

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

JULY 6, 2020 – 9:00 A.M.

INDEX

PAGE #

20,029	MINUTES OF COMMITTEE MEETING OF THE BOARD OF DIRECTORS – 6/26/2020
20,030	a. Public Input
	b. Consent to Assignment Summary
	c. Permit to Construct Summary
20,031	d. Permit to Construct Summary, continued
20,032	e. Permit to Construct Summary, continued
20,033	f. Permit to Construct Summary, continued
	g. Permit to Convey Water
	h. 2020 Budget Revision
	i. Work Order/Purchase Requisition Summary
	j. Contract No. 0-696 – NMC Caterpillar – 2019 Long Reach Excavator
	k. Power and Recreation Committee (6/23/2020)
20,034	l. 2020 Annual Operating Plan Update
	m. Bid Tab – Jeffrey/J1/J2 Governor Update
	n. 2020/2021 Board Meeting Schedule
	o. Out of State Travel
	p. Legislation
	q. Board Comments
	r. 2019 Financial Audit Report by BKD LLP
	s. Management Reports
20,035	t. Management Reports, continued
	u. Legal Update
	v. Personnel
	w. Workshops, Seminars and Conferences
	x. Board Sub-Committee Meeting Dates
	y. CLOSED SESSION
20,036	z. CLOSED SESSION, continued
	aa. Adjournment
20,037	MINUTES OF REGULAR BUSINESS MEETING OF THE BOARD OF DIRECTORS – 7/6/2020
	1. Public Input
20,038	1. Consent Agenda
20,039	1. Consent Agenda, continued
	2. 2020 Budget Revision
	3. Construction Work Order No. 107415 – Supply Canal Siphon 47.6 RTU (\$20,000)
	4. Bid Tab – Jeffrey/J1/J2 Governor Upgrade
	5. Construction Work Order No. 107422 – Jeffrey/J1/J2 Governor Upgrade (\$460,000)
20,040	1. Real Estate Negotiations
	2. Legislation
	3. Workshops, Seminars and Conferences
	4. Personnel
	5. Directors’ Attendance
	6. Board Comments
	7. Legal Update
	8. Management Reports
20,041	1. CLOSED SESSION
	2. Real Estate Neogotiations
	3. Adjournment
	4. Signature Page

MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
JUNE 26, 2020 – 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 22, 2020, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on June 22, 2020, and the North Platte Telegraph and Lexington Clipper-Herald on June 20, 2020, 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 giving the time, date, and place of this meeting was mailed to the Directors on June 17, 2020.

The following Directors were present (via Zoom video, conference call, or in person):

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

The following Directors were absent: Martin E. Mueller and Robert L. Petersen

Also present were the following:

Devin M. Brundage, General Manager	Van D. Fastenau, Irrigation Operations Super.
Rochelle A. Jurgens, Controller & Finance Mgr.	Luke Ritz, Land Administrator
Eric R. Hixson, Electrical Project Operations Mgr.	Holly G. Rahmann, Public Relations Asst.
Mike A. Drain, Nat. Resources & Compliance Mgr.	Dusty Way, Irrigation O & M Assistant
David R. Ford, Irrigation Operations Mgr.	Jim Brown, Compliance Coordinator
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Duane Cernousek, Purchasing Agent
Jeff J. Buettner, Govt & Public Relations Mgr.	Michael Klaus, Systems Administrator
Meredith Pierce, Assistant Controller	Charles Brewster, Legal Counsel
Tyler A. Thulin, Civil Engineer	Michael C. Klein, Legal Counsel
	Emily Anderson, Assistant Secretary

Others present were:

Deb Jensen, on behalf of JLDI	Jeff Kletzmayer
Chris Lindner, BKD, LLP	Carson Messersmith
Abby Dobson, BKD, LLP	

* * * * *

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

At 9:01 a.m. Board President Rowe announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Deb Jensen stated the annual JLDI meeting went well and thanked Devin Brundage, Mike Drain and Luke Ritz for their attendance and participation.

CONSENT TO ASSIGNMENT SUMMARY: There were six consents at Johnson Lake approved during the month of June, 2020.

PERMIT TO CONSTRUCT SUMMARY: The following permits were approved during the month of June, 2020:

Permits to Construct Approved by General Manager 6/26/2020			
Name	Description	Amount	Purpose
Black Hills Nebraska Gas, LLC	Section 16-6-19 Section 17-6-19 Section 29-7-19 Section 28-7-19	\$0.00	Replace gas lines across Central's E65 canal's laterals.
Midwest Electric Cooperative	SE1/4 24-15-39 SW1/4 19-15-38	\$440.00	Install underground electrical service.
K-3 Cabin Association	SE1/4 16/21-15-39	\$0.00	K-3 cabin area drainage project.

Permits to Construct Approved by Land Administration Department 6/26/2020 – Johnson Lake			
Name	Description	Permit & Purpose	Date Approved & Fee
Zecha, Sandra L	37 Mallard Cove Dr. 19B	Amended SWAF Permit - Amended to include an 8'x8' swim platform and two 4'x8' dock sections.	06/16/2020 No Application Fee
Miller, Michael E. & Carolyn J.	128 Lakeview Acres	Amended SWAF Permit - Amended to install two 4'x8' dock sections.	05/21/2020 No Application Fee
Rischling, Marla	14 North Cove Dr. 10	Amended TREE Permit - Trim two trees along fence line and remove cottonwood along fence line.	05/28/2020 No Application Fee
Eakes, John and Kandice	34 East Shore Dr. 1A	DWEL Permit - Construct a 42"x4" walkway to be distributed equally over the shared boundary with 35 East Shore.	06/16/2020 No Application Fee
Divis, Melvin & Janice	42 Mallard Cove	SWAF Permit - Install a 8'x12' shorestation.	03/19/2020 \$50.00 Application Fee
Coleman, Mitchell and Laura	1 Crappie Corner Dr. 5	DWEL Permit - Remove and replace deck and new sidewalk.	06/22/2020 No Application Fee
Ourada, Andrew J.	3 Northeast Cove Dr. 9	SWAF Permit - Install five 4'x8' dock sections. Install a 6'x9' jet-ski lift.	05/28/2020 \$50.00 Application Fee
Holbrook, Pamela	24 Park Lane Dr. 28	Amended DWEL Permit - Amended to include construction of elevated deck.	06/17/2020 No Application Fee
Schulte, Conly and Kelly	39 North Shore Dr. 8	DWEL Permit - Place crushed white rock over existing white rock on property.	06/16/2020 No Application Fee
Minnick, Philip and Amy	25 Park Lane Dr. 28	DWEL Permit - construct a fire pit using 8" landscape blocks to a height of 13" and a total diameter of 52".	06/12/2020 No Application Fee
Lane, Robert and Louise	33 Mallard Beach	Amended DWEL Permit - Amended to include construction of railing granted by variance, replacement concrete and drainage.	06/12/2020 No Application Fee

