

CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT

HOLDREGE, NEBRASKA

SEPTEMBER 6, 2022 – 9:00 A.M.

INDEX

PAGE #

20,348	MINUTES OF COMMITTEE MEETING OF THE BOARD OF DIRECTORS OF 08/26/2022
	a. Public Input
	b. Consent to Assignment Summary
	c. Permit to Construct Summary
20,349	d. Permit to Construct Summary, continued
20,350	e. Water Service Agreements
	f. Work Order/Purchase Requisition Summary
	g. Power and Facilities Committee (8/23/22)
20,351	h. Finance Committee (8/23/22)
	i. Water Services Committee (8/23/22)
	j. Land and Recreation Committee (8/23/22)
	k. Resolution No. 22-02 – Retiree Health Reimbursement Arrangement (HRA) Plan Adoption
	l. District Integration Study Update
	m. Power Purchase Proposals
	n. Legislation
	o. Board Comments
	p. Legal Update
	q. Personnel
	r. Out of State Travel
20,352	s. Workshops, Seminars and Conferences
	t. Board Sub-Committee Meetings and Other Important Upcoming Events
	u. Management Reports
	v. CLOSED SESSION
20,353	w. CLOSED SESSION, continued
	x. Adjournment
20,354	MINUTES OF SPECIAL MEETING OF THE BOARD OF DIRECTORS OF 08/31/2022
20,355	a. Public Input
	b. District Integration Study
	c. CLOSED SESSION
	d. CLOSED SESSION
20,356	e. Directors’ Attendance
	f. Adjournment
20,357	MINUTES OF REGULAR BUSINESS MEETING OF THE BOARD OF DIRECTORS OF 09/06/22
	1. Public Input
	2. Consent Agenda
20,358	1. Consent Agenda, continued
	2. Water Service Agreement
20,359	1. CLOSED SESSION
	2. Bid Tab – Jeffrey and J2 Microwave Buildings
	3. Legislation
	4. District Consolidation Agreement
	5. Workshops, Seminars and Conferences
	6. Personnel
	7. Directors’ Attendance
	8. Board Comments
	9. CLOSED SESSION
20,360	1. Legal Update
	2. Management Reports
	3. Adjournment
	4. Signature Page

MINUTES OF COMMITTEE MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
HOLDREGE, NEBRASKA
AUGUST 26, 2022 – 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 August 22, 2022, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on August 22, 2022, and the North Platte Telegraph and Lexington Clipper-Herald on August 20, 2022, 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 August 17, 2022 giving the time, date, and place of this meeting.

The following Directors were present:

Martin E. Mueller, Vice President	Tim Boyle	Roger D. Olson
Robert B. Dahlgren, Secretary	David G. Nelson	K. Scott Olson
Geoffrey K. Bogle, Treasurer	Dudley L. Nelson	Kyle Shepherd

The following Directors were absent: William E. Knoerzer and David L. Rowe

Also present were the following:

Devin M. Brundage, General Manager	Tyler Thulin, Civil Engineer
Rochelle A. Jurgens, Controller	Duane Cernousek, Purchasing Agent
Eric R. Hixson, Electrical Project Ops. Mgr.	Dusty Way, Irrigation Operations Super.
Mike A. Drain, Nat. Resources & Compliance Mgr.	Alex Linden, Public Relations Asst.
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation & Water Services Mgr.	Emily J. Anderson, Executive Assistant
Jeff J. Buettner, Public Relations Coord.	

Others:

Carson Messersmith

* * * * *

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

PUBLIC INPUT: None.

CONSENT TO ASSIGNMENT SUMMARY: Three consents at Johnson Lake were approved in August, 2022.

