

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

JUNE 1, 2020 – 9:00 A.M.

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MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
MAY 22, 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 May 18, 2020, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 18, 2020, and the North Platte Telegraph and Lexington Clipper-Herald on May 16, 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 May 13, 2020.

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

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

The following Directors were absent: Robert L. Petersen and David L. Rowe

Also present were the following:

| | |
|--|---|
| Devin M. Brundage, General Manager | Tyler A. Thulin, Civil Engineer |
| Rochelle A. Jurgens, Controller & Finance Mgr. | Van D. Fastenau, Irrigation Operations Super. |
| Eric R. Hixson, Electrical Project Operations Mgr. | Luke Ritz, Land Administrator |
| Mike A. Drain, Nat. Resources & Compliance Mgr. | Holly G. Rahmann, Public Relations Asst. |
| David R. Ford, Irrigation Operations Mgr. | Dusty Way, Irrigation O & M Assistant |
| 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:

| | |
|--------------------|----------------------------|
| Michael C. Klein | Jesse Bradley, NDNR |
| Carson Messersmith | Jennifer Schellpeper, NDNR |

* * * * *

Due to the absence of the Board President, David L. Rowe, Board Vice President, Ronald E. Fowler, assumed the duties of Chairman Pro Tem pursuant to Article X of Robert's Rules of Order.

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

At 9:03 A.M., the Chairman Pro Tem, Ronald E. Fowler, announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: Charles Brewster introduced Carson Messersmith who is pursuing a law degree and is interning as a law clerk with Anderson, Klein, Brewster & Brandt this summer.

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

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

| Permits to Construct Approved by General Manager 5/22/2020 | | | |
|--|-----------------|------------|--|
| Name | Description | Amount | Purpose |
| Crappie Corner Area Association | SE1/4 32-9-22 | Fee Waived | Resurface the Crappie Corner roadway with a 2" asphalt overlay. |
| Northeast Bay Area Association | SW1/4 33-9-22 | Fee Waived | Replace a portion of the existing Northeast Bay roadway with concrete. |
| Perch Bay Area Association | Pt N1/2 32-9-22 | Fee Waived | Resurface the Perch Bay roadway with 2" asphalt overlay. |

| Permits to Construct Approved by Land Administration Department 5/22/2020 – Johnson Lake | | | |
|--|------------------------------|---|--|
| Name | Description | Permit & Purpose | Date Approved & Fee |
| Zecha, James | 37 Mallard Cove | TREE Permit – Trim tree growing where the house meets the driveway | 04/30/2020 No Application fee |
| Zecha, Sandra | 37 Mallard Cove | SWAF Permit – Install a 16'x18'6" patio and two 7'x18" benches. | 04/30/2020 \$50.00 Application Fee |
| Nelson, Scott and Heather | 41 Lakeview Acres | SWAF Permit – Install a 5'x20' EZ dock. | 04/23/2020 \$50.00 Application Fee |
| Poggendorf, Shannon | 19 Park Lane Dr. 28 | DWEL Permit - Construct a 10'x10' on grade patio on the SW corner of the lot using crushed black granite surrounded by edging block or plastic edging. | 05/06/2020 No Application Fee |
| A&E Becker & M&D Winterfield | 118 Lakeview Acres Dr. 14D | SWAF Permit - Install two 5'x10' Jetski lifts on the right hand side of existing dock. | 04/28/2020 \$50.00 Application Fee |
| Mooberry, Thomas C & Patricia A | 3 South Crappie Corner Dr. 3 | DWEL Permit - Construct an extension of the existing concrete sidewalk. Fill will be placed in the location of an existing sandbox and a 6'x8' concrete slab will be poured to connect existing sidewalk. | 05/13/2020 No Application Fee |
| Kubert, Deanna | 10 Mallard Cove Dr. 19A | DWEL Permit - Pour new 32'x26'-28' concrete pads west of the existing garage with a new 10'x14' concrete pad adjacent to the NE corner to shed and garage and a new 10'x10.5' concrete pad east of existing shed. | 05/13/2020 No Application Fee |
| Roemmich, David A & Christine L | 3 Northeast Bay Dr. 4 | DWEL Permit - Replace 20' of existing sidewalk with new concrete | 05/13/2020 No Application Fee |
| Werger, Christine M. | 52 Lakeview Acres Dr. 14A | DWEL Permit - Install a 42" fence along the outside lot boundary and a 36" fence along the top of the retaining wall with a 4' wide gate at existing sidewalk. | 05/14/2020 No Application Fee |
| Riedy, Rex F & Diane J | 42 Mallard Beach Dr. 20 | DWEL Permit - Construct a new steel roof over entire structure. | 05/07/2020 No Application Fee |

