

Chair Heine called the July 15, 2021, meeting of the Lewis and Clark Natural Resources District (LCNRD) Board of Directors to order at 7:00 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, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. Absent: Christensen, Hoelsing, and Weinandt.

CONSENT AGENDA

Consent agenda reviewed. *It was moved by Howey, seconded by Johnson to approve minutes of the June 17, 2021, board meeting and the June 18, 2021, to July 15, 2021, consent agenda. The consent agenda includes financial reports, cost share approvals, claims, corrections, and additions. (Copy attached to file copy of minutes). Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).*

BUDGET COMMITTEE

Condon reported on the budget committee meeting held July 15, 2021.

It was moved by Kramer, seconded by Johnson to approve submission of the 2021 Long Range Implementation Plan (LRIP) and prepared response to the Natural Resources Committee pertaining to LR23, to provide information on the progress of LCNRD relative to the purpose(s) for the creation and existence of the 23 NRDs throughout Nebraska. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).

It was moved by Schmidt, seconded by Armstrong to approve Resolution 1-2021 to adopt the Cedar and Dixon counties Multi-Jurisdiction Plan update:

WHEREAS the Federal Disaster Mitigation Act of 2000 was signed into law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by Cedar and Dixon Counties, with assistance from JEO Consulting Group, Inc. of Lincoln, NE.

WHEREAS the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the Counties and participating jurisdictions located within the planning boundary by identifying the hazards that affect the Lewis and Clark Natural Resources District and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

WHEREAS FEMA regulations require documentation that the plan has been formally adopted by the governing body of the Lewis and Clark Natural Resources District in the form of a resolution and further requesting approval of the plan at the Federal Level; and

NOW, THEREFORE, the governing body of the Lewis and Clark Natural Resources District does herewith adopt the Cedar and Dixon Counties Multi-Jurisdictional Hazard Mitigation Plan Update.

Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing and Weinandt. Motion carried (8-0-3).

It was moved by Kramer, seconded by Howey to approve Resolution 2-2021 for a 1% lid allowance for FY2022 budget: BE IT RESOLVED by the board of Directors of the Lewis and 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% lid limit allowance for the Fiscal Year 2022 Budget of the Lewis and Clark Natural Resources District in accordance with Nebraska Revised Statute 13-519. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).

It was moved by Steffen, seconded by Condon to have staff sign a contract for constructing a monitoring well in Dolphin Township with the contractor to be determined based on final quotes to be received and recommended by UNL-CSD and approval by staff not to exceed \$30,000. Roll call vote: AYE Armstrong, Condon, Heine, Howey, Johnson, Schmidt, and Steffen. NAY: None. ABSTAIN: Kramer. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (7-0-1-3).

It was moved by Armstrong, seconded by Steffen to approve the FY2022 draft budget and planned programs. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).

RURAL WATER ADVISORY COMMITTEE

Project Manager Fiedler reported on Cedar Knox Rural Water Project (CKRWP) activities and presented recommendations from the July 8, 2021; meeting of the Cedar Knox Rural Water Project Advisory Committee as follows:

- To approve Minutes of the June 10, 2021, Cedar Knox Rural Water Meeting.
- To approve expenses from June 11, 2021, to July 8, 2021, as presented.
- To approve the bid from Barlett & West not to exceed \$27,000 for a water analysis and development plan based on data collected from groundwater investigation in the Dolphin and Aten areas.
- To approve construction of a larger diameter observation test well in the groundwater investigation area and provide \$16,200 of the cost.
- To suspend action of all applications identified by staff to be in the area that includes South Yankton for a minimum of one year.
- To approve the draft Fiscal Year 2022 budget with a 6% increase in rates. Monthly minimums will be \$42.40, an increase of \$2.40. Monthly maintenance fees will be \$10.60, an increase of \$0.60. The per 1,000-gallon water rate will be \$5.78, an increase of \$0.33/1000 gallons. New rates will go into effect October 1, 2021.
- To deny the request of Marlin Roth (NWNE Sec20 T33N R2E Knox County).
- To approve the Engineer Review Application for Andrew Foss (Sec 8 T33N R1E Lot 16 Nelson Bros Subdivision, Cedar County) for 1 BU. Approval is based on application receipt date and engineering approval prior to board action to not accept connection applications in this area.

It was moved by Johnson, seconded by Schmidt to approve the Cedar Knox Rural Water Project report and each of the recommendations as stated above. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).

ADMINISTRATIVE ACTIVITIES

Manager's Report: Sudbeck reviewed items from the Manager's Report which is included in the director's packet.

Staff Reports: Reports for Schumacher, A. Fiedler, Lammers, Hochstein and Ravenkamp are included in the director's packet.

Certification of Irrigated Acres:

It was moved by Armstrong, seconded by Condon to approve the certification of 710 acres on 11 parcels of

ground. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Kramer, and Steffen. NAY: None. ABSTAIN: Johnson and Schmidt. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (6-0-2-3). Copy of July Certified acres is filed with the file copy of the minutes.

Well Permits, Expanded Irrigated Acres, and Flow Meter Requests:

It was moved by Howey, seconded by Johnson to approve the permits as stated below.

1. William and Mona Schutte well permit LC-309R for a well in CenNE Section 9, T29N, R4E, and FMLC-309R flow meter cost share.
2. Timothy and Kathleen Becker well permit LC-310 and LC-311 for wells in the SENW and LC-312 for a well in the NENW Section 17, T29N, R5W, plan to comingle all three wells, expanded acres permit X-21018 for 67 irrigated acres in NE ½ section 17, T29N, R5W and FMLC-310 flow meter cost share.

Roll Call Vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen. NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3). Copy of July 2021 permits is included with the file copy of the minutes packet.

AGENCY REPORTS

NE Nebraska RC&D and Wau-Col Rural Water Activities: Howey reported on the June RC&D meeting. No report for Wau-Col. RC&D report attached to file copy of the minutes.

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

NARD Activity: Kramer reported on recent NARD activities.

Bazile Groundwater Management Area: The reports from Jeremy Milander, Bazile Extension Educator and Whitney Gappa, Bazile Coordinator are included in the directors' packet.

NRCS: Rebekah Jessen, NRCS District Conservationist reviewed current NRCS activities. Jessen's report is included in the directors' packet.

Nebraska Forest Service: Jordan Smith reported on Nebraska Forestry activities. Pam Bergstrom's report is in the directors' packet.

EXCUSED ABSENCES - CORRESPONDENCE REVIEW

Excused absences – Christensen, Hoelsing, and Weinandt.

ADJOURN

It was moved by Armstrong, seconded by Howey to adjourn the meeting at 8:30pm. Roll call vote: AYE: Armstrong, Condon, Heine, Howey, Johnson, Kramer, Schmidt, and Steffen, NAY: None. ABSENT: Christensen, Hoelsing, and Weinandt. Motion carried (8-0-3).

MEMBERS PRESENT

Curtis Armstrong
Dave Condon
Carolyn Heine
Gary Howey
Chris Johnson
Marcel Kramer
Russ Schmidt
Jeff Steffen

GUESTS PRESENT

Annette Sudbeck, Manager
Scott Fiedler, CKRWP Manager
Myles Lammers, Water Resources Tech
Kristi Hochstein, Office Tech
Rebecca Ravenkamp, Bow Creek Coord. ***
Rebekah Jessen, NRCS District Conservationist
Jordan Smith

*** Indicates attendance via Teams video conferencing.

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 July 15, 2021 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