

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

7:30 p.m., Thursday, May 26, 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, May 26, 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 May 20, 2016 and the Nebraska Open Meetings Act information posted.

Roll call was taken by Administrative Assistant Vickie DeJong with 15 of 15 Directors present. Present: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Absent: None.

A Public Hearing was held regarding the adoption of amendments to the Lower Elkhorn Natural Resources District Erosion and Sediment Control Program. The Public Notice for the hearing was in the Norfolk Daily News on May 14, 2016, May 18, 2016 and May 23, 2016. No comments were received from the public.

The amendment will:

1. Clarify that the statute and program now addresses sediment problems from wind, sheet & rill erosion, and ephemeral or gully erosion as well as water quality problems from pollutants attached to sediments.
2. Eliminates the requirement that 90% cost share be available to violators under Administrative order to install conservation practices.
3. Standardize administration of the Erosion and Sediment Control Programs across the state by supplying a template to follow.

Motion was made by Shelton and seconded by Schultz to adopt the proposed amendments to the Lower Elkhorn Natural Resources District Erosion and Sediment Control Program Rules and Regulations and submit them to the Nebraska Department of Natural Resources for approval. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

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

The reading and/or action on the minutes of the April 28, 2016 Board of Directors meeting was next on the agenda. Motion was made by Loftis and seconded by Schultz that the minutes of the April 28, 2016 Board of Directors meeting be approved as printed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

The Finance Subcommittee report was given by Treasurer Bob Huntley. Motion was made by Huntley and seconded by Krueger to approve income in the amount of \$1,120,571.76 and expenses in the

amount of \$279,709.29 as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

Motion was made by Huntley and seconded by Krueger to approve income in the amount of \$82,912.57 and expenses in the amount of \$35,217.86 for the Logan East Rural Water System as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

Motion was made by Huntley and seconded by Shelton to approve the income in the amount of \$5,711.47 and expenses in the amount of \$3,952.66 for the Wau-Col Regional Water System as printed and distributed. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

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

The Nebraska Association of Resources Districts report was given by Kurt Janke. He reported on the next NARD meeting in June will be held in York in conjunction with the Basin Tour.

There was no report from Garry Anderson for 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.)

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. He announced that the Bazile GMA Project Coordinator, Stephanie Butler, will be resigning effective July 22. (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 Gary Loftis, Logan East RWS Manager Shawn Blahak and Committee Chairman Ron Dierking. Motion was made by Loftis and seconded by Huntley to accept the Logan East Rural Water System minutes of May 9, 2016. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

The Wau-Col Regional Water System Advisory Committee report was given by Joel Hansen. Motion was made by Hansen and seconded by Krueger to accept the Wau-Col Regional Water System minutes of May 5, 2016. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. 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 \$2,197.70 for the funding of the Madison Public Schools Watershed Dynamics Program – Taylor Union Creek Watershed Group. Aye:

Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

Motion was made by Schulz and seconded by Shelton to approve the terms of the contract between the Lower Elkhorn Natural Resources District and Aqua Geo Frameworks LLC to facilitate the Airborn Electromagnetic surveys and authorize the General Manager to sign the contract on behalf of the District. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: Korth. MOTION CARRIED.

Motion was made by Schulz and seconded by Huntley to approve up to \$10,000 to the Northeast Nebraska Weed Management Area organized under the umbrella of the Northeast Nebraska RC&D, to be used as match for grant applications to fund controlling invasive plant species in the Elkhorn River basin. Discussion followed

Moved to amend by Krueger and seconded by Korth to approve \$5,000, contingent upon the other NRD's approval and match. Aye: Carlson, Gustafson, Janke, Korth, Krueger, Otten, Noonan, Schultz, Shelton, Winkelbauer. Nay: Hansen, Huntly, Loftis, Tighe, Kluthe. AMENDMENT CARRIED.

Vote on amended motion: to approve up to \$5,000, contingent upon the other NRD's approval and match, to the Northeast Nebraska Weed Management Area organized under the umbrella of the Northeast Nebraska RC&D, to be used as match for grant applications to fund controlling invasive plant species in the Elkhorn River basin. Aye: Carlson, Gustafson, Hansen, Huntley, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Kluthe. Nay: Janke, Winkelbauer. AMENDED MOTION CARRIED.

Motion was made by Schulz and seconded by Hansen to amend Flow Meter Cost Share policies 1 and 2 to read:

1. To offer \$250 per flowmeter incentive payment to producers who are approved for Environmental Quality Incentive Program (EQIP) funds.
2. To offer \$500 per flow meter incentive payment to producers who apply for the Lower Elkhorn NRD incentive by June 30, 2017, if they are not receiving any other incentive or cost share.

Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

The Executive Board report was given by Vice-Chairman Dennis Schultz. Motion was made by Schultz and seconded by Shelton to approve the wellness and safety budget for Fiscal Year 2017 in the amount of \$3500. Aye: Carlson, Gustafson, Hansen, Huntley, Janke, Korth, Krueger, Loftis, Otten, Noonan, Schultz, Shelton, Tighe, Winkelbauer, Kluthe. Nay: None. MOTION CARRIED.

The meeting adjourned at 9:26 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 May 26, 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