| | | | |
|---------------------------------|--------------------------------|---|---|
| Philpot-Long Partnership | 14 Crappie Corner | DEF Permit - Construct a drain to grade in the area of the common lot boundary of 14 & 16 Crappie Corner. Excavate and reshape to form sloping sides to assist with water discharge, sod and soil will be removed as necessary and the area reseeded to grass. | 04/08/2020 \$50.00 Application Fee |
| DJ&J Cabin, LLC | 17 Kirby Point Dr. 2 | DWEL Permit - Construct a new concrete patio and sidewalk on lakeside of structure. Patio will be 14'x32' with a 6'x21' sidewalk to shoreline. | 04/29/2020 \$50.00 Application Fee |
| Farnsworth, Mark G & Sherl L | 11 Mallard Beach Dr. 20 | DWEL Permit - Pour a concrete pad, construct a drainage project, and construct a raised garden bed. | 04/28/2020 \$50.00 Application Fee |
| Gibson, Dale R & Patricia | 8 Kirby Point Dr. 2 | After-the-Fact DWEL Permit - Place a 12'x24' storage building on concrete patio. | 04/30/2020 \$100.00 After The Fact Fee |
| Rekart, Toby | 15 Lane 1 Dr. 28 | TREE Permit - Remove 10" round tree on NE corner of property | 04/30/2020 No Application Fee |
| Ottemann, Harlan D & Debra L | 28 Sandy Point Dr. 24A | DWEL Permit - Install a 20' flagpole and 18"x20" concrete base for flagpole. | 05/07/2020 No Application Fee |
| Mooberry, Thomas C & Patricia A | 3 So. Crappie Corner | ECS Permit - Install 70' of riprap along the shoreline. | 05/06/2020 No Application Fee |
| Stapleton, John | 38 Mallard Cove Dr. 19B | TREE Permit - Trim/remove 2 pine trees north of garage. | 04/20/2020 No Application Fee |
| Stolz, Brent & Patricia | 100 Mallard Beach Dr. 22 | Amended SWAF Permit - Amended to include a 12'x12' shorestation. | 05/12/2020 No Application Fee |
| A&E Becker & M&D Winterfield | 118 Lakeview Acres Dr. 14D | Amended SWAF Permit - Amended to include installation of a 6"x2'x13' retaining wall and a 10'x13' patio | 05/06/2020 No Application Fee |
| Fellers, Beverley | 24 Crappie Corner Dr. 5 | DEF Permit - Approximately 2' of the existing concrete drive located along the common lot boundary of 24 & 25 Crappie Corner will be replaced to continue grade of the drain. Sod and soil will be excavated and removed as necessary to form a base for the drain to carry discharge water to the lake and reseed grass. | 04/08/2020 \$50.00 Application Fee |
| Pickel, Ronald D & Susan G | 64 Mallard Beach So Bay Dr. 21 | ATF DEF Permit - Previously excavated, resloped and replaced sod within lot boundary. | 04/22/2020 \$100.00 After the Fact Fee |
| Nichols, Gene E & Marilyn K | 25 Crappie Corner Dr. 5 | DEF Permit - Approximately 2' of the existing concrete drive located along the common lot boundary of 24 & 25 Crappie Corner will be replaced to continue grade of the drain. Sod and soil will be excavated and removed as necessary to form a base for the drain to carry discharge water to the lake and reseed grass. | 04/08/2020 \$50.00 Application Fee |
| Paquin, Wayne & Jamie | 1 Lane One Dr. 28 | DWEL Permit - Pour a concrete parking area that will connect to the existing concrete with a 3' wide sidewalk. | 04/21/2020 No Application Fee |
| McKeone, Tod A & Michele M | 7 Northeast Bay Dr. 4 | DWEL Permit - Build a single family home with basement. House will be 36'x88' including attached garage, covered deck on lake side and entry door on the North side with 2'x7' concrete step. | 04/17/2020 No Application Fee |