Stapleton, John and Marie	38 Mallard Cove	DWEL Permit - Install a 4'8"x4'2"x6'9" storage shed on lot.	06/12/2020 No Application Fee
Robinson, Thomas and Katheryn	32 Perch Bay Dr 6	Amended DWEL Permit - Amended to include the removal of an unpermitted elevated walkway and replacement with on-grade walkway.	06/12/2020
Olsen, Charles and Joyce	35 East Shore Dr. 1A	DWEL Permit - Construct a 42"x4" walkway distributed equally over the shared boundary line with 34 East Shore.	06/16/2020 No Application Fee
Norden, Carl	46 Bass Bay	TREE Permit - Remove small tree located in the front of the house that is in danger of falling over from loss of tree limbs.	05/22/2020 No Application Fee
Bass Bay Area Association	Bass Bay Open Space	TREE Permit - Remove 4 pine trees along Bass Bay Drive.	05/22/2020 No Application Fee
Moran, Michael D & Susan L	32 Bass Bay Dr. 16	SWAF Permit - Joint permit between 32 & 31 Bass Bay. Install stairs along dock; install a 6'x8' jet-ski lift; install an 8'x8' swim platform; install an 11'x13.5' shorestation; install a 4'x120' dock; and install an 8'x8' swim platform.	05/19/2020 \$50.00 Application Fee
Florell, Eugene R	47 Sandy Point Dr. 24A	SWAF Permit - Install a 6'x9' jet-ski lift; install a 4'x16' dock; install a 12'x12' shorestation; install a 4'x48' dock; and install a 4'x8' dock.	05/04/2020 \$50.00 Application Fee
Mooberry, Thomas C & Patricia A	3 So. Crappie Corner	SWAF Permit - Install a 15'x20' on-grade patio along the shoreline.	05/06/2020 \$50.00 Application Fee
Samuelson, Kathleen; Samuelson, Richard	20 Bass Bay Dr. 16	SWAF Permit - Install a 4'x8' section of dock.	05/19/2020 \$50.00 Application Fee
Sweeney, Pamela J.	156 Lakeview Acres	SWAF Permit - Install a 4'x20' access to the shoreline with a 4'x5' section at the bottom.	05/18/2020 \$50.00 Application Fee
Keiser, Brian	8 Mallard Beach	TREE Permit - Remove trees and bushes behind garage.	05/10/2020 No Application Fee
Rowedder, Dan & Carol	2 Crappie Corner	TREE Permit - Trim tree branches along boundary line of Lots 2 & 3; trim tree branch near house of Lot 3	05/18/2020 No Application Fee
Crappie Corner Area Association	6 Crappie Corner	VEG Permit - Plant trees/shrubs in the Crappie Corner common area	05/17/2020 No Application Fee
Velder, Ron & Nancy	10 East Shore Dr. 1B	DWEL Permit - Replace existing fence with an interim safety fence.	05/27/2020 No Application Fee
W.J.D. Farms, Inc.	27 Mallard Beach	DWEL Permit - Place a 10'x12' storage shed on property.	06/08/2020 No Application Fee
Davenport, Rock D & Jacqueline L	9 Park Lane Dr. 28	DWEL Permit - Pour a 10'x31' concrete pad on the west side of the house and a 10'x8' concrete pad along the south side of the house.	06/01/2020 No Application Fee
Slack, Kimberly D; Slack, Marcy J.	39 Park Lane Dr. 28	SWAF Permit - Install three 4'x16' dock sections.	05/21/2020 \$50.00 Application Fee
Miller, Michael E & Carolyn J	128 Lakeview Acres	SWAF Permit - Install a 4'x8' dock section.	05/20/2020 \$50.00 Application Fee
Mroczek, Gary & Deb	6 North Shore Dr. 8	ECS Permit - Install a 14'x2' retaining wall on the side of the cabin and a 28'x2' retaining wall on the road side of the cabin.	05/27/2020 No Application Fee

Halliwell, Cory M & Becky S	38 Bass Bay Dr. 16	SWAF Permit - Install a 4'x128' dock with two 6'x9' jet ski lifts and a 12'x12' shorestation.	05/19/2020 \$50.00 Application Fee
Stapleton, John P & Marie L	38 Mallard Cove Dr. 19B	SWAF Permit - Install a 4'x32' wood dock with a 8'x16' swim platform. Install a 12'x12' aluminum shorestation and a 6'x9' aluminum jet-ski lift.	05/11/2020 \$50.00 Application Fee

Permits to Construct Approved by Land Administration Department 6/26/2020 – Lake McConaughy			
<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
Key, Richard J & Gaye L	59 K-1 Rd	DWEL Permit - Construct a 8'x29'-36' addition to an existing deck.	06/03/2020 No Application Fee
McLaughlin, Richard E; McLaughlin, Thanis R	40 K-1 Rd	SWAF Permit - Install a 6'x130' access to the shoreline.	05/19/2020 \$50.00 Application Fee
Anderson, Lane K & Kerri J	14 K-3 Rd	DWEL Permit - Construct a 6' wide sidewalk along the south side of the house and an 18'x20 concrete patio addition on the east side of the house. A metal covering using a 'corn crib' structure with a 16' diameter shall be placed over a portion of the patio.	05/18/2020 No Application Fee

Permits to Construct Approved by Land Administration Department 6/26/2020 – Jeffrey Lake			
<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
Canfield, Jeffrey and Sara	91 Pelican Dr	DWEL Permit - Replace existing concrete pad.	06/12/2020 No Application Fee
Rogers, George and Arlyn	8 Lakeview Rd	Amended SWAF Permit - Amended expiration date.	06/10/2020 No Application Fee
Lockwood, Scott	90 Pelican Dr	VEG Permit - Plant one new tree on property.	05/27/2020 No Application Fee
Huntley, Grant and Dana	103 Pelican Dr	SWAF Permit - Install two 4'x25' dock sections; install a 12'x28' shorestation; and install two 5'x11' jet ski lifts.	06/17/2020 \$50.00 Application Fee
Graff, Peter M & Linda L	44 S. Lakeview Rd.	SWAF Permit - Install a 3'x8' dock section and install a 8'x12' swim platform.	06/01/2020 \$50.00 Application Fee
Skeen, Marlene K.	59 S. Lakeview Rd.	SWAF Permit - Install two 4'x10' dock sections.	06/01/2020 \$50.00 Application Fee
Wells, Kurt W & Tammy R; Wells, Ryan & Erik B	78 Pelican Dr.	SWAF Permit - Install a 4'x18' dock leading to an 8'x12' swim platform.	05/26/2020 \$50.00 Application Fee
Wahlgren, Carol J.	96 Pelican Drive	Amended TREE Permit - Plant vegetation on property.	05/27/2020 No Application Fee
Rickett, Mitchell and Lorraine	21 Lakeview Rd	SWAF Permit - Install a 3'x8' dock section.	06/08/2020 \$50.00 Application Fee
Bender, David and Patricia	66 S. Lakeview Rd	SWAF Permit - Add a 12'x8' section of patio to existing patio.	06/08/2020 \$50.00 Application Fee

Permits to Construct Approved by Land Administration Department 6/26/2020 –Midway Lake			
<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
Whiting, Larry	6 Paulsen Loop	Amended SWAF Permit - Amended to include a 12'x12' shorestation.	06/22/2020 No Application Fee

Permits to Construct Approved by Land Administration Department 6/26/2020 – Knapple Lake			
<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
Davis, Richard	508 E 14th	TREE Permit - Cut trees near lake.	05/27/2020 \$200.00

PERMIT TO CONVEY WATER: Dave Ford presented the following Conveyance Permit:

Conveyance Permits 6/26/2020		
<u>Location</u>	<u>Operator</u>	<u>Notes</u>
E67-0.9 to 1.1 & 1.5	Bryant Knoerzer	Bryant will convey water in the E67 main canal to two locations on the same account.

2020 BUDGET REVISION: Eric Hixson presented Hydro Division Budget Revision #6 as follows:

	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Supply Canal Capital</u>			
RTU Supply Canal 47.6	\$15,000	\$20,000	\$5,000
		Net Change	\$5,000

He stated an additional budget revision is necessary for the governor upgrades at the power plants that Anton Hassebrook will present later. He will work with Rochelle Jurgens to present the additional budget revision request at the July 6, 2020 Regular Business Meeting.

WORK ORDER/PURCHASE REQUISITION SUMMARY: The following work order was presented:

- a. Work Order No. 107415 – Supply Canal Siphon 47.6 RTU (\$20,000.00)

CONTRACT NO. 0-696 – NMC CATERPILLAR – 2019 LONG REACH EXCAVATOR: Duane Cernousek stated the equipment has been delivered, inspected, and found to be satisfactory. Staff recommends final payment and closure of the contract.

POWER AND RECREATION COMMITTEE (6/23/2020): Ron Fowler gave an overview of the items the committee took action on at their meeting held earlier this week:

- a. Application for Variance – 64 Mallard Beach, Johnson Lake: The committee voted to deny the variance for the proposed construction of a non-conforming deck which would violate the SWAF Side Setback, Shoreline Construction Setback and Lot Line Construction Setback.
- b. Application for Variance – 38 Mallard Cove, Johnson Lake: The committee voted to recommend Board approval of the variance for the replacement of the fence, provided a gate is installed within close proximity to the shoreline to serve as a public access point for use of the shoreline.
- c. Bass Bay Replat and Lot Consolidation – 39-42 Bass Bay, Johnson Lake: The committee voted to recommend Board approval of the Bass Bay Replat and Lot Consolidation of Lots 39-42 Bass Bay, Johnson Lake.

- d. Waiver of Residential Lease Interest Charges – 26 K-1, Lake McConaughy: The committee voted to recommend Board approval to waive the accrued interest in the amount of \$21.34.

2020 ANNUAL OPERATING PLAN UPDATE: Cory Steinke provided an update to the Board about a change in operations that differs from the 2020 Annual Operating Plan (AOP) between CNPPID and NPPD. Due to dry conditions in the Platte River Basins and the less than anticipated spring runoff in the mountains, CNPPID and NPPD have agreed to amend the operations in the 2020 AOP. The Districts have agreed to change the mode of operation from full power mode releases to release just water for irrigation demands, with the exception that the Keystone Diversion will maintain a full diversion until Lake McConaughy reaches an elevation of 3,252.5 ft. At that time, the Districts will switch back to the operations described in the 2020 AOP of releasing only storage water for irrigation demands.

BID TAB – JEFFREY/J1/J2 GOVERNOR UPDATE: Anton Hasebrook presented bids from L & S Electric, American Governor, Nexus Controls, and Voith Hydro, with American Governor's bid of \$350,929.65 being the lowest. He would like to continue seeking references on the companies before making a selection. Staff will plan to make a final recommendation at the July 6, 2020 Regular Business Meeting.

2020/2021 BOARD MEETING SCHEDULE: A draft of the 2021 board meeting schedule was presented and discussions were held about the proposed dates of committee meetings in November and December of 2021. The schedule will be presented for approval at the July 6, 2020 Regular Business Meeting.

OUT OF STATE TRAVEL: No out of state travel was reported to occur in July, 2020.

LEGISLATION: Jeff Buettner reported the Legislature plans to reconvene on July 20, 2020. He received a response from Senator Brewer's office regarding his intent to pursue passage of LB1055.

BOARD COMMENTS: Director Dave Nelson commented on his recent stay at Jeffrey Lodge and will present photos at the next board meeting. Director Dudley Nelson stated he has enjoyed his appointment on the Power and Recreation Committee to temporarily replace Robert Petersen. Director Fowler announced the birth of his great granddaughter. Director Knoerzer thanked Devin Brundage for keeping operations running smoothly during the pandemic. Director Bogle thanked Emily Anderson for providing technical support during the pandemic.

A break was taken at 9:49 a.m. The meeting resumed at 10:01 a.m.

2019 FINANCIAL AUDIT REPORT BY BKD LLP: Chris Lindner and Abby Dobson of BKD, LLP were present to review the Audit Report and Financial Statements and Disclosures for the year ending December 31, 2019.

MANAGEMENT REPORTS:

- a. Cory Steinke displayed a video of crews driving steel pilings while constructing the new bridge below the Jeffrey return at MP 27.2. He also displayed photos of the relocated fence around the Gothenburg office, the new excavator, and the headgate to the Cottonwood Ranch pipeline. Dredging continues at the Diversion Dam and Jeffrey Lake.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,253.9, 1,412,000 acre feet, and 81.7% capacity. Inflows to Lake McConaughy are 700 cfs and outflows are 3,700 cfs, 600 cfs of which are for Environmental Account releases. Plans are underway to conduct a chokepoint test at North Platte in mid-July.
- c. Anton Hasebrook has been building and installing the RTU at the Cottonwood Ranch pipeline headgate. Crews are starting to install the generator at Jeffrey hydro.

- d. Mike Drain plans to file several reports with FERC by June 30, 2020.
- e. Jim Brown presented aerial photos of the current and alternate sites of the JLDI grass dump site. He provided an update about Lake McConaughy from NGPC. He showed a before and after overlay video showing the minimal amount of erosion at Mako Chi Mni over the past several years.
- f. Jeff Buettner, Holly Rahmann and Jim Brown met with Firespring earlier this week to discuss plans to capture drone and other footage to update the District's virtual tour video. The NWRA board plans to proceed with the annual joint conference with NSIA in November. He intends to start conducting JLDI tours in August.
- g. Dave Ford reported we are at the end of week 3 of irrigation season. Around 700 cfs is being diverted into the main canals this morning. Crews have begun spraying chemical to control the aquatic vegetation.
- h. Dusty Way presented photos and video of a tile drain pipe that was repaired after RJH hit it while drilling their bore holes along Elwood Reservoir which caused water to backup into the annubar chamber, filling the pipe with grout and other debris.
- i. Rochelle Jurgens made the annual J-2 interest transfer totaling \$321,298 to the Hydro division. She reported there are four outstanding lease fees at Lake McConaughy and seven at Johnson Lake. She created a COVID-19 job order a couple months ago to track expenses related to the pandemic.
- j. Eric Hixson continues conversations with Evergy regarding the power purchase agreement. He conducted a tour of District facilities earlier this week with members of the Municipal Energy Agency of Nebraska (MEAN).
- k. Holly Rahmann announced the District's annual golf outing and employee luncheon is scheduled for August 1, 2020 in Bertrand. She is working on a new edition of The Communicator. She has been assisting Jacob Drain with his Eagle Scout project to create tour signage for Kingsley Hydro. She is finalizing the irrigation signs and obtaining quotes.
- l. Devin Brundage attended a PRRIP Governance Committee meeting earlier this month via Zoom where the subject of target flows was a primary topic. He will be taking a group on a tour of the District on July 1, 2020. He is investigating the costs and possibilities of reorganizing and creating more individual office spaces within the Holdrege building.

LEGAL UPDATE: Mike Klein attended a recent meeting with a group of Platte water users. Charles Brewster commented the new tax protests were filed in Dawson County and the hearing is scheduled on July 22, 2020.

PERSONNEL: This was discussed in Closed Session.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETING DATES: There is an Administration Committee meeting immediately following this meeting.

At 11:33 AM it was moved by Director R. Olson and seconded by Director Dahlgren to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Mueller and Petersen. None voted no and the motion was declared carried. Personnel. The purpose of entering into Closed Session was to receive legal advice regarding a personnel issue.

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

At 12:01 PM it was moved by Director Dudley Nelson and seconded by Director Knoerzer to exit Closed Session and reconvene in Regular Session Upon voting on the motion, the following Directors voted therefore: Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Mueller and Petersen. 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 Fowler and seconded by Director Soneson to adjourn the meeting at 12:02 PM. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Mueller and Petersen. 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
JULY 6, 2020 – 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 29, 2020, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on June 29, 2020, the North Platte Telegraph on June 30, 2020, and the Lexington Clipper-Herald on July 1, 2020 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 June 17, 2020.

The following Directors were present:

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

The following Director was absent: Robert B. Dahlgren and Robert L. Petersen

Also present were:

Devin M. Brundage, General Manager	*Luke Ritz, Land Administrator
Rochelle A. Jurgens, Controller & Finance Mgr.	Van D. Fastenau, Irrigation Operations Super.
Eric R. Hixson, Electrical Project Operations Mgr.	*Holly G. Rahmann, Public Relations Asst.
Mike A. Drain, Nat. Resources & Compliance Mgr.	*Dusty Way, Irrigation O & M Assistant
David R. Ford, Irrigation Operations Mgr.	Jim Brown, Compliance Coordinator
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Duane Cernousek, Purchasing Agent
Jeff J. Buettner, Govt & Public Relations Mgr.	Charles Brewster, Legal Counsel
Tyler A. Thulin, Civil Engineer	Emily J. Anderson, Assistant Secretary
Anton Hassebrook, Hydroelectric Ops Super	

Others present were:

Carson Messersmith	*Deb Jensen, on behalf of JLDI
John Thorburn, Tri-Basin NRD	

**Attended virtually via Zoom*

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

PUBLIC INPUT: John Thorburn discussed a new service sponsored by Tri-Basin, Central and the Phelps County Extension office that will text daily and forecasted evapotranspiration data to

users upon request. Anyone interested in the service can text ET DATA to 80123.

CONSENT AGENDA: Devin Brundage gave an overview of the items on the Consent Agenda which were previously presented and discussed at the June 26, 2020 Committee Meeting of the Board.

