

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

JANUARY 3, 2019 – 1:00 PM

INDEX

PAGE

- 19,816 MINUTES OF COMMITTEE MEETING OF THE BOARD OF DIRECTORS – 12/19/18
- 19,817 a. Appointment of Chairman Pro Tem
b. Public Input
c. Consent to Assignment Summary
d. Work Order/Purchase Requisition Summary
e. SEL Engineering Services for Jeffrey/J1/J2 Generator Relays
f. BSB Construction, Inc. for Cottonwood Ranch Pipeline Project
g. Sourcewell (Formerly National Joint Purchasing Association (NJPA)) Purchase Recommendation for Long Arm Excavator
h. 2019 Water Leasing Program
i. Amendment No. 1 to Water Service Agreement for Groundwater Recharge (Elwood Reservoir & E-65 Canal) – Nebraska Department of Natural Resources and Tri-Basin Natural Resources District
j. Resolution No. 19-01 – Corporate Authorization
k. Deferred Compensation Plan Review
- 19,818 l. Water Exchange Agreement – Nebraska Public Power District and Central Platte Natural Resources District
m. Legal Services Agreement – Anderson, Klein, Brewster & Brandt
n. Legal Services – 2018
o. NPPD 2007 Operations Dispute
p. Out of State Travel
q. Legislation
r. Board Comments
s. Operations Report
- 19,819 t. Operations Report, continued
u. Workshops, Seminars and Conferences
v. Personnel
w. CLOSED SESSION
- 19,820 x. Adjournment
- 19,821 MINUTES OF REGULAR BUSINESS MEETING OF THE BOARD OF DIRECTORS 01/03/19
- 19,822 1. Public Input
2. Qualifications of Elected Directors
3. Appointment of Teller
4. Appointment of Temporary Chairman
5. Nomination and Election of Officers
6. Assistant Treasurer
7. Assistant Secretary
- 19,823 1. Authorization to Sign Checks – Resolution No. 19-01
2. Committee Appointments
3. Consent Agenda
- 19,824 1. Work Order/Purchase Requisition Summary
2. 2019 Water Leasing Program Acres
3. Amendment No. 1 to Water Service Agreement for Groundwater Recharge (Elwood Reservoir & E-65 Canal) – Nebraska Department of Natural Resources and Tri-Basin Natural Resources District
4. Legal Services Agreement – Anderson, Klein, Brewster & Brandt
5. NPPD 2007 Operations Dispute
6. Real Estate Negotiations – Valle Ranch
7. Resolution No. 19-02 – Recognition of Don Kraus
8. Legislation
- 19,825 1. Workshops, Seminars and Conferences
2. Personnel
3. Directors' Attendance
4. Board Comments
5. Operations Report
6. CLOSED SESSION

- 19,826
1. Employment Agreement – Dan Ward
 2. Employment Agreement – Devin Brundage
 3. Employment Agreement – Don Kraus
 4. Personnel Action – Don Kraus
 5. Adjournment
 6. Signature Page

MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
DECEMBER 19, 2018 – 9:00 A.M.

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by notices on KRVN (Lexington) and KUVR (Holdrege) radio stations on December 14, 2018, by legal publication in the Kearney Hub and Holdrege Daily Citizen on December 14, 2018, and the North Platte Telegraph and the Lexington Clipper-Herald on December 15, 2018, 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 December 11, 2018.

The following Directors were present:

Robert B. Dahlgren, Treasurer	Geoffrey K. Bogle	K. Scott Olson
	Ronald E. Fowler	Roger D. Olson
	William E. Knoerzer	Robert L. Petersen
	David G. Nelson	Gordon N. Soneson

The following Directors were absent: Dudley L. Nelson, David L. Rowe and Martin E. Mueller

Also present were the following:

Don D. Kraus, General Manager	Dave Zorn, Senior District Biologist
Rochelle A. Jurgens, Assistant Controller	Dusty Way, Irrigation Service Specialist
Devin M. Brundage, Gothenburg Div. Mgr.	Van D. Fastenau, Customer Service Super.
Mike A. Drain, Natural Resources Manager	Holly Rahmann, Public Relations Assistant
David R. Ford, Irrigation Division Mgr.	Duane Cernousek, Purchasing Agent
Eric R. Hixson, Engineering Services Mgr.	Jim Brown, Land Administrator
Cory A. Steinke, Civil Engineer	Michael C. Klein, Legal Counsel
Jeff J. Buettner, Public Relations Manager	Emily Anderson, Assistant Secretary

* * * * *

Due to the absences of the Board President, Dudley L. Nelson, Board Vice President, David L. Rowe, and Board Secretary, Martin E. Mueller, the Board Treasurer Dahlgren asked the Directors in attendance to appoint a Chairman Pro Tem pursuant to Article X of Robert's Rules of Order.

It was moved by Director S. Olson and seconded by Director Bogle to appoint Director Dahlgren as the Chairman Pro Tem for this meeting. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, David Nelson, R. Olson, S. Olson, Petersen, and Soneson. Absent were: Mueller, Dudley Nelson and Rowe. None voted no and the motion was declared carried.

The Chairman Pro Tem 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 Pro Tem, Robert B. Dahlgren, announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

CONSENT TO ASSIGNMENT SUMMARY: One consent at Johnson Lake was approved during the month of December, 2018.

WORK ORDER/PURCHASE REQUISITION SUMMARY: Eric Hixson stated the work order below relates to a server upgrade which will provide more back-up storage for Holdrege and Gothenburg.

- a. Work Order No. 186811 – Server Storage Upgrade (\$17,336.64)

SEL ENGINEERING SERVICES FOR JEFFREY/J1/J2 GENERATOR RELAYS: Eric Hixson explained the work has been completed to update the generator relays at the hydros. He presented the following items for consideration:

- a. Change Order No. 4, Contract No. 0-677 - SEL Engineering Services (\$4,481.40)
- b. Progress Estimate No. 4 (Final), Contract No. 0-677 - SEL Engineering Services for Jeffrey/J1/J2 Generator Relays (\$8,089.20)
- c. Closure of Contract No. 0-677 - SEL Engineering Services for Jeffrey/J1/J2 Generator Relays

Hixson stated since the work is complete, staff will recommend closing the contract.

BSB CONSTRUCTION, INC. FOR COTTONWOOD RANCH PIPELINE PROJECT: Cory Steinke stated the change order was to increase the overall length of the bore to place the pipe further away from the edge of the road. He presented the following items for consideration:

- a. Contract Change Order No. 1, Contract No. 0-686 – BSB Construction, Inc. for Cottonwood Ranch Pipeline Project (\$9,722.50)
- b. Progress Payment Estimate No. 1, Contract No. 0-686 – BSB Construction, Inc. for Cottonwood Ranch Pipeline Project (\$118,804.14)

SOURCEWELL (FORMERLY NATIONAL JOINT PURCHASING ASSOCIATION (NJPA)) PURCHASE RECOMMENDATION FOR LONG ARM EXCAVATOR: Duane Cernousek presented two bids for consideration. One bid was through Sourcewell from NMC for a new 2019 CAT for \$256,532.50. The other bid was from NMC of Montgomery, AL for a used 2016 CAT with 1,074 hours for \$256,800.00. Cernousek stated staff will recommend accepting Sourcewell's bid for the new 2019 CAT for \$256,532.50.

2019 WATER LEASING PROGRAM: Dave Ford introduced Dusty Way, Irrigation Service Specialist, who has signed-up 2,955 acres on 152 accounts for the 2019 Water Leasing Program. Since the maximum allowed acres agreed to by the Platte Program was 3,000 acres, there will be no need for a lottery drawing.

AMENDMENT NO. 1 TO WATER SERVICE AGREEMENT FOR GROUNDWATER RECHARGE (ELWOOD RESERVOIR AND E-65 CANAL) – NEBRASKA DEPARTMENT OF NATURAL RESOURCES AND TRI-BASIN NATURAL RESOURCES DISTRICT: Cory Steinke explained the current contract reached its maximum water service charge of \$352,350 yesterday and no more recharge will occur for NDNR and Tri-Basin until they present a new amount to insert into the amendment and the Board approves the amended agreement.