| | | | |
|--------------------------------|------------------------------|--|--|
| Bass Bay Area Association | Bass Bay Roadway | TREE Permit - Trim/Remove trees along the Bass Bay Roadway | 04/08/2020 No Application Fee |
| Canella, John J & Michelle R | 16 Crappie Corner | DEF Permit - Construct a drain to grade in the area of the common lot boundary of 14 & 16 Crappie Corner. Excavate and reshape to form sloping sides to assist with water discharge, sod and soil will be removed as necessary and the area reseeded to grass. | 04/08/2020 \$50.00 Application Fee |
| Wohlgemuth, David L & Branda K | 4 South Crappie Corner Dr. 3 | ECS Permit - Install 95' of riprap along shoreline | 04/22/2020 No Application Fee |

| Permits to Construct Approved by Land Administration Department 5/22/2020 – Lake McConaughy | | | |
|---|--------------------|--|---|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Hartman, Dan; Wolff, Tracy | 50 K-1 Rd | ATF SWAF Permit – Installed 12 Marston Mats within a 6'W vehicular route of access to the shoreline. Installed 5'W gravel, wood, and concrete access connecting to a previously permitted access to the shoreline. | 04/30/2020 \$50.00 Application Fee \$50.00 ATF Fee |
| Miller, Mary Sue | 2 K-4 Rd | DWEL Permit - Install a septic system. | 04/20/2020 No Application Fee |

| Permits to Construct Approved by Land Administration Department 5/22/2020 – Jeffrey Lake | | | |
|--|--------------------|---|--|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Richeson, Joseph and Angela | 75 Pelican Drive | SWAF Permit – Include installation of a 5'x12' PWC lift and two 5'x8' dock sections | 05/04/2020 \$50.00 Application Fee |
| Lockwood, Scott | 90 Pelican Drive | TREE Permit – Cut branches over hanging road, trim tree by path to lake, remove tree by outbuilding | 04/28/2020 No Application Fee |
| Canfield, Jeffrey K & Sara E | 91 Pelican | Amended TREE Permit - Amended to cut a tree located on the SE side of the cabin. | 04/30/2020 No Application Fee |
| Richeson, Joseph & Angela | 75 Pelican Dr. | Amended SWAF Permit - Amended to include the installation of 5'x12' PWC lift and two 4'x8' dock sections. | 05/04/2020 No Application Fee |
| Anderson, Mark | 102 Pelican Dr. | DWEL Permit - Construct an addition to existing wood elevated deck. Addition will be 28'x11'. | 05/07/2020 No Application Fee |
| Stienike, Nathan W & Daphne L | 74 Pelican Dr. | SWAF Permit - Install a 6'x9' jet-ski lift on the right side of existing dock. | 04/27/2020 \$50.00 Application Fee |

| Permits to Construct Approved by Land Administration Department 5/22/2020 –Midway Lake | | | |
|--|--------------------|---|--|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Greenwald, Susan | 25 Stange Circle | SWAF Permit – Install five 4'x16' dock sections and four 4'x12' dock sections | 04/29/2020 \$50.00 Application Fee |

| Permits to Construct Approved by Land Administration Department 5/22/2020 – Plum Creek Lake | | | |
|---|-----------------------------|---|---|
| <u>Name</u> | <u>Description</u> | <u>Permit & Purpose</u> | <u>Date Approved & Fee</u> |
| Baldonado, Jim & Sharri | 4 Plum Creek Canyon Dr. 12G | SWAF Permit - Install two 4"x12"x14' board on existing ramp for storage of john boat. | 04/15/2020 \$200.00 Application Fee |

WATER SERVICE AGREEMENTS: None.

