

Chair Heine called the September 16, 2021, meeting of the Lewis and Clark Natural Resources District (LCNRD) Board of Directors to order at 7:02 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: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. Absent: Armstrong, Howey.

CONSENT AGENDA

Consent agenda review. It was moved by Christensen, seconded by Kramer to approve minutes of the August 19, 2021, board meeting and the August 20, 2021, to September 16, 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: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. NAY: None. ABSTAIN: None. ABSENT: Armstrong and Howey. Motion carried (9-0-2).

FY 2022 BUDGET

Manager Sudbeck reviewed the FY2022 budget and noted the total tax requirement will be \$1,107,614.48, Chair Heine reviewed Resolution 9-2021A. It was moved by Kramer, seconded by Steffen to approve resolution 9-2021A as stated:

WHEREAS the Board of Directors of the Lewis and Clark Natural Resources District held a public hearing to hear and consider comments concerning the Fiscal Year 2022 Budget for the Cedar Knox Rural Water Project and the Lewis and Clark Natural Resources District on September 16, 2021.

NOW THEREFORE, the governing body of the Lewis and Clark Natural Resources District resolves that the attached budget document incorporated herein by reference, showing total requirements of \$3,752,601 and a tax requirement of \$1,107,614.48 is hereby adopted and set as the Fiscal Year 2022 budget of the Lewis and Clark Natural Resources District in accordance with statute 77-1601-02.

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

Chair Heine reviewed LCNRD Resolution 9-2021B and it was moved by Weinandt, seconded by Christensen to approve LCNRD Resolution 9-2021B which states:

WHEREAS Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the Lewis and Clark Natural Resources Districts passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS a special public hearing was held as required by law to hear and consider comments concerning the property tax request.

NOW THEREFORE, the Governing Board of the Lewis and Clark Natural Resources District resolves that:

1. The 2021-2022 property tax request be set at \$1,107,614.48.
2. The total assessed value of property differs from last years' total assessed value by .45%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$0.026594 per \$100 of assessed value.
4. The Lewis and Clark Natural Resources District proposed to adopt a property tax request that will cause its tax rate to be \$0.027434 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Lewis and Clark Natural Resources District will exceed last years by 34.91%.

6. A copy of this resolution be certified and forward to the County Clerk on or before October 13, 2021.

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

AGENCY REPORTS

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

NARD Activity: Kramer reported on the upcoming NRD Annual Conference in Kearney. Kramer reviewed NARD Resolution 2021-1 “Executive Order #10048 – “30x30” plan” submitted by Tri-Basin NRD”. Board consensus was to place 5 votes in support of NARD Resolution 2021-1 (copy of resolution attached to file copy of minutes.)

NE Nebraska RC&D and Wau-Col Rural Water Activities: In Howey’s absence; Manager Sudbeck reported on the September 2nd Wau-Col Meeting. There was no report on RC&D activities.

Nebraska Forest Service: Report from Pam Bergstrom was provided to the directors.

NRCS: Written reports were provided to the directors for Rebekah Jessen, NRCS District Conservationist and Diane Wieseler, NRD PA.

Bazile Groundwater Management Area: Reports from Whitney Gappa, Bazile Coordinator and Jeremy Milander, Bazile Extension Educator were provided to directors.

RURAL WATER ADVISORY COMMITTEE

Weinandt and Project Manager Fiedler reported on Cedar Knox Rural Water Project (CKRWP) activities and presented consensus of discussion, due to lack of a quorum, from the September 9, 2021 meeting of the Cedar Knox Rural Water Project Advisory Committee.

It was moved by Kramer, seconded by Schmidt to approve the Cedar Knox Rural Water Project report, minutes of the August 12, 2021 Advisory Committee meeting, CKRWP expenses from August 13, 2021 to September 9, 2021, recommend approval for the forfeiture of water service for Account A605 and A562. Roll call vote: AYE: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. NAY: None. ABSTAIN: None. ABSENT: Armstrong and Howey. Motion carried (9-0-2).

ADMINISTRATIVE ACTIVITIES

Manager Sudbeck asked Item 6c NRCS/LCNRD pilot agreement for conservation support be moved up on the agenda. Neil Dominy, NRCS Assistant State Conservationist for Partnerships and Initiatives and Sudbeck reviewed the agreement and its purpose. It was moved by Schmidt, seconded by Johnson to approve management enter into a contract with NRCS for a two-year pilot conservation position with a focus on water quality and/or quantity concerns linked to soil heath, soil erosion, soil conservation for the Bazile Groundwater Management Area, Bow Creek Watershed, and other areas with NRCS providing \$137,014.00 and LCNRD providing a match of \$144,044. Roll call vote: AYE: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. NAY: None. ABSTAIN: None. ABSENT: Armstrong and Howey. Motion carried (9-0-2).

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

It was moved by Steffen, seconded by Condon to approve the permits as stated below.

1. Mike Doering expanded irrigated acres permit X-21019 for 38 irrigated acres in N1/2 SW Section 3, T30N, R3W.

- 2- Heimes Brothers well permit LC-313 for a well in the SW SE Section 16, T32N, R2E comingled with existing well G-160029.
3. Heimes Brothers well permits LC-314 for a well in the SE SW Section 2, T32N, R1E, and two no fee wells: LC-315NF and LC-316NF in the SW SW Section 2, T32N, R1E. Expanded irrigated acre permit X-21020 for 133 irrigated acres in the SW Section 2, T32N, R1E, and flow meter cost share FMLC-314. All three wells will comingle with each.
4. Ronald and Janet Burbach well permit LC-317 for a well in the NE NE Section 15, T30N, R1E.
5. Joel Johnson expanded irrigated acre permit X-21021 for 66 irrigated acres in the N1/2 NW Section 36, T30N, R3E, and pooling agreement P-21004 with Jerry Johnson for using well G-167982 to irrigate these 66 acres.

6.

Roll Call Vote: AYE: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. NAY: None. ABSTAIN: None. ABSENT: Armstrong and Howey. Motion carried (9-0-2). (Copy of September 2021 permit report is attached to file copy of minutes.)

Certification of Irrigated Acres: None

Manager's Report: Sudbeck reviewed items from the Managers Report, included in the director's packet. Discussion was held on continuing to pursue court action for the violation of a cease and desist issued in Knox County. Board consensus is to halt further action.

Staff Reports: Reports for Schumacher, Hochstein, Lammers, A Fiedler and Ravenkamp were provided to the directors.

EXCUSED ABSENCES - CORRESPONDENCE REVIEW

Excused absences – Armstrong and Howey.

ADJOURN

It was moved by Weinandt, seconded by Hoelsing to adjourn the meeting at 9:05pm. Roll call vote: AYE: Condon, Christensen, Heine, Hoelsing, Johnson, Kramer, Schmidt, Steffen and Weinandt. NAY: None. ABSTAIN: None. ABSENT: Armstrong and Howey. Motion carried (9-0-2).

MEMBERS PRESENT

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

GUESTS PRESENT

Annette Sudbeck, Manager
 Scott Fiedler, CKRWP Manager
 Myles Lammers. Water Resources Coord.
 Rebecca Ravenkamp, Bow Creek Coord. ***
 Marilyn Schumacher, Prog Coord.

***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 September 16, 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