

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

7:30 p.m., Thursday, January 22, 2015

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 Joel Hansen on Thursday, January 22, 2015 at the Lifelong Learning Center, 601 East Benjamin, Norfolk, Nebraska. Chairman Hansen informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on January 16, 2014 and the Nebraska Open Meetings Act information posted.

Roll call was taken by Administrative Assistant Vickie DeJong with 13 of 15 Directors present. Present: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Absent: Gustafson, Winkelbauer. Motion was made by Shelton and seconded by Huntley to excuse the absence of Roger Gustafson. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Kluthe and seconded by Shelton to adopt the agenda. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

The reading and/or action on the minutes of the December 18, 2014 Board of Directors meetings was next on the agenda. Motion was made by Schultz and seconded by Kluthe that the minutes of the December 18, 2014 Board of Directors meeting be approved as printed. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Korth and seconded by Shelton to continue the Public Hearing from October 28, 2014 to consider certification of irrigated acres for AWS Frahm Inc., unique ID number 10196. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Chairman Hansen opened a public hearing for Unique Parcel ID number 10196. The District granted variance number 11-088 for 98.94 acres for this parcel in 2011. Steven Siemers, representing AWS Frahm Incorporated, addressed the Board regarding this parcel. Mr. Siemers offered a copy of the key points of his testimony. The document was accepted by Chairman Hansen as Exhibit number 11.

Chairman Hansen then asked if anyone from the public wished to testify regarding Unique Parcel ID number 10196. Mr. Siemers tenant, Ryan Allemann, offered testimony.

Chairman Hansen then asked District staff for testimony. Water Resources Manager Rick Wozniak and Water Conservation Specialist Brian Bruckner offered testimony.

A motion was made by Kluthe and seconded by Korth to close the Public Hearing for Unique Parcel ID 10196. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

A motion was made by Shelton and seconded by Huntley to make a final determination to certify 98.49 irrigated acres for Unique Parcel ID number 10196. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: Krueger. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

The Finance Subcommittee report was given by Treasurer Chris Carlson. Motion was made by Carlson and seconded by Krueger to approve income in the amount of \$704,912.24 and expenses in the amount of \$742,344.92 as printed and distributed. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Carlson and seconded by Loftis to approve income in the amount of \$81,985.39 and expenses in the amount of \$38,701.39 for the Logan East Rural Water System as printed and distributed. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Carlson and seconded by Shelton to approve the income in the amount of \$4,543.86 and expenses in the amount of \$5,025.72 for the Wau-Col Regional Water System as printed and distributed. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

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

The Nebraska Association of Resources Districts report was given by Bob Huntley. He reported on the upcoming NARD Legislative Conference to be on January 27-28 in Lincoln.

The Nebraska Natural Resources Commission will meet on January 28th.

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

Bob Huntley gave the Northeast Nebraska RC&D report and Gary Loftis gave the Loess Hills RC&D report.

The Bazile Groundwater Management Area Project report was given by Brian Bruckner with a written report by Stephanie Butler included in the packets.

The Administrative Report was given by the staff. General Manager Mike Sousek gave a manager's report.

The Logan East Rural Water System Advisory Committee report was given by Gary Loftis. Motion was made by Loftis and seconded by Huntley to approve the appointments of Fred Christensen, Ron Dierking and Brian Hagerbaumer for an additional three year term. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Loftis and seconded by Korth to accept the Logan East Rural Water System Advisory Committee minutes of January 12, 2015. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer.

MOTION CARRIED.

The Information, Planning & Programs Subcommittee report was given by Subcommittee Chairman Gary Loftis. Motion was made by Loftis and seconded by Kluthe to approve two hours of credit for attendees of the Lower Platte North NRD's Nitrogen and Water Certification Classes held in 2015, and two hours of credit for attendees of the District's Irrigation Management Program to be held on February 25, 2015, and that these credits may apply towards the 2014 and/or the 2015 requirements for irrigators in the District's quantity subareas. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

The Ad-Hoc Building Committee report was given by Committee Chairman Tim Tighe. Motion was made by Tighe and seconded by Huntley to accept Volkman's Plumbing Heating & Air Conditioning bid in the amount of \$14,052.00 for the heating and cooling system for the Maskenthine residence. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

The Executive Board report was given by Vice-Chairman Danny Kluthe. Motion was made by Kluthe and seconded by Schultz to authorize the Chairperson of the Board of Directors of the Lower Elkhorn Natural Resources District to sign a retainer agreement with Bromm, Lindahl, Freeman-Caddy & Lausterer for the amount of \$5400 annually. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

Motion was made by Kluthe and seconded by Korth to reimburse Stan Staab \$40 for his registration to reception dinner being hosted by NWRA and NSIA on January 28, 2015. Aye: Beller, Carlson, Huntley, Janke, Korth, Kluthe, Krueger, Loftis, Otten, Schultz, Shelton, Tighe, Hansen. Nay: None. Absent: Gustafson, Winkelbauer. MOTION CARRIED.

The election of officers was conducted by General Manager Stan Staab. According to the By-Laws, any officer is limited to two successive one year terms. The only current officer that has not served two successive years is Treasurer Chris Carlson. Voting was held by ballot. Ballots will be held in the headquarters office for 30 days for public review.

Nominated for Chairman was Danny Kluthe. After ballots were counted it was announced that Director Danny Kluthe was elected Chairman for 2015. (Kluthe – 13)

Nominated for Vice-Chairman was Dennis Schultz. After ballots were counted it was announced that Director Dennis Schultz was elected Vice-Chairman for 2015. (Schultz – 13)

Nominated for Secretary was Gary Loftis. After ballots were counted it was announced that Director Gary Loftis was elected Secretary for 2015. (Loftis – 13)

Nominated for Treasurer was Chris Carlson. After ballots were counted it was announced that Director Chris Carlson was elected Treasurer for 2015. (Carlson – 13)

Nominated for NARD Delegate was Bob Huntley. After ballots were counted it was announced that Director Bob Huntley was elected NARD Delegate for 2015. (Huntley – 13)

Nominated for NARD Alternate was Chad Korth. After ballots were counted it was announced that Director Chad Korth was elected NARD Alternate for 2015. (Korth – 13)

The meeting adjourned at 9:39 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 January 22, 2015 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, Secretary

Others Present:

Rod Zohner, Battle Creek

Arlene Zohner, Battle Creek

Tom Nathan, Meadow Grove

Greg Wees, Norfolk

Ryan Allemann, Wayne

Steve Siemers, Oklahoma

Susan Risinger, Norfolk

Kent Franzen, Wayne