2020 WATER RIGHTS TRANSFERS: Van Fastenau presented 15 water right transfer requests equaling 207.5 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

Fishell & Fishell Limited- NENE1/4 28-6-16 = 2.5 ac.
 Brian & Mindy Lavicky- NENW1/4 27-6-16 = 8 ac.
 Jerry & Linda Larson- S1/2NW1/4 & N1/2SW1/4 14-6-16 = 22 ac.
 Jon & Kathy Abrahamson- SWSW1/4 24-6-16 = 2 ac.
 Roland Rich- S1/2NE1/4 9-6-18 = 16 ac.
 Kelley Ayres- E1/2SW1/4 10-6-15 = 29 ac.
 Douglas Nisley- S1/2SE1/4 21-8-19 = 10 ac.
 Dahlgren Inc.- S1/2NE1/4 1-6-18 = 46 ac.

E-65

Jimmy Webb- SE1/4SE1/4 29-6-19 = 6 ac.
 K & D Land Co. LLC- S1/2NE1/4 8-6-19 = 30 ac.
 Ruth Renken- N1/2NE1/4 15-7-21 = 5 ac.
 Dahlgren Cattle Co. Inc.- SW1/4 21-7-20 = 3 ac.
 Oliver High Farms Ltd.- NESW1/4 12-7-21 = 4 ac.
 Kurt & Richele Holen- S1/2SW1/4 24-7-21 = 18 ac.

Supply Canal

Brent Gengenbach- SENW1/4 20-9-23 = 6 ac.

RIGHT-OF-WAY TRANSACTIONS: Dave Ford presented aerial photos of the following easements:

| System | Tract No. | Legal Desc. | Landowner | Landowner Easement to Central Acres | Central Quitclaim to L.O. Acres |
|--|-----------|----------------------------|--|-------------------------------------|---------------------------------|
| <i>RIGHT-OF-WAY – Grant of Easement</i> | | | | | |
| E65 | #683 | W1/2SW1/4 of 30-7-19 | Stephen & Carolyn Larson | 1.23 | |
| E65 | #682 | SE1/4 of 22-7-20 | Dennis D. Sand Revocable Trust | 3.51 | |
| E65 | #685 | S1/2 of 12-7-21 | Oliver High Farms | 2.77 | 3.13 |
| E65 | #684 | W1/2NE1/4 of 13-7-21 | James Fastenau, Mary Fastenau, Jane Fastenau, & Amy Fastenau | 2.43 | |
| E65 | #686 | NW1/4NW1/4SW1/4 of 23-7-20 | KSK Properties | 0.42 | |
| Phelps | A18.7#41B | SE1/4 of 9-7-18 | Paul & Gayle Nelson | 5.11 | 5.42 |

WORK ORDER/PURCHASE REQUISITION SUMMARY: Eric Hixson presented the following work order to expand the video surveillance in several areas throughout the District as identified during a recent FERC inspection:

- a. Supplemental Work Order No. 107378S – Video Surveillance (\$14,861)

POWER AND RECREATION COMMITTEE (5/20/2020): Ron Fowler gave an overview of the items the committee took action on at their meeting held earlier this week and made recommendations to the board for consideration at the June board meeting.

- a. Application for Variance – 33 Mallard Beach, Johnson Lake: The committee voted to recommend Board approval of both variance requests for the after-the-fact elevated walkway and handrail.
- b. Application for Variance – 59 K-1, Lake McConaughy: The committee voted to recommend Board approval of the variance for the proposed deck expansion project, subject to the neighbors' approval.
- c. Concession Lease Agreement – Chipper, Co., LLC (1-6 Lakeview Acres), Johnson Lake: The committee voted to recommend Board approval of the Concession Lease Agreement with Chipper, Co., LLC as presented.

