



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING

April 17, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, April 17, 2019 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens, and Wilson. Ruth called the meeting to order at 7:00 p.m.

Ruth welcomed those in attendance, and the pledge of allegiance was recited. He noted that the public meetings law is posted in the room and that carrying concealed weapons is prohibited at board meetings. He requested all cell phones be put on silent mode. He reminded everyone a recording of the meeting can be found on the NRD website. He offered an opportunity for public present to speak to non-agenda items.

Jim Stewart with the Lancaster County Farm Bureau addressed the Board thanking them for the work they do for natural resources.

Director Schutz stated that students from his University of Nebraska Land Use Law Class were in attendance

ITEM 1. ROLL CALL OF DIRECTORS.

Twenty one Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Ruth reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on April 4, 2019.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that there were no requests for excused absences received.

ITEM 4. ADOPT TENTATIVE AGENDA

It was moved by Spangler and seconded by Landis to adopt the Tentative Agenda. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 5. APPROVE MINUTES OF MARCH 20, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Osborn and seconded by Landis to approve the minutes of the March 20, 2019 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 6. REPORT OF THE FINANCE AND PLANNING SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Steinkruger stated that the financial reports for the period July 1, 2018 through March 31, 2019 had been distributed.

Paul Zillig, General Manager; Kathy Spence, Administrative Assistant and McKenzie Barry, Environmental Education Specialist, answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Stevens to approve the financial reports for the period of July 1, 2017 through March 31, 2019 and publish the General Expenditures for March 2019. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schutz, Spangler, Steinkruger, Stevens and Wilson

ABSTAIN: Schmidt

NAY: Aldridge

NOT PRESENT: None

It was moved by Steinkruger and seconded by Osborn to publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan and Green for March 2019. The motion was approved.

AYE: Aldridge, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

ABSTAIN: Amen, Andersen, Barrett, DeKalb, Eagan and Green

NAY: None

NOT PRESENT: None

It was moved by Steinkruger and seconded by Landis to publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson for March 2019. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens, and Wilson

ABSTAIN: Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson

NAY: None

NOT PRESENT: None

It was moved by Steinkruger and seconded by Landisto publish the expenditures for Directors Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson for March 2019. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis and Osborn and Peterson

ABSTAIN: Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens, and Wilson

NAY: None

NOT PRESENT: None

Natalie McClure and Casey Wurst from redthread gave a presentation on the Public Opinion Survey. McKenzie Barry, Environmental Education Specialist answered questions of the Board on the survey.

ITEM 7. REPORT OF THE PLATTE RIVER SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Jacobson stated that the Platte River Subcommittee met just prior to the Board Meeting.

Paul Zillig, General Manager; Al Langdale, Operation and Maintenance Coordinator and Ed Ubben, Projects Coordinator answered questions regarding the request.

Jacobson moved the Platte River Subcommittee's recommendation that the Board of Directors approve the request from the Omaha Fish and Wildlife Club and authorize the General Manager to sign the request for U.S. Army Corps of Engineers Rehabilitation Assistance (Public Law / PL 84-99) to restore the damaged levee. The motion was approved.

AYE: Aldridge, Andersen, Green, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Amen, Barrett, DeKalb, Eagan, Hellerich and B. Johnson

NOT PRESENT: None

ITEM 8. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Andersen stated that the Water Resources Subcommittee met on April 11, 2019. Andersen indicated that Item 9(c) will be heard in Closed Session later in the meeting.

Dick Ehrman, Water Resources Specialist, gave a report on the 2018 Groundwater Management Plan Annual Review.

Dan Schulz, Resources Coordinator, gave a report on the NRD's Well Decommissioning Program and the 1,000th well decommissioned.

Dick Ehrman, Water Resources Specialist, answered questions of the Board regarding the Ashland's request for funds.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the funding request from the City of Ashland to prepare the Ashland Drinking Water Protection Management Plan in the amount of 50% of \$15,000, not to exceed \$7,500 of NRD cost. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

Nathan Kuhlman, Information Systems Administrator and Dan Schulz, Resources Coordinator answered questions regarding services from Phoenix Web Group.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Change Request with the Phoenix WebGroup for additional services in the amount of \$13,600. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: None

ITEM 9. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Hellerich reported that five cost-share applications for installing water quality improvement practices were received for the NRD's Summer Conservation Program. He indicated that the Land Resources Subcommittee did not meet, however, the applications were reviewed by the East and West Review Groups.

Name	County	Type	Amount
Mark E. Mundt	Lancaster	Terraces	\$15,000.00
Alan Hansen	Lancaster	Terraces	\$9,212.25
Dianne L. Smith	Lancaster	Terraces / Grassed Waterway	\$15,000.00
Jerry L. Minchow	Lancaster	Terraces	\$10,920.00
Plattsmouth Airport Authority	Cass	Terraces	\$15,000.00
		TOTAL	\$65,132.25

It was moved by Hellerich and seconded by Jacobson that the Board of Directors approve the five cost-share applications for installing summer water quality practices as submitted and reviewed totaling \$65,132.25. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 10. REPORT OF THE EXECUTIVE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS:

Ruth stated that the Executive Subcommittee met on April 10, 2019.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors revise the Blue Heron Wetland Bank Administrative Procedures so wetland mitigation credits will only be available for sale to "governmental agencies" in place of "the public and private parties". The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge and Jacobson

NOT PRESENT: None

Paul Zillig, General Manager answered questions regarding the staffing and salary recommendations.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors approve for FY 2020 a 3% salary increase for all qualified employees and an additional \$24,500 for merit and adjustment to be determined by the General Manager. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge

NOT PRESENT: None

Paul Zillig, General Manager, answered questions of the Board and Cory Schmidt, NRCS District Conservationist, addressed the Board and thanked them for their continued support.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors approve the 2020 Operational Agreement with NRCS / USDA. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 11. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF
RECOMMENDATIONS:

DeKalb stated that the Urban Subcommittee met on April 11, 2019.

