</u>	<u>Date</u>
Mike Drain	NHA Waterpower Week	Washington, D.C.	March 31-April 4, 2025
Geoff Bogle	NHA Waterpower Week	Washington, D.C.	March 31-April 4, 2025

WORKSHOPS, SEMINARS AND CONFERENCES:

- a. Tri-Basin NRD’s Agriculture Industry Symposium – March 12, 2025 from 8:00 a.m. to 3:30 p.m., Phelps County Ag Center, Holdrege
- b. NHA Waterpower Week – March 31-April 2, 2025, Washington, D.C.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Director Tour – March 7, 2025 at 9:00 a.m. (meet at Kirk’s in Lexington)

The meeting adjourned at 12:31 p.m.

MINUTES OF SPECIAL WORKING MEETING OF THE  
BOARD OF DIRECTORS  
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT  
HOLDREGE, NEBRASKA  
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A postcard was mailed to each Director on February 7, 2025 giving the time, date, and place of this meeting.

The following Directors were present:

Kyle Shepherd, President	Geoffrey K. Bogle*	Roger D. Olson
Brent Soneson, Vice President	Tom Jasnoch	Gary Robison
Dudley L. Nelson, Treasurer	Bryant Knoerzer*	David L. Rowe
	David G. Nelson	Matt Wells

*\*arrived at 8:26 a.m.*

The following Director was absent: Tim Boyle

Also present were the following:

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

Others:

Carson Messersmith

\* \* \* \* \*

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

At 8:00 a.m. the Board President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

ACCOUNTING AND FINANCIAL MODEL: Rochelle Jurgens and Devin Brundage gave a presentation titled *Finances and Accounting Deep Dive!* Discussions were held about the District's financial divisions, revenues, 2024 capital expenditures, and reserve fund levels.

Directors Bogle and Knoerzer entered the meeting at 8:26 a.m.

Haley Magnuson reviewed the District's purchasing process.

A break was taken at 8:52 a.m. to conduct the Regular Business Meeting of the Board.

The meeting resumed at 10:04 a.m.

PERSONNEL: No discussion was held on this topic due to time constraints.

SAFETY PROGRAM: The District's responsible safety officer, Logan Ricley, discussed the training provided to new employees, safety protocols, incident reporting processes, the duties of the safety committee, and the annual safety luncheon. He invited directors to attend safety committee meetings when they are held in a location near them. He expressed appreciation to the board and management for their support for the District's safety program.

A break for lunch was taken at 11:50 a.m. The meeting resumed at 12:15 p.m.

FEDERAL ENERGY REGULATORY COMMISSION (FERC): Mike Drain presented on the history of the District's FERC license, the Land and Shoreline Management Plan, permitting requirements, the project boundary, FERC water requirements, habitat requirements, dam safety, and compliance.

ENERGY DEVELOPMENT CHALLENGES AND OPPORTUNITIES:

**At 2:05 PM it was moved by Director Rowe and seconded by Director Soneson to enter Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Absent was Boyle. None voted no and the motion was declared carried. President Shepherd announced the reason for entering into Closed Session is for the discussion of the following agenda item: Energy Development Challenges and Opportunities - Jeffrey Hydro Power Purchase Agreement. The reason for entering into Closed Session was to protect the public interest, for discussion of contract negotiations and to receive legal advice.**

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

**At 2:22 PM it was moved by Director R. Olson 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, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Absent was Boyle. None voted no and the motion was declared carried. President Shepherd stated the discussion held in Closed Session was limited to the Jeffrey Hydro Power Purchase Agreement.**

The meeting adjourned at 2:23 p.m.

MINUTES OF REGULAR BUSINESS MEETING OF THE  
BOARD OF DIRECTORS  
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT  
HOLDREGE, NEBRASKA  
MARCH 3, 2025 – 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 February 24, 2025, and through legal publication in the Holdrege Daily Citizen on February 24, 2025, and the Kearney Hub, North Platte Telegraph, and Lexington Clipper-Herald on February 25, 2025, 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 February 7, 2025 giving the time, date, and place of this meeting.