YEAR-TO-DATE FINANCIAL REPORT: Rochelle Jurgens presented reports on the year-to-date financial status through March, 2020 for generation, revenues, and operating expenses.

AMENDED WATER SERVICE AGREEMENT – PLATTE TO REPUBLICAN DIVERSION PROJECT: Devin Brundage presented the agreement which has been modified due to NDNR's ruling that Central was not a party to the water right application for the project. The revised document states that although Central owns the Diversion Project, they are not a holder of the appropriation.

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

LEGISLATION: Jeff Buettner reported the Legislature plans to reconvene in June.

BOARD COMMENTS: Director Dave Nelson mentioned a letter he received from a tenant at Johnson Lake and asked staff to respond appropriately. Director Dahlgren commented that he was made aware that there was an RV camping at Phillips Canyon Lake and he did not realize it was designed as a public camping area. Director Dudley Nelson asked if the recent dam failures in Michigan will affect FERC's rules for dam safety, and Mike Drain stated it likely will.

MANAGEMENT REPORTS:

- a. Devin Brundage stated that as of June 1, 2020, the District will begin slowing reversing some of the measures it took in response to COVID-19. He stated Jeffrey Lodge will re-open as of June 1st as well. He foresees continuing to use Zoom to conduct some meetings in the future. He is planning to hold small group meetings with the Board in the near future to provide background and education on the construction of power purchase arrangements.
- b. Mike Drain briefly discussed the dam failures in Edenville and Sanford, Michigan. He reported that one of the dams had their license revoked by FERC approximately two years ago due to safety issues. He expects these failures to result in policy changes at FERC which could affect Central. The NGPC has started to re-open some campgrounds throughout the state, however camping at Lake McConaughy is still limited to self-contained RVs or trailers by reservation only. He continues discussions with NPPD regarding their transfer application and stated Central will submit comments in support of it.

- c. Cory Steinke reported the shaft on the Diversion Dam dredge pump was recently replaced. Dredging at the Diversion Dam continues seven days per week. The Jeffrey Lake dredge will be launched soon. Crews are working on erosion protection along the banks of Jeffrey Lake. He anticipates upcoming personnel changes at Gothenburg due to the retirement of Michael Childers.
- d. Jeff Buettner stated the Water Leaders Academy was postponed to 2021. The Nebraska State Chamber's Leadership Program announced that Rochelle Jurgens was accepted into the program. Crews will begin shooting video footage to update the District's virtual tour. He stated that NWRA and NSIA are still planning to hold the annual joint conference in November.
- e. Tyler Thulin reported Lake McConaughy is at elevation 3,258.3, 1,534,000 acre feet, and 88.7% capacity. Inflows to Lake McConaughy are 1,600 cfs and outflows are 2,900 cfs, 1,200 cfs of which are for Environmental Account releases. Flows in the South Platte Basin in Colorado have been well below what was anticipated earlier this year.
- f. Dave Ford stated the canals continue to fill. Crews are working to flush corn stalks, and repairing risers and pipelines. Elwood Reservoir continues to fill. He will present a construction work order at the June 1 Board Meeting for the Elwood Reservoir pump station building that was overlooked and should have been approved in 2019.
- g. Rochelle Jurgens announced that to date, no Central employees have reported they have been positively identified through COVID-19 testing. She announced that Randy Walker, System Control Operator, has retired.
- h. Eric Hixson reported Central is evaluating options for power generated at Jeffrey, J1 and J2. The present power sales contract terminates December 31, 2023, but it contains an extension provision that staff has discussed with the Power and Recreation Committee and a Clean Energy Request for Proposal from Evergy (formerly KCPL) will be explored. He reported the backup diesel generators have been set in place at J1 and J2. The gate operator at Phelps 38.6 was replaced this week. Short outages were taken on units at Kingsley, Jeffrey and J2 to clean the collector rings. Anton Hassebrook has sent out an RFP for upgrading the governor controls at Jeffrey, J1 and J2 and he expects to bring a recommendation to the Board next month.
- i. Holly Rahmann has been working with Dusty Way to supply the ET data on the website. She continues to work with Jacob Drain on his sign project for Kingsley Hydro. She is awaiting estimates on the irrigation area signs. The employee IDs have been delivered to all District locations for distribution.
- j. Dusty Way continues to work with Holly Rahmann on the ET data and communicates daily with irrigators.

LEGAL UPDATE: Charles Brewster stated there still has been no ruling in the TERC case on the Dawson County tax protest. He received correspondence from a tenant at Merriweather regarding potentially dangerous trees.

NDNR UPDATE: Jesse Bradley and Jennifer Schellpeper joined the Zoom video call to report to the board about broad discussions that have occurred between DNR, the NRDs, NPPD, and Central in an effort to explore opportunities for a potential agreement(s) to develop a cooperative way to create a better water management framework for all entities.

PERSONNEL: None.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

BOARD SUB-COMMITTEE MEETING DATES: None at this time.

ADJOURNMENT: It was moved by Director Dahlgren and seconded by Director Dudley Nelson to adjourn the meeting at 11:20 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, and Soneson. Absent were: Petersen and Rowe. 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 1, 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 May 26, 2020, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on May 26, 2020, the North Platte Telegraph on May 26, 2020, and the Lexington Clipper-Herald on May 27, 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 May 13, 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 |
| Robert B. Dahlgren, Secretary | David G. Nelson | Gordon N. Soneson |
| Martin E. Mueller, Treasurer | Dudley L. Nelson | |

The following Director was absent: Robert L. Petersen

Also present were:

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

Others present were:

| | |
|------------------------------|-------------------------------|
| Michael C. Klein | Deb Jensen, on behalf of JLDI |
| John Thorburn, Tri-Basin NRD | |

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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 9:06 AM the Board President announced that the meeting was open for business and proceeded with roll call. He stated that although this meeting is being held as a virtual meeting per executive order by Governor Ricketts on March 13, 2020, it has been publicized in accordance with the open meetings act and is open to the public as advertised at District Headquarters in Holdrege.

PUBLIC INPUT: Deb Jensen stated JLDI plans to hold their annual meeting on June 16, 2020. John Thorburn reported today is the deadline for chemigation permits.

CONSENT AGENDA: Devin Brundage gave an overview of the items on the Consent Agenda which were previously presented and discussed at the May 22, 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 May 4, 2020**
- **Approval of Minutes of Committee Meeting of the Board of Directors held May 22, 2020**
- **Approval of the June disbursements:**

Hydro Division:

| | |
|--|--------------|
| Check #s 62280-VOID; 62356 through 62543 and 8900054 through 8900068 (Accounts Payable) | \$692,030.78 |
| | \$529,971.58 |

Payroll

Kingsley Division:

| | |
|---|-------------|
| Check #s 3219 through 3224 (Accounts Payable) | \$45,205.28 |
|---|-------------|

J-2 Regulating Reservoir Construction Fund:

| | |
|------|--------|
| NONE | \$NONE |
|------|--------|

Glendo Division:

| | |
|-------------|------------|
| Check #1115 | \$9,227.70 |
|-------------|------------|

Flex Spending Account:

| | |
|------------------------------------|------------|
| Check #s 8173, 6693198 and 6718681 | \$2,441.40 |
|------------------------------------|------------|

- **Approval of Supplemental Work Order No. 107378S – Video Surveillance (\$14,861)**
- **Approval of a variance at 33 Mallard Beach, Johnson Lake for the after-the-fact elevated walkway and handrail**
- **Approval of a variance at 59 K-1, Lake McConaughy for the proposed deck expansion project, subject to the neighbors' approval**
- **Approval of a Concession Lease Agreement with Chipper, Co., LLC (1-6 Lakeview Acres), Johnson Lake**
- **Approval of the Amended Water Service Agreement for the Platte to Republican Diversion Project**
- **Approval of the following 2020 Water Rights Transfers:**

Phelps Canal

Fishell & Fishell Limited- NENE1/4 28-6-16 = 2.5 ac.
 Brian & Mindy Lavicky- NENW1/4 27-6-16 = 8 ac.
 Jerry & Linda Larson- S1/2NW1/4 & N1/2SW1/4 14-6-16 = 22 ac.
 Jon & Kathy Abrahamson- SWSW1/4 24-6-16 = 2 ac.
 Roland Rich- S1/2NE1/4 9-6-18 = 16 ac.
 Kelley Ayres- E1/2SW1/4 10-6-15 = 29 ac.
 Douglas Nisley- S1/2SE1/4 21-8-19 = 10 ac.
 Dahlgren Inc.- S1/2NE1/4 1-6-18 = 46 ac.

E-65

Jimmy Webb- SE1/4SE1/4 29-6-19 = 6 ac.
 K & D Land Co. LLC- S1/2NE1/4 8-6-19 = 30 ac.
 Ruth Renken- N1/2NE1/4 15-7-21 = 5 ac.
 Dahlgren Cattle Co. Inc.- SW1/4 21-7-20 = 3 ac.
 Oliver High Farms Ltd.- NESW1/4 12-7-21 = 4 ac.
 Kurt & Richele Holen- S1/2SW1/4 24-7-21 = 18 ac.

Supply Canal

Brent Gengenbach- SENW1/4 20-9-23 = 6 ac.

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

| System | Tract No. | Legal Desc. | Landowner | Landowner Easement to Central Acres | Central Quitclaim to L.O. Acres |
|---|------------|----------------------------|--|-------------------------------------|---------------------------------|
| RIGHT-OF-WAY – Grant of Easement | | | | | |
| E65 | #683 | W1/2SW1/4 of 30-7-19 | Stephen & Carolyn Larson | 1.23 | |
| E65 | #682 | SE1/4 of 22-7-20 | Dennis D. Sand Revocable Trust | 3.51 | |
| E65 | #685 | S1/2 of 12-7-21 | Oliver High Farms | 2.77 | 3.13 |
| E65 | #684 | W1/2NE1/4 of 13-7-21 | James Fasentau, Mary Fastenau, Jane Fastenau, & Amy Fastenau | 2.43 | |
| E65 | #686 | NW1/4NW1/4SW1/4 of 23-7-20 | KSK Properties | 0.42 | |
| Phelps | A18.7# 41B | SE1/4 of 9-7-18 | Paul & Gayle Nelson | 5.11 | 5.42 |
| Phelps | A18.7# 41A | NE1/4 of 9-7-18 | Cottonwood Creek Ag, Ltd. c/o Doyle M. Reed | 4.06 | 4.38 |

It was moved by Director Dudley Nelson and seconded by Director R. Olson 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. Dahlgren abstained from voting. Absent: Petersen. None voted no and the motion was declared carried.

BUDGET REVISION: Devin Brundage presented the 2020 Hydro Division Budget Revision #5 as follows:

| | <u>Current Budget</u> | <u>Proposed Budget</u> | <u>Difference</u> |
|--|-----------------------|------------------------|-------------------|
| <u>Irrigation Capital</u> | | | |
| Elwood Reservoir Pump Station Building | \$0 | \$55,000 | \$55,000 |
| | | Net Change | \$55,000 |

He explained this budget revision and subsequent Work Order No. 186644 was included in the 2019 budget, but was not opened prior to the end of the 2019 budget year or carried over to 2020.

It was moved by Director Soneson and seconded by Director Fowler to approve the 2020 Hydro Division Budget Revision #5 in the net amount of \$55,000 for the Elwood Reservoir Pump Station Building. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Petersen. The motion was declared carried.

