

**Personnel, Legislative and Public Affairs Subcommittee
Meeting Minutes
September 9, 2014**

A meeting of the Papio-Missouri River Natural Resources District's Personnel, Legislative and Public Affairs Subcommittee was held at the Natural Resources Center, 8901 S. 154th Street, Omaha, NE on September 9, 2014. The meeting was called to order by Chairperson Fred Conley at 6:30 p.m.

QUORUM CALL: Quorum call was taken. The following were in attendance.

Subcommittee Members Present	Subcommittee Members Absent	Other Directors Present	Others Present
Patrick Bonnett		John Conley	John Winkler
Tim Fowler, Vice-Chairperson		Dave Klug	Marlin Petermann
Patrick Leahy		Rich Tesar	Dave Newman
Scott Japp		Jim Thompson	Jim Becic
Fred Conley, Chairperson		Ron Woodle	Heather Borkowski
			Bill Brush
			Martin Cleveland
			Emmett Egr
			Carey Fry
			Amanda Grint
			Brian Henkel
			Lori Laster
			Zach Nelson
			Terry Schumacher
			Barb Sudrla
			Jean Tait
			Bill Warren
			Eric Williams
			John Zaugg
			Neil Jensen, NRCS

- * Excused Absence
- ** Alternate Voting Member

ADOPTION OF AGENDA:

- **It was moved by Director Fowler and seconded by Director Leahy that the agenda be adopted.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea to 0-nay.

Voting Yea: Bonnett, Fowler, Japp, Leahy, Conley
 Voting Nay: None
 Abstaining: None
 Excused Absence: None
 Absent: None

PROOF OF PUBLICATION: Notice of the meeting was posted in all District offices and published in the Omaha World Herald on September 4, 2014. The proof of publication affidavit is included with the file copy of these minutes.

1. Review and Recommendation on Resolutions to be Considered at the 2014 NARD Annual Conference, John Winkler:

The General Manager briefed the Subcommittee on the three resolutions being voted on at the 2014 NARD Annual Conference.

2014-1 EXEMPT SMALL DAMS BUILT BEFORE 1973 FROM CERTAIN DNR REGULATIONS. Sponsored by the Tri-Basin NRD. Recommendation that the NARD would support legislation that will exempt small dams built before 1973 from the prior appropriation doctrine in a manner consistent with the provisions of LB 959.

General Manager John Winkler briefed the subcommittee on the purpose of this resolution offered by the Tri-Basin NRD and stated that it is supported by other NRDs. There was discussion concerning the need for this change, both pro and con.

- **It was moved by Director Leahy and seconded by Director Bonnett that the Subcommittee recommends to the Board that the NARD Voting Delegate and/or Alternate be authorized to vote to Oppose Resolution 2014-1 Exempt Small Dams Built Before 1973 from Certain DNR Regulation at the 2014 NARD Annual Conference.**

Roll call was taken on the motion. The motion failed on a vote of 2-yea to 3-nay.

Voting Yea:	Bonnett, Leahy
Voting Nay:	Fowler, Japp, Conley
Abstaining:	None
Excused Absence:	None
Absent:	None

- **It was moved by Director Japp and seconded by Director Fowler that the Subcommittee recommends to the Board that the NARD Voting Delegate and/or Alternate be authorized to vote to Support Resolution 2014-1 Exempt Small Dams Built Before 1973 from Certain DNR Regulation at the 2014 NARD Annual Conference.**

Roll call was taken on the motion. The motion passed on a vote of 3-yea to 2-nay.

Voting Yea:	Fowler, Japp, Conley
Voting Nay:	Bonnett, Leahy
Abstaining:	None
Excused Absence:	None
Absent:	None

2014-2 NEBRASKA CHEMIGATION ACT AMENDMENTS. Sponsored by Lower Platte North NRD. Recommendation that the NARD seek legislation to amend the Nebraska Chemigation Act to include the following changes:

- 1) Amend Nebraska Revised Statutes 46-1139-1143 to mirror the civil penalty language in Nebraska Revised Statutes 46-745(1) by providing for

a civil penalty of not less than one thousand dollars and not more than five thousand dollars for each day a violation takes place; and

2) Amend Nebraska Revised Statutes 46-1139-1143 to add the costs of action language in Nebraska Revised Statutes § 46-745(3) which provides that the district shall recover the costs of the action should a civil penalty be awarded under the relevant section.

- **It was moved by Director Leahy and seconded by Director Fowler that the Subcommittee recommends to the Board that the NARD Voting Delegate and/or Alternate be authorized to vote to Support Resolution 2014-2 Nebraska Chemigation Act Amendments at the 2014 NARD Annual Conference.**

Roll call was taken on the motion. The motion carried on a vote of 3-yea, 1-nay, and 1-abstention.

Voting Yea:	Fowler, Leahy, Conley
Voting Nay:	Bonnett
Abstaining:	Japp
Excused Absence:	None
Absent:	None

2014-3 BIENNIAL BUDGETING FOR NATURAL RESOURCES DISTRICTS. Sponsored by the Lower Platte South NRD. Recommendation that the NARD propose legislation to amend the statutes to allow natural resources districts to adopt either annual or biennial budgets.

- **It was moved by Director Leahy and seconded by Director Fowler that the Subcommittee recommends to the Board that the NARD Voting Delegate and/or Alternate be authorized to vote to Support Resolution 2014-3 Biennial Budgeting for Natural Resources Districts at the 2014 NARD Annual Conference.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea to 1-nay.

Voting Yea:	Bonnett, Fowler, Leahy, Conley
Voting Nay:	Japp
Abstaining:	None
Excused Absence:	None
Absent:	None

ADJOURNMENT: Being no further business, the meeting adjourned by acclamation at 6:49 p.m.

Minutes were prepared by Emmett Egr.