

**LOWER NIOBRARA NATURAL RESOURCES DISTRICT
BOARD MEETING MINUTES
OCTOBER 5, 2020**

Chairman Baumeister called the meeting to order at 7:00 P.M. in the Community Center located in Butte, Nebraska. An agenda of the minutes to be considered at such time, date, and place was kept continually current and was available for public inspection during normal business hours at the District Office in Butte. Chairman Baumeister called attention to the Open Meeting Law poster on the table and stated notices of the meeting were also published in newspapers of general circulation throughout the District.

DISCUSS PERFORMANCE OF MANAGER AND ACTION

Motion by Higgins and second by Engelhaupt to go into executive session to discuss personnel. Roll Call Vote, Aye: (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Absent: (Marcellus, Morrow). MOTION CARRIED.

According to Attorney Argenbright a motion was made by Engelhaupt and second by Klawitter to come out of executive session at 7:06 P.M. He took the Roll Call Vote, Aye: (Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Nay: (Pavlik) Absent: (Marcellus, Morrow). MOTION CARRIED.

Motion by Higgins and second by Engelhaupt to go into executive session to discuss performance and possible termination of the Manager and no public hearing. Roll Call Vote, (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek,) Absent: (Marcellus, Morrow). MOTION CARRIED. Chairman restated purpose prior to entering into executive session. At 7:10 entered into executive session.

Motion by Pavlik and second by Klawitter to come out of executive session at 8:21 P.M. Roll Call Vote, (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek,) Absent: (Marcellus, Morrow). MOTION CARRIED.

Chairman Baumeister made the statement we demand that our personnel here at the NRD all work together and work out their problems or there will be different action taken next month. Higgins stated if its not taken care of by the next meeting then we may have to do something.

APPROVAL OF SEPTEMBER 9, 2020 MEETING MINUTES

Motion by Hoffman and second by Uhlir to approve the September 9, 2020 meeting minutes as circulated to Directors. Roll Call Vote, Aye: (Randa, Uhlir, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Liewer, Naprstek) Abstain: (Pavlik, Wendt, Klawitter) Absent: (Marcellus, Morrow). MOTION CARRIED.

MANAGER'S REPORT

Manager Julesgard's report was mailed for Directors to review. A copy of the forestry update from the Forester stationed at the Upper Elkhorn NRD was in the packets. An email was received from DNR regarding an appropriation request to move from the Niobrara River to Keya Paha River was cancelled as it did not take place. A copy of the draft Well Head Protection Plan for the WKRWS was passed around. At this time we are still waiting for G & P to write the transfer information for the Spencer Dam.

WATER RESOURCES COORDINATOR REPORT

Wade's report was mailed prior to the meeting. He gave an update on the new irrigated acre applications. 12 of the 16 applications have passed the acre ranking portion. He has been working with Brent to alleviate a problem with the program. Brent is coming to the office on Wednesday. He questioned when the Water Quality Committee would like to meet. A decision was made to meet next Wednesday the 14th at 7:00 P.M. in the office.

PROGRAMS ASSISTANT REPORT

Connie's report was also mailed prior to the meeting. She has been working with changes of ownerships and the website. The website should be online this month as there is a portion she is not happy with yet.

ASSOCIATION REPORT

Liewer reported he did not attend the meeting. Manager Julesgard passed a copy of the information on the Legislative Session. He informed the board the NARD has found a building for their office located at 8100 S. 15th Street. It is 13,000 sq.ft. and half of it is rented to the Nebraska Community Foundation. The conference room is large enough to handle the Manager's Meetings and the NARD meetings. The audit was also reviewed along with information on the NET ads.

AGENCY REPORTS

NRCS—Jim Mathine mailed his report to the Directors. Jim reported on the Budget. He also reviewed the Grass Land Conservation Initiative. He explained the Conservation Agriculture Mentoring Program (CAMP). This program is to mentor employees who do not have an ag background with farmers.

Niobrara Council—Connell indicated he did not attend the meeting.

NE RC&D—Pavlik indicated he was unable to attend the meeting.

NC RC&D—Connell indicated he did not know when the meeting is.

Friends of the Missouri—Manager Julesgard reported there was a video conference on September 29th, which he was unable to attend as he was in Kearney. He passed a copy of the information from the meeting to the Directors.

Missouri Sedimentation Action Coalition—No information has been received.

NARD FOUNDATION CONTRIBUTION

Manager Julesgard explained since there was no conference this year several NRDs are contributing funds towards the foundation. He mentioned usually we contribute items towards this at the conference. Wendt mentioned the different youth programs this foundation contributes towards. Motion by Liewer and second by Klawitter the LNNRD contribute \$500.00 towards the NARD Foundation. Roll Call Vote, Aye: (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Absent: (Marcellus, Morrow). MOTION CARRIED.

PROFESSIONAL COMPUTER SOLUTIONS PROPOSAL

A copy of the proposal was in the Directors Packets. This program would streamline all the data bases into one (acre certification, Phase II Reports, Water Quality, Chemigation, Static Levels). Cost of developing this program was explained. A motion was made by Uhlir and second by Higgins to table action on the Professional Computer Solutions Proposal until next month. Roll Call Vote, Aye: (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Absent: (Marcellus, Morrow). MOTION CARRIED.

NSWCP ACTIVITIES

A copy of the NSWCP Report was available on the reverse side of the agenda. Vivian reviewed the two applications presented and the cancellation. Motion by Pavlik and second by Holtgrew to approve the application for Jerome Dopheide Trust-dam-\$7,000.00 and the application for LeRoy Guthmiller-water & sediment basin-\$7,000.00 also the cancellation for Redbird Valley LLC. Roll Call Vote, Aye: (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Absent: (Marcellus, Morrow). MOTION CARRIED.

TREASURER'S REPORT

A copy of the Treasurer's Report was available in the packets. Pavlik and Hoffman reviewed the expenditures. Motion by Higgins and second by Uhlir to approve the Treasurer's Report as presented. Roll Call Vote, Aye: (Pavlik, Randa, Uhlir, Wendt, Baumeister, Connell, Engelhaupt, Higgins, Hoffman, Holtgrew, Janzing, Kaczor, Klawitter, Liewer, Naprstek) Absent: (Marcellus, Morrow). MOTION CARRIED.

OPEN COMMENTS – None

EXCUSE ABSENT DIRECTORS

Marcellus must still stay away from crowds. Nothing was heard from Morrow.

Chairman Baumeister declared the meeting adjourned at 9:20 P.M.

MEETING ATTENDEES

Directors: Larry Baumeister, Karl Connell, Jack Engelhaupt, Tom Higgins, Linda Hoffman, Don Holtgrew, John Janzing, Brian Kaczor, Randy Klawitter, Marvin Liewer, Ray Naprstek, Kent Pavlik Kevin Randa, Jeff Uhlir, Diana Wendt

Staff: Terry Julesgard, Vivian Frasch, Wade Ellwanger, Connie McCarthy

Visitors: Jim Mathine, Roger Frickel, Attorney Argenbright, Kaleb Kaczor

I, the undersigned Secretary of the Lower Niobrara Natural Resources District hereby certify the foregoing is a true and correct copy of the proceedings had and done by the Board of Directors on October 5, 2020. That all subjects included in the foregoing proceedings were contained in the agenda for at least twenty-four hours prior to the meeting. The minutes of the Chairman and Board of Directors were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body. All news media requesting notification of the time and place of said meeting and the subjects to be discussed at said meeting were notified.

_____ Brian Kaczor, Secretary