PERMIT TO CONSTRUCT SUMMARY: The following permits were approved during the month of August, 2022:

Permits to Construct Approved by General Manager 8/26/2022				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
Permits to Construct Approved by Land Administration Department 8/26/2022 – Johnson Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
1.	Potter, Lee & Linda	19 Northeast Cove Dr. 9	SWAF - Install 4'W x 126'L Dock, 6'W x 9'L Jet-Ski Lift, 4'W x 10'L Dock, 12'W x 12'L Shorestation	04/11/2022 \$50.00
2.	Thompson, Blain & Karen	1 East lane Dr. 28	DWEL - Construct 16' x 6' on grade patio paver walkway	04/29/2022
3.	Jacqueline J Perkins Trustee	3 Lane One Dr. 28	DWEL - Relocate existing propane tank	07/14/2022
4.	Zauha, Judy	39 North Point Drive 13	DWEL - Installation of flagpole and widen existing walkway	07/20/2022
5.	Lind, Steve & Petersen, Deb	32-33-35 Mallard Cove Dr. 19B	SWAF - Install 3-4'W x 8L Dock Sections, 6'W x 9'L Jet-Ski Lift	07/26/2022 \$50.00
6.	KKR Farms, LLC	1 Idle Hours, Drive 17	VEG - Removal of nine Cottonwoods	08/02/2022
7.	Crappie Corner Area	Open Space behind Crappie Corner	VEG - Removal of dead vegetation and downed branches	08/04/2022
8.	Christy, Pamela	41 North Shore Dr. 8	SWAF - Install 6'W x 9'L Jet-Ski Lift, 8'W x 8'L Swim Platform	08/04/2022 \$50.00
9.	Mandelko, Michael & Patricia	24 Perch Bay Dr. 6	ECS - Bank Stabilization (Riprap) for 53 linear feet of the shoreline	08/08/2022
10.	Durland, DeAnna & Jenkins, Roger	40 North Point Dr. 13	ECS - Bank Stabilization (Riprap) for 70 linear feet of the shoreline	08/09/2022
11.	Schulte, Conly & Kelly	39 North Shore Dr. 8	SWAF - Install 8'W x 8'L Swim Platform, 4'W x 88'L Dock	08/09/2022 \$50.00
12.	Denker, Mitch	41 Bass Bay	VEG - Removal of damaged branch	08/15/2022
13.	Miller, Neil & Denise	129 Lakeview Acres Dr. 14D	DWEL - Construct new fence	08/15/2022
14.	Tucker, Sherry	113 Mallard Beach Dr. 22	DWEL - Remove portion of steps and construct handrail	08/16/2022
15.	East Shore Area Association	Open Space behind 32, 44, 40 and 45 East Shore	VEG - Removal of 5 trees	08/17/2022
Permits to Construct Approved by Land Administration Department 8/26/2022 – Jeffrey Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>

16.	Bernero, Bradley & Diane	17 Lakeview Rd	SWAF - Install 4'W x10'L Dock Section	07/27/2022 \$50.00
17.	Griffin, Hugh & Kristine	82 Pelican Dr.	DWEL - Removal of existing concrete and replacement with new on grade concrete slab	08/03/2022
Permits to Construct Approved by Land Administration Department 8/26/2022 – Lake McConaughy				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
18.	Perlinger, Mark & Deborah	25 K-1 Rd	SWAF - Install 3-4'W x 10'L Dock Section, 4'W x 10'L Gangway	07/25/2022 \$50.00
19.	Roth, Rich & Theresa	3 K-3 Rd	VEG - Removal of three trees	08/04/2022
20.	Woolery, Shane & Jolynn	13 K-4 Rd	DWEL - Construct new concrete deck with overhang & railing, new concrete slabs and new fence	08/04/2022
21.	Wester, Roger	23A K-1 Rd	ECS ATF - After the fact retaining wall	08/11/2022 \$100.00
Permits to Construct Approved by Land Administration Department 8/26/2022 – Midway Lake				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
22.	McKeone, Mark & Jennifer	67 Stange Circle	VEG - Removal of two evergreen trees	08/03/2022
23.	Morten, Jeffery & Peggy	13 Burkholder Dr.	SWAF -Install 2-4'X 20'L Dock, 4'W x 57'L Dock, 4'W x 16'L Dock	08/03/2022 \$50.00
24.	Lukens, Natalie	62 Cedar Point	VEG - Removal of trees	08/09/2022
25.	Zimbelman, Scott & Janna	63 Cedar Point	DWEL ATF - New graveled area, drainage systems, and modifications to elevated deck	08/11/2022 \$100.00
Permits to Construct Approved by Land Administration Department 8/26/2022 – Plum Creek				
<u>Number</u>	<u>Name</u>	<u>Description</u>	<u>Permit & Purpose</u>	<u>Date Approved & Fee</u>
26.	Sherman, Patricia	11 Plum Creek Canyon Dr 121	VEG - Removal of Elm tree	07/27/2022 \$200.00 Adjacent Landowner

WATER SERVICE AGREEMENTS: This was discussed in Closed Session.

