

Chair Steffen called the June 18, 2020 meeting of the Lewis & Clark Natural Resources District (LCNRD) Board of Directors to order at 7:02 p.m. Chair Steffen stated to the public present that prior notice of the meeting had been publicized according to policy designated by the board. The meeting notice was adapted to allow for video conferencing pursuant to Nebraska Attorney General Guidance in Executive Order No. 20-30 Corona Virus. Chair Steffen announced that a copy of the Open Meetings Act is located on the west wall of the meeting room and on the LCNRD web site. All visitors participating via Zoom have been asked to make sure their microphone has been muted. There will be an opportunity for visitors to comment at the end of the meeting. Chair Steffen conducted roll call of members present. Present: Condon, Christensen, Heine, Howey, Hoesing, Kramer, Schmidt, Steffen.

Chair Steffen introduced Kristi Hochstein who started as the LCNRD Office Technician on June 8 and Rebekah Jessen, who will be taking over responsibilities as the LCNRD District Conservationist for NRCS.

CONSENT AGENDA

The consent agenda was reviewed. *It was moved by Heine, seconded by Howey to approve the minutes of the May 21, 2020 board meeting and the May 22 to June 18, 2020 consent agenda, The consent agenda includes financial reports, cost share approvals, claims, cancellations, corrections, and additions. (Copy attached to file copy of minutes). Roll call vote: AYE: Condon, Christensen, Heine, Hoesing, Howey, Kramer, Schmidt, Steffen. NAY: None. ABSENT: Armstrong, Johnson, Weinandt. Motion carried (8-0-3).*

Chair Steffen moved discussion of Agenda Item #4a on Doerr NSWCP Consideration from Administrative Activities to after consent agenda on the agenda.

ANDY DOERR AND ANNIE DOERR NSWCP CONSIDERATION

Andy Doerr and Annie Doerr requested time on the agenda to discuss a planned grazing system they installed in Section 14, T29N, R5W in Knox County. Following discussion with the Doerrs, the directors determined cost share was not appropriate in this situation because that a contract was not signed and in place at the time work was completed. However they noted this property is located in the Bazile Groundwater Management Area and there may be opportunities to work with different programs or as a demonstration project. (Weinandt enters at 7:15 pm). No action was taken by the NRD board.

PLANNING COMMITTEE

Committee Chair Heine reported on the Planning Committee meeting held prior to board meeting. The committee reviewed changes to CKRWP lease agreement, establishment of sinking fund and FY 2021 budget and projects, 1% taxing authority, well permits and associated applications, and NDEE agreement for 319 funds in the Bow Creek Watershed.

It was moved by Christensen, seconded by Weinandt to approve recommendations made by the planning committee listed below:

1. *Authorize management to enter lease agreement with Cedar Knox Rural Water Project in the amount of \$17,000 per year for routine building maintenance (mowing and cleaning)/expenses/NRD administration [three (3) year term]*
2. *Approve establishment of sinking funds with funds from FY2020 Budget with one half designated for Aowa and Project Maintenance and the other half for Water Resources Activities.*
3. *Approve 1% base allowance increase for FY 2021 budget per resolution: BE IT RESOLVED by the Board of Directors of the Lewis & Clark Natural Resources District in the County of Cedar, Knox and Dixon with 75% of the board present voting aye, the District approved the additional 1% increase allowable on base restrictions for the Fiscal Year 2021 Budget of the Lewis and Clark Natural Resources District in accordance with Nebraska Revised Statute 13-519.*
4. *Well Permits and associated items:*
 - a. *Postpone consideration of Heimes Brothers Variance V-20002C until requested by Heimes Brothers to be brought forward or 1 year from this meeting date whichever comes first,*

- b. Approve Darrel Fehringer flow meter request FMLC-255R,
- c. Approve Cedar Investments Well Permit LC-259R in NESW1/2 of Section 18, T29, R1W and flow meter request FMLC-259R,
- 5. Authorize management to sign 3-year contract with Nebr. Dept of Environment and Energy for Section 319 funds with the total project amount \$500,000 for Bow Creek Watershed. (LCNRD to provide \$200,000 in cash and in-kind match).

Roll call vote: AYE: Condon, Christensen, Heine, Hoelsing, Howey, Kramer, Schmidt, Steffen, Weinandt. NAY: None. ABSENT: Armstrong, Johnson. Motion carried (9-0-2).

ADMINISTRATIVE ACTIVITY

Manager Sudbeck's report is attached to file copy of minutes. Sudbeck reviewed the 2020 tree planting report and discussed issues with tree roots above ground surface at several sites. The locations will be evaluated in the next couple of months. NRD deadline for resolution introduction is the July meeting. (Armstrong enters the meeting at 7:30 pm. Armstrong's audio was not operating properly which was only noticed at the end of the meeting).

Sudbeck reviewed the draft land management and forbearance agreement prepared by Attorney Don Blankenau for the Erosion and Sediment Control Act (ESCA) ground (originally G. Kumm property) located in SE1/4 Section 8, T-29-N, R-4-W. This property has an ESCA court order on it to guide how this ground can be farmed. Operators of this ground must work with NRCS and NRD to prepare a crop plan which will meet requirements of the ESCA rules, intent of the Court Order and the NRD needs.

Staff reports for Schumacher, Hochstein, Lammers and Buettner were included in the meeting packet.

AGENCY REPORTS

Natural Resources Committee: NRC will start reviewing Water Sustainability Fund applications soon. The Healthy Soils Task Force report is being written and will be sent to Governor Ricketts. The task force is still considering a soil hub and a soil health report card.

NARD: Kramer reported the NARD office building was destroyed during the "Black Lives Matter" riots. Damaged records are being cleaned but electronic equipment could not be saved. A building committee has been created and Manager Sudbeck will be serving on that committee. The committee will consider purchase or construction of a new office which may be moved out of downtown Lincoln. Annual meeting in Kearney in September is still scheduled.

NE Nebraska Resources Conservation and Development and Wau Col Rural Water System: Howey had no report as meetings were not held due to COVID-19.

Bazile Groundwater Management Area: Jeremy Milander reported work continues at demonstration sites. Planting of the sites was completed in May, variable rate irrigation equipment and soil moisture sensors have been installed. Connor Baldwin also reported on his involvement with the demonstration sites.

Nebraska Forest Service: Jordan Smith reported on recent activities and that he will be stationed out of Lower Elkhorn NRD starting July 1.

NRCS ACTIVITY: Rebekah Jessen, Acting District Conservationist introduced Rob Van Lieshout, Pheasants Forever Biologist, who updated the board on recent activities. Jessen provided staffing updates, updates on EQIP, CSP, CRP and ECP and annual status reviews. NRCS in this area received one emergency mortality claim due to COVID-19. Diane Wieseler, Program Assistant gave the third quarter Program Assistant's report for the three counties.

RURAL WATER ADVISORY COMMITTEE ACTIVITIES

Director Weinandt and Manager Fiedler reported on Cedar Knox Rural Water Project (CKRWP) Advisory Committee Meeting held June 11, 2020 (financial report and draft minutes attached to file copy of minutes).

Committee recommendations were

1. Approve Minutes of the May 14, 2020 Cedar Knox Rural Water Project meeting.
2. Approve expenses from May 15, 2020 to June 11, 2020 as presented.
3. Renew the DHHS Engineering 3-year agreement and authorize management to sign the agreement.
4. Recommend approval of FY2021-FY2023 lease agreement with the Lewis and Clark NRD and authorize management to sign the agreement.

Fiedler requested board approval of payments to check #17091 \$600.00 fee for 3-year DHHS agreement and bank wire of \$718.75 Chase NYC – Depository Trust for bond payment interest plus \$20.00 wire fee Bank of Hartington. These are to be made prior to the next Cedar Knox Rural Water Project (CKRWP) Committee meeting. The payments will be added to the CKRWP July expenses.

It was moved by Schmidt, seconded by Hoelsing to approve the report and each of the recommendations as stated above and to include payment of the following expenses. DHHS check #17091 \$600.00 DHHS engineering fee for 3-year engineering agreement and bank wire of \$718.75 Chase NYC – Depository Trust for bond interest payment plus \$20.00 wire fee Bank of Hartington. Roll call vote: AYE: Condon, Christensen, Heine, Howey, Hoelsing, Kramer, Schmidt, Weinandt, Steffen. NAY: None. Absent: Armstrong. Johnson: Motion carried (8-0-2).

EXCUSED ABSENCES - CORRESPONDENCE REVIEW

Director Johnson is excused from the meeting.

ADJOURN

It was moved by Howey, seconded by Kramer to adjourn the meeting at 8:45 pm. Roll call vote: AYE: Condon, Christensen, Heine, Howey, Hoelsing, Kramer, Schmidt, Weinandt, Steffen. NAY: None. Absent: Armstrong. Johnson: Motion carried (8-0-2).

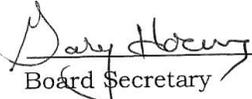
MEMBERS PRESENT

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

GUESTS PRESENT

Annette Sudbeck, Manager
Annie Doerr and Andy Doerr
Myles Lammers, Water Res Coord
Scott Fiedler, CKRWP Manager
Rebekah Jessen, Acting NRCS District Conservationist
Diane Wieseler, Program Assistant
Rob Van Lieshout, Pheasants Forever Biologist.
Jeremy Milander, BGMA
Connor Baldwin, BGMA
Kristi Hochstein, Office Technician
Marilyn Schumacher, Office Mgr.

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 June 18, 2020 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 Chairman 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