RESOLUTION NO. 19-01 – CORPORATE AUTHORIZATION: A draft corporate resolution was presented and will be finalized upon the election of officers at the January 3, 2019 Regular Business Meeting of the Board.

DEFERRED COMPENSATION PLAN REVIEW: Rochelle Jurgens presented a memo to the Board dated December 13, 2018 which discusses Central's fiduciary responsibilities for administration of the 457 Deferred Compensation Plan. Currently, ICMA is the 457 plan provider

and has been for over forty years. She has contacted an outside company, DC Retirement Strategies, to prepare a Request for Proposal (RFP) for the 457 plan to ascertain whether ICMA is the best provider of the plan. She also recommends forming a “retirement committee,” consisting of a small group of employees, to review the RFP results and make a recommendation to the Administration Committee.

WATER EXCHANGE AGREEMENT – NEBRASKA PUBLIC POWER DISTRICT AND CENTRAL PLATTE NATURAL RESOURCES DISTRICT: Cory Steinke gave a presentation on the history of the environmental account exchange. The CPNRD agreed to an exchange amount of 6”/acre for 2018. NPPD has raised concerns about the amount of credit for NPPD acres that have ceased use of surface water. Steinke highlighted the negotiation points of NPPD. NPPD has requested the Board to consider an increase of the 6”/acre credit to the Environmental Account. After discussion, the Board voiced no support for increasing the exchange over 6”/acre credit to the Environmental Account.

A break was taken at 10:06 a.m. The meeting resumed at 10:22 a.m.

LEGAL SERVICES AGREEMENT – ANDERSON, KLEIN, BREWSTER & BRANDT: An agreement will be presented for consideration at the January 3, 2019 Regular Business Meeting of the Board.

LEGAL SERVICES – 2018: This was discussed in Closed Session.

NPPD 2007 OPERATIONS DISPUTE: This was discussed in Closed Session.

OUT OF STATE TRAVEL: The following travel was approved for January, 2019:

<u>Name</u>	<u>Meeting</u>	<u>Location</u>	<u>Date</u>
Dave Ford	Four States Irrigation Council	Fort Collins, CO	January 9-11, 2019
Marcia Trompke	Four States Irrigation Council	Fort Collins, CO	January 9-11, 2019
Dave Zorn	Midwest Fish and Wildlife Conference	Cleveland, OH	January 27-30, 2019

LEGISLATION: Jeff Buettner reported the potential legislation concerning public power and net metering appears to have been removed from consideration by Senator Blood.

BOARD COMMENTS: None.

OPERATIONS REPORT:

- a. Cory Steinke reported that Lake McConaughy is at elevation 3,253.4, 1,411,500 acre feet and 81% capacity. Inflows are 1,250 cfs and outflows are at 930 cfs.
- b. Devin Brundage presented photos showing the progress of tree removal along Kingsley Dam. Progress on the Snell Canyon bridge replacement has been stalled due to waiting on the U.S. Army Corps of Engineers to issue a permit to construct a dike. The Steam Plant Road bridge requires a gas pipeline to be removed and he is waiting on the gas company to conduct that work. He handed out the credentials needed for the Directors to access the SCADA website.
- c. Mike Drain introduced Dave Zorn as the Senior District Biologist who is here to give a presentation on invasive species. Drain discussed his memo to Don Kraus dated December 17, 2018 relating to potential flood risk elevation at Jeffrey Reservoir.

Director R. Olson exited the meeting at 10:46 a.m.

- d. Jeff Buettner attending the Central District Water Users meeting last week and announced they have scheduled their annual meeting for March 4, 2019 which is the day of the Regular Business Meeting of the Board. He reminded everyone of the Central Christmas parties

tonight in Holdrege and Friday night in Cozad.