WORK ORDER/PURCHASE REQUISITION SUMMARY: The following were presented and discussed:

- a. Purchase Requisition No. 13970 – B's Enterprise Inc. for Lumber (\$93,773.73)
- b. Purchase Requisition No. 14161 – NMC Exchange LLC for Backhoe (\$98,179.58)

POWER AND FACILITIES COMMITTEE (8/23/22): Devin Brundage provided a summary of the discussions held at the meeting, including the action taken by the subcommittee to recommend Board approval to authorize staff to negotiate with the suggested entity for a power purchase agreement. More discussions were held in Closed Session regarding the power purchase proposals.

FINANCE COMMITTEE (8/23/22): Rochelle Jurgens provided a summary of the discussions held at the subcommittee meeting.

WATER SERVICES COMMITTEE (8/23/22): Scott Dicke provided a summary of the discussions held at the meeting, including the action taken by the subcommittee on the following items:

- a. PRRIP Water Leasing Program – 2023 Pricing Addendum: The subcommittee voted to recommend Board approval of the 2023 Pricing Addendum as presented.
- b. E65 Siphon Project – Consultant Proposals & Recommendation: The subcommittee voted to recommend Board approval to authorize staff to enter into a contract with JEO/HDR for the E65 Siphon Project and begin landowner negotiations.

LAND AND RECREATION COMMITTEE (8/23/22): Mike Drain provided a summary of the discussions held at the meeting, including the following action items:

- a. Review of 21 North Point Leasehold Sale, Johnson Lake: The subcommittee voted to recommend the Board authorize staff to list the leasehold sale of 21 North Point, Johnson Lake for public auction with Marshall Land Brokers and Auctioneers of Kearney, NE.
- b. Agricultural Lease Extension Request, Phelps Canal: The subcommittee voted to recommend the Board authorize staff to credit Brian Borden's lease payment for 2022, if already paid, to the 2023 lease payment and to pay the taxes on the lease.
- c. Johnson Lake Trail Maintenance Agreement: The subcommittee voted to recommend Board approval of authority for management to enter into the Memorandum of Agreement for the Construction and Maintenance of Publicly Available Amenities at Johnson Lake, Nebraska, subject to any changes approved by management and final legal review.

A break was taken at 9:55 a.m. The meeting resumed at 10:12 a.m.

RESOLUTION NO. 22-02 – RETIREE HEALTH REIMBURSEMENT ARRANGEMENT (HRA) PLAN ADOPTION: Rochelle Jurgens presented the resolution to adopt an HRA plan for retirees.

A break was taken at 10:11 a.m. The meeting resumed at 10:29 a.m.

DISTRICT INTEGRATION STUDY UPDATE: Devin Brundage reminded Directors of the upcoming joint meeting with Dawson Public Power District on August 31, 2022 at 2:30 p.m. in Kearney, NE.

POWER PURCHASE PROPOSALS: This was discussed in Closed Session.

LEGISLATION: Jeff Buettner continues to work with the South Platte group to organize an educational tour for senators of the proposed South Platte canal on September 29, 2022. The tour will include stops at District facilities.

BOARD COMMENTS: Director David Nelson's wind turbines will be energized on August 29, 2022. Director Shepherd attended the Tri-Basin NRD board tour and afterwards, he toured areas of the E65 Canal and the Bertrand facility with District staff members.

LEGAL UPDATE: Charles Brewster provided his legal update during Closed Session as it related to the following agenda items: Water Service Agreements and Power Purchase Proposals.

PERSONNEL: None.