The following Directors were present:

Kyle Shepherd, President	Geoffrey K. Bogle	Roger D. Olson
Brent Soneson, Vice President	Tom Jasnoch	Gary Robison
Dudley L. Nelson, Treasurer	Bryant Knoerzer	David L. Rowe
	David G. Nelson	Matt Wells

The following Director was absent: Tim Boyle

Also present were the following:

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

Others:

John Thorburn, Tri-Basin NRD	Joe Bilka
Todd Garrelts	Nancy Garrelts

\* \* \* \* \*

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

At 9:02 a.m. Board President Shepherd announced the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Todd Garrelts reported on the TriBasin NRD's board discussion related to the opportunity to sponsor weather stations managed by UNL which are currently sponsored by Central. John Thorburn reported 786 acres were newly approved for the Water Conservation Incentive Program (WCIP), bringing the overall total program enrollment to nearly 7,000 acres. Thorburn reported on excess flows delivered to the Cottonwood WPA. He indicated it is unclear how much the WPA received due to the water level monitor being stolen.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the February 21, 2025 Working Meeting of the Board.

The Board President asked the Directors if there were any 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 February 3, 2025**
- **Approval of Minutes of Special Meeting of the Board of Directors held February 21, 2025**
- **Approval of Minutes of Working Meeting of the Board of Directors held February 21, 2025**
- **Approval of the March Disbursements:**

<u>Hydro Division:</u>	
Check # 73286-VOID; Check #s 74429 through 74635 & 8901603 through 8901630 (Accounts Payable)	\$1,555,926.64
Payroll	\$590,528.19
<u>Kingsley Division:</u>	
Check #s 3739 through 3749 (Accounts Payable)	\$466,956.55
<u>Glendo Division:</u>	
Check # 1125	\$2,174.38

- **Approval of Amendment #1 to the 2025 Budget as follows:**

<u>Kingsley Hydro Division</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Transformer Gas Monitor	\$11,602	\$13,605	\$2,003

- **Approval of Supplemental Work Order No. 2107183 for Kingsley Hydro Transformer Gas Monitor (\$2,003.00)**
- **Approval of Proposal from NMC CAT Power Systems for a 125kW Diesel Generator with Automatic Transfer Switch for the Gothenburg Control Center in the amount of \$61,605.00**
- **Approval of Purchase Requisition No. 28998 for Standby Diesel Generator for Gothenburg Control Center (\$62,805.00)**
- **Approval of Proposal from Nebraska Machinery Company for a 2025 CAT 950 Wheel Loader in the amount of \$390,550.00**
- **Approval of Purchase Requisition No. 28999 for 2025 CAT 950 Wheel Loader (\$390,550.00)**
- **Approval of Work Order No. 107509 for 2025 CAT 950 Wheel Loader w/ Grappler Bucket (\$402,300.00)**
- **Approval of Proposal from RDO Truck Center for 2026 Mack Granite Cab & Chassis w/ Side Dump in the amount of \$183,163.00**
- **Approval of Purchase Requisition No. 28997 for 2026 Mack Granite Cab & Chassis w/ Side Dump (\$183,163.00)**
- **Approval of Work Order No. 107507 for 2026 Mack Granite Cab & Chassis w/ Side Dump (\$201,900.00)**
- **Approval of a Variance at 37 East Shore, Johnson Lake for a second story addition in the Lot Line Construction Setback**

- Denial of an After-the-Fact Variance at 10 K-4, Lake McConaughy for the installation of a sprinkler system that lies outside of the leased boundary and in the “B” lot designated for septic use only pursuant to the Lake McConaughy Lease Agreement and recorded plat
- Approval of a Modification to the FGJ Enterprises, Inc. (Medo’s) Leased Concession Area and a Modification to the Concession Lease Agreement to add the necessary language to include the operation of the marina as an approved use
- Approval of a lease fee of \$600/year plus tax for Jeffrey Island Deer Hunting Leases for 2025-2027

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, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Boyle was absent. The motion was declared carried.

