

LEWIS & CLARK NRD MINUTES

November 17, 2022

Chair Heine called the November 17, 2022, meeting of the Lewis and Clark Natural Resources District (LCNRD) Board of Directors to order at 5:01 p.m. in the conference room at the LCNRD office. Chair Heine stated to the public present that prior notice of the meeting had been publicized according to policy designated by the board. Chair Heine announced that a copy of the Open Meetings Act is located on the west wall of the meeting room. Roll call of members. Present: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, and Steffen. Absent: Weinandt.

Chair Heine welcomed the public in attendance.

CONSENT AGENDA

Consent agenda review. *It was moved by Howey, seconded by Christensen to approve minutes of the October 20, 2022, board meeting and the October 21, 2022 to November 17, 2022 consent agenda. The consent agenda includes financial reports, cost share approvals, claims, corrections, and additions (attached to file copy of minutes). Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Weinandt. Motion carried (10-0-1).*

BUDGET COMMITTEE REPORT

Johnson reported on recommendations of the budget committee which met on November 15, 2022.

It was moved by Kramer, seconded by Schmidt to approve the FY 2022 audit done by Dana F. Cole. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Weinandt. Motion carried (10-0-1).

Director Weinandt entered the meeting at 5:04 pm.

It was moved by Steffen, seconded by Hoelsing to initiate a letter to the Nebraska Resources Conservation Service requesting review and recommendations for rehabilitation of AOWA structures 1-3 and 22-3. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

It was moved by Condon, seconded by Armstrong to submit a Preliminary Investigation Feasibility Report (PIFR) request for the South Creek Watershed in Dixon County. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

It was moved by Schmidt, seconded by Steffen to approve the Bow Creek Watershed Coordinator to investigate and prepare applications for funding sources to support water quality and conservation activities in the Bow Creek Watershed. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

WATER RESRCES COMMITTEE

Condon reported on recommendations of the water resources committee which met on November 15, 2022. After discussion from board members and members of the public *it was moved by Kramer, seconded by Condon that under the authority of Nebraska Revised Statutes, 46-707, the District finds it is necessary to implement an immediate District-wide, temporary, 180-day stay on the construction of all new, high-capacity wells with the exception of new wells serving public water supply systems, for the purpose of providing the NRD time to revise present groundwater rules and regulations to better manage future well and irrigated acre development and to evaluate new permit applications. Construction of high-capacity wells and expansion of historically irrigated acres where permits have been issued and are not expired is not impacted by the declaration of the temporary stay. Construction of public water supply wells and replacement wells are exempt from the 180-day stay. The acceptance and consideration of permit applications, including those on the agenda for this meeting, for all new, high-capacity wells with the exception of new wells serving public water supply systems and replacement wells until the temporary stay on new well construction has been lifted. Roll call vote: AYE: Armstrong, Condon, Heine, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: Christensen, Hoelsing, and Howey. ABSENT: None. Motion carried (8-0-3).*

RURAL WATER ADVISORY COMMITTEE

Weinandt and Fiedler reported on CKRWP activities and presented recommendations from the October 13, 2022; meeting of the Cedar Knox Rural Water Project Advisory Committee as follows:

- To approve minutes of the October 13, 2022, Cedar Knox Rural Water Project meeting, as corrected.
- To approve expenses from October 14, 2022, to November 10, 2022, as presented.
- To approve the Micro-Comm Service Contract for \$3,200.00 through December 12, 2023.
- To approve the one-year contract with Peetz & Company for lobbyist services representing the needs of Cedar Knox Rural Water Project and the Source Solution and Systems Upgrade Project at a rate of \$24,000, initial \$12,000 payment due on January 6, 2023, and second, final payment \$12,000 payment due July 15, 2023.
- To approve the purchase of a new Bobcat Excavator and trailer for hauling.
- To approve the Rural Water Engineering Application for the water service connections for Amber & Robert Ness in Sec 14 T33N R2W Lot 29 in Hillcrest Deep Water 1 BU, for Travis Barney in Sec 18 T33N R2W Lot 3 in Cedar Ridge Estates for 1 BU, and Travis Barney in Sec 18 T33N R2W Lot 4 in Cedar Ridge Estates for 1 BU.

It was moved by Armstrong, seconded by Steffen to approve the Cedar Knox Rural Water Project report and each recommendation as stated above. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

DIRECTOR ACTIVITIES

Natural Resources Commission (NRC): Jeff Steffen reported on upcoming NRC activities.

RC&D & Wau-Col Activities. Howey reported on the Wau-Col November meeting held in Belden. No report for RC&D.

NARD Activity: Kramer reported on the NARD meeting and presented the up-dated NARD By-Laws, NARD Risk Pool By-Laws, and NARD Foundation By-Laws. It was moved by Howey, seconded by Weinandt to approve the updated by-laws of the NARD, NARD Risk Pool and NARD Foundation. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

ADMINISTRATIVE ACTIVITIES

Certified Irrigated Acres Certification: None

Manager's Report: Sudbeck reviewed items from the Manager's Report attached to file copy of the minutes.

Staff Reports: Reports for Hochstein, Lammers, Trenhaile, Krusemark, A. Fiedler, Ravenkamp were provided in the director packet.

AGENCY ACTIVITIES

NRCS Report: Rebekah Poppe, District Conservationist, reviewed current NRCS activities and a report was provided in the director packet.

Bazile GMA Updates: Lisa Lauver, Bazile Groundwater Management Area Coordinator, and Jeremy Milander, UNL Bazile Extension Educator, provided reports that were included in the director packet.

EXCUSED ABSENCES - CORRESPONDENCE REVIEW

Excused absences: None

ADJOURN

It was moved by Weinandt, seconded by Johnson to adjourn the meeting at 6:19 pm. Roll call vote: AYE: Armstrong, Christensen, Condon, Heine, Hoelsing, Howey, Johnson, Kramer, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: None. Motion carried (11-0-0).

MEMBERS PRESENT

Curtis Armstrong
Dave Condon
Bill Christensen
Carolyn Heine
Leroy Hoelsing
Gary Howey
Chris Johnson
Marcel Kramer
Russ Schmidt
Jeff Steffen
Matt Weinandt

GUESTS PRESENT

Annette Sudbeck, Manager
Scott Fiedler, CKRWP Program Manager
Myles Lammers, Water Resources Coord.
Kristi Hochstein, Office Coord.
Becky Ravenkamp, Bow Creek Coord.
Rebekah Poppe, District Conservationist
Lisa Lauver, BGMA Coordinator

I, the undersigned Secretary for the Lewis & Clark Natural Resources District, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Board of Directors on November 17, 2022 and that all of the subject included in the foregoing proceeding were contained in the agenda for at least twenty four hours prior to said meeting; the minutes of the Chair and Board of Directors of said district were in written form and available for public inspection within ten working days and prior to the next convened meeting of the said body, that all news media requesting notification of the time and place of said meeting and the subject to be discussed at said meeting.

Board Secretary