OUT OF STATE TRAVEL: The following was presented:

<u>Name</u>	<u>Meeting</u>	<u>Location</u>	<u>Date</u>
Mike Drain	ASDSO	Baltimore, MD	September 18-22, 2022

WORKSHOPS, SEMINARS AND CONFERENCES:

- a. NPA Annual Conference on August 30-31, 2022 in Kearney

BOARD SUB-COMMITTEE MEETINGS AND OTHER IMPORTANT UPCOMING EVENTS:

- a. Special Meeting on Wednesday, August 31, 2022 at 2:30 p.m. at Younes Conference Center, 416 W. Talmadge Road, Kearney, NE

MANAGEMENT REPORTS:

- a. Cory Steinke displayed photos of the completed paint job on the Morning Glory and repairs to a spillway gate. He has a phone meeting with the geotube manufacturer on August 29, 2022 regarding the Mako project.
- b. Mike Drain reported on the recent inspections of low hazard dams by FERC and NDNR. The plan and schedule for the Kingsley Dam Design Flood Study are due to FERC in mid-September.
- c. Tyler Thulin stated Lake McConaughy is at elevation 3,220.4, 676,000 acre feet, and 39.8% capacity. Inflows to Lake McConaughy are around 275 cfs and outflows are around 3,200 cfs. With irrigation season coming to an end on September 2, 2022, he expects outflows to decrease to around 1,700 cfs.
- d. Scott Dicke announced the retirements of Van Fastenau and Kevin Jauken on September 23, 2022. Releases from Elwood reservoir ended this week. Anyone interested in attending Husker Harvest Days from September 13-15, 2022 should contact Bailey Henkel.
- e. Rochelle Jurgens reported on the NPPD audit that occurred earlier this week. She attended an NRECA conference at Dawson PPD's offices this week. She is working with legal counsel to send collection letters to delinquent lessees.
- f. Jeff Buettner has tours scheduled through October. Recent tours include the Holdrege Chamber of Commerce Leadership group, JLDI, and Daugherty Water for Food Institute.
- g. Eric Hixson is reviewing bids tabs for the microwave buildings at Jeffrey and J2. He will present a recommendation to the board at their September 6, 2022 Regular Business Meeting.
- h. Dusty Way complimented the Irrigation Service Specialists for a job well done this very challenging season.
- i. Devin Brundage discussed the progress in achieving the District's strategic planning goals.

At 11:22 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, Boyle, Dahlgren, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, and Shepherd. Absent were: Knoerzer and Rowe. None voted no and the motion was declared carried. The reason for entering Closed Session was to discuss the following agenda items: Water Service Agreement and Power Purchase Proposals. The purpose for entering Closed Session for these topics was to discuss contract negotiations, real estate negotiations, and to receive legal advice.

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

At 11:51 AM it was moved by Director Bogle and seconded by Director Dudley Nelson to exit Closed Session and reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, and Shepherd. Absent were: Knoerzer and Rowe. None voted no and the motion was declared carried. Vice President Mueller stated the agenda items discussed in Closed Session were Water Service Agreement and Power Purchase Proposals.

The meeting adjourned at 11:52 a.m.

MINUTES OF SPECIAL MEETING OF THE
BOARD OF DIRECTORS
THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT
YOUNES CONFERENCE CENTER
416 W. TALMADGE ROAD, KEARNEY, NE
AUGUST 31, 2022 – 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 August 24, 2022, and through legal publication in the Kearney Hub and Holdrege Daily Citizen on August 24, 2022, and the North Platte Telegraph and Lexington Clipper-Herald on August 27, 2022, 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 giving the time, date, and place of this meeting was sent to each Director on August 19, 2022.

