

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

MAY 6, 2024 – 9:00 A.M.

INDEX

PAGE #	
20,594	MINUTES OF SPECIAL MEETING OF THE BOARD OF DIRECTORS OF 04/26/24
	a. Public Input
	b. Kingsley Generator Breaker
20,595	c. Directors' Attendance
	d. Adjournment
20,596	MINUTES OF COMMITTEE MEETING OF THE BOARD OF DIRECTORS OF 04/26/24
	a. Public Input
	b. Consent Assignment Summary
20,597	c. Permit to Construct Summary
20,598	d. Permit to Construct Summary, continued
20,599	e. Permit to Construct Summary, continued
	f. Right-of-Way Transactions (Bridge Removals)
20,600	g. Water Service Agreements
	h. 2024 Budget Amendment
	i. Work Orders/Purchase Requisitions
20,601	j. Bid Tab – Group 024-12 – Governor Pump Unloader Equipment for Jeffrey & J1
	k. Water Services Committee Meeting (4/10/24)
	l. Finance Committee Meeting (4/16/24)
	m. Power and Facilities Committee Meeting (4/16/24)
	n. MEAN Contract Amendment
	o. Kingsley Dam Refacing Project
	p. E-65 Siphon and Elwood Seepage Repair Projects
	q. Strategic Plan and Mission Statement Update
20,602	r. District Public Affairs and Communication
	s. District Bylaws Update
	t. Legislation
	u. Board Comments
	v. Legal Update
	w. Personnel
	x. Out of State Travel
	y. Workshops, Seminars and Conferences
	z. Board Sub-Committee Meetings and Other Important Upcoming Events
	aa. Management Reports
20,603	bb. Management Reports, continued
	cc. Adjournment
20,604	MINUTES OF REGULAR BUSINESS MEETING OF THE BOARD OF DIRECTORS OF 05/06/24
	1. Public Input
	2. Consent Agenda
20,605	1. Consent Agenda, continued
20,606	1. Consent Agenda, continued
20,607	1. Work Order/Purchase Requisition Summary
	2. Change Order No. 2 – BSB Construction, Inc. for Elwood Dam Seepage Mitigation Project (\$82,522.50)
	3. MEAN Contract Amendment (for Jeffrey Hydro Generation)
	4. Legislation
	5. Workshops, Seminars and Conferences
	6. Personnel
	7. Directors' Attendance
	8. Board Comments
	9. Legal Update
	10. Management Reports
20,608	1. Management Reports, continued
	2. Adjournment
	3. Signature Page

MINUTES OF SPECIAL MEETING OF THE  
BOARD OF DIRECTORS  
LAKE MCCONAUGHY VISITOR CENTER  
OGALLALA, NE  
APRIL 26, 2024 - 10:00 a.m. (MDT)

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 April 22, 2024, and through legal publication in the Keith County News on April 24, 2024, the Holdrege Daily Citizen on April 22, 2024, and the Kearney Hub and North Platte Telegraph on April 25, 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 April 19, 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		Brent Soneson

The following Director was absent: Martin E. Mueller

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.	Nate Nielsen, Kingsley Dam Foreman
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation Division Manager	Emily J. Anderson, Assistant Secretary
Mike A. Drain, Nat. Resource & Compliance Mgr.	

Others:

Jeff Kletzmayer, LMLI President	Steve Broda
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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 10:00 a.m. (MDT) the President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

KINGSLEY GENERATOR BREAKER: The following items were presented:

- a. Purchase Requisition No. 22785 – Power Delivery Services (\$57,638.73)
- b. Work Order No. 2107190 (\$55,136.00)

**It was moved by Director Bogle and seconded by Director Soneson to approve Purchase Requisition No. 22785 for the purchase of a GE PowerVac Breaker from Power Delivery**

Services in the amount of \$57,638.73 and Work order No. 2107190 in the amount of \$55,136.0. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent: Mueller. None voted no and the motion was declared carried.

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

ADJOURNMENT: It was moved by Director Boyle and seconded by Director S. Olson to adjourn the Special Meeting of the Board at 10:04 a.m. (MDT). Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent: Mueller. None voted no and the motion was declared carried.

MINUTES OF COMMITTEE MEETING OF THE  
BOARD OF DIRECTORS  
LAKE MCCONAUGHY VISITOR CENTER  
OGALLALA, NE  
APRIL 26, 2024 - 10:00 a.m. (MDT)

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A postcard was mailed to each Director on April 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		Brent Soneson

The following Director was absent: Martin E. Mueller

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.	Nate Nielsen, Kingsley Dam Foreman
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation Division Manager	Emily J. Anderson, Assistant Secretary
Mike A. Drain, Nat. Resource & Compliance Mgr.	

Others:

Jeff Kletzmayer, LMLI President	Steve Broda
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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 10:04 a.m. (MDT) 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 three consents to assign at Johnson Lake during the month of April, 2024.

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

Permits to Construct Approved by General Manager 4/26/2024				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
1.	North Point Area Association	NE1/4 Sec 31-9-22	Permit to Construct - Trim and remove trees	03/29/2024
2.	K-1 Area Association	Sec 9-14-38	Permit to Construct - Remove 3 trees on the west side of the road	02/24/3272
3.	Midwest Electric Cooperative Corporation	SW1/4 Section 3-14-38	Install overhead power distribution line.	03/29/2024 \$500.00
Permits to Construct Approved by Land Administration Department 4/26/2024 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
4.	Koehn, Frank & Vickey	2 Dry Bay Dr. 15	DWEL - Construct Paver Path	03/13/2024
5.	Coleman, Mitchell & Laura	1 Crappie Corner Dr. 5	SWAF - Install 4'W x 80'L Dock, 6'W x 9'L Jet-Ski Lift, 8'W x 8'L Swim Platform, 12'W x 12'L Shorestation	03/13/2024 \$50.00
6.	Parker, Bernard	41 Park Lane Dr. 28	SWAF - Install 10'W x 20'L Shorestation, 4'W x 46'L Dock, 10'W x 20'L Shorestation	03/15/2024 \$50.00
7.	Edson, Wesley & Jacey	137 Mallard Beach Dr. 22A	SWAF - Install 12'W x 12'L Shorestation	03/15/2024 \$50.00
8.	Frerichs, Joan	134 Mallard Beach Dr. 22A	SWAF - Install 4'W x 96'L Dock, 8'W x 8'L Swim Platform, 12'W x 12'L Swim Platform, 6'W x 9'L Jet-Ski Lift	03/26/2024 \$50.00
9.	Grant, Christopher & Aislee	13 Bass Bay Dr.16	SWAF - Install 4'W x 96'L Dock, 12'W x 12'L Shorestation, 6'W x 9'L Jet-Ski Lift, 8'W x 8'L Swim Platform	03/27/2024 \$50.00
10.	Latter, Ronny & Monica	24 Kirby Point Dr. 2	DWEL - Place white rock	03/29/2024
11.	SF Unlimited LLC	21 North Point Dr. 13	SWAF - Construct Beach Access	03/29/2024
12.	Sothan, Myron & Susan	5 Mallard Cove Dr. 19	SWAF - Install 4'W x 8'L dock section, 12'W x 12'L shorestation, 4'W x 56'L Dock, 6'W x 9'L Jet-Ski	03/30/2023 \$50.00
13.	Beattie, Barton & Shana	17 North Cove Dr. 10	SWAF - Install 4'W x 80'L Dock, 11'W x 11'L Shorestation	04/01/2024 \$50.00
14.	Butler Farms Inc.	51 Sandy Point Dr. 24A	SWAF - Install 6'W x 6'L Jet-Ski Lift, 8'W x 16'L Swim Platform, 12'W x 12'L Shorestation, 4'W x 64'L Dock	04/02/2024 \$50.00
15.	Barnes, Jacob & Ellen	135 Lakeview Acres Dr. 14E	SWAF - Install 12'W x 12'L Shorestation, 4'W x 24'L Dock, 8'W x 8'L Swim Platform	04/02/2024 \$50.00