CONSTRUCTION WORK ORDER NO. 186644 – ELWOOD RESERVOIR PUMP STATION BUILDING (\$55,000): Devin Brundage stated this work order corresponds to the budget revision approved under the previous agenda item.

It was moved by Director Dahlgren and seconded by Director David Nelson to approve Construction Work Order No. 186644 for the Elwood Reservoir Pump Station Building in the amount of \$55,000. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Petersen. The motion was declared carried.

LEGISLATION: Jeff Buettner reported the Legislature plans to reconvene on July 20, 2020.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

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

BOARD COMMENTS: Director Knoerzer inquired about whether Robert L. Petersen intended to return to meetings and if he had filed for re-election. Devin Brundage confirmed Petersen did not file for re-election for the Lincoln County seat. Board President Rowe thanked Director Fowler for leading the May 22, 2020 Committee Meeting in his absence.

LEGAL UPDATE: Charles Brewster reported no changes since the May 22, 2020 Committee Meeting.

MANAGEMENT REPORTS: The following management reports were presented:

- a. Cory Steinke stated he posted an Equipment Operator I job opening in Gothenburg following the retirement of Mike Childers. The Jeffrey Lake dredge was launched and dredging continues at the Diversion Dam. He displayed photos of: crews working on erosion control projects at Jeffrey Lake, RJH taking core samples at Elwood Reservoir, and an issue with a bridge at Plum Creek where an expansion joint is deteriorating due to suspected expansion and contraction of the bridge and associated approaches.
- b. Tyler Thulin reported Lake McConaughy is at elevation 3,257.3, 1,520,000 acre feet, and 87.1% capacity. Inflows are around 1,150 cfs and outflows are at 2,700 cfs. Around 1,000 cfs of the outflows are for environmental account releases which he expects to cease in the next two days. He reported the US Fish and Wildlife Service may waive the requirements of flow attenuation plan which may allow for more normal lake elevations for the summer at Johnson Lake.
- c. Mike Drain plans to file comments in support of the NPPD water right transfer application by the end of the week. The Nebraska Game & Parks Commission is opening up all state parks and recreation areas for all forms of camping, along with swimming beaches, as of June 4, 2020.
- d. Luke Ritz presented information and ideas about opportunities within common areas at Johnson Lake.
- e. Jeff Buettner will participate in a Zoom meeting on June 10, 2020 with NPA to educate the Natural Resource Commission's new legal counsel. He stated NPA will not sponsor the typical, large booth at the Nebraska State Fair this year. They will develop an interactive kiosk instead, providing the State Fair occurs due to COVID-19.

- f. Dave Ford stated the scheduled irrigation runs will commence on June 8, 2020. Elwood Reservoir has been filling since May 18, 2020 and was shut off last night after reaching elevation 2,597.0. Repairs to a check valve and sump pump at Elwood Reservoir were conducted on the 28th following an alert received at the Gothenburg Control Center of a high water level in the butterfly valve chamber. He is looking at proposing a change to the Water Leasing Program that could potentially allow irrigators to trade acres enrolled to some identical number of acres that might have been denied during the application process.
- g. Dusty Way reported on the rainfall totals over the past couple weeks.
- h. Rochelle Jurgens will mail letters to delinquent lessees at Johnson Lake today.
- i. Holly Rahmann displayed a map showing eight areas throughout the irrigated area where the new signs will be installed. She has confirmed with the Nebraska Department of Transportation that a sign permit is not required, however they do have specific rules to follow with regard to the placement of the signs. She presented a photo of the Elwood Pump Station building construction progress.
- j. Devin Brundage reported on the start of the return to office transition as office staff began returning to work in the offices today. He is encouraging continued social distancing throughout the offices as the transition gets underway.

ADJOURNMENT: It was moved by Director Dahlgren and seconded by Director Dudley Nelson to adjourn the Regular Business Meeting of the Board at 10:04 AM. Upon voting on the motion, the following Directors voted therefore: Bogle, Dahlgren, Fowler, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Soneson. Absent: Petersen. 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