

**MINUTES OF
LOWER ELKHORN NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING**

7:30 p.m., Thursday, September 26, 2019

Lower Elkhorn NRD

1508 Square Turn Blvd, Norfolk, Nebraska

The Board of Directors Meeting of the Lower Elkhorn Natural Resources District was called to order by Chairman Gary Loftis on Thursday, September 26, 2019 at the Lower Elkhorn NRD, 1508 Square Turn Blvd, Norfolk, Nebraska. Chairman Loftis informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on September 19, 2019 and the Nebraska Open Meetings Act information posted.

Roll call was taken by Assistant Manager Brian Bruckner with 13 of 15 Directors present. Present: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Absent: Steffen, Zimmerman.

Chairman Loftis appointed Dennis Schultz as Acting Secretary.

Motion was made by Kathol and seconded by Clausen *to excuse the absence of Matt Steffen*. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

Motion was made by Hansen and seconded by Janke *to adopt the agenda*. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

A Public Hearing was held regarding the Certification of Acres. Refer to the minutes for Certification of Acres Public Hearing.

The reading and/or action on the minutes of the August 22, 2019 and September 12, 2019 Board of Directors meetings was next on the agenda. Motion was made by Schultz and seconded by McHenry *that the minutes of the August 22, 2019 and September 12, 2019 Board of Directors meetings be approved*. Aye: Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: Allemann, Clausen, Gustafson, Hall. Absent: Steffen, Zimmerman. Motion Carried.

The Finance Subcommittee report was given by Treasurer Dave Kathol. Motion was made by Kathol and seconded by Hall *to approve income in the amount of \$949,589.53 and expenses in the amount of \$311,097.27*. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

Motion was made by Kathol and seconded by Gustafson *to approve income in the amount of \$90,170.55 and expenses in the amount of \$41,601.66 for the Logan East Rural Water System as printed and distributed*. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

Motion was made by Kathol and seconded by Hansen *to approve income in the amount of \$10,201.47 and expenses in the amount of \$4,808.42 for the Wau-Col Regional Water System*. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz,

Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

The conservation cost share report was given by Project Manager Curt Becker. A copy of the report is attached to the official minutes.

The Nebraska Association of Resources Districts report was given by Scott McHenry. The NARD Annual Conference was held on September 23 and 24 in Kearney.

The Nebraska Natural Resources Commission report was not given.

The Natural Resources Conservation Service report was given by Robin Sutherland, District Conservationist. Her written report is attached to the official minutes.

Bob Huntley reported on the Northeast Nebraska RC&D and Gary Loftis reported on the Loess Hills RC&D. (Copy attached to official minutes.)

The Bazile Groundwater Management Area report was given by Extension Educator Jeremy Milander. (Copy of his report attached to the official minutes.)

The Administrative Report was given by General Manager Mike Sousek. (Copy attached to the official minutes.)

The Logan East Rural Water System Advisory Committee report was given by Roger Gustafson. Motion was made by Gustafson and seconded by McHenry to accept the Logan East Rural Water System Advisory Committee minutes of September 9, 2019. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

The Wau-Col Regional Water System Advisory Committee report was given by Joel Hansen. Motion was made by Hansen and seconded by Huntley to accept the Wau-Col Regional Water System Advisory Committee minutes of September 5, 2019. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

The Information, Planning, Programs, Projects, Equipment & Legislation Committee of the Whole report was given by Kurt Janke. Motion was made by Janke and seconded by Hansen to direct staff to issue notices of intent to issue a cease and desist order under Nebraska Revised Statutes §46-707(1)(h) to farm operators who have not submitted Phase 2 and 3 reports from the 2018 growing season as required by Section 12.2.2.5 of the Lower Elkhorn Natural Resources District Groundwater Management Area Rules and Regulations. Aye: Allemann, Clausen, Gustafson, Hall, Hansen, Huntley, Janke, Kathol, Korth, McHenry, Noonan, Schultz, Loftis. Nay: None. Absent: Steffen, Zimmerman. Motion Carried.

Meeting adjourned at 8:45 p.m.

I, the undersigned Secretary of the Lower Elkhorn Natural Resources District hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Board of Directors on September 26, 2019, that all of the subjects included in the foregoing proceedings were contained in the agenda for at least twenty-four hours prior to said meeting, the minutes of the Chairman and the Board were in written form and available for public inspection within ten working days and prior to the next

convened meeting of said body, that all news media requesting notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Matt Steffen, Secretary

Others Present: