

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

7:30 p.m., Thursday, July 27, 2017

Lower Elkhorn NRD

601 East Benjamin, Norfolk, Nebraska

The Board of Directors Meeting of the Lower Elkhorn Natural Resources District was called to order by Chairman Dennis Schultz on Thursday, July 27, 2017 at the Lower Elkhorn NRD, 601 East Benjamin, Norfolk, Nebraska. Chairman Schultz informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on July 26, 2017 and the Nebraska Open Meetings Act information posted.

Roll call was taken by Administrative Assistant Vickie DeJong with 12 of 15 Directors present. Present: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Absent: Janke, Korth, Noonan.

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

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

The reading and/or action on the minutes of the June 22, 2017 Board of Directors meeting was next on the agenda. Motion was made by Hall and seconded by Barr *that the minutes of the June 22, 2017 Board of Directors meeting be approved*. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

The Finance Subcommittee report was given by Treasurer Bob Huntley. Motion was made by Huntley and seconded by McHenry *to approve income in the amount of \$242,692.92 and expenses in the amount of \$679,225.50 as printed and distributed*. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Huntley and seconded by Steffen *to approve income in the amount of \$90,354.34 and expenses in the amount of \$98,868.33 for the Logan East Rural Water System as printed and distributed*. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Huntley and seconded by Kathol *to approve income in the amount of \$57,493.00 and expenses in the amount of \$55,468.15 for the Wau-Col Regional Water System as printed and distributed*. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. 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 General Manager Sousek. He reported on the upcoming NARD Annual Conference to be held in Kearney in September.

No report was given on the Nebraska Natural Resources Commission.

A Natural Resources Conservation Service report was given by Robin Sutherland. (A copy of the report attached to the official minutes.)

Gary Loftis reported on the Loess Hills RC&D and Bob Huntly reported on the Northeast Nebraska RC&D.

The Bazile Groundwater Management Area Project report was received from Assistant Manager Bruckner. He reported that a Risk Communication Workshop for the Bazile Project will be held August 22 and 23.

The Administrative Report was given by General Manager Mike Sousek. (A copy of the report attached to the official minutes.)

The Logan East Rural Water System Advisory Committee report was given by Gary Loftis. Motion was made by Loftis and seconded by Barr to accept the Logan East Rural Water System Advisory Committee minutes of July 10, 2017. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

The Wau-Col Regional Water System Advisory Committee report was given by Jerry Allemann. Motion was made by Allemann and seconded by Hansen to allow the Wausa Rural Fire Department to install their antennae on the Wau-Col (Wausa) RWS tower standoff bracket and that they will have to follow OSHA regulations; all expenses associated with the installation is the responsibility of the Wausa Rural Fire Department. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Allemann and seconded by Hansen to accept the Wau-Col Regional Water System Advisory Committee minutes of July 6, 2017. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

The Committee of the Whole report was given by Vice-Chairman Mike Krueger. A presentation was given on the West Point levee accreditation by West Point City Administrator Tom Goulette, Mayor Marlene Johnson and JEO Consulting Group. The representatives requested cost share assistance for the levee construction phase. Motion was made by Hansen and seconded by Krueger to have the general manager sign an interlocal agreement with the City of West Point to cost share 50% of the construction phase of the West Point levee accreditation project, with an approximate NRD share of the project being \$1,750,000. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Hansen to direct the staff to submit a request to the Natural Resources Commission to amend the Lower Elkhorn Water and Soil Conservation Program – Application #4122, which would allow the District to provide up to \$500 cost-share per meter, for the installation of flow meters on high-capacity wells classified for use as commercial/industrial, livestock, public water supply and any series of wells pumping greater than 50 gallons per minute. In addition, the

amendment requests the modification of the agreement to allow for a reduction in the dollar amount to \$250 per flow meter for irrigation wells for any request for assistance received after June 30, 2017.

Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Huntley To direct the staff to reserve up to \$75,000 of the remaining funds provided by the Lower Elkhorn Water and Soil Conservation Program – Application #4122 to be used to provide cost-share up to \$500 per flow meter for high-capacity wells classified for use as commercial/industrial, livestock, public water supply and any series of wells pumping greater than 50 gallons per minute, and to utilize available unreserved funds to provide cost-share in the amount of \$250 each, for the installation of flow meters on irrigation wells, on a first-come, first-served basis until unreserved funds are exhausted and require installation of flow meters within this category to be installed by December 31, 2017. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by McHenry to direct staff to secure suitable locations for two (2) Automated Data Weather Network (AWDN) stations and cooperate with the Nebraska State Climate Office to provide funds to cover the annual maintenance fees as necessary. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Loftis, McHenry, Steffen, Schultz. Nay: Krueger. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Huntley to reject all bids received from the construction of 14 pressure relief wells at Willow Creek Dam. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Hansen to ratify the signing of the Interlocal Agreement with the City of Clarkson for Levee Accreditation. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Loftis to authorize the staff to apply for a FEMA Pre-Disaster Mitigation Grant for the Lower Elkhorn Natural Resources District Hazard Mitigation Plan update and to include the economic analysis of the recreation area sites and the drought management plans for three communities (West Point, Wayne and Norfolk). Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Krueger and seconded by Loftis to incorporate the Drought Management Plan as an appendix to the Hazard Mitigation Plan. Aye: Allemann, Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: None. Absent: Janke, Korth, Noonan. Motion Carried.

The Budget Subcommittee report was given by Treasurer Bob Huntley. Motion was made by Loftis and seconded by Hansen to create a West Point Levee Project sinking fund with an initial deposit of \$350,000. Aye: Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: Allemann. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Huntley and seconded by Hansen *to advertise and present the proposed Fiscal year 2017 Budget and Long Range Plan at a Public Hearing, 7:30 p.m., Thursday, August 24, 2017, at the Lower Elkhorn Natural Resources District board room, 601 East Benjamin Ave, Suite 101, Norfolk, Nebraska.* Aye: Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Steffen, Schultz. Nay: Allemann. Absent: Janke, Korth, Noonan. Motion Carried.

Motion was made by Huntley and seconded by Hansen *to approve an additional 1% increase in Restricted Funds Authority for Fiscal Year 2018.* Aye: Barr, Gustafson, Hall, Hansen, Huntley, Kathol, Krueger, Loftis, McHenry, Schultz. Nay: Allemann, Steffen. Absent: Janke, Korth, Noonan. Motion Failed as the motion needed 75% approval or 12 aye votes.

The meeting adjourned at 10:02 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 July 27, 2017, 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.

Mark Hall, Secretary

Others Present: