

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

JUNE 7, 2021 – 9:00 A.M.

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MINUTES OF SPECIAL COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
MAY 20, 2021 – 10:00 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 May 13, 2021, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 13, 2021, and the North Platte Telegraph and Lexington Clipper-Herald on May 15, 2021, 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.

An e-mail was sent to each Director on May 3, 2021 giving the time, date, and place of this meeting.

The following Directors were present:

| | | |
|-----------------------------------|---------------------|-------------------|
| David L. Rowe, President | Tim Boyle | K. Scott Olson |
| Martin E. Mueller, Vice President | William E. Knoerzer | Roger D. Olson |
| Geoffrey K. Bogle, Treasurer | Dudley L. Nelson | Kyle Shepherd |
| | | Gordon N. Soneson |

The following Directors were absent: Robert B. Dahlgren and David G. Nelson

Also present were the following:

| | |
|---|--|
| Devin M. Brundage, General Manager | Cory A. Steinke, Hydraulic Project Ops. Mgr. |
| Rochelle A. Jurgens, Controller | Jeff J. Buettner, Govt & Public Relations Mgr. |
| Eric R. Hixson, Electrical Project Ops. Mgr. | Tyler Thulin, Civil Engineer |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Alex Linden, Public Relations Specialist |
| Scott Dicke, Irrigation & Water Services Mgr. | Emily Anderson, Assistant Secretary |

Others present were:

Neal Suess, Loup River Public Power District
Erik Sonju, PSE (via conference call)
Members of the Board of Directors of Dawson Public Power District and several staff members

* * * * *

Neal Suess, General Manager of Loup River Public Power District, gave a presentation on his district's history and operations, and discussed various aspects of being an integrated utility with hydro-generation, transmission and distribution assets.

The meeting adjourned at 1:30 p.m.

MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
MAY 28, 2021 – 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 May 24, 2021, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 24 2021, and the North Platte Telegraph and Lexington Clipper-Herald on May 22, 2021, 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 May 19, 2021 giving the time, date, and place of this meeting.

The following Directors were present:

| | | |
|-----------------------------------|---------------------|-------------------|
| David L. Rowe, President | Tim Boyle | K. Scott Olson |
| Martin E. Mueller, Vice President | William E. Knoerzer | Roger D. Olson |
| Robert B. Dahlgren, Secretary | David G. Nelson | Kyle Shepherd |
| Geoffrey K. Bogle, Treasurer | | Gordon N. Soneson |

The following Director was absent: Dudley L. Nelson

Also present were the following:

| | |
|---|---|
| Devin M. Brundage, General Manager | Tyler Thulin, Civil Engineer |
| Rochelle A. Jurgens, Controller | Anton Hassebrook, Hydroelectric Ops. Super. |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Duane Cernousek, Purchasing Agent |
| Scott Dicke, Irrigation & Water Services Mgr. | Alex Linden, Public Relations Specialist |
| Cory A. Steinke, Hydraulic Project Ops. Mgr. | Charles Brewster, Legal Counsel |
| Jeff J. Buettner, Govt & Public Relations Mgr. | Emily Anderson, Assistant Secretary |

Others present were:

Zach Gray

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

PUBLIC INPUT: None.

CONSENT TO ASSIGNMENT SUMMARY: There were six consents at Johnson Lake approved during the month of May, 2021.

PERMIT TO CONSTRUCT SUMMARY: The following permits were approved during the month of May, 2021:

| Permits to Construct Approved by General Manager 5/28/2021 | | | |
|--|------------------------------|---|--------------------------------|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Midwest Electric Cooperative Corporation | SE ¼ Sec 16-15-39 | Relocate 210 feet of new underground electric line near Lake McConaughy | 05/03/2021 \$340.00 |
| K-3 Cabin Association | SE 1/4 Sec 16/21-T15N-R39 | Trimming and removal of Ponderosa Pine in the shelterbelt. | 5/11/2021 |

| Permits to Construct Approved by Land Administration Department 5/28/2021 – Johnson Lake | | | |
|--|------------------------------|--|--------------------------------|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Miller, Lawrence & Shelley | 1 Northeast Cove Dr. 9 | DWEL - Extend existing on grade patio using patio pavers. | 04/29/2021 |
| Helvey, Richard & Carol | 7 South Crappie Corner Dr. 3 | SWAF - Install 10'W x 10'L Shorestation. | 04/19/2021 \$50.00 |
| Stickney, Cory & Erin | 26 Mallard Cove Dr. 19A | DWEL ATF - Previously constructed 5' x 30' dog run/kennel. | 04/15/2021 \$100.00 |
| Rekart, Toby | 15 Lane One Dr. 28 | TRIMMING - Trim 4' off top of pine tree | 04/27/2021 |
| Hut, Dan Leory & Dornhoff, Julia | 53 Lakeview Acres Dr. 14A | DWEL - Install white vinyl picket fence | 04/29/2021 |
| Krejdl, Jeffrey & Anita | 12 Kirby Point Dr. 2 | SWAF - 2'W x 31'L Access to the Shoreline | 05/03/2021 \$50.00 |
| GH3 Inc | 18 North Point #13 | TRIMMING - Tree removal | 05/03/2021 |
| Tucker, Neil | 66 Lakeview Acres Dr. 14A | SWAF - Install 5'W x 20'L Dock, 3'W x 6'L Gangway and 7'W x 20'L Shorestation. | 04/21/2021 \$50.00 |
| Vonasek, Monty & Tammy | 21 Crappie Corner Dr. 5 | SWAF - 8'W x 6'L Dock Anchor Pad | 04/30/2021 \$50.00 |
| Whisler, Alvin | 6 Kirby Point Dr. 2 | Removal of trees | 08/15/2021 |
| Cannella, John & Michelle | 16 Crappie Corner Dr. 5 | ECS - Bank Stabilization (Riprap) for 60 linear feet of the shoreline. | 04/20/2021 |
| Finken, Daniel & Karen | 32 Mallard Beach Dr. 20 | ECS - Bank Stabilization (RipRap) for 50 linear feet of the shoreline. | 04/21/2021 |
| Geiser, Gary & Connie | 136 Lakeview Acres Dr. 14E | DWEL - Remove and replace an existing fence. | 04/20/2021 |
| Sweeney, Pamela | 156 Lakeview Acres Dr. 14F | ECS - Bank Stabilization (RipRap) for 80 linear feet of the shoreline. | 04/20/2021 |
| Dawson, Richard & Barb | 20 North Shore | Trim Tree | 04/20/2021 |
| Lewis, Robert & Malloley, Brittney | 88 Mallard Beach Dr. 22 | SWAF - Install 7 sections of 4'W x 8'L Dock and 10'W x 10'L Shorestation. | 04/23/2021 \$50.00 |
| Warren, Betty | 30 Mallard Cove Dr. 19B | SWAF - Install 6'W x 9'L Jet-Ski Lift | 04/21/2021 \$50.00 |
| Stickney, Debra | 24 Mallard Cove Dr. 19A | SWAF - 5'6" Access to the Shoreline. | 04/29/2021 \$50.00 |

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| Malloley, Lewis & Brittney | 88 Mallard Beach Dr. 22 | SWAF- Install 7 Sections of 4'W x 8'L Dock and 10'W x 10'L Shorestation. | 04/23/2021 \$50.00 |
| Vanden Berge, Leon & Jodi | 21 N Shore Dr. 8 | Removal of Tree | 04/20/2021 |
| Gangwish, Sherry | 13 & 14 Perch Bay Dr. 6 | SWAF - Install 8'W x 8'L Swim Platform, 8'W x 24'L Dock, 4'W x 20'L Dock, 6'W x 9'L Jet-Ski Lift, 12'W x 12'L Shorestation, 8'W x 8'L Swim Platform and 12'W x 12'L Shorestation. | 04/26/2021 \$50.00 |
| Florell, Ronald & RoseMarie | 5 North Cove Dr. 10 | ATF DWEL - Construction of raised wood deck. | 04/22/2021 \$100.00 |
| Sedlak, James | 15 North Point Dr. 13 | DWEL - Replace asphalt driveway with concrete. | 04/29/2021 |
| Becker, A & E, Winterfield, M & D | 118 Lakeview Acres Dr. 14D | SWAF - Install 6'W x 15'L Dock | 04/29/2021 \$50.00 |
| Jones, Brian & Sheryl | 74 Lakeview Acres Dr. 14A | SWAF - Construct walkways and patio. | 04/21/2021 \$50.00 |
| Kircher, Brandon & Molly | 51 North Point Dr. 13 | DWEL - Construct new 5'6 x 54' addition to existing garage, new concrete walkway. | 05/04/2021 |
| Ramsey, Richard & Peck, Ann | 57 Lakeview Acres | SWAF - Install 8'W x 8'L Dock, 4'W x 32'L Dock. | 05/17/2021 \$50.00 |
| Larson, Stephen & Carolyn | 2 Northeast Bay Dr. 4 | Removal of Tree | 05/13/2021 |
| Cunningham, Zachary & Jennifer | 12 North Cove Dr. 10 | FHA - Install three artificial fish attractors. | 05/14/2021 |
| Stock, Connie & Bruce | 10 Lakeview Acres Dr. 14 | SWAF - Install 12'W x 12'L shorestation, 4'W x 10'L Dock, 4'W x 20'L Dock, 3'W x 10'L Gangway. | 05/17/2021 \$50.00 |
| Brush, Troy & Terri | 29 Lakeview Acres Dr. 14A | ECS/SWAF - Install 3'W x 12'L Access, 2'T x 4'L Retaining wall, 6'W x 25'L Parallel Sidewalk, 2'T Tapering Down to ground level. | 12/01/2021 \$50.00 |
| Scott, Mary | 17 Crappie Corner Dr. 5 | ECS ATF - Bank Stabilization (Riprap) for 60 linear feet of the shoreline. | 05/03/2021 \$100.00 |
| Florell, Ronald & RoseMarie | 5 North Cove Dr. 10 | DWEL - Construct attached 30' x 24' garage addition with 26' x 24' second story. | 05/06/2021 |
| Rasby, Gregory & Hemje, Katherine | 20 East Shore Dr. 1A | Removal of Trees | 05/04/2021 |
| Warren, Jeffrey & Betty | 30 Mallard Cove Dr. 19B | DEF - Fill Material | 05/03/2021 \$50.00 |
| Tucker, Sherry | 113 Mallard Beach Dr. 22 | DWEL -Replaced old patio with new on grade concrete slab. | 04/30/2021 |
| Fowler, Ronald & Kathleen | 29 Mallard Cove Dr. 19A | DWEL - Pour new concrete pad. | 05/03/2021 |
| Galloway, Terry | 49 North Shore Drive | Removal of tree | 04/16/2021 |
| Weber, Timothy & Misty | 45 Lakeview Acres Dr. 14A | SWAF - 4'W x 16'L Gangway, 12'W x 12'L Shorestation, 2- 5'W x 10'L Dock Sections. | 05/06/2021 \$50.00 |
| Uden, Craig & Terri | 48 North Shore Dr. 8 | DWEL - Construct 12" x 4" curb, remove existing driveway and pour new concrete slab parking area. | 04/30/2021 |

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|--------------------------|--------------------------------|---|-----------------------|
| Rhoads, Karen | 4 Crappie Corner Dr. 5 | DWEL - Pour 4' wide grade level sidewalk, Construct 14' x 36' covered patio. | 04/30/2021 |
| Martin, Robert | 17 Park Lane Dr. 28 | DWEL - Construct 11' x 22' single story addition on existing structure. | 05/03/2021 |
| Gregg, Tony & Jill | 23 North Shore Dr. 8 | SWAF - Install 4'W x 8'L Dock, 12'W x 24'L Shorestation. | 05/05/2021 \$50.00 |
| Ebert, Russell & Lana | 145 Lakeview Acres Dr. 14E | SWAF - Install 7'W x 20'L Dock, 4'W x 10'L Gangway, 10'W x 10'L Shorestation. | 04/15/2021 \$50.00 |
| Scott, Mary | 17 Crappie Corner Dr. 5 | ECS - Bank Stabilization (Riprap) for 60 linear feet of the shoreline. | 05/03/2021 |
| ATB Properties LLC | 1 Perch Bay Addn Dr. 7 | ECS - Bank Stabilization (Riprap) for 88 linear feet of the shoreline. | 04/20/2021 |
| Kreidl, Jeffrey & Anita | 12 Kirby Point Dr. 2 | DWEL - Pour new concrete slabs to fill in and square up concrete patio area. | 04/29/2021 |
| Hoehn, Patrick & Crystal | 65 Mallard Beach So Bay Dr. 21 | DWEL - Construct 10' x 9' Swing/play set | 04/28/2021 |
| Lans, Lynn & Janice | 5 Bass Bay Dr. 16 | ECS - Bank Stabilization (Riprap) for 49 linear feet of the shoreline. | 04/28/2021 |

| Permits to Construct Approved by Land Administration Department 5/28/2021 – Lake McConaughy | | | |
|---|--------------------|---|--------------------------------|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Spinks, Dale | 1 K-4 Rd | Tree Removal | 05/17/2021 |
| Foote, Stephanie | 1 K-3 Rd | DWEL - Removal of existing structure and construct a new 60' x 77' dwelling with a 3'+ crawl space. | 05/11/2021 |
| Foote, Stephanie | 1 K-3 Rd | DWEL - Install new septic system and domestic water well. | 05/11/2021 |
| Nye, Larry | 37 K-1 | Removal of two trees | 05/06/2021 |
| Eshleman, Barbara | K-3 Lot #5 | Planting Trees | 04/23/2021 |
| Permits to Construct Approved by Land Administration Department 5/28/2021 – Jeffrey Lake | | | |
| Kentfield, Dennis & Lisa | 65 S. Lakeview Rd | SWAF - Install 4'W x 30'L Dock, 18'W x 24'L Shorestation, 6'W x 6'L Dock Anchor Pad, 10'W x 15'L Jet-Ski Lift. | 04/21/2021 \$50.00 |
| Wahlgren, Joe | 97 Pelican | TRIMMING - Removal of Tree | 04/30/2021 |
| Griffin, Hugh & Werner, Nicholas | 82 Pelican Dr. | Amended SWAF - 8'W x 9'L Jet-Ski Lift, 6'W x 30'L Dock, 24'L x 6'W Dock, 6'L x 6'W Swim Platform, 4'W 15'L Access to the shoreline. | 04/27/2021 |
| Mann, James & Jamie | 67 S. Lakeview Rd | SWAF - New 9'L x 10'W shorestation. | 05/17/2021 \$50.00 |
| Egender, Deborah | 30 Lakeview Rd. | DWEL - Install septic system. | 04/16/2021 |
| Kentfield, Dennis & Lisa | 65 S Lakeview Rd | DWEL - Install sewage pump basin, pipeline and laterals to existing holding tank. | 05/14/2021 |

| O'Hare, Brady & Sara | 72 Pelican Dr. | DEF/ECS - 29'L x 6'W On- Grade Erosion Control. | 05/06/2021 \$50.00 |
|--|--------------------|---|--------------------------------|
| Permits to Construct Approved by Land Administration Department 5/28/2021 –Midway Lake | | | |
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Lukens, Scott & Natalie | 62 Cedar Point | SWAF - 3'W x 57'L Access | 05/03/2021 \$50.00 |
| Schneider, Ryan & Tiffany | 21 Stange Circle | SWAF - Install new dock | 05/03/2021 \$50.00 |
| DeLong, Tommy & Bonnie | 36 Hagadone Circle | SWAF - Install new boat dock and boatlift | 05/03/2021 \$50.00 |

| Permits to Construct Approved by Land Administration Department 5/28/2021 – Plum Creek Lake | | | |
|---|--------------------------------|---|--------------------------------|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Osborn, Kevin & Teresa | 1 Plum Creek Canyon, Drive 12I | ECS/DEF - Riprap, Dry Creek Bed, Corrugated tubing | 05/04/2021 \$50.00 |
| Murphy, Daniel | 3 Plum Creek Canyon Dr. 12A | SWAF - Install 4'W x 10'L Dock, 3'W x 10'L Dock, 2 New 8'W x 16'L Dock Sections, Boat Lift cover to be added. | 05/05/2021 \$50.00 |
| Remmenga, Joseph & Andrea | 3 Plum Creek Canyon Dr. 12I | ECS - Bank Stabilization (Riprap) for 60 linear feet of the shoreline. | 04/28/2021 |
| Killion, Debra & Galen | 5 Plum Paradise Estate Sub | TRIMMING - Removal of Tree | 04/27/2021 |

| Permits to Construct Approved by Land Administration Department 5/28/2021 – Other | | | |
|---|-----------------------|---|--|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Fiese, Jason | NE1/4 SEC24-9N-24W | SWAF - Access to the Shoreline. | 05/14/2021 (Fee Waived for Term of PNA) |
| Berryman, Karen | 7-T8-R21 Knapple Lake | ECS - Bank Stabilization (Riprap) for 150 linear feet of the shoreline. | 05/03/2021 |

WORK ORDER/PURCHASE REQUISITION SUMMARY: Cory Steinke presented an overview of the following:

- a. Purchase Requisition No. 7713 – Dawson County Clerk – Hog Farm Bridge Replacement (\$47,264.71)

He explained the State of Nebraska will reimburse Dawson County for 80% of the cost of the bridge and Central will be responsible for the remaining 20%.

CONTRACT CHANGE ORDER NO. 3, CONTRACT NO. 0-698, AMERICAN GOVERNOR HYDROPOWER SOLUTIONS (\$2,604.00): Anton Hassebrook presented the change order for additional commissioning hours for Johnson 1, Unit #2 by the contractor.

FINANCE COMMITTEE MEETING (5/18/21): Rochelle Jurgens provided a summary of the subcommittee meeting held on May 18, 2021.

LAND AND RECREATION COMMITTEE MEETING (5/18/21): Mike Drain gave an overview of the items the subcommittee took action on at their recent meeting:

- a. Application for Variance – 95 Pelican Drive, Johnson Lake: The subcommittee voted to recommend Board approval of the variance for the after-the-fact construction of an elevated wood deck due to the uniqueness of the situation, the hardship associated with the grandfathered structure, and the safety issues mitigated by the project.
- b. Application for Variance – 1 Lake 1 Bullhead Point, Johnson Lake: The subcommittee voted to recommend Board approval of two variances to the Lot Line Construction Setback restrictions for a change in use of a previously grand-fathered structure that is approximately 2' into the setback, and for the after-the-fact placement of a new air conditioning unit located entirely within the setback, subject to the written consent of the neighboring tenant (Lot 3).
- c. Applications for Variances – 48 North Shore and 49 North Shore, Johnson Lake: The subcommittee voted to recommend Board approval of a replat of 48 and 49 North Shore, Johnson Lake, subject to the consent of any tenants that would have lot boundary adjustments resulting from the replat.
- d. Application for Variance – Lot 3 & SE ½ Lot 2 Plum Paradise, Plum Creek Canyon Reservoir: The subcommittee voted to recommend Board denial of the variance application due to the FERC requirements for permits in this area.
- e. Security Deposit Waiver Request – 17 Northeast Cove, Johnson Lake: The subcommittee voted to recommend Board denial of the request to waive the security deposit of \$1,500 pursuant to Board policy.
- f. Adjacent Landowner SWAF Fee Waiver: The subcommittee voted to recommend Board approval to waive the \$200 administration fee and the \$200 annual fee for the term of the SWAF permit, provided the necessary agreements are executed.
- g. Robb Ranch Agricultural Leases: The subcommittee voted to recommend Board approval of the 5-year agricultural leases with Rocky Peterson and Donald Burks as presented.

WATER SERVICES COMMITTEE MEETING (5/24/21): Scott Dicke provided an overview from the meeting held on 5/24/21 and the meeting minutes were displayed. The Environmental Account Water Exchange Agreements with Central Platte NRD and NPPD will be on the June 7, 2021 Regular Business Meeting agenda for consideration.

2021 WATER RIGHT TRANSFERS: Scott Dicke explained the water right transfers were inadvertently already approved at the April 5, 2021 Regular Business Meeting. The minutes of that meeting inaccurately stated the Board was approving the 2021 water right transfers. However, the minutes should have reflected the Board's approval to authorize staff to *publicize* the notice of the water right transfers. Dicke stated that staff followed the appropriate procedure by publicizing the water right transfers as required by law and no public objections were received. After discussion, the minutes of the April 5, 2021 Regular Business Meeting will be amended at the June 7, 2021 Regular Business meeting and in the future, staff will no longer request permission to publicize the notice of water right transfers, and only obtain Board approval of the water right transfers following the publication procedure.

BID TAB – PAINTING & COATING OF KINGSLEY DAM STRUCTURES (BID GROUP 21-8): Cory Steinke presented the following bids: WS Bunch Co. - \$2,987,710.00; Allen Blasting & Coating, Inc. - \$1,902,570.00; and McGill Restoration - \$5,455,762.00. Staff will recommend accepting the low bid from Allen Blasting & Coating, Inc.

LEGISLATION: Jeff Buettner circulated an updated legislative watch list. He reported the legislature adjourned sine die on their 84th day of the session and will reconvene in the fall.

BOARD COMMENTS: Director Dave Nelson questioned whether the Phillips Canyon Boat Ramp project would proceed as planned due to the increased cost of construction materials. Mike Drain reminded him the Board authorized spending an amount not-to-exceed \$130,000 for Central's contribution to the Nebraska Game & Parks Commission's project.

LEGAL UPDATE: Charles Brewster received a request for more information from the chairman of the TERC commission and he will respond within 30 days as required. He is pursuing litigation against a delinquent lessee at Johnson Lake.

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

DISTRICT INTEGRATION STUDY UPDATE: Devin Brundage provided a recap of the presentation by Neal Suess of Loup River Public Power District at Dawson Public Power District's office on May 20, 2021. Efforts continue to evaluate the Board survey results, refine financial analyses, identify potential additional benefits that emerge from a consolidation, and begin examining employee compensation and benefits between the two Districts.

MANAGEMENT REPORTS:

- a. Cory Steinke stated crews are dredging at the Diversion Dam. Two new maintenance employees were hired in Gothenburg. He is awaiting permits to dredge at Midway Lake and to sandblast the Kingsley structures.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,250.5, 1,336,000 acre feet, and 76.5% capacity. Inflows to Lake McConaughy are 1,200 cfs and outflows are 400 cfs. The US Fish and Wildlife Service (USFWS) started environmental account releases on Monday but stopped them later that same day due to the rain forecast. He reported the USFWS has notified him of the flow attenuation plan to begin June 1, 2021. He expects they may choose to waive the requirements of the flow attenuation plan which could allow for more normal lake elevations for the summer at Johnson Lake.
- c. Mike Drain reported on the concrete expert and structural engineers from the Bureau of Reclamation who have been retained to inspect concrete infrastructure at the Elwood Dam, Kingsley Dam, Diversion Dam and the Supply Canal hydroplants. They will issue a report in the near future to address any areas of concern. Drain's initial impressions from the experts were positive in light of Central's effective inspection and maintenance protocols. He and Devin Brundage participated in a meeting with the National Hydropower Association and Congressman Adrian Smith regarding proposed legislation that could provide incentives and credits for hydropower improvements and dam safety.
- d. Scott Dicke reported on the dry conditions that started the spring off. The first day of scheduled irrigation deliveries is June 1, 2021. Recharge diversions began May 19, 2021 into Elwood Reservoir, Victor WPA, Johnson WPA, and Funk Lagoon. He displayed photos of crews installing new road culverts and gate structures along the Phelps Canal.
- e. Jeff Buettner conducted a project tour for the Dawson Area Development Corporation and has several JLDI tours scheduled this summer. He is working with Dawson Public Power District to arrange another tour for their board and staff. He received a request from the North Platte NRD for a tour with approximately 90 participants. He and Devin Brundage have been asked by Ken Schilz to present information about the potential merger with Dawson PPD to the Keith County Commissioners.
- f. Rochelle Jurgens announced she received a check this morning from the delinquent Johnson Lake tenant that Charles Brewster referred to in his report. The last time the Morning Glory was painted was in 1996 at a cost of \$110,000. On June 1, 2021, she will send letters to the delinquent lessees at Johnson Lake and on July 1, 2021, she will do

the same for delinquent lessees at Lake McConaughy. She and Eric Hixson continue to negotiate with NPPD over the Kingsley Hydro operating budget. She presented graphs on recharge revenues since 2006.

- g. Anton Hassebrook reported on the installation of a new RTU at a site on the Phelps Canal. An outage was conducted to replace a potential transformer on the transmission line between J-1 and Jeffrey. He is working with Kleinschmidt to determine possible long term solutions to maximize the function and life of the penstocks at Jeffrey and J-1.
- h. Devin Brundage reported the annual FERC transmission rate filing was submitted to the Southwest Power Pool. He reported on the plan to meet again with the manager of the gun range at Robb Ranch regarding the options available to them. A meeting of the Platte River Recovery Implementation Program Governance Committee will be held on June 9, 2021. He and Jeff Buettner toured the new LES facility at a recent NPA meeting. The requests for proposals for the next power purchase agreement are due June 4, 2021. He would like to hold a Power & Facilities Committee meeting on Monday, June 7, 2021 following the Regular Business Meeting to review the proposals.

PERSONNEL: This was discussed in Closed Session.

OUT OF STATE TRAVEL: None.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Power & Facilities Committee meeting immediately following the June 7, 2021 Regular Business Meeting of the Board.

At 11:29 AM it was moved by Director Bogle and seconded by Director R. Olson to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Dudley Nelson. None voted no and the motion was declared carried. The reason for entering into Closed Session was to discuss the following agenda item: Personnel. The purpose of entering into Closed Session for this item was to discuss Personnel matters.

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

At 11:39 AM it was moved by Director S. Olson and seconded by Director Shepherd to exit Closed Session and reconvene in Regular Session Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Dudley Nelson. None voted no and the motion was declared carried. Board President Rowe stated the item discussed in Closed Session was Personnel.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Mueller to adjourn the Regular Business Meeting of the Board at 11:40 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. Absent was: Dudley Nelson. None voted no and the motion was declared carried.

MINUTES OF REGULAR BUSINESS MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
JUNE 7, 2021 – 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 June 1, 2021 and through legal publication in the Kearney Hub, Holdrege Daily Citizen and North Platte Telegraph on June 1, 2021, and the Lexington Clipper-Herald on June 2, 2021 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 May 19, 2021 giving the time, date, and place of this meeting.

The following Directors were present:

| | | |
|-----------------------------------|---------------------|-------------------|
| David L. Rowe, President | Tim Boyle | K. Scott Olson |
| Martin E. Mueller, Vice President | William E. Knoerzer | Roger D. Olson |
| Robert B. Dahlgren, Secretary | David G. Nelson | Kyle Shepherd |
| Geoffrey K. Bogle, Treasurer | Dudley L. Nelson | Gordon N. Soneson |

Also present were the following:

| | |
|---|--|
| Devin M. Brundage, General Manager | Scott Dicke, Irrigation & Water Services Mgr. |
| Rochelle A. Jurgens, Controller | Jeff J. Buettner, Govt & Public Relations Mgr. |
| Eric R. Hixson, Electrical Project Ops. Mgr. | Tyler Thulin, Civil Engineer |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Zach Gray, Legal Counsel |
| Cory A. Steinke, Hydraulic Project Ops. Mgr. | Emily Anderson, Assistant Secretary |

Others present were:

John Thorburn, Tri-Basin NRD

* * * * *

The Board President 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: John Thorburn reported that irrigators can sign-up for a service through a cooperative effort by UNL, Central and Tri-Basin that texts crop water usage estimates. He was grateful for the diversions from excess flows the past month.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the May 28, 2021 Committee Meeting of the Board. Brundage mentioned the variance request at 95 Pelican Drive, Johnson Lake should be edited to 95 Pelican Drive, Jeffrey Lake.

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 for approval:

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held May 3, 2021**
- **Approval of Special Committee Meeting of the Board of Directors held May 20, 2021**
- **Approval of Minutes of Committee Meeting of the Board of Directors held May 28, 2021**
- **Approval of the June Disbursements:**

| | |
|--|--------------|
| <i>Hydro Division:</i> | |
| Check #s 62481 & 62518-VOID; 64751 through 64976 & 8900328 through 8900353 (Accounts Payable) | \$830,125.89 |
| Payroll | \$515,334.55 |
| <i>Kingsley Division:</i> | |
| Check #s 3318 through 3327 (Accounts Payable) | \$51,189.69 |
| <i>J-2 Regulating Reservoir Construction Fund:</i> | |
| NONE | NONE |
| <i>Glendo Division:</i> | |
| NONE | NONE |
| <i>Flex Spending Account:</i> | |
| Check #s 103235102, 103393742, 7805695, 7805696, 7841894, & 105907085 | \$2,100.11 |
- **Approval of Purchase Requisition No. 7713, Dawson County Clerk, Hog Farm Bridge Replacement (\$47,264.71)**
- **Approval of Contract Change Order No. 3, Contract No. 0-698, American Governor Hydropower Solutions (\$2,604.00)**
- **Approval of the variance request at 95 Pelican Drive, Johnson Lake for the after-the-fact construction of an elevated wood deck due to the uniqueness of the situation, the hardship associated with the grandfathered structure, and the safety issues mitigated by the project**
- **Approval of the variance request at 1 Lake 1 Bullhead Point, Johnson Lake (*edited to: Jeffrey Lake*) for a change in use of a previously grandfathered structure that is approximately 2' into the lot line construction setback and for the after-the-fact placement of a new air conditioning unit located entirely within the lot line construction setback, subject to the written consent of the neighboring tenant (Lot 3)**
- **Approval of a replat of 48 North Shore and 49 North Shore, Johnson Lake, subject to the consent of any tenants that would have lot boundary adjustments resulting from such replat**
- **Approval to deny the variance request at Lot 3 & SE ½ Lot 2 Plum Paradise, Plum Creek Canyon Reservoir due to the FERC requirements for permits in this area**
- **Approval to deny the security deposit waiver request for 17 Northeast Cove, Johnson Lake**
- **Approval to waive the adjacent landowner SWAF administration fee of \$200 and the \$200 annual fee for the term of the SWAF permit, provided the necessary agreements are executed**
- **Approval to enter into the Robb Ranch 5-year agricultural leases with Rocky Peterson and Donald Burks**
- **Approval to amend the minutes of the April 5, 2021 Regular Business Meeting Minutes as follows:**

EXISTING MINUTES (from Consent Agenda):

Approval of the 2021 Water Right Transfers consisting of 14 water right transfer requests equaling 528.3 acres in the Phelps, E65 and Supply canal irrigation areas. The water rights from unused or cancelled acres used to cover these requests are for the following parcels:

Phelps Canal - 8 Transfers 231.3 Acres

*Michael E & Carol J Johannsen – SW ¼ 16-7-14 = 126 Acres
Brandon J Jameson – NW ¼ NW ¼ 33-7-15 = 32 Acres
Jean A Williams, et al – Lots 3, 4, 9 6-6-17 = 28 Acres
Jean A Williams – Lot 11 6-6-17 = 10 Acres
WCG Land & Cattle LLC – S1/2 NE ¼ 6-6-17 = 13 Acres
Howard D Eltiste NE ¼ NW ¼ 32-7-17 32-7-17 = 2.8 Acres
Bergman Land LLC N ½ NE ¼ 3-7-19 = 15 Acres
Dale R Lind TTEE SW ¼ SE ¼ 33-8-19 = 4.5 Acres*

E-65 - 6 Transfers 297 Acres

*Pine Row Farms Inc. SE ¼ NW ¼ 32-6-19 = 1 Acre
Huskerland Ag LLC SW ¼ NW ¼ 30-7-19 = 3 Acres
Stephen B. & Carolyn Larson NE ¼ NE ¼ 32-7-19 = 7 Acres
Dennis R Roper W ½ 1-7-21 = 15 Acres
Kimberli D Dawson NE ¼ 8-7-21 133 Acres
Myron D Miller, et al NW ¼ 36-8-21 138 Acres*

Supply Canal – None

AMENDED MINUTES (for Consent Agenda):

Approval to authorize staff to advertise the 2021 Water Right Transfers

It was moved by Director Dudley Nelson and seconded by Director R. Olson to edit one item on the Consent Agenda to reflect the correct property description of 95 Pelican Drive, Jeffrey Lake and to approve the Consent Agenda as edited. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

2021 WATER RIGHT TRANSFERS: There are 14 water right transfer requests equaling 528.3 acres in the Phelps, E65 and Supply canal irrigation areas. The water rights from unused or cancelled acres used to cover these requests are for the following parcels.

Phelps Canal = 8 Transfers 231.3 Acres

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Kimberli D Dawson NE ¼ 8-7-21 133 Acres
Myron D Miller, et al NW ¼ 36-8-21 138 Acres*

Supply Canal - None

It was moved by Director Dahlgren and seconded by Director Boyle to approve the 2021 Water Right Transfers as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

BID TAB – PAINTING & COATING OF KINGSLEY DAM STRUCTURES (BID GROUP 21-8): Cory Steinke presented the three bids received and stated staff recommends accepting the low bid from Allen Blasting & Coating, Inc., conditional upon the District receiving a 404 permit from the US Army Corps of Engineers. Steinke explained that without approval of the 404 permit, the cost of the project will be significantly higher due to the need to contain the paint during the blasting process.

It was moved by Director Soneson and seconded by Director S. Olson to award the bid for painting and coating the Kingsley Dam structures to Allen Blasting & Coating, Inc. in the amount of \$1,902,570.00, conditional upon the District receiving a 404 permit from the US Army Corps of Engineers. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

ENVIRONMENTAL ACCOUNT EXCHANGE AGREEMENT WITH CENTRAL PLATTE NATURAL RESOURCES DISTRICT: **It was moved by Director Mueller and seconded by Director S. Olson to approve the Environmental Account Exchange Agreement with Central Platte Natural Resources District as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.**

ENVIRONMENTAL ACCOUNT EXCHANGE AGREEMENT WITH NEBRASKA PUBLIC POWER DISTRICT: **It was moved by Director Shepherd and seconded by Director Dudley Nelson to approve the Environmental Account Exchange Agreement with Nebraska Public Power District as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.**

LEGISLATION: Jeff Buettner received a survey related to interim study resolution LR117 requesting information about surface water delivery infrastructure.

DISTRICT INTEGRATION STUDY UPDATE: Devin Brundage and Jeff Buettner were invited to a meeting of the Keith County Board of Commissioners last week to advise them of the Phase I Dawsom PPD integration study results.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

DIRECTORS' ATTENDANCE: All directors were present.

BOARD COMMENTS: David Nelson inquired about the status of the Lakeview Acres jetty lighthouse project at Johnson Lake. Rowe commented the lighthouse has been installed, but he does not think the light is operational yet.

LEGAL UPDATE: Zach Gray stated he had nothing new to report since the May 28, 2021 Committee Meeting.

MANAGEMENT REPORTS: The following management reports were presented:

- a. Cory Steinke stated dredging continues at the Diversion Dam. He is awaiting a 404 permit in order to proceed with the Morning Glory painting project. A retirement party will be held on June 24, 2021 in Gothenburg for employees who retired over the past year and were unable to have a party previously due to COVID-19.

- b. Tyler Thulin reported Lake McConaughy is at elevation 3,250.8, 1,343,900 acre feet, and 77.1% capacity. Inflows to Lake McConaughy are 750 cfs, and outflows are 350 cfs. He expects releases from the environmental account will increase around 200 cfs per day until flows reach around 1,300 cfs. The flow attenuation plan benchmark has been established due to above average South Platte River flows and environmental account releases.
- c. Mike Drain stated the Environmental Protection Agency (EPA) released a Notice of Intent about potential modifications to the regulations in 401 permits (water quality certifications).
- d. Scott Dicke presented the annual observation well report and hydrographs. He anticipates an increase in irrigation deliveries due to the predicted hot and dry conditions.
- e. Jeff Buettner is taking Dawson Public Power District board members on a tour on July 1, 2021.
- f. Rochelle Jurgens continues to work with the chief financial officer at Dawson PPD on wage and benefit comparisons. The past two years of audited financials from Dawson PPD have been posted to the board website.
- g. Eric Hixson reported five proposals for a power purchase agreement for the supply canal hydros were received by the deadline last Friday.
- h. Devin Brundage will meet again with the manager of the 1000 Plus gun range tomorrow to discuss options related to their former lease with Robb Ranch prior to purchase of that land by the District. He will participate in a Platte River Program Governance Committee meeting later this week. He offered to set up an educational presentation to interested directors concerning the water supply and appropriations.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Mueller to adjourn the Regular Business Meeting of the Board at 9:52 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, Shepherd, and Soneson. None voted no and the motion was declared carried.

ATTEST:

THE CENTRAL NEBRASKA PUBLIC POWER
AND IRRIGATION DISTRICT

Robert B. Dahlgren, Secretary

By _____
David L. Rowe, President