



# LOWER PLATTE SOUTH natural resources district

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## BOARD OF DIRECTORS' MEETING August 21, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, August 21, 2019 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, 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.

Chair Ruth introduced Tracy Zayac as the new Stormwater / Watershed Specialist

### ITEM 1. ROLL CALL OF DIRECTORS.

Nineteen 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 August 8, 2019.

### ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that requests for excused absences were received from Mike DeKalb and Greg Osborn for the August 21, 2019 Board of Directors Meeting.

It was moved by Landis and seconded by Eagan to accept the request for excused absences from Mike DeKalb and Greg Osborn for the August 21, 2019 Board of Directors Meeting. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

ITEM 4. ADOPT REVISED AGENDA

It was moved by Spangler and seconded by Stevens to adopt the Revised Agenda. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

ITEM 5. APPROVE MINUTES OF JULY 24, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Stevens and seconded by Schmidt to approve the minutes of the July 24, 2019 Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Schutz and Wilson

NAY: None

NOT PRESENT: DeKalb and Osborn

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

Steinkruger reported that the Finance & Planning Subcommittee met on August 15, 2019 and just prior to the Board Meeting. He stated that the financial reports for the period July 1, 2019 through July 31, 2019 and expenditures for July 2019 had been distributed.

Paul Zillig, General Manager and Kathy Spence, Administrative Assistant, 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, 2019 through July 31, 2019 and publish the General Expenditures for July 2019. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors approve the Resolution adopting the final Budget for FY 2020 totaling \$31,218,920 with a property tax request of \$10,156,870. The motion was approved.

It was moved by Stevens and seconded by Spangler to amend the Resolution of the Board of Directors by replacing on page 2 (c) (ii) \$0.029942 with \$0.029423. The motion was approved.

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

NOT VOTING: Green

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

The original motion to recommendation that the Board of Directors approve the Resolution adopting the final Budget for FY 2020 totaling \$31,218,920 with a property tax request of \$10,156,870 was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

ITEM 7. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Hellerich stated that the Land Resources Subcommittee met on August 19, 2019. He indicated that there was not a quorum at the subcommittee meeting.

It was moved by Hellerich and seconded by Jacobson that the Board of approve the 116 identified cost-share applications total an amount of \$1,090,557. The motion was approved.

CO	Applicant First Name	Practice	Amount	Targeted Area
BU	Arvid Bejvancesky	Terraces	\$7,456.96	
BU	Arnold & Mary Ann Vandenberg	Terraces	\$15,000.00	SVL - Meadowlark Lake
BU	James L. Pavel	Terraces	\$15,000.00	SVL - Branched Oak
BU	Jerald Bongers	Terraces	\$10,000.00	
CA	Dorr Family Trust	Terraces	\$7,668.00	
CA	Jerry Fleischman	Terraces	\$10,000.00	
CA	James McLaughlin	Terraces	\$10,000.00	
CA	Frances Stall	Terraces	\$10,000.00	
CA	Brent Vogt	Terraces	\$10,000.00	
CA	Brad Berner	Terraces	\$10,000.00	
CA	Triple RB Farm LLC	Terraces	\$10,000.00	
CA	Perkins-Palmer Farms, LLC	Terraces	\$10,000.00	
CA	Margaret E. Perkins Testamentary Trust	Terraces	\$10,000.00	
CA	Perkins-Garrett-Palmer Farms, LLC	Terraces	\$10,000.00	
CA	Leonard Buchholz	Terraces	\$10,000.00	
CA	Mona A. Nolte Revocable Trust	Terraces	\$10,000.00	
CA	Rick Nolte	Terraces	\$10,000.00	
CA	Justin Nolte	Terraces	\$10,000.00	
CA	Marva Howe	Terraces	\$10,000.00	
CA	Gary Hall	Grassed Waterways	\$6,915.78	
CA	Luetchens Family LLC	Terraces	\$10,000.00	
CA	Cheryl Dill-Patterson Gifting Trust	Terraces	\$10,000.00	
CA	Danny Bornemeier	Terraces	\$6,000.00	
CA	Robert L. Neben	Terraces	\$10,000.00	
CA	Lake Family Farm Trust	Terraces	\$10,000.00	
CA	Galen Vogler	Terraces	\$10,000.00	

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CO	Applicant First Name	Practice	Amount	Targeted Area
CA	Mark Luetchens	Terraces	\$10,000.00	
CA	Philip M. Story	Terraces	\$10,000.00	
CA	John H. Franke Revocable Trust	Terraces	\$10,000.00	
CA	The Cummings Trust	Terraces	\$6,500.00	
CA	Tom Ahrens	Terraces	\$10,000.00	
CA	Virginia Spangler Trust	Terraces	\$6,500.00	
CA	Margaret A. Norton	Grassed Waterways	\$2,305.26	
CA	Charles E. Spangler Trust	Terraces	\$6,500.00	
CA	Constance McClurg	Grassed Waterways	\$4,610.51	
CA	Genene Nolte	Terraces	\$10,000.00	
CA	Kelvin Streich	Grassed Waterways	\$4,610.52	
CA	Dorene Sillman	Grassed Waterways	\$3,918.94	
CA	Betty Darlene Miller Revocable Living Trust	Terraces	\$10,000.00	
CA	Richards-McCain Brothers	Terraces	\$10,000.00