16.	Olson, Eric & Stephanie	141-145 Mallard Beach	Common Use SWAF - Install 4'W x 6'L Jet-Ski Lift, 4'W x 24'L Dock	04/04/2024 \$50.00
17.	Stoddard, Kathleen & David	121 Mallard Beach Dr. 22	VEG - Remove cottonwood and trim ash tree	04/05/2024
18.	Houseman, Eric & Latisha	46 Bass Bay Dr. 16	VEG - Tree removal	04/07/2024
19.	Krajewski, Mary	25 East Shore	VEG - Tree removal	04/09/2024
20.	Riley, Kirk & Kristi	110 Mallard Beach Dr. 22	DWEL - Pour new on grade concrete walkway	04/09/2024
21.	Fahrenbruch, James & Cindy	1 South Crappie Corner Dr. 3	SWAF - Install 6'W x 9'L Jet-Ski Lift, 12'W x 12'L Shorestation, 2'W x 16'L Dock, 8'W x 8'L Swim Platform	04/10/2024 \$50.00
22.	Hatcher, Lynn	6 & 7 North Cove Dr. 10	Common Use SWAF - Install 6'W x 9'L Jet-Ski Lift, 4'W x 8'L Dock	04/10/2024 \$50.00
23.	Barth, Gary	26 North Shore Dr. 8	SWAF - Constructed 3'W x 36'L Access	04/10/2024 \$50.00
24.	Boersma, John & Barbara	56 Mallard Beach So Bay Dr. 21	DWEL - Remove and replace on grade sidewalk	04/11/2024
25.	Robinson, Billy & Dallas	42 East Shore Dr. 1	DWEL - Pour 5' x 25' on grade concrete extension to an existing patio	04/15/2024
26.	Gangwish, Sherry	13 Perch Bay Dr. 6	VEG - Tree removal	04/15/2024
27.	Houseman, Eric & Latisha	46 Bass Bay Dr. 16	ECS - Construct 2'T x 70'L retaining wall	04/16/2024
28.	Houseman, Eric & Latisha	46 Bass Bay Dr. 16	SWAF - Install 12'W x 12'L Shorestation, 4'W x 56'L Dock, 8'W x 16'L Swim Platform, 4'W x 6'L Anchor Pad, 6'W x 9'L Jet-Ski Lift	04/16/2024 \$50.00
29.	Adam, Lynn & Susan	32 North Shore Dr. 8	SWAF - 10 - 4'W x 8'L Dock Sections, 2 - 4'W x 12'L Dock Sections	04/17/2024 \$50.00
30.	Robinson, Billy & Dallas	42 East Shore Dr. 1	SWAF - Install 4'W x 12'L Access	04/18/2024 \$50.00
31.	Zinnwl, Daniel & Kathryn	56 Lakeview Acres Dr. 14A	SWAF - Install 2 - 4'W x 8'L Dock Sections, 6'W x 9'L Jet-Ski Lift	04/18/2024 \$50.00
32.	Berggren, Jeanne	40 Mallard Beach Dr. 20	SWAF - Install 10'W x 32'L Dock Section	04/18/2024 \$50.00
Permits to Construct Approved by Land Administration Department 4/26/2024 – Jeffrey Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
33.	Houser, Donna	106 S Shore Dr.	VEG - Trim Trees	04/03/2024

