

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

7:30 p.m. Thursday, September 22, 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, September 22, 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 September 14, 2022.

Roll call was taken by Administrative Assistant Patty Martens with 12 of 15 Directors present. Present: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Absent: Allemann, Gustafson, Janke.

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

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

The reading and/or action on the minutes of the August 25, 2022 Board of Directors meeting was next on the agenda. Motion was made by Schultz and seconded by Zohner that the minutes of the August 25, 2022 Board of Directors meeting be approved. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Allemann, Gustafson, 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 \$971,398.45 and expenses in the amount of \$464,486.11 for the Lower Elkhorn Natural Resources District. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Noonan to approve income in the amount of \$135,436.33 and expenses in the amount of \$43,791.74 for the Logan East Rural Water System as printed and distributed. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Clausen to approve income in the amount of \$8,704.78 and expenses in the amount of \$6,232.37 for the Wau-Col Regional Water System. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen,

Wisnieski, Zohner, Hall. Nay: None. Absent: Allemann, Gustafson, 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.

The Nebraska Association of Resources Districts report was given by Joel Hansen. He reported that the next meeting will be at the September NRD conference in Kearney.

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

The Natural Resources Conservation Service report was given by Robin Sutherland. A copy of the report is attached to the official minutes.

Gary Loftis reported on the Nebraska Loess Hills RC&D. Loftis reported that there will be (3) household hazardous collections in Jackson, Lyons, and Wisner, Nebraska in early October. A copy of the Loess Hills RC&D report is attached to the official minutes.

Lisa Lauver reported on the Bazile Groundwater Management Area. A report is attached to the official minutes.

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 Hansen to authorize Logan East Rural Water System staff to contract with AWS of Mead, Nebraska, for the construction of a test well. Contract amount shall not exceed \$29,000. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Loftis and seconded by Clausen to accept the Logan East Rural Water System Advisory Committee minutes of September 12, 2022. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

In the absence of Vice-Chairman Gustafson, the Information, Planning, Programs, Projects, Equipment & Legislation Committee of the Whole report was given by Treasurer Anthony Wisnieski.

Motion was made by Wisnieski and seconded by McHenry to approve the Domestic Well Sampling Program as presented. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was by Wisnieski and seconded by Clausen to approve the Domestic Well Water Treatment System Cost-share Program policy as presented. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Hansen and seconded by Korth instruct staff to contract with FYRA Engineering to complete a cost-benefit analysis for a renovation on the Scribner Airbase East Dam for an amount not to exceed \$15,813.00 Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Schultz, Steffen, Hall. Nay: Reikofski, Wisnieski, Zohner. Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Loftis to instruct staff to begin soliciting requests for qualifications to complete a preliminary engineering report providing cost estimates, including design and construction, on a new well, new water tower, and new transmission main in addition to the evaluation of needs in the Village of Craig, as per attached memorandum. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Wisnieski and seconded by Zohner to accept the "Scope of Work" and "Flow Meter Maintenance" agreement from Derek and Austin Becker which outlines the requirements for the completion of Flow Meter Preventative Maintenance Services within the Lower Elkhorn NRD and to authorize the General Manager to sign the agreement on behalf of the District. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Motion was made by Korth and seconded by Loftis That the Lower Elkhorn Natural Resources District shall make an official Drought Emergency declaration and intends to implement a plan to respond the emergency to protect the health and welfare of the public and to minimize negative impacts to groundwater supplies due to prolonged periods of deficit precipitation and increased groundwater demand from all sectors, as directed by the LENRD Groundwater Management Plan. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

At 9:12 p.m., Chairman Hall proposed the board enter into Executive Session. Motion was made by Korth and seconded by Zohner to enter into Executive Session for potential pending litigation. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

At 9:39 p.m. motion was made by Korth and seconded by Loftis to reenter regular session. Aye: Clausen, Hansen, Korth, Loftis, McHenry, Noonan, Reikofski, Schultz, Steffen, Wisnieski, Zohner, Hall. Nay: None. Absent: Absent: Allemann, Gustafson, Janke. Motion carried.

Meeting adjourned at 9:40 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

September 22, 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

Others Present:
Marvin Hochstein