The following Directors were present:

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

**arrived at 2:38 p.m.*

***arrived at 2:42 p.m.*

The following Director was absent: David G. Nelson

Also present were the following:

Devin M. Brundage, General Manager	Scott Dicke, Irrigation & Water Services Mgr.
Rochelle A. Jurgens, Controller	Jeff J. Buetner, Public Relations Coord.
Eric R. Hixson, Electrical Project Ops. Mgr.	Alex Linden, Public Relations Specialist
Mike A. Drain, Nat. Resources & Compliance Mgr.	Charles Brewster, Legal Counsel
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Emily J. Anderson, Executive Assistant

Dawson Public Power District Board and Staff members present were:

Pat Hecox	Bill Henry
Brad Brodine	Craig Wietjes
Dave Mulbach	Rodger White
Page Peterson	Joe Jeffrey
Dave Dwiggin	Bob Kennicutt
Gwen Kautz	Jeremy Kaiser
Bob Miller	Marsha Banzhaf
Paige McConville	Dean Kunkee

Others:

Carson Messersmith	Tom Kent, NPPD
Kurth Brashear, Rembolt Ludtke LLP	Courtney Dentlinger, NPPD
David Jarecke, Blankenau Wilmoth Jarecke LLP	Sharon Henry
Ellen Kreifels, Blankenau Wilmoth Jarecke LLP	

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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 2:30 p.m. the Board President announced that the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: None.

DISTRICT INTEGRATION STUDY: Devin Brundage and Gwen Kautz presented briefly on the progress of the joint steering committee then introduced Tom Kent and Courtney Dentlinger from NPPD.

At 2:45 PM it was moved by Director Bogle and seconded by Director Dudley Nelson to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. Absent was David Nelson. None voted no and the motion was declared carried. The reason for entering Closed Session was to discuss the following agenda item: District Integration Study related to economic development opportunities. The purpose for entering Closed Session for this topic was to discuss contract negotiations and to receive legal advice.

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

At 3:27 PM 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, Boyle, Dahlgren, Knoerzer, Mueller, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. Absent was David Nelson. None voted no and the motion was declared carried. Board President Rowe stated the agenda item discussed in Closed Session was District Integration Study.

Kurth Brashear and David Jarecke presented information concerning governance and potential chartered/represented territories of a consolidated district.

A break was taken at 4:13 p.m.

Directors Dahlgren and R. Olson exited the meeting at 4:30 p.m.

The meeting resumed at 4:33 p.m.

Devin Brundage presented the Phase III and Phase IV Timeline, and discussed the potential for both boards to consider approval to move to Phase IV in September.

At 4:42 PM it was moved by Director Shepherd and seconded by Director S. Olson to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, Mueller, Dudley Nelson, S. Olson, Rowe, and Shepherd. Absent were: Dahlgren, David Nelson and R. Olson. None voted no and the motion was declared carried. The reason for entering Closed Session was to discuss the following agenda item: District Integration Study. The purpose for entering Closed Session for this topic was to discuss contract negotiations and to receive legal advice.

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

At 6:12 PM it was moved by Director Bogle and seconded by Director Dudley Nelson to exit Closed Session and reconvene in Regular Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, Mueller, Dudley Nelson, S. Olson, Rowe, and Shepherd. Absent were: Dahlgren, David Nelson and R. Olson. None voted no and the motion was declared carried. Board President Rowe stated the agenda item discussed in Closed Session was District Integration Study.

DIRECTORS' ATTENDANCE: It was moved by Director Mueller and seconded by Director S. Olson to excuse the absences of Director David Nelson from this entire meeting and Directors Dahlgren and R. Olson from the time they exited the meeting at 4:30 p.m. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, Mueller, Dudley Nelson, S. Olson, Rowe, and Shepherd. Absent were: Dahlgren, David Nelson and R. Olson. None voted no and the motion was declared carried.

ADJOURNMENT: It was moved by Director Knoerzer and seconded by Director Mueller to adjourn the Special Meeting of the Board at 6:13 PM. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, Mueller, Dudley Nelson, S. Olson, Rowe, and Shepherd. Absent were: Dahlgren, David Nelson and R. Olson. 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
SEPTEMBER 6, 2022 – 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 August 30, 2022, and through legal publication in the Kearney Hub, Holdrege Daily Citizen and North Platte Telegraph on August 30, 2022, and the Lexington Clipper-Herald on August 31, 2022, 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 August 17, 2022 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	

Also present were the following:

