

MINUTES OF REGULAR BUSINESS MEETING OF THE
 BOARD OF DIRECTORS
 THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
 HOLDREGE, NEBRASKA
 JUNE 3, 2013 – 9:00 AM

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by a notice on Radio Station KUVR on May 27, 2013, 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.

Individual cards giving the time, date, and place of this meeting were mailed to the Directors on May 16, 2013.

The following Directors were present:

Dudley L. Nelson, President	Geoffrey K. Bogle	Martin E. Mueller
David L. Rowe, Vice President	Robert A. Garrett	Roger D. Olson
Robert B. Dahlgren, Treasurer	Richard J. Hove	Robert L. Petersen
K. Scott Olson, Secretary	William E. Knoerzer	Gordon N. Soneson

Also present were the following:

Don D. Kraus, General Manager	Jeff J. Buettner, Public Relations Coord.
David R. Ford, Irrigation Division Mgr.	Michael A. Drain, Natural Resources Mgr.
Kevin M. Boyd, Gothenburg Div. Mgr.	Rochelle A. Jurgens, Controller
Eric R. Hixson, Engineering Services Mgr.	Michael C. Klein, Legal Counsel
Greg F. Ham, Purchasing Agent	Emily J. Anderson, Assistant Secretary
Cory A. Steinke, Civil Engineer	

Others present:

Ron Fowler, JLDI	Lori Potter, Kearney Hub
Nolan Little, TBNRD	

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

At 9:00 AM, the Board President, Dudley L. Nelson, announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Ron Fowler reported on the successful Memorial weekend at Johnson Lake and upcoming events, including the 6/7-Chamber of Commerce Meet and Greet; 6/8-Art & Wine Festival at Lakeview Acres; 6/8-Flea Market; and 6/8-Erika Rowan 5K Fun Run.

CONSENT AGENDA: President Nelson asked the Directors if there were items they wished to be removed from the following consent agenda and discussed and voted on individually.

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held May 6, 2013**
- **Approval of Minutes of Committee Meeting of the Board of Directors held May 24, 2013**
- **Approval of the May Disbursements:**

<i>Hydro Division Vouchers:</i>	
Check # 42961, 43695, 43632 & 43263	Void
Check # 43869 through 44102 (Accounts Payable)	
# 99316 through 99322	\$1,592,152.35
Check # 9908475 through 9908578 (Payroll)	\$309,977.17
<i>Kingsley Division Operations Disbursements:</i>	
Check # 2583 through 2592 (Accounts Payable)	\$82,771.26

Glendo Division Disbursements:

Check #1101 \$7,286.69

Flex Spending Account Disbursements:

Check # 6771 through 6776 \$2,024.46

➤ **Approval of Closure of Contract 0-648.1 – Platte Valley Auto Mart**

On March 4, 2013, Contract No. 0-648.1 was awarded to Platte Valley Auto Mart for seven vehicles at a total cost of \$159,414.68. Prior payments were made totaling \$139,529.84, leaving a balance of \$19,884.84.

All equipment has been delivered, inspected and found to be satisfactory. We recommend payment in the amount of \$19,884.84 be made to Platte Valley Auto Mart and Contract No. 0-648.1 be closed.

➤ **Approval of Closure of Contract 0-648.2 – Janssen & Sons Ford**

On March 4, 2013, Contract No. 0-648.2 was awarded to Janssen & Sons Ford for five vehicles at a total cost of \$94,809.00. Prior payments were made totaling \$69,263.00, leaving a balance of \$25,546.00.

All equipment has been delivered, inspected and found to be satisfactory. We recommend payment in the amount of \$25,546.00 be made to Janssen & Sons Ford and Contract No. 0-648.2 be closed.

➤ **Approval of Closure of Contract 0-648.3 – Janssen Chrysler, Dodge, Jeep and Ram-On**

March 4, 2013, Contract No. 0-648.3 was awarded to Janssen Chrysler, Dodge, Jeep and Ram, for one vehicle, at a total cost of \$26,163.00.

All equipment has been delivered, inspected and found to be satisfactory. We recommend payment in the amount of \$26,163.00 be made to Janssen Chrysler, Dodge, Jeep and Ram and Contract No. 0-648.3 be closed.

➤ **Approval of Additions to Payroll**

Jennifer Proescholdt – Habitat Area Tech - \$13.27/hr

Alexander D. Engel – Habitat Area Tech- \$13.27/hr

Debra L. Hafer – Habitat Area Tech - \$13.27/hr

➤ **Approval of Change Order No. 6 – Contract No. 0-642**

Wayne Dowhower Construction Inc. to install electrical floor box and roof drain drainage pipe for cost of \$3,665.00

➤ **Approval of Change Order No. 2 – Contract No. 0-643**

Survallent Technology Corp. – a no cost change order to amend billing structure and timeframe for completion

➤ **Approval of Award of Bid – Sale of Land at Johnson Lake**

Accept Everett Garey’s bid in the amount of \$6,050.00 for 2 tracts of land at Johnson Lake being 1.82 acres, more or less

It was moved by Director Knoerzer, seconded by Director Soneson, that the Consent Agenda be approved as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Garrett, Hove, Knoerzer, Mueller, Nelson, R. Olson, S. Olson, Petersen, Rowe, Soneson. None voted no and the motion was declared carried.