2025 BUDGET REVISION: Eric Hixson presented Revision #2 to the 2025 Budget as follows:

<u>Hydro Irrigation Division</u>	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Capital</u>			
Gate Operator & RTU at 29.1	\$14,000	\$27,200	\$13,200
Gate Operator & RTU at 38.6-0.6	\$14,000	\$27,200	\$13,200

It was moved by Director Soneson and seconded by Director Jasnoch to approve Revision #2 to the 2025 Budget with a net difference of \$26,400 as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Boyle was absent. The motion was declared carried.

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

- a. Supplemental Work Order No. 186456 – Phelps 29.1 RTU (\$13,200.00)
- b. Supplemental Work Order No. 186457 – Phelps 38.6-0.6 RTU (\$13,200.00)

It was moved by Director Jasnoch and seconded by Director Knoerzer to approve Supplemental Work Order No. 186456 for the Phelps 29.1 RTU in the amount of \$13,200 and Supplemental Work Order No. 186457 for the Phelps 38.6-0.6 RTU in the amount of \$13,200 as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Boyle was absent. The motion was declared carried.

WATER SERVICE AGREEMENTS: The following were 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>					
Phelps	8192601	SW1/4 26-8-19	Sweeney Land Company, LLC	0	-147
	(7)	<i>*10 Year Termination</i>			
Phelps	6172809	Part NW1/4SW1/4 28-6-17	Cooperative Producers, Inc.	0	-23
	(7)	<i>*10 Year Termination</i>			
Phelps	7191506	NE1/4SE1/4 and S1/2SE1/4 15-7-19	Mary Kay Lyon	37	+6
	(1)	<i>*Add 6 acres</i>			
E65	7202702	NE1/4 27-7-20	Michael Wallander	0	-120
	(7)	<i>*10 Year Termination</i>			

<u>System</u>	<u>Acct. No.</u>	<u>Legal Desc.</u>	<u>Landowner</u>	<u>Contr Acres</u>	<u>Total Acres Chg'd</u>
E65	7193603	SW1/4SE1/4 36-7-19	Scott, Karen, Brenden, and Clare Kreutzer	0	-10
	(5)	<i>*Immediate Termination, Transfer acres to account 7191604</i>			
E65	7191604	SE1/4 16-7-19	Mary Kay Lyon	70	+10
	(1)	<i>*Transfer In 10 acres from 7193603</i>			
E65	6192908	S1/2SW1/4 29-6-19	Bunker Hill Farms, Inc.	79	
	(1)	<i>*Combined accounts 6192902 (39 acres) and 6192905 (40 acr</i>			
E67	8222101	N1/2NW1/4, NE1/4, SW1/4 21-8-22 and N1/2NW1/4 28-8-22	Knoerzer Farms, Inc.	220	+30
	(1)	<i>*Add 30 acres to account</i>			
(1)	IPP Amendment to Water Service Agreement for the 2025 irrigation season accompanies new WSA.				
(2)	IPP Amendment to Water Service Agreement for the 2025 irrigation season to accompany existing WSA.				
(3)	Water Service Agreement terminated after 2024, 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 2024.				
(6)	Water Service Agreement activation date being when CWS permit is issued by the NeDNR.				
(7)	10 Year Termination - Last Irrigation Season 2034				

**It was moved by Director Rowe and seconded by Director Soneson to approve the Water Service Agreements as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Knoerzer abstained. Boyle was absent. The motion was declared carried.**

**BID TAB – GALLAGHER CANYON AGRICULTURAL LEASE:** Haley Magnuson presented the sole bid received from Wade Kloepping in the amount of \$16,200/year for the irrigated farm ground lease at Gallagher Canyon for a term of 5 years.

**It was moved by Director Bogle and seconded by Director Soneson to approve the bid from Wade Kloepping in the amount of \$16,200 per year (plus tax) for the Irrigated Farm Ground Lease at Gallagher Canyon for a term of five years. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, Robison, Rowe, Shepherd, Soneson, and Wells. R. Olson voted no. Boyle was absent. The motion was declared carried.**

**JEFFREY HYDRO POWER PURCHASE AGREEMENT:** Brundage reported contract negotiations are ongoing but anticipates an agreement will be presented for consideration at a planned special board meeting on the same day as the March 28, 2025 Working Meeting of the Board.