34.	Spillman, Ed & Jean	119 Anchor Bay Dr.	VEG - Tree removal and tree trimming	04/04/2024
35.	Rickertsen, Benjamin & Sarah	113 S Shore Dr.	VEG - Tree removal	04/08/2024
36.	Stienike, Nathan & Daphne	74 Pelican Dr.	VEG - Tree trimming and removal	04/08/2024
37.	Chatelain, Stephen & Mary	117 Anchor Bay Dr.	SWAF - Install 4'W x 10'L Dock, 12'W x 24'L Shorestation	04/11/2024 \$50.00
38.	Sander, Chadd & Miriam	26 Lakeview Rd	DWEL - Construct roof extensions	04/16/2024
39.	Allison, Scott & Cynthia	110 S Shore Dr.	VEG - Tree Trimming and removal	04/17/2024
40.	Healey, James	95 Pelican Dr.	VEG - Tree removal	08/15/2024
41.	Miller, Jerry	109 S Shore Dr.	VEG - Tree removal	08/15/2024
42.	Schuldt, Doug & Joyce	46 S Lakeview Rd	VEG - Removal of trees	40/02/2002
Permits to Construct Approved by Land Administration Department 4/26/2024 – Lake McConaughy				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
43.	Snow, Jerry & Candice	6 K-3 Rd	DWEL - Construct new 40' x 40' x 24' storage building	04/15/2024
44.	Kaps Cabin LLC	1A K-3 Rd	DWEL - Pour new on grade 51' x 5.5' concrete slab	04/15/2024
Permits to Construct Approved by Land Administration Department 4/26/2024 – Plum Creek				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit &amp; Purpose</u>	<u>Date Approved &amp; Fee</u>
45.	Gengenbach, Brent & Kelly	1 Plum Creek Canyon Dr. 12C	ECS - Bank Stabilization (Riprap) for 84.50 linear feet of the shoreline	04/18/2024

**RIGHT-OF-WAY TRANSACTIONS:** Scott Dicke presented the following applications for bridge removals:

<b>System</b>	<b>Tract Number</b>	<b>Legal Description</b>	<b>Landowner</b>
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Applications for Removal of Bridge or Crossing

Phelps Canal	A38.6#31	SE1/4 17-6-16	Judith L. Anderson
*Remove timber farm bridge, located at approximate milepost 38.6-0.6-0.5 on the Phelps Canal system, that is no longer needed or used.			

Phelps Canal	A38.6#34	E1/2SW1/4 16-6-16	Rhoda Seiler
*Remove timber farm bridge, located at approximate milepost 38.6-1.6 on the Phelps Canal system, that is no longer needed or used.			

WATER SERVICE AGREEMENTS: Scott Dicke 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>					
SC	12273601(1)	S1/2SE1/4 36-12-27 <i>*New account</i>	Thanel Farm No. 1, Inc.	40	+40
SC	12273302(1)	S1/2NW1/4N1/2SW1/4 33-12-27 <i>*Transferred Out 12 acres to account 12273602</i>	W.S. David, LLC	20	-12
SC	12273302	S1/2NW1/4N1/2SW1/4 33-12-27 <i>*10 Year Termination, account will terminate following the 2033 irrigation season</i>	W.S. David, LLC	0	-20
SC	12273602(1)	NE1/4SW1/4 & N1/2SE1/4 36-12-27 <i>*Transferred In 12 acres from account 12273302</i>	W&P David, LLC	42	+12
Phelps	8192001(1)	NE1/4NW1/4 and S1/2NW1/4 20-8-19 <i>*New WSA due to ownership change, original agreement split per new ownership</i>	LJL, LLC	75	0
Phelps	8192002(1)	W1/2NE1/4 20-8-19 <i>*New WSA due to ownership change, original agreement split per new ownership</i>	Winkler, Inc and David Winkler	39	0
Phelps	8192002	W1/2NE1/4 20-8-19 <i>*10 Year Termination, account will terminate following the 2033 irrigation season</i>	Winkler, Inc and David Winkler	0	-39

- (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.

2024 BUDGET AMENDMENT: Cory Steinke presented Amendment #6 to the 2024 Budget as follows:

<b>Gothenburg Division</b>	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Difference</b>
<u>Capital</u>			
Excavator Thumb	\$8,000	\$18,000	\$10,000
Mobile Air Compressor	\$15,000	\$23,200	\$8,200

Steinke noted the budget revision needs increased on the Mobile Air Compressor to approximately \$30,000.00. He will work with Rochelle Jurgens to ensure the correct amount is presented at the May 6, 2024 Regular Business Meeting for approval.