- e. Dave Ford presented photos of the diversions that occurred into Funk Lagoon and the new gates at check gate 5.9 on the E65 canal which address icing issues. Pumping into Funk Lagoon has ceased as it has reached capacity, and the canals are being drained. Recharge on the E-65 Canal started December 3, 2018 and the Water Leasing Program sign-up process ends tomorrow.
- f. Dave Zorn discussed a meeting last month with the Nebraska Game and Parks Commission and the Nebraska Invasive Species Coordinator. The purpose was to address invasive species concerns brought up during the public comment process for the Platte to Republican Diversion Project. Species discussed were Asian Carp, zebra mussels, diseased fish, and noxious weeds. The Nebraska Game and Parks will continue their monitoring efforts in the lakes and streams, public education and conducting boat inspections. Central also intends to increase monitoring efforts to prevent introduction to the Diversion Dam and Supply Canal and they will meet again with the Nebraska Game and Parks Commission in 2019.
- g. Rochelle Jurgens stated she will send out Requests for Proposals to area banks to manage the J-2 Regulating Reservoir Funds as instructed by the Investment Committee on November 5, 2018.
- h. Eric Hixson completed the installation of new relays at Jeffrey Hydro which eliminates all electromechanical relays. He has been spending much of his time reviewing resumes and conducting interviews for several positions.
- i. Holly Rahmann announced the eagle viewing facility at J-2 Hydro will open this weekend and the facility at Lake Ogallala will open next weekend.
- j. Jim Brown stated the recent Boundary Review comments have been posted to the Board website. He will begin a series of public meetings regarding the Boundary Review in January, 2019.
- k. Don Kraus handed out the Facilities Upgrade survey report from April, 2018 as a reminder for the Directors of the last steps taken to consider options for the issue.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: This was discussed in Closed Session.

A break for lunch was taken at 11:29 a.m. The meeting resumed at 12:09 p.m.

At 12:10 PM it was moved by Director Knoerzer and seconded by Director Petersen, that the Board enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, David Nelson, S. Olson, Petersen, and Soneson. Absent were: Mueller, Dudley Nelson, R. Olson, and Rowe. None voted no and the motion was declared carried. Chairman Pro Tem Dahlgren stated the items to be discussed in closed session were the following agenda items: Legal Services-2018; NPPD 2007 Operations Dispute; and Personnel. The purpose of Closed Session was to protect the public interest, for discussion of contract negotiations, for discussion of personnel matters, and to receive legal advice.

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

At 12:19 PM it was moved by Director Fowler and seconded by Director Petersen, that the Board exit Closed Session and reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, David Nelson, S. Olson, Petersen, and Soneson. Absent were: Mueller, Dudley Nelson, R. Olson, and

Rowe. None voted no and the motion was declared carried. Chairman Pro Tem Dahlgren stated that the items discussed in Closed Session were of a legal nature relating to the following agenda items: Legal Services-2018; NPPD 2007 Operations Dispute; and Personnel.

The meeting adjourned at 12:19 p.m.

MINUTES OF REGULAR BUSINESS MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
JANUARY 3, 2019 – 1:00 PM

This meeting was publicly advertised in accordance with Section 84-1411 of the Nebraska Statutes by notices on KRVN (Lexington) and KUVR (Holdrege) radio stations on December 31, 2018, by legal publication in the Kearney Hub and the Holdrege Daily Citizen on December 31, 2018, the North Platte Telegraph and the Lexington Clipper-Herald on December 29, 2018, 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 December 11, 2018.

The following Directors were present:

Dudley L. Nelson, President	Geoffrey K. Bogle	K. Scott Olson
David L. Rowe, Vice President	Ronald E. Fowler	Roger D. Olson*
Martin E. Mueller, Secretary	William E. Knoerzer	Robert L. Petersen
Robert B. Dahlgren, Treasurer	David G. Nelson	Gordon N. Soneson

**arrived at 1:35 p.m.*

Also present were:

