

WATER WELL STANDARDS & CONTRACTORS' LICENSING BOARD MEETING

June 5, 2024

Tonny Beck, Chairman, called the meeting to order at 10:03 a.m. with roll call. The meeting was held at the Upper Elkhorn NRD-301 N Harrison St, O'Neill, NE. Copies of the agenda were emailed to board members and other interested parties prior to the meeting. The meeting was advertised on the Water Well Standards and Contractor's Licensing Board webpage on the Nebraska Department of Environment and Energy's website. The Open Meetings Act was posted at the front entrance of the room.

Item 1. Roll Call

PRESENT:

Tonny Beck	Sue Lackey
Laura Johnson	Lynn Webster
Brian Whitesel	Dan Mackin
Scott Grosch	

ABSENT: Russ Fosler, Cody Christensen, Mike Thompson

OTHERS: Lee Orton, Tim Sizer, Dan Egeland, Mark Graf, Jason Orton, Dave Miesbach, and Pam Miller.

Mr. Mackin shared that he is no longer with Flowserve. He started a new position with Custom Pipe.

Item 2. Adoption of Agenda

Mr. Webster made a motion to add a proctor to the agenda. Ms. Johnson seconded the motion. Voting yes: Beck, Mackin, Johnson, Whitesel, Grosch, Lackey, Webster. Voting no: none. Abstain: none. Motion carried.

Mr. Webster moved to adopt the amended agenda. Ms. Johnson seconded the motion. Voting yes: Beck, Mackin, Johnson, Whitesel, Grosch, Lackey, Webster. Voting no: none. Abstain: none. Motion carried.

Item 3. Consideration of Minutes of Board Meeting – April 17, 2024

Mr. Graf suggested changing the word "people to contractors" in the last sentence of the public comments.

Mr. Whitesel moved to adopt the minutes with noted revision. Ms. Lackey seconded the motion. Voting yes: Beck, Johnson, Whitesel, Grosch, Lackey, Webster. Voting no: none. Abstain: Mackin. Motion carried.

Item 4. Continuing Education Requests

1- NRD Water Program Conference, Kearney, NE, by NARD, was held March 5, 2024; Jennifer Swanson

Requests: 6 hrs.

Recommended: 6 hrs.

2- South Atlantic Jubilee, Myrtle Beach, SC, by South Atlantic Well Drillers, will be held July 27-29, 2024; Debra Kelly

Requests: 23.5 hrs.

Recommended: 22 available hrs.
maximum of 8 hrs. CE credit per attendee.

Provider must supply more content information on the final presentation given before the additional 1.5 hrs. submitted will be approved.

Ms. Lackey, CEU Committee alternate for Mr. Thompson, CEU Committee Chair, submitted the recommendations for board approval of CEU hours as stated. Voting yes: Beck, Mackin, Johnson, Whitesel, Grosch, Lackey, Webster. Voting no: none. Abstain: none. Motion carried.

Item 5. Program Report

Mr. Miesbach presented the program report that was included in the Board Packet. It outlined the declaratory orders/pre-notifications, violations, licensure information and testing information.

- Review of the program report.
- Status on pending DEC Orders for encroachment on PWS.
- NRD training and exams were discussed.
- The current budget was reviewed.
- The Governor's budget includes a deduction in general funds to state agencies. The guiding statute for the program states the program should be funded by program fees. The program currently utilizes both general funds and program fees. If there is a deduction of general funds, then program fees must be increased.
- Fees were reviewed and new fees proposed.
- Mr. Orton asked the status of the 2 current board members renewals that are still pending.

Break: 11:35 am to 11:45 am

Item 6. Legislative Report

- Continuing program funding.

Item 7. Proctor

Mr. Whitesel made a motion to approve Anna Baum as a proctor. Ms. Lackey seconded the motion. Voting yes: Beck, Mackin, Johnson, Whitesel, Grosch, Lackey, Webster. Voting no: none. Abstain: none. Motion carried.

Item 8. Agency Reports

A. UNL – Conservation & Survey – Sue Lackey

- Nitrate coring work is complete until crops harvested.
- 3 rotary test holes have been completed for 2 NRDs. One was a replacement for the 2018 Dakota test holes and wells done for multiple NRDs.
- A student has been hired for the summer.
- Scheduled work with USGS and Game and Parks in Valentine on a groundwater/surface water interaction study.
- Rotary drilling work with the Lower Platte South
- State map work. Rotary and Geo probe coring.

B. Department of Natural Resources – Mike Thompson-absent

None

- Handouts of registration statistical reports were provided prior to the meeting.

C. Dept. of Environment and Energy – Laura Johnson

- A NDEE Program Update was provided highlighting:
 - Staff changes
 - Final PFAS NPDW Rule
 - Public Water Systems PFAS sampling results
 - Water System Restructuring Assessment Rule
 - EPA R7 issues Emergency Order to City of Humboldt
 - RO Rebate Program
 - Waste, Litter, Scrap tire grants
 - UIC/ME Authorizations and Permits
 - Statewide Nitrate study
 - Permits
 - Climate Pollution Reduction Grants
 - Water Planning/319 Program

D. Natural Resources Districts – Lynn Webster

- Spring tree planting has been completed.
 - Chemigation and water sampling for the rest of the season.
- E. HHS – Division of Public Health – Russ Fosler-absent**

- No report

Item 9. Public Comment

Mr. Orton provided an update on several past board members.

Item 10: Closed Session

None

Item 11. Adjourn

Mr. Grosch moved to adjourn the meeting at 12:10 p.m.

Mike Thompson

July 3, 2024

Mike Thompson, Board Secretary

Date