WORK ORDERS/PURCHASE REQUISITIONS: The following items were presented:

- a. Work Order No. 186593-2024 for Irrigation Pickup Trucks (\$295,442.00)
- b. Work Order No. 107477-2024 for Electrical Crew Pickup Trucks (\$169,371.00)
- c. Work Order No. 107480-2024 for Gothenburg Pickup Trucks (\$210,713.00)
- d. Work Order No. 107482 – Purchase Hydraulic Excavator Thumb (\$18,300.00)



- e. Work Order No. 107483 – Purchase Mobile Air Compressor (\$36,100.00)
- f. Purchase Requisition No. 22765 – Pearce Midwest to repair and rebuild dredge pump (\$54,145.39)

BID TAB – GROUP 024-12 – GOVERNOR PUMP UNLOADER EQUIPMENT FOR JEFFREY & J1:

Eric Hixson presented two proposals from Emerson Process Management Power & Water Solutions, Inc. in the amount of \$89,128.00 and L & S Electric, Inc. in the amount of \$83,020.00. Hixson reported the District has used both companies in the past and both have provided good service. Staff recommended accepting the proposal from L & S Electric, Inc. in the amount of \$83,020.00.

WATER SERVICES COMMITTEE MEETING (4/10/24): Staff discussed highlights from the April 10, 2024 Water Services Committee meeting and the minutes were reviewed.

FINANCE COMMITTEE MEETING (4/16/24): Rochelle Jurgens presented a summary of the discussions and materials presented at the April 16, 2024 meeting and the minutes were reviewed.

POWER AND FACILITIES COMMITTEE MEETING (4/16/24): Devin Brundage presented a summary of the discussions and materials presented at the April 16, 2025 meeting and the minutes were reviewed. The items the subcommittee voted to take Board action on were presented as follows:

- a. Jeffrey Hydro Power Contract: The Directors were supplied with a confidential draft of an amendment to the MEAN agreement for Jeffrey capacity marketing to expire on December 31, 2024 which the subcommittee voted to recommend Board approval of at the May 6, 2024 Regular Business Meeting.
- b. Interlocal Cooperative Agreement with Dawson Public Power District: The subcommittee voted to recommend Board approval to develop and enter into an Interlocal Cooperative Agreement with Dawson Public Power District for shared District services.
- c. Short Term Facility Planning: The subcommittee voted to recommend Board approval to construct a chemical storage building to house all Bertrand and Holdrege chemicals.

A break for lunch was taken at 11:15 a.m. (MDT). The meeting resumed at 11:46 a.m. (MDT).

MEAN CONTRACT AMENDMENT: Brundage reminded Directors the contract amendment to the power sales agreement with MEAN to add the Jeffrey generation is available to them for review on the board website and is confidential information.

KINGSLEY DAM REFACING PROJECT: Mike Drain reported RJH should have enough information soon to decide if a concrete faced soil cement would be a viable option to repair the dam or if further model study would be required to verify if that is a viable option. RJH is currently consulting with a coastal engineering firm to assist in developing the options for the District to consider.

E-65 SIPHON AND ELWOOD SEEPAGE REPAIR PROJECTS: Scott Dicke reported the engineering firm will begin seeking bids in June for a Construction Manager at Risk (CMAR) contractor to manage the E-65 siphon construction project. He displayed progress photos of the excavation work behind the Elwood Dam to install a weir and drain system for the seepage repair project.

STRATEGIC PLAN AND MISSION STATEMENT UPDATE: Devin Brundage summarized the final draft of the strategic plan that was a primary focus at the February 12-14, 2024 Board Retreat in Nebraska City. He also presented a final draft of the mission statement developed during the retreat. He intends to seek approval of the new mission statement at the May 6, 2024 Regular Business Meeting.

DISTRICT PUBLIC AFFAIRS AND COMMUNICATION: Steve Welchert from The Welchert Company presented information about his background and offered ideas to improve public relations and communication to help educate stakeholders and others about the District.

DISTRICT BYLAWS UPDATE: Devin Brundage reported on the work done by the Bylaws Subcommittee. The committee will meet again to review additional draft edits to the bylaws developed with the assistance of legal counsel from Rembolt Ludtke LLP.