Don D. Kraus, General Manager	Van D. Fastenau, Customer Service Super.
Devin M. Brundage, Gothenburg Division Mgr.	Jeff J. Buettner, Public Relations Manager
Rochelle A. Jurgens, Controller	Holly G. Rahmann, Public Relations Assistant
Eric R. Hixson, Engineering Services Mgr.	Duane Cernousek, Purchasing Agent
Mike A. Drain, Natural Resources Manager	Michael C. Klein, Legal Counsel
Dave R. Ford, Irrigation Division Manager	Emily Anderson, Assistant Secretary
Cory A. Steinke, Civil Engineer	

Others present were:

John Thorburn, Tri-Basin NRD	Lori Potter, Kearney Hub
Boyd Ready	Scott Dicke, Lower Republican NRD
Marge Nelson	Dave Bargaen, Rembolt Ludtke LLP

* * * * *

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

At 1:00 PM, the Board President, Dudley L. Nelson, announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: John Thorburn thanked Don Kraus for his work over the years and wished him the best of luck in retirement. He noted the South Central Water Conference which is co-sponsored by the Tri-Basin NRD and the Lower Republican NRD will be held on February 5, 2019 at the Phelps County Ag Building.

QUALIFICATIONS OF RE-ELECTED DIRECTORS: The bonds and oaths of office for re-elected Directors, Robert B. Dahlgren, William E. Knoerzer, Martin E. Mueller, and K. Scott Olson, have been signed and will be mailed to the Secretary of State's office upon obtaining the bond certificate from the insurance agency. Once received by the Office of the Secretary of State, they will remain on official file as a matter of public record.

APPOINTMENT OF TELLER: It was moved by Director Knoerzer and seconded by Director Rowe to appoint Michael C. Klein as teller for the election of officers. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, S. Olson, Petersen, Rowe, and Soneson. Absent: R. Olson. None voted no and the motion was declared carried.

APPOINTMENT OF TEMPORARY CHAIRMAN: It was moved by Director S. Olson and seconded by Director Bogle to appoint Don D. Kraus as temporary chairman during the election of officers. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. Absent: R. Olson. None voted no and the motion was declared carried.

NOMINATION AND ELECTION OF OFFICERS:

a. President: Secret ballots for nomination of President were cast and tallied. Those nominated for President included Directors Fowler, Petersen and Rowe. After two primary votes by secret ballot, Directors Fowler and Rowe moved to the general election ballot. The general election resulted in a majority of the votes being cast for Director Rowe as President.

b. Vice President: Secret ballots for nomination of Vice President were cast and tallied. Those nominated for Vice President included Directors Bogle, Dahlgren, Fowler, and S. Olson. A primary vote by secret ballot was then cast with Directors Dahlgren and Fowler moving to the general election ballot. The general election resulted in a majority of votes being cast for Director Fowler as Vice President.

c. Treasurer: Secret ballots for nomination of Treasurer were cast and tallied. Those nominated for Treasurer included Directors Knoerzer, Mueller and S. Olson. A primary vote by secret ballot was then cast with Directors Knoerzer and Mueller moving to the general election ballot. The general election resulted in a majority of votes being cast for Director Mueller as Treasurer.

Director R. Olson entered the meeting at 1:35 p.m.

d. Secretary: Secret ballots for nomination of Secretary were cast and tallied. Those nominated for Secretary included Directors Dahlgren, Knoerzer, S. Olson, and Soneson. A primary vote by secret ballot was then cast with Directors Dahlgren and Knoerzer moving to the general election ballot. The general election resulted in a majority of votes being cast for Director Dahlgren as Secretary.

ASSISTANT TREASURER: It was moved by Director Knoerzer and seconded by Director R. Olson to reappoint Rochelle A. Jurgens as Assistant Treasurer. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

ASSISTANT SECRETARY: It was moved by Director Bogle and seconded by Director Dahlgren to reappoint Emily J. Anderson as Assistant Secretary. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

AUTHORIZATION TO SIGN CHECKS – RESOLUTION NO. 19-01: It was moved by Director Fowler and seconded by Director R. Olson to approve Resolution No. 19-01 – Corporate Authorization with the following individuals authorized to sign District checks:

Martin E. Mueller, Treasurer
Rochelle A. Jurgens, Controller
Meredith D. Pierce, Assistant Controller

Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

COMMITTEE APPOINTMENTS: President Rowe asked anyone desiring a change to the current committee appointments to contact him. The committee members will be announced at a later date.

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

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held December 3, 2018**
- **Approval of Minutes of Committee Meeting of the Board of Directors held December 19, 2018**
- **Approval of the January Disbursements:**
 - Hydro Division:*
Check # 58475 & 58635-VOID; Check #s 58581 through 58799 and 8899754 through 8899771 (Accounts Payable) \$752,807.80
 - Payroll \$514,380.37
 - Kingsley Division:*
Check #s 3060 through 3063 (Accounts Payable) \$407,641.71
 - J-2 Regulating Reservoir Construction Fund:*
Check #1265 (Accounts Payable) \$11,107.62
 - Glendo Division:*
Check #NONE \$NONE
 - Flex Spending Account:*
Check #s 8134 through 8136 \$1,913.78
- **Approval of Work Order No. 186811 – Server Storage Upgrade (\$17,336.64)**
- **Approval of Change Order No. 4, Contract No. 0-677 – SEL Engineering Services (\$4,481.40)**
- **Approval of Progress Estimate No. 4 (Final), Contract No. 0-677 – SEL Engineering Services for Jeffrey/J1/J2 Generator Relays (\$8,089.20)**
- **Approval of Closure of Contract No. 0-677 – SEL Engineering Services for Jeffrey/J1/J2 Generator Relays**
- **Approval of Contract Change Order No. 1, Contract No. 0-686 – BSB Construction, Inc. for Cottonwood Ranch Pipeline Project (\$9,722.50)**
- **Approval of Progress Payment Estimate No. 1, Contract No. 0-686 – BSB Construction, Inc. for Cottonwood Ranch Pipeline Project (\$118,804.14)**
- **Approval of Sourcewell Bid for New 2019 CAT Long Arm Excavator (\$256,532.50)**

It was moved by Director Soneson and seconded by Director Dudley Nelson to approve the Consent Agenda as presented. Upon voting on the motion, the following Directors

voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

WORK ORDER/PURCHASE REQUISITION SUMMARY: The following Work Order was presented for consideration:

- a. Work Order No. 186558 – 2019 CAT Long Reach Excavator (\$264,228.48)

It was moved by Director Mueller and seconded by Director Petersen to approve Work Order No. 186558 for a 2019 CAT Long Reach Excavator in the amount of \$264,228.48. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

2019 WATER LEASING PROGRAM ACRES: Dave Ford stated 2,948 acres from 151 accounts signed up for the 2019 water leasing program and staff recommends Board approval to enter into the agreements.

It was moved by Director Dudley Nelson and seconded by Director S. Olson to approve the 2019 Water Leasing Program Acres totaling 2,948 acres as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

AMENDMENT NO. 1 TO WATER SERVICE AGREEMENT FOR GROUNDWATER RECHARGE (ELWOOD RESERVOIR & E-65 CANAL) – NEBRASKA DEPARTMENT OF NATURAL RESOURCES AND TRI-BASIN NATURAL RESOURCES DISTRICT: Cory Steinke presented a draft agreement with NDNR's and Tri-Basin's proposed water service charge cap of \$402,247.00.

It was moved by Director Knoerzer and seconded by Director Dudley Nelson to approve Amendment No. 1 to the Water Service Agreement for Groundwater Recharge on Elwood Reservoir and the E-65 Canal with the Nebraska Department of Natural Resources and Tri-Basin Natural Resources District, subject to legal review. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

LEGAL SERVICES AGREEMENT – ANDERSON, KLEIN, BREWSTER & BRANDT: No action was taken on this item to give Mike Klein time to discuss the agreement with Devin Brundage.

NPPD 2007 OPERATIONS DISPUTE: This was discussed in Closed Session.

REAL ESTATE NEGOTIATIONS – VALLE RANCH: This was discussed in Closed Session.

RESOLUTION NO. 19-02 – RECOGNITION OF DON KRAUS: Jeff Buettner read aloud Resolution No. 19-02 which recognizes Don Kraus's accomplishments over the past 42 years, his contributions to the District, and acknowledges his retirement on January 3, 2019.

