

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

8:00 p.m., Thursday, June 28, 2012
Lifelong Learning Center
601 East Benjamin, Norfolk, Nebraska

The Board of Directors Meeting of the Lower Elkhorn Natural Resources District was called to order by Chairman Rod Zessin on Thursday, June 28, 2012 at the Lifelong Learning Center, 601 East Benjamin, Norfolk, Nebraska. Chairman Zessin informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on June 22, 2012 and the Nebraska Open Meetings Act information posted by the entrance door.

Roll call was taken by Administrative Secretary Vickie DeJong with 11 of 15 Directors present. Present: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Absent: Loftis, Meyer, Tighe, Wesely.

Chairman Rod Zessin appointed Director Dennis Schultz as acting secretary.

Motion was made by Anderson and seconded by Huntley to excuse the absence of directors Loftis, Meyer, Tighe and Wesely. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Hansen and seconded by Kluthe to adopt the agenda. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The reading and/or action on the minutes of the May 24, 2012 Board of Directors meeting was next on the agenda. Motion was made by Schultz and seconded by Anderson that the minutes of the May 24, 2012 Board of Directors meeting be approved as printed. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The Finance Subcommittee report was given by Treasurer Mike Krueger. Motion was made by Krueger and seconded by Shafer to approve income in the amount of \$570,069.78 and expenses in the amount of \$466,994.63 as printed and distributed. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Krueger and seconded by Baier to approve income in the amount of \$79,928.84 and expenses in the amount of \$41,092.36 for the Logan East Rural Water System as printed and distributed. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Krueger and seconded by Kluthe to approve the income in the amount of \$362,835.50 and expenses in the amount of \$40,331.66 for the Wau-Col Regional Water System as printed and distributed. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Krueger and seconded by Shafer to approve the Fiscal Year 2012 audit

agreement with Dana F Cole & Company in the amount of \$10,700. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The conservation cost share report was given by Assistant Manager Ken Berney.

The Nebraska Association of Resources Districts report was given by Ken Peitzmeier. He reported that the meeting and basin tour were held in Omaha.

The Nebraska Natural Resources Commission report was given by Garry Anderson. He reported on the last meeting of the commission.

The Natural Resources Conservation Service report was given by Dennis Smith, Resource Conservationist in Pierce County. He reported on personnel, activities, land treatment, programs and upcoming events. (A copy of the report attached to the official minutes.)

The PrairieLand RC&D report was given by Chris Carlson and the Northeast Nebraska RC&D report was given by Stan Baier.

The Administrative Report was given by staff employees. New employee hire Curt Becker was introduced.

Kent Wilke addressed the board concerning a letter he received that indicated that he is irrigating land not previously or historically irrigated on property located in Section 12, Township 22 North, Range 2 West, Madison County Nebraska. No action was taken.

The Logan East Rural Water System Advisory Committee report was given by Committee Chairman Ron Dierking and RWS Manager Shawn Blahak. Motion was made by Anderson and seconded by Krueger to accept the Logan East Rural Water System Advisory Committee minutes of June 28, 2012. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The Wau-Col Regional Water System Advisory Committee report was given by RWS Part-Time Manager Jim Cautrell and Stan Baier. Motion was made by Baier and seconded by Huntley to accept the Wau-Col Regional Water System Advisory Committee minutes of June 7, 2012. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The Information, Planning & Programs Subcommittee report was given by Subcommittee Chairman Danny Kluthe. Motion was made by Kluthe and seconded by Shafer to approve the staff recommendation to contract with JEO Consulting Group to complete the FEMA grant application and the Lower Elkhorn Natural Resources District Multi-Jurisdiction Hazard Mitigation Plan update in the amount of \$144,470 and authorize the staff to negotiate with partners to cost share potential projects at a cost of \$15,000 per project (FEMA reimbursement of 75%). Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Peitzmeier, Schultz, Shafer, Zessin. Nay: Krueger. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Kluthe and seconded by Shafer to approve the staff recommendation for modifications to the Forestry Incentives Program Public Facilities. (Copy attached to the official minutes.) Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Kluthe and seconded by Krueger to approve the attached “order of Designation” for the adoption of the amendments to the Rules and Regulations to the Lower Elkhorn Natural Resources District Groundwater Management Area, and authorize the Chairman and Vice-Chairman to sign the “Order of Designation”. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The Projects, Equipment & Legislation Subcommittee report was given by Subcommittee Chairman Garry Anderson. Motion was made by Anderson and seconded by Huntley to deny the request to allow golf carts off-road at Maskenthine Recreation Area for handicapped fishing. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Anderson and seconded by Huntley to approve the request from PrairieLand RC&D to fund the scrap tire collection cost overrun, not covered by the Nebraska Department of Environmental Quality grant, up to \$4000, with the suggestion of charging \$5.00 per truck tire. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer. Nay: Zessin. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Anderson and seconded by Huntley to approve \$1000 to the NARD for the purchase of the display building at the Husker Harvest Days grounds. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Anderson and seconded by Schultz to approve the Logan East Rural Water System purchase of a 2012 Chevrolet crew cab, ½ ton, 4x4 pickup at a cost of \$25,121, plus cost of running boards, tool box and spray-on bedliner. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Anderson and seconded by Shafer to approve the purchase of a 2012 Chevrolet Traverse under the state bid at a cost of \$27,665. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Anderson and seconded by Baier to approve the Wau-Col Regional Water System crop damage payments in the amount of \$14,416.20. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Shafer, Zessin. Nay: None. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

The Ad-Hoc Variance Committee report was given by Committee Chairman Joel Hansen. No action was taken.

The Executive Board report was given by Joel Hansen. Motion was made by Hansen and seconded by Krueger to approve the salary adjustments for Fiscal Year. Aye: Anderson, Baier, Carlson, Hansen, Huntley, Kluthe, Krueger, Peitzmeier, Schultz, Zessin. Nay: Shafer. Absent: Loftis, Meyer, Tighe, Wesely. MOTION CARRIED.

Motion was made by Hansen and seconded by Huntley to adjourn. Motion carried with all ayes. The meeting adjourned at 10:10 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 June 28, 2012 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.

Dennis Schultz, Acting Secretary

Other Present:

Jeff Ray, Omaha

Kent Wilke, Norfolk

Edward Riley, Carroll

Josh Schnitzler, Norfolk

Curt Becker, Dodge

Tom Nathan, Meadow Grove

Greg Wees, Norfolk

Kent Franzen, Wayne

Dennis Smith, Pierce

Cory Schmidt, Battle Creek

Jim Cautrell, Magnet