President Rowe asked the Directors if there were items they wished to be removed from the Consent Agenda to be discussed and voted on individually. Hearing none, the following items were presented for approval:

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held June 1, 2020**
- **Approval of Minutes of Committee Meeting of the Board of Directors held June 26, 2020**
- **Approval of the July disbursements:**

Hydro Division:

Check # 62510-VOID; 62544 through 62767 and 8900069 through 8900088 \$1,104,767.01
(Accounts Payable)

Payroll \$522,586.38

Kingsley Division:

Check # 3225 through 3235 (Accounts Payable) \$54,485.07

J-2 Regulating Reservoir Construction Fund:

NONE \$NONE

Glendo Division:

NONE \$NONE

Flex Spending Account:

Check #s 4790668, 6768600 and 6806767 \$2,078.80

- **Approval of Progress Estimate No. 1 (Final), Contract No. 0-696 - NMC Caterpillar for 2019 Long Reach Excavator (\$265,253.00)**
- **Approval of Closure of Contract No. 0-696 – NMC Caterpillar for 2019 Long Reach Excavator**
- **Denial of the Application for Variance at 64 Mallard Beach, Johnson Lake for the proposed construction of a non-conforming deck which would violate the SWAF Side Setback, Shoreline Construction Setback and Lot Line Construction Setback**
- **Approval of Application for Variance at 38 Mallard Cove, Johnson Lake for the replacement of the fence, provided a gate is installed within close proximity to the shoreline to serve as a public access point for use of the shoreline**
- **Approval of the Lots 39-42 Bass Bay Replat and Lot Consolidation at Johnson Lake**
- **Approval of the waiver of the residential lease interest charges in the amount of \$21.34 for the tenant of 26 K-1, Lake McConaughy**
- **Approval of 2020/2021 Board Meeting Schedule as follows:**

Regular Committee Meeting Date

Friday, July 24, 2020
Friday, August 28, 2020
Friday, September 25, 2020
Friday, October 23, 2020
Friday, November 20, 2020
Friday, December 18, 2020

Regular Business Meeting Date

Monday, August 3, 2020
Tuesday, September 8, 2020
Monday, October 5, 2020
Monday, November 2, 2020
Monday, December 7, 2020
Thursday, January 7, 2021

Friday, January 22, 2021
 Friday, February 19, 2021
 Friday, March 26, 2021
 Friday, April 23, 2021
 Friday, May 28, 2021
 Friday, June 25, 2021
 Friday, July 23, 2021
 Friday, August 27, 2021
 Friday, September 24, 2021
 Friday, October 22, 2021
 Friday, November 19, 2021
 Wednesday, December 22, 2021

Monday, February 1, 2021
 Monday, March 1, 2021
 Monday, April 5, 2021
 Monday, May 3, 2021
 Monday, June 7, 2021
 Tuesday, July 6, 2021
 Monday, August 2, 2021
 Tuesday, September 7, 2021
 Monday, October 4, 2021
 Monday, November 1, 2021
 Monday, December 6, 2021
 Monday, January 3, 2022

It was moved by Director S. Olson and seconded by Director Knoerzer to approve the Consent Agenda as presented. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Dahlgren and Petersen. None voted no and the motion was declared carried.

2020 BUDGET REVISION: Eric Hixson presented the 2020 Hydro Division Budget Revision #6 as follows:

	<u>Current Budget</u>	<u>Proposed Budget</u>	<u>Difference</u>
<u>Supply Canal Capital</u>			
RTU Supply Canal 47.6	\$15,000	\$20,000	\$5,000
Governor Upgrade – Jeffrey, J1, J2	\$260,000	\$460,000	\$200,000
		Net Change	\$205,000

It was moved by Director R. Olson and seconded by Director Dudley Nelson to approve the 2020 Hydro Division Budget Revision #6 in the net amount of \$205,000. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Dahlgren and Petersen. The motion was declared carried.

CONSTRUCTION WORK ORDER NO. 107415 – SUPPLY CANAL SIPHON 47.6 RTU (\$20,000.00): Eric Hixson stated this work order corresponds to the budget revision approved under the previous agenda item.

It was moved by Director Dudley Nelson and seconded by Director Knoerzer to approve Construction Work Order No. 107415 for the Supply Canal Siphon 47.6 RTU in the amount of \$20,000.00. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Dahlgren and Petersen. The motion was declared carried.

BID TAB – JEFFREY/J1/J2 GOVERNOR UPGRADE: Anton Hassebrook presented a summary of the bids received from L & S Electric, American Governor Solutions, Nexus Controls, and Voith Hydro. After Eric Hixson and he conducted research of each company’s experience, references, and equipment and price comparisons, he stated staff recommends accepting American Governor Solutions’ bid in the amount of \$345,298.78.

It was moved by Director R. Olson and seconded by Director Bogle to accept American Governor Solutions’ bid in the amount of \$345,298.78 for the Jeffrey/J1/J2 Governor Upgrade, subject to legal review. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Dahlgren and Petersen. The motion was declared carried.

CONSTRUCTION WORK ORDER NO. 107422 – JEFFREY/J1/J2 GOVERNOR UPGRADE (\$460,000.00): Eric Hixson stated this work order corresponds to the budget revision approved earlier.

It was moved by Director S. Olson and seconded by Director Knoerzer to approve Construction Work Order No. 107422 for the Jeffrey/J1/J2 Governor Upgrade in the amount of \$460,000.00. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Dahlgren and Petersen. The motion was declared carried.

REAL ESTATE NEGOTIATIONS: This was discussed in Closed Session.

LEGISLATION: Jeff Buettner participated in a webinar last week about what to expect when the legislature reconvenes on July 20, 2020.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

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

BOARD COMMENTS: Director Dave Nelson displayed several pictures he took of Jeffrey Lake during a recent stay at Jeffrey Lodge with his family. Director Fowler discussed a vehicle accident at the Johnson Lake outlet bridge last week that resulted in a fatality. Director Bogle complimented the crew that repaired the outlet bridge following the vehicle accident.

LEGAL UPDATE: Charles Brewster has been following a wrongful death suit filed against NPPD and NDNR by the family of a man who died when the Spencer Dam on the Niobrara River collapsed last year.

MANAGEMENT REPORTS: The following management reports were presented:

- a. Cory Steinke stated at the direction of Lance Harter of Oak Creek Engineering, the current bridge project and future bridge projects will include guardrails that extend further out along the roadway. The dredge at Jeffrey Lake suffered a broken hydraulic line and has been inoperable for several days.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,251.7, 1,355,000 acre feet, and 78.4% capacity. Inflows are 600 cfs and outflows are at 3,750 cfs. Around 400 cfs of the outflows are for environmental account releases.
- c. Mike Drain reported on the vehicle accident that resulted in the death of the driver when it drove off the outlet bridge at Johnson Lake and into the canal, and a drowning death at Lake McConaughy. Both fatalities were reported to FERC as required. The Dam Safety Surveillance Monitoring Report (DSSMR) was filed with FERC on June 30, 2020. He stated Jim Brown shot drone footage of Lake McConaughy on July 3, 2020.
- d. Jeff Buettner announced that someone from NET will interview Devin Brundage next week. The footage will be included in a water video being produced by NSIA and will air on NET in the late fall.
- e. Dave Ford stated the irrigation season is on week three of six. The main canals have been running at maximum capacity.

At 9:54 AM it was moved by Director Soneson and seconded by Director S. Olson to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Dahlgren and Petersen. None voted no and the motion was declared

carried. The reason for entering into Closed Session was to discuss the following agenda item: Real Estate Negotiations. The purpose of entering into Closed Session for this item was to receive legal advice, protect the public interest, and discuss contract and real estate negotiations.

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

At 10:31 AM it was moved by Director R. Olson and seconded by Director Knoerzer to exit Closed Session and reconvene in Regular Session Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Dahlgren and Petersen. None voted no and the motion was declared carried. Board President Rowe stated the item discussed in Closed Session was Real Estate Negotiations.

REAL ESTATE NEGOTIATIONS: It was moved by Director Bogle and seconded by Director Dudley Nelson to authorize Devin Brundage to enter into negotiations to develop a purchase agreement for an 195 acre tract in Dawson County, according to the terms and conditions discussed in Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Dahlgren and Petersen. None voted no and the motion was declared carried.

ADJOURNMENT: It was moved by Director Soneson and seconded by Director S. Olson to adjourn the Regular Business Meeting of the Board at 10:33 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Fowler, Knoerzer, Mueller, Dave Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent were: Dahlgren and Petersen. None voted no and the motion was declared carried.

THE CENTRAL NEBRASKA PUBLIC POWER
AND IRRIGATION DISTRICT

ATTEST:

Robert B. Dahlgren, Secretary

By _____
David L. Rowe, President