It was moved by Director Dudley Nelson and seconded by Director Petersen to approve Resolution No. 19-02 – Recognition of Don Kraus. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

LEGISLATION: Jeff Buettner stated the Legislature will convene on January 9, 2019 and he will report more at the January 25, 2019 Committee Meeting of the Board.

WORKSHOPS, SEMINARS AND CONFERENCES: Don Kraus reminded staff and directors of the Four States Irrigation Council in Fort Collins, CO on January 9-11, 2019.

PERSONNEL: This was discussed in Closed Session.

DIRECTORS' ATTENDANCE: All Directors were present.

BOARD COMMENTS: Director Dave Nelson complimented Holly Rahmann on the recent issue of The Communicator, stating it is the best one he has seen yet.

OPERATIONS REPORT: The following operations reports were presented:

- a. Cory Steinke reported Lake McConaughy is at elevation 3,253.2, 1,406,200 acre feet, and 80.7% capacity. Current inflows are 600 cfs and outflows are 875 cfs. Flows at the Diversion Dam have slowed to 1,100 cfs due to icing upstream.
- b. Devin Brundage presented photos of the toe of Kingsley Dam showing the progress of the tree removal which makes for easier inspections and maintenance of the dam. Net generation for the supply canal hydro facilities for 2018 reached nearly 300,000 MWH.
- c. Mike Drain has been reviewing the FERC Project Boundary Review comments from the public, including some that were sent directly to FERC, rather than through Central's website. He indicated Holly Rahmann will continue to compile and organize the comments.
- d. Jeff Buettner reported the NSIA/NWRA Annual Legislative Reception will be held at the Nebraska Club in Lincoln, NE on January 24, 2019. Any staff or directors interested in attending the reception should contact Emily Anderson. He discussed transportation arrangements for staff and directors interested in attending Don Kraus's retirement reception at the Nebraska Club on January 7, 2019.
- e. Dave Ford reported the Cottonwood Ranch Pipeline Project is nearing completion and crews will start on the Cottonwood WPA Project next. Recharge on the Phelps Canal continues and recharge into Elwood Reservoir will continue through approximately January 20, 2019, weather permitting.
- f. Holly Rahmann announced that Lake McConaughy was again selected as the second most visited destination in Nebraska, with 1.8 million visitor days of recreation in 2018.

At 2:15 PM it was moved by Director Soneson and seconded by Director R. Olson, that the Board enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried. Board President Rowe stated the items to be discussed in Closed Session were the following agenda items: NPPD 2007 Operations Dispute; Valle Ranch Real Estate Negotiations; and Personnel. The purpose of Closed Session was to protect the public interest, for discussion of personnel matters, for contract negotiations, and to receive legal advice.

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

At 3:40 PM it was moved by Director Fowler and seconded by Director S. Olson, that the Board exit Closed Session and reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried. Board President Rowe stated that the items discussed in Closed Session were relating to the following agenda items: NPPD 2007 Operations Dispute; Valle Ranch Real Estate Negotiations; and Personnel.

EMPLOYMENT AGREEMENT – DAN WARD: It was moved by Director Bogle and seconded by Director R. Olson to approve the Employment Agreement with Dan Ward as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

EMPLOYMENT AGREEMENT – DEVIN BRUNDAGE: It was moved by Director Dudley Nelson and seconded by Director Mueller to approve the Employment Agreement with Devin Brundage as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

EMPLOYMENT AGREEMENT – DON KRAUS: It was moved by Director S. Olson and seconded by Director Petersen to approve the Employment Agreement with Don Kraus as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

PERSONNEL ACTION – DON KRAUS: It was moved by Director S. Olson and seconded by Director Knoerzer to approve the Personnel Action for Don Kraus as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Petersen, Rowe, and Soneson. None voted no and the motion was declared carried.

The meeting adjourned at 3:45 p.m.

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER
AND IRRIGATION DISTRICT

Robert B. Dahlgren, Secretary

By _____
David L. Rowe, President