

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

7:30 p.m. Thursday, April 28, 2022

Lower Elkhorn NRD, 1508 Square Turn Blvd., Norfolk, Nebraska

The Board of Directors Meeting of the Lower Elkhorn Natural Resources District was called to order by Chairman Mark Hall on Thursday, April 28, 2022, at the Lower Elkhorn NRD, 1508 Square Turn Blvd, Norfolk, Nebraska. Chairman Mark Hall informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on April 20, 2022.

Roll call was taken by Administrative Assistant Patty Martens with 13 of 15 Directors present. Present: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Absent: Hansen, Janke.

Motion was made by Schultz and seconded by McHenry *to excuse the absence of Joel Hansen and Kurt Janke*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Motion was made by Loftis and seconded by Schultz *to adopt the agenda*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

The reading and/or action on the minutes of the March 24, 2022 Board of Directors meeting was next on the agenda. Motion was made by Allemann and seconded by Zohner *that the minutes of the March 24, 2022 Board of Directors meeting be approved*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

The Finance Subcommittee report was given by Anthony Wisnieski. Motion was made by Wisnieski and seconded by Clausen *to approve income in the amount of \$391,080.09 and expenses in the amount of \$409,736.72 for the Lower Elkhorn Natural Resources District*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Gustafson *to approve income in the amount of \$86,081.62 and expenses in the amount of \$37,153.22 for the Logan East Rural Water System as printed and distributed*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Noonan *to approve income in the amount of \$6,763.50 and expenses in the amount of \$5,707.80 for the Wau-Col Regional Water System*. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. 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.

There was nothing to report from the Nebraska Association of Resources Districts

There was nothing to report from the Nebraska Natural Resources Commission.

The Natural Resources Conservation Service report was referenced in Dropbox by General Manager Mike Sousek as Robin Sutherland was not in attendance. A copy of the report is attached to the official minutes.

Gary Loftis reported on the Nebraska Loess Hills RC&D. Loftis reported that the Pappio-Missouri River NRD is receiving applications for scholarships to award to a high school senior. Electronic waste collections will be held on May 24 and 26 in Dakota City, Walthill, Tekamah, and Blair.

There was not a report on the Bazile Groundwater Management Area since the Project Coordinator position is currently vacant. Applications are currently being reviewed, with interviews of qualified candidates to follow.

The Administrative Report was given by General Manager Mike Sousek. A copy is attached to the official minutes.

Motion was made by Loftis and seconded by Noonan to enter into Executive Session for the protection of public interest. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Chairman Hall announced that the board would be entering Executive Session for the protection of public interest at 7:55 p.m.

Motion was made by Loftis and seconded by McHenry to reenter regular session. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Reentered regular session at 8:22 p.m.

Motion was made by Allemann and seconded by Loftis to give the General Manager authority to negotiate with prospective landowners for an easement to drill test holes and search for tower sites with an option to purchase potential property for the Logan East RWS.

Motion was made by Loftis and seconded by Korth to accept the Logan East Rural Water System Advisory Committee Minutes of April 11, 2022. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay:

None. Absent: Hansen, Janke. Motion carried.

The Information, Planning, Programs, Projects, Equipment & Legislation Committee of the Whole report was given by Roger Gustafson.

Motion was made by Gustafson and seconded by Claussen to approve the Urban Recreation Area Development and Urban Conservation Program applications as recommended by staff. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried. A list of the applicants and recommendations is attached to the official minutes.

Motion was made by Gustafson and seconded by Noonan to instruct staff to work with Stanton County Emergency Management to install a storm siren at Maskenthine Recreation Area, with the expectations that the District will provide a location for the siren and provide power to the siren. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Motion was made by Gustafson and seconded by Korth to award the 2022 Maple Creek Recreation Area Walking Trail Resurfacing Project to Rutjens Construction with a mobilization cost of \$1,850 and a per ton cost of \$84.50 for placement of the crushed limestone material, not to exceed a total cost of \$10,000. There will be an estimated 1,125 feet of trail resurfaced with approximately 90 ton of material. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

Motion was made by Gustafson and seconded by Korth to authorize District staff to issue notices of violation, as deemed necessary, to farm owners and/or operators who are out of compliance with the Phase 2 and 3 Area reporting requirements. Aye: Allemann, Clausen, Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Hansen, Janke. Motion carried.

LENRD Vadose Sampling Project update - Assistant Manager Brian Bruckner updated the Board regarding efforts to recruit a qualified private sector firm for the field collection portion of the project. Three of the four firms that were contacted declined to provide a cost estimate due to their existing workload, and the single cost estimate that was received exceeds the total budget for the project, and therefore the District will work with the UNL Conservation and Survey Division to try and obtain a minimum of 10 cores during the month of June.

Motion was made by Gustafson and seconded by Schultz to approve a resolution to become a participant of the Nebraska Public Agency Investment Trust (NPAIT) for the purpose of the joint investment with other Nebraska Public agencies and to participate in the Fixed Term Investment Service. Aye: Gustafson, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: Allemann, Clausen. Absent: Hansen, Janke. Motion carried.

Meeting adjourned at 8:54 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 April 28, 2022 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.

Jerry Allemann, Secretary