Paul Zillig, General Manager, Ed Ubben, Projects Coordinator, and Richard Grauerholz, Ashland Mayor answered questions of the two requests from Ashland for assistance.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve Community Assistance Program funding for the City of Ashland's Salt Creek Bank Stabilization Project in an amount not to exceed 50% of \$99,250. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson
NAY: None
NOT PRESENT: None

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve Community Assistance Program funding for the City of Ashland's Drainage Ditch Improvement Project in an amount not to exceed 50% of \$35,890.15. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson
NAY: None
NOT PRESENT: None

ITEM 12. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND
CONSIDERATION OF RECOMMENDATIONS:

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on April 9, 2019.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the seeding proposal from Prairie Plains Resource Institute to seed the Petersen tract located in the NE ¼ of Section 34, and the NW ¼ of Section 35, Township 9 North, Range 5 East of the 6th PM, Lancaster County, Nebraska at a cost not to exceed \$3,780.00. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson
NAY: Hellerich
NOT PRESENT: DeKalb

Dan Schulz, Resources Coordinator, answered questions of the Board regarding pasture lease agreements.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors enter into the pasture lease agreement with Tom Donahue to graze the Allen tract. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge

NOT PRESENT: Landis

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors enter into the pasture lease agreement with Clint Ratkovec to graze the southern portion of the Warner Community Wetland Management Area. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NOT VOTING: Aldridge

NAY: Hellerich

NOT PRESENT: None

ITEM 11. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS:

Osborn stated that the Information & Education Subcommittee met on April 8, 2019.

Paul Zillig, General Manager, and Mike Mascoe, Public Information Specialist, answered questions of the Board regarding ads.

Osborn moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the proposed agreement from Lincoln Journal Star for advertising at a cost not to exceed \$18,000, pending legal counsel approval.

It was moved by Aldridge and seconded by Spangler to amend the motion to state that at least 20% of the photos used be in color. The motion failed.

AYE: Aldridge, Barrett, Hellerich and Wilson

NAY: Amen, Andersen, DeKalb, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Stevens

NOT PRESENT: None

It was moved by Stevens and seconded by DeKalb to call the question. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge and Green

NOT PRESENT: None

The original motion to approve the proposed agreement from Lincoln Journal Star for advertising at a cost not to exceed \$18,000, pending legal counsel approval was approved.

AYE: Andersen, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt and Stevens

NAY: Aldridge, Amen, Barrett, C. Johnson, Schutz, Spangler, Steinkruger and Wilson

NOT PRESENT: None

Osborn moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the proposed agreement from Lincoln Journal Star for printing and distribution of three newsletters at a cost not to exceed \$49,561.14, pending legal counsel approval. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 14. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION.

It was moved by Andersen and seconded by Landis to go into closed session at 9:55 p.m. to protect the public interest and develop strategy with respect to negotiations related to the acquisition of properties needed for the Upper Salt 3-A Rehabilitation Project. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Steinkruger, Stevens and Wilson

NAY: Spangler

NOT PRESENT: None

It was moved by Andersen and seconded by Osborn to return to open session at 10:12 p.m. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

It was moved by Andersen and seconded by Landis to accept the appraisals of the Lylester Ranch LLC, Donald E. Mitchell Trust, DSC Properties LLC, GANA Farms LLC, Daryl D. Mitchell Trust, Karl & Debra Zimmer and Ramon & Gloria Godtel Properties and authorize staff to negotiate and acquire the interest in the properties in accordance with Landis' guidance. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: None

ITEM 11. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 12. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 13. FOR INFORMATION ONLY.

Various memos were mailed out.

Milt Schmidt gave a report of NARD activities.

There being no other business, the meeting was adjourned at 10:17 p.m. The undersigned, the duly elected and acting Secretary of the Lower Platte South Natural Resources District (the "District"), hereby certifies that the foregoing is a true and correct copy of the minutes of the meeting of the Board of Directors of the District held on April 17, 2019, that all of the matters and subjects discussed at the meeting were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the principal office of the District during normal business hours, and except for items of an emergency nature, the agenda was not altered later than twenty-four (24) hours before the scheduled commencement of the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the above minutes were in written form and available for public inspection within ten working days or prior to the next convened meeting, whichever occurred earlier; and, that reasonable efforts were made to provide all news media requesting notification of the meeting and of the time and place of said meeting and the subjects to be discussed at said meeting.

Bruce Johnson, Secretary

/dr