Devin M. Brundage, General Manager	Jeff J. Buettner, Gov't & Public Relations Mgr.
Rochelle A. Jurgens, Controller	Duane Cernousek, Purchasing Agent
Eric R. Hixson, Electrical Project Ops. Mgr.	Tyler Thulin, Civil Engineer
Mike A. Drain, Nat. Resources & Compliance Mgr.	Alex Linden, Public Relations Assistant
Cory A. Steinke, Hydraulic Project Ops. Mgr.	Charles Brewster, Legal Counsel
Scott Dicke, Irrigation & Water Services Mgr.	Emily J. Anderson, Executive Assistant

Others present were:

John Thorburn, Tri-Basin NRD	Carson Messersmith
Dave Ford	

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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 9:00 a.m. the Board President announced the meeting was open for business and proceeded with roll call.

PUBLIC INPUT: John Thorburn discussed the upcoming 75th Rainwater Basin Conservation Day for area 8th grade students.

CONSENT AGENDA: Devin Brundage provided an overview of the items on the Consent Agenda which were presented and discussed at the August 26, 2022 Committee Meeting of the Board.

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 Consent Agenda was presented:

- **Approval of Minutes of Regular Business Meeting of the Board of Directors held August 1, 2022**
- **Approval of Minutes of Committee Meeting of the Board of Directors held August 26, 2022**
- **Approval of Minutes of Special Meeting of the Board of Directors held August 31, 2022**
- **Approval of the September Disbursements:**
 - Hydro Division:*
 - Check #s 67781 & 8900666-VOID; Check #s 67892 through 68127 & 8900683 through 8900710 (Accounts Payable) \$835,313.85
 - Payroll \$572,891.05
 - Kingsley Division:*
 - Check #s 3458 through 3465 (Accounts Payable) \$120,794.16
 - J-2 Regulating Reservoir Construction Fund:*
 - NONE NONE
 - Glendo Division:*
 - NONE NONE
- **Approval of Purchase Requisition No. 13970 – B’s Enterprise Inc. for lumber (\$93,773.73)**
- **Approval of Purchase Requisition No. 14161 – NMC Exchange LLC for backhoe (\$98,179.58)**
- **Approval to authorize staff to negotiate with the entity suggested by the Power and Facilities Committee at their August 23, 2022 meeting for a power purchase agreement**
- **Approval of the 2023 Pricing Addendum to the PRRIP Water Leasing Program (\$100.00 per acre for up to 3,000 acres)**
- **Approval to authorize staff to enter into a contract with JEO/HDR for the E65 Siphon Project and to begin landowner negotiations**
- **Approval to authorize staff to list the Leasehold Sale of 21 North Point, Johnson Lake for public auction with Marshall Land Brokers and Auctioneers of Kearney, Nebraska**
- **Approval to authorize staff to credit Brian Borden’s lease payment for his agricultural lease on the Phelps Canal for 2022, if already paid, to the 2023 lease payment, and to pay the taxes on the lease**
- **Approval to grant management the authority to enter into the Memorandum of Agreement for the Construction and Maintenance of Publicly Available Amenities at Johnson Lake, Nebraska with Johnson Lakes Development, Inc. (JLDI), subject to any changes approved by management and final legal review**
- **Approval of Resolution No. 22-02 – Retiree Health Reimbursement Arrangement (HRA) Plan Adoption**

It was moved by Director David Nelson and seconded by Director Mueller to approve the Consent Agenda 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, and Rowe. Shepherd abstained. None voted no and the motion was declared carried.

WATER SERVICE AGREEMENT: At 9:06 AM it was moved by Director Bogle and seconded by Director Mueller to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. None voted no and the motion was declared carried. The reason for entering Closed Session was to discuss the following agenda item: Water Service Agreement. The purpose for entering Closed Session for this topic was to discuss contract negotiations and to receive legal advice.

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

At 9:22 AM 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: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. None voted no and the motion was declared carried. President Rowe stated the discussions held in Closed Session were limited to the following agenda item: Water Service Agreement.

Director Dahlgren exited the meeting room at 9:23 a.m.

BID TAB – JEFFREY AND J2 MICROWAVE BUILDINGS: Eric Hixson presented the bid tab and staff's recommendation to accept the bid from Cellsite Solutions, LLC in the amount of \$125,450.00 for two refurbished buildings.