**LEGISLATION:** Alex Linden reported the legislature is on day 36 of its 90-day session. The Governor has signed 18 bills into law so far this session. Priority bills will be presented on the legislative floor by March 14, 2025. He expects the Natural Resources Committee to introduce a priority bill to combine the offices of the Nebraska Department of Natural Resources and the Department of Environment and Energy. He continues to follow bills relevant to District operations.

Mike Drain reported on Representative Adrian Smith’s intent to re-introduce the 30% tax credit legislation. The legislation will also be introduced in the Senate. He thanked Brundage and Rowe for their efforts in Washington, D.C. last week which included meetings with Senator Ricketts and Representatives Smith and Bacon.



WORKSHOPS, SEMINARS AND CONFERENCES: John Thorburn noted that Tri-Basin's Ag Industry Symposium scheduled for March 12, 2025 has been canceled.

- a. NHA Waterpower Week – March 31-April 2, 2025, Washington, D.C.

PERSONNEL: None.

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

BOARD MEMBER REPORTS & COMMENTS: Director Rowe stated the trip to D.C. with Brundage last week to meet with Ricketts, Smith and Bacon was very effective. Director Robison inquired with Shepherd about recent media coverage on N-CORPE and a possible solar farm project.

LEGAL UPDATE: Charles Brewster had nothing new to report.

MANAGEMENT REPORTS: The following were presented:

- a. Cory Steinke plans to send two staff members to Oklahoma to inspect the new dredge. The ice has cleared off the past week and dredging at the Diversion Dam will begin soon.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,237.3, 1,032,200 acre feet and 59% capacity. The inflows to Lake McConaughy are approximately 925 cfs and outflows are 225 cfs. The flows in the river are just enough to meet the FERC minimum diversion requirements. Hydrocycling will begin on March 18, 2025 and continue through April. Fluctuations in Johnson Lake up to 2.0' should be expected during the hydrocycling period. Snowpack in the upper North Platte basin is currently 98% of median, 79% in the lower North Platte basin, and 101% in the South Platte basin.
- c. Mike Drain will participate in the board tour of Jeffrey Island and Johnson Lake on March 7, 2025. He will present another amendment to the contract with Mead & Hunt for the inflow design flood study at a special meeting on March 28, 2025.
- d. Alex Linden is helping organize a stakeholder meeting with the Keith County Area Development and Senator Strommen about the Perkins County Canal project on March 21, 2025 from 1:00-3:00 p.m. MDT in Ogallala.
- e. Rochelle Jurgens reported that the auditors will be in the office next week.
- f. Scott Dicke reported on irrigation scheduling, working with legal counsel on an indemnity agreement for the removal of pivot bridges and pumping into the canals, and tree removal. Federal funding for the E-65 Siphon is on hold due to the new federal administration policies. Two staff members who are volunteer firefighters went to Broken Bow to assist with fire suppression in the area. A Central District Water Users meeting will be held tomorrow at noon.
- g. Haley Magnuson is training staff to cover her workload while she attends National Guard training later this year.
- h. Eric Hixson reported on a 3-hour outage at Jeffrey Hydro last night due to a Dawson Public Power line going down near Brady.
- i. Devin Brundage will make a presentation about the Kingsley Dam refacing project to the Twin Platte NRD board on March 13, 2025. He reported on a trip to Washington, D.C. with Director Rowe to meet with members of Congress related to District efforts and the APPA Legislative summit.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

a. Director Tour – March 7, 2025 at 9:00 a.m.

**ADJOURNMENT: It was moved by Director Soneson and seconded by Director Jasnoch to adjourn the Regular Business Meeting of the Board at 9:47 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Jasnoch, Knoerzer, David Nelson, Dudley Nelson, R. Olson, Robison, Rowe, Shepherd, Soneson, and Wells. Boyle was absent. The motion was declared carried.**

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER  
AND IRRIGATION DISTRICT

\_\_\_\_\_  
Tim Boyle, Secretary

By \_\_\_\_\_  
Kyle Shepherd, President