LEGISLATION: Alex Linden stated the legislature adjourned on April 18, 2024 and passed 360 bills during the session. He highlighted the bills the District followed during the session. The District's bill to allow directors who are irrigators or lease holders to vote on rates (LB1260) that was packaged with LB1370 passed and Governor Pilleen signed it into law, effective immediately. The bill to allow for increased salary limits for public officials of boards making over and under \$500M also passed, but it will require each board to vote to make any changes to board compensation.

BOARD COMMENTS: Directors Dave Nelson and Boyle learned that hosting a fishing tournament would require more than they realized. They suggested the District consider sponsoring an existing fishing tournament or offer an in-house tournament for employees, retirees and directors instead.

LEGAL UPDATE: Charles Brewster commended Alex Linden and Devin Brundage for their work to assist with the passage of LB1370. He is working with Scott Dicke on edits to a potential recharge contract with Tri-Basin NRD and a revised lateral closing agreement. He has been informed that the uninsured driver has ceased making monthly payments to settle his debt in accordance with his promissory note and settlement agreement.

PERSONNEL: None.

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

Name	Meeting	Location	Date
Devin Brundage	Southwest Power Pool	Denver, CO	May 6-7, 2024

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Land and Recreation Committee, May 20, 2024 at 10:00 a.m. in Gothenburg
- b. 2024 Water and Natural Resources Tour, June 17-18, 2024

MANAGEMENT REPORTS:

- a. Cory Steinke reported on crews repairing structures along the Supply Canal. Mike Drain, Scott Dicke and he met recently with Gary Robison to answer his questions.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,241.7, 1,125,000 acre-feet, and 64.2% capacity. Inflows to Lake McConaughy are around 850 cfs and releases are around 520 cfs.
- c. Scott Dicke stated water is being released to fill the Phelps and E-65 Canals. Crews continue repairing bridge and road crossings, installing pipelines, and shaping canal banks.
- d. Eric Hixson reported crews are conducting annual canal site checks on RTUs and installing new RTUs. He plans to hire a summer intern who is studying electrical engineering. He sent out bid specifications for the Jeffrey transformer work.

- e. Alex Linden participated in the 31<sup>st</sup> year of Water Jamboree at Harlan County Reservoir earlier this week with over 400 students in attendance from 18 area schools. He and Brundage conducted a tour of the J-2 Hydro with high school students from Overton's Envirothon team.
- f. Nate Nielsen has been conducting tours, removing trees as part of the District's dam maintenance procedures and tracking riprap movement along the face of Kingsley Dam as part of the compliance requirements with FERC and the state.
- g. Rochelle Jurgens received a draft of the 2023 finalized audit report from Forvis. She will provide the report at the May 6, 2024 Regular Business Meeting. She is researching Rubicon's irrigation accounting software and a new billing program.
- h. Devin Brundage stated an allowance will be made available for directors to order some Central gear from the upcoming apparel catalog.
- i. Mike Drain filed the Kingsley Dam Design Flood report with FERC yesterday. He presented information about anticipated outside consultant contract needs for the next Part 12 inspection process due to FERC rule changes associated with a comprehensive assessment requirement. He expects a consultant would need to begin their work in the fall of 2024 to meet FERC's requirement to provide a final report by October 1, 2027. The consulting firm, Ayres, conducted the last Part 12 inspection and Drain recommended utilizing them for this project. He will seek approval of a contract with Ayres at the June 3, 2024 Regular Business Meeting.

The meeting adjourned at 2:05 p.m. (MDT).

MINUTES OF REGULAR BUSINESS MEETING OF THE  
BOARD OF DIRECTORS  
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT  
HOLDREGE, NEBRASKA  
MAY 6, 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 April 29, 2024, and through legal publication in the Holdrege Daily Citizen on April 29, 2024, the Kearney Hub and North Platte Telegraph on April 30, 2024, and the Lexington Clipper-Herald on May 4, 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 April 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		Brent Soneson

The following Director was absent: Martin E. Mueller

Also present were the following:

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

Others present were:

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

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

PUBLIC INPUT: John Thorburn reported on a successful Water Jamboree held at the Harlan County Reservoir on April 23-24, 2024 and thanked Alex Linden for his help with the event. He provided a handout of Tri-Basin's Water Conservation Incentive Program (WCIP) and explained how they estimated water savings since the program's inception in 2019.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the April 26, 2024 Committee Meeting of the Board.

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

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held April 1, 2024**
- **Approval of Minutes of Special Meeting of the Board of Directors held April 26, 2024**
- **Approval of Minutes of Committee Meeting of the Board of Directors held April 26, 2024**
- **Approval of the May Disbursements:**

Hydro Division:

Check #s 72300 through 72548 & 8901299 through 8901330 (Accounts Payable) \$1,283,203.33

Payroll \$585,043.26

Kingsley Division:

Check #s 3657 through 3662 (Accounts Payable) \$396,242.84

Glendo Division:

NONE \$NONE

- **Approval of the following Right-of-Way Transactions:**

<u>System</u>	<u>Tract Number</u>	<u>Legal Description</u>	<u>Landowner</u>
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Applications for Removal of Bridge or Crossing

Phelps Canal	A38.6#31	SE1/4 17-6-16	Judith L. Anderson
<i>*Remove timber farm bridge, located at approximate milepost 38.6-0.6-0.5 on the Phelps Canal system, that is no longer needed or used.</i>			

Phelps Canal	A38.6#34	E1/2SW1/4 16-6-16	Rhoda Seiler
<i>*Remove timber farm bridge, located at approximate milepost 38.6-1.6 on the Phelps Canal system, that is no longer needed or used.</i>			

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

<u>System</u>	<u>Acct. No.</u>	<u>Legal Desc.</u>	<u>Landowner</u>	<u>Contr. Acres</u>	<u>Total Acres Chg'd</u>
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Water Service Agreements:

SC	12273601(1)	S1/2SE1/4 36-12-27	Thanel Farm No. 1, Inc.	40	+40
<i>*New account</i>					

SC	12273302(1)	S1/2NW1/4N1/2SW1/4 33-12-27	W.S. David, LLC	20	-12
<i>*Transferred Out 12 acres to account 12273602</i>					

SC	12273302	S1/2NW1/4N1/2SW1/4 33-12-27	W.S. David, LLC	0	-20
<i>*10 Year Termination, account will terminate following the 2033 irrigation season</i>					

SC	12273602(1)	NE1/4SW1/4 & N1/2SE1/4 36-12-27	W&P David, LLC	42	+12
<i>*Transferred In 12 acres from account 12273302</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>
Phelps	8192001(1)	NE1/4NW1/4 and S1/2NW1/4 20-8-19 <i>*New WSA due to ownership change, original agreement split per new ownership</i>	LJJ, LLC	75	0
Phelps	8192002(1)	W1/2NE1/4 20-8-19 <i>*New WSA due to ownership change, original agreement split per new ownership</i>	Winkler, Inc and David Winkler	39	0
Phelps	8192002	W1/2NE1/4 20-8-19 <i>*10 Year Termination, account will terminate following the 2033 irrigation season</i>	Winkler, Inc and David Winkler	0	-39

- (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 Amendment #6 to the 2024 Budget as follows:**

<b>Gothenburg Division</b>	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Difference</b>
<u>Capital</u>			
Excavator Thumb	\$8,000	\$18,000	\$10,000
Mobile Air Compressor	\$15,000	\$29,000	\$14,000

- **Approval of Work Order No. 186593-2024 for Irrigation Pickup Trucks (\$295,442.00)**
- **Approval of Work Order No. 107477-2024 for Electrical Crew Pickup Trucks (\$169,371.00)**
- **Approval of Work Order No. 107480-2024 for Gothenburg Pickup Trucks (\$210,713.00)**
- **Approval of Work Order No. 107482 for Hydraulic Excavator Thumb (\$18,300.00)**
- **Approval of Work Order No. 107483 for Purchase of Mobile Air Compressor (\$28,540.00)**
- **Approval of Purchase Requisition No. 22765 – Pearce Midwest to repair and rebuild dredge pump (\$54,145.39)**
- **Approval of Bid/Proposal (Group 024-12) from L & S Electric, Inc. in the amount of \$83,020.00 for the Governor Pump Unloader Equipment for Jeffrey & J1**
- **Approval to construct a Chemical Storage Building in Holdrege**
- **Approval of updated 2024 District Strategic Plan**
- **Approval of the revised District Mission Statement as follows:**

**MISSION STATEMENT**

**The mission of The Central Nebraska Public Power and Irrigation District is to sustainably serve the region by utilizing our natural resources for irrigation, energy, and recreation while enhancing our quality of life and environment.**

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, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Mueller. None voted no and the motion was declared carried.

WORK ORDER/PURCHASE REQUISITION SUMMARY: None.

CHANGE ORDER NO. 2 – BSB CONSTRUCTION, INC. FOR ELWOOD DAM SEEPAGE MITIGATION PROJECT (\$82,522.50): It was moved by Director R. Olson and seconded by Director S. Olson to approve Change Order No. 2 in the amount of \$82,522.50 with BSB Construction, Inc. for the Elwood Dam Seepage Mitigation Project. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Mueller. None voted no and the motion was declared carried.

MEAN CONTRACT AMENDMENT (FOR JEFFREY HYDRO GENERATION): It was moved by Director Bogle and seconded by Director Shepherd to approve the MEAN Contract Amendment for Jeffrey Hydro Generation for the period of July 1, 2024 to December 31, 2024 as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Mueller. None voted no and the motion was declared carried.

LEGISLATION: Alex Linden reminded everyone of the Primary Election on May 14, 2024. There are four candidates running for the District 33 State Legislature seat and two candidates for the District 27 seat.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

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

BOARD COMMENTS: Director David Nelson went to Farwell, Nebraska this past weekend and met a producer who pays \$46 per acre for 12" of irrigation water.

LEGAL UPDATE: Charles Brewster is working with Luke Ritz on a Johnson Lake lease violation. Director Shepherd inquired about the matter and asked that it be placed on the May 20, 2024 Land and Recreation Committee Meeting agenda. Carson Messersmith gave a brief update on the Jeffrey Island shooting range matter and hopes to have more information to share at the May 20, 2024 Land and Recreation Committee Meeting in Gothenburg.

MANAGEMENT REPORTS: The following were presented:

- a. Mike Drain reported on the FERC safety inspections of Kingsley Dam, Jeffrey Dam, Johnson Dam, and the J1 Hydro last week. The State of Nebraska and RJH also participated in the inspections.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,242.1, 1,132,000 acre feet, and 64.9% capacity. The inflows to Lake McConaughy are approximately 975 cfs and outflows are around 300 cfs. Flows in the South Platte are helping to offset releases. Hydrocycling restrictions at Johnson Lake concluded at the end of April.

- c. Cory Steinke reported on work to correct a miscommunication with the manufacturer on the design of the lowboy trailer which was recently purchased. He is looking into purchasing a rock crusher.
- d. Scott Dicke noted the fieldwork for the E-65 Siphon Project should be done by the end of the week which will allow the engineering and design work to progress. The Elwood Dam Seepage Project is still on schedule. Crews will continue installing the drainpipe system around the dam for approximately the next three weeks. Several “no parking” signs have been installed around the project site to allow the contractor to move equipment around safely.
- e. Alex Linden and Emily Anderson will participate in online training for the new website on Wednesday.
- f. Devin Brundage attended the East Shore Playground dedication at Johnson Lake yesterday. He reported on several tours with local groups and addressed Joe Bilka and John Thorburn to offer a tour to the Tri-Basin directors this summer.

**ADJOURNMENT: It was moved by Director Boyle and seconded by Director Knoerzer to adjourn the Regular Business Meeting of the Board at 9:49 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Mueller. 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