It was moved by Director S. Olson and seconded by Director Bogle to award the bid for the Jeffrey and J2 Microwave Buildings to Cellsite Solutions, LLC in the amount of \$125,450.00. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. Absent: Dahlgren. None voted no and the motion was declared carried.

LEGISLATION: Jeff Buettner had nothing new to report.

Director Dahlgren re-entered the meeting at 9:30 a.m.

DISTRICT CONSOLIDATION AGREEMENT: Devin Brundage provided an overview of the agreement and discussed the general timeline for the potential consolidation. Charles Brewster commented he conducted a review of the agreement and has no concerns.

It was moved by Director Shepherd and seconded by Director S. Olson to approve the District Consolidation Agreement, subject to final legal review. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, David Nelson, Dudley Nelson, S. Olson, Rowe, and Shepherd. The following Directors voted no: Mueller and R. Olson. The motion was declared carried.

WORKSHOPS, SEMINARS AND CONFERENCES: None.

PERSONNEL: None.

DIRECTORS' ATTENDANCE: All directors were present.

BOARD COMMENTS: Director David Nelson reported that former director, Bob Garrett's, wife passed away recently. Director Dahlgren inquired about specifics related to the Power Purchase Agreement negotiation process approved on the Consent Agenda. Board President Rowe recommended going into Closed Session for purposes of discussing contract negotiations.

At 9:41 AM it was moved by Director Bogle and seconded by Director Dahlgren to enter into Closed Session. Upon voting on the motion, the following Directors voted therefore: Bogle, Boyle, Dahlgren, Knoerzer, Mueller, David Nelson, Dudley Nelson, R. Olson, S. Olson, Rowe, and Shepherd. None voted no and the motion was declared carried. The reason for entering Closed Session was to discuss the following consent agenda item: Power Purchase Agreement. The purpose for entering Closed Session for this topic was to discuss contract negotiations and to receive legal advice.

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

At 9:48 AM it was moved by Director Knoerzer and seconded by Director R. Olson 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, Dudley

Nelson, R. Olson, S. Olson, Rowe, and Shepherd. None voted no and the motion was declared carried. President Rowe stated the discussions held in Closed Session were limited to the following consent agenda item: Power Purchase Agreement.

LEGAL UPDATE: None.

MANAGEMENT REPORTS: The following management reports were presented:

- a. Tyler Thulin reported Lake McConaughy is at elevation 3,218.1, 650,000 acre feet, and 37.4% capacity. The inflows to Lake McConaughy are 600 cfs and releases are around 1,400 cfs. Around 350 cfs are being released to serve the North Platte canals and 1,050 cfs are being released for NPPD's purposes. All releases from Lake McConaughy for Central's irrigation purposes have ended.
- b. Mike Drain had nothing new to report.
- c. Cory Steinke reported the geotube manufacturer has agreed to modify the bags with reinforced material at the seams. He expects the revised product to be reinstalled next spring.
- d. Eric Hixson reported the J1 penstock painting project will commence soon. An outage will occur at the Jeffrey hydro in the coming weeks to allow crews to replace the penstock packing and conduct inspections.
- e. Rochelle Jurgens had nothing new to report.
- f. Scott Dicke stated irrigation deliveries ceased as of September 2, 2022. He expects some late season deliveries as the canals are drained. He reminded the directors that tickets and transportation to Husker Harvest Days are available to customers and instructed anyone interested in attending to contact Bailey Henkel. He went on a tour of the Frenchman-Cambridge Irrigation District with Eric Hixson and Devin Brundage to observe and learn about their SCADA and automated gate system.
- g. Jeff Buettner has tours scheduled through the first of October with the following: Loup Basin NRD, NPPD, and the NRCS. He will attend the NSIA summer board meeting/tour next week.
- h. Devin Brundage attended the NPA conference last week in Kearney and the presentation by the Southwest Power Pool is available on the board website for viewing.

ADJOURNMENT: It was moved by Director R. Olson and seconded by Director Knoerzer to adjourn the Regular Business Meeting of the Board at 10:08 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, and Shepherd. 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