WATER SERVICE AGREEMENTS AND TERMINATIONS: The following Water Service Agreements and terminations were presented for approval:

System	Acct. No.	Legal Description	Landowner	Contr. Acres	Total Acre Chg'd.
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AWEP AGREEMENT

Phelps 6171904.....Pt Lots 9, 14, 15 & 16 19-6-17R.D.O., Inc.

Phelps 7153306.....NE1/4NW1/4 33-7-15.....Jerry & Rose Ann Beaumont

"14" Yr WATER SERVICE AGREEMENTS (Standard 10-Yr TERM + Add'l 4-Yr TERM due to AWEP)

Phelps 6171904.....Pt Lots 9, 14, 15 & 16 19-6-17R.D.O., Inc. 87.....(1)

Phelps 7153306.....NE1/4NW1/4 33-7-15.....Jerry & Rose Ann Beaumont 25.....(1)

10-Yr TERMINATION

Phelps 7192102.....NE1/4 & N30SE1/4 21-7-19.....Johnny C & Evelyn Nelson..... 178.....(after 2023)

- (1) IPP Amendment to Water Service Agreement for the 2014 irrigation season accompanies new WSA.
- (2) IPP Amendment to Water Service Agreement for the 2014 irrigation season to accompany existing WSA.
- (3) Water Service Agreement terminated after 2012, landowner came-back with new WSA.
- (4) Water Service Agreement in 10-year termination, landowner came-back with new WSA.
- (5) Documents are currently being reviewed with landowners and/or are being signed by the landowners.

It was moved by Director S. Olson, seconded by Director Mueller, that the Board approve the Water Service Agreements and Terminations as presented. Upon voting on the motion, the following Directors voted therefore: Dahlgren, Garrett, Hove, Knoerzer, Mueller, Nelson, R. Olson, S. Olson, Petersen, Rowe, Soneson, and Bogle. None voted no and the motion was declared carried.

KINGSLEY BLACKSTART AGREEMENT: This was discussed in Closed Session.

J-2 REGULATING RESERVOIR: This was discussed in Closed Session.

LEGISLATION: Jeff Buettner gave a brief update on legislative issues affecting the District and stated that LB517 passed final reading and has been sent to the Governor for signature.

PERSONNEL: There were no personnel matters to discuss.

BOARD COMMENTS: No comments from the Board were provided.

OPERATIONS REPORT: The following operations reports were presented:

- a) Cory Steinke reported that Lake McConaughy is at 63% capacity. The recent rains have helped but Lake McConaughy levels will start declining next week.
- b) Kevin Boyd described a void behind a wing wall at Check Gate 26.9 on the Supply Canal and efforts to make repairs. Dredging was conducted in front of the river gates at the North Platte diversion dam to prepare for the installation of the new stop gates. Construction at Gothenburg has been slowed due to the rain.
- c) Mike Drain commented about the United States Fish and Wildlife Services' ongoing concerns about nesting at Lake McConaughy. They observed interactions between the public and the nests over Memorial weekend and their biggest concern is dogs running off leash. Efforts to educate the public will continue.
- d) Jeff Buettner asked the Directors to let him know if they are interested in joining the Water and Natural Resource bus tour scheduled for June 25-26.
- e) Dave Ford presented a drought monitor depicting drought improvements through much of the state from "extreme/exceptional" to "moderate/severe/extreme." He reported that Elwood Reservoir is still the driest area in the irrigation district. He expects irrigators to start taking water next week. He reminded the Directors of the District's golf tournament on August 3, 2013.
- f) Rochelle Jurgens had nothing new to report.
- g) Eric Hixson had nothing new to report.
- h) Don Kraus will be on vacation from June 24-28.

At 9:17 AM, it was moved by Director S. Olson, seconded by Director Knoerzer, that the Board enter into Closed Session to discuss legal issues related to the Kingsley Blackstart Agreement and J-2 Regulating Reservoir. Upon voting on the motion, the following Directors voted therefore: Garrett, Hove, Knoerzer, Mueller, Nelson, R. Olson, S. Olson, Petersen, Rowe, Soneson, Bogle, and Dahlgren. None voted no and the motion was declared carried. President Nelson stated that the only items to be discussed in Closed Session are the Kingsley Blackstart Agreement and J-2 Regulating Reservoir.

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

At 9:53 AM, it was moved by Director Soneson, seconded by Director R. Olson, that the Board exit Closed Session and reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Hove, Knoerzer, Mueller, Nelson, R. Olson, S. Olson, Petersen, Rowe, Soneson, Bogle, Dahlgren, and Garrett. None voted no and the motion was declared carried. President Nelson stated that the items discussed in Closed Session were the Blackstart Agreement for the Kingsley Hydro and the J-2 Regulating Reservoir Agreement.

The meeting adjourned at 9:54 AM.

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER
AND IRRIGATION DISTRICT

K. Scott Olson, Secretary

By _____
Dudley L. Nelson, President