

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

4:30 p.m., Thursday, January 28, 2016

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 Danny Kluthe on Thursday, January 28, 2016 at the Lifelong Learning Center, 601 East Benjamin, Norfolk, Nebraska. Chairman Kluthe informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on January 22, 2016 and the Nebraska Open Meetings Act information posted.

Roll call was taken by Administrative Assistant Vickie DeJong with 13 of 14 Directors present. Present: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Absent, Present Later: Loftis. (Subdistrict 4 position vacant due to resignation.)

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

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

The reading and/or action on the minutes of the December 10, 2015 and December 17, 2015 Board of Directors meetings was next on the agenda. Motion was made by Carlson and seconded by Huntley that the minutes of the December 10, 2015 and December 17, 2015 Board of Directors meetings be approved as printed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

The Finance Subcommittee report was given by Treasurer Chris Carlson. Motion was made by Carlson and seconded by Shelton to approve income in the amount of \$719,427.81 and expenses in the amount of \$589,230.03 as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

Motion was made by Carlson and seconded by Shelton to approve income in the amount of \$74,369.84 and expenses in the amount of \$30,367.27 for the Logan East Rural Water System as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

Motion was made by Carlson and seconded by Krueger to approve the income in the amount of \$4,159.95 and expenses in the amount of \$3,330.59 for the Wau-Col Regional Water System as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

The conservation cost share report is attached to the official minutes.

The Nebraska Association of Resources Districts report was given by Bob Huntley. He reported on the NARD Legislative Conference held January 26 and 27 in Lincoln.

No report was submitted by Garry Anderson for the Nebraska Natural Resources Commission.

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. The Loess Hills RC&D report was attached to the minutes.

The Bazile Groundwater Management Area Project report was given. (A copy of the report attached to the official minutes.)

The Administrative Report was given by the staff. General Manager Mike Sousek gave a manager's report. (A copy of the report attached to the official minutes.)

The Logan East Rural Water System Advisory Committee report was given by Roger Gustafson and RWS Manager Shawn Blahak. Motion was made by Gustafson and seconded by Schultz to reappoint current Logan East Rural Water System committee members Gary Kruger and Bev Lydick for an additional three year term. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

Motion was made by Gustafson and seconded by Hansen to accept the MicroComm proposal for a system checkup of the radio, antennas and other components for the communication between wells, towers and booster pumps, at a cost of \$2,650 for the Logan East Rural Water System. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

Motion was made by Gustafson and seconded by Hansen to accept the Logan East Rural Water System minutes of January 12, 2016. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

The Committee of the Whole report was given by Vice-Chairman Dennis Schultz. Motion was made by Schultz and seconded by Korth to approve the Village of Howells request to cost share 50% of the engineering to update the Pokorney Dam to "high hazard" standards at a cost, not to exceed \$14,9070.50 (construction and bidding assistance to be negotiated later). Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: Loftis. MOTION CARRIED.

Motion was made by Schultz and seconded by Hansen to:
(a) approve amendments to the Lower Elkhorn NRD Groundwater Management Area Rules & Regulations as marked as Exhibit five (5) in the hearing record for the public hearing held by the district on January 14, 2016;
(b) adopt the Order of Designation to amend the Rules with an effective date of February 22, 2016 (attached to the official minutes); and
c. authorize the staff to publish the order as required by law and take all other necessary actions to place the rule change into effect.
Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Krueger, Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: Korth. Absent: Loftis. MOTION CARRIED.

The election of officers was conducted by General Manager Mike Sousek. According to the By-Laws, any officer is limited to two successive one year terms. The only current officer that has 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 2016. (Kluthe – 13)

Nominated for Vice-Chairman were Dennis Schultz and Mike Krueger. After ballots were counted it was announced that Director Dennis Schultz was elected Vice-Chairman for 2016. (Schultz – 8; Krueger – 6)

Nominated for Secretary were Gary Loftis and Roger Gustafson. After ballots were counted it was announced that Director Gary Loftis was elected Secretary for 2016. (Loftis – 11; Gustafson – 3)

Nominated for Treasurer was Bob Huntley. After ballots were counted it was announced that Director Bob Huntley was elected Treasurer for 2016. (Huntley – 12; Krueger – 2)

Nominated for NARD Delegate was Kurt Janke. After ballots were counted it was announced that Director Kurt Janke was elected NARD Delegate for 2016. (Janke – 14)

Nominated for NARD Alternate was Bob Huntley. After ballots were counted it was announced that Director Bob Huntley was elected NARD Alternate for 2016. (Huntley – 13)

Motion was made by Loftis and seconded by Krueger to accept the resignation of Cory Beller, Subdistrict 4 with regret and authorize the staff to advertise the position. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis Otten, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. Absent: None. MOTION CARRIED.

The meeting adjourned at 5:57 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 28, 2016 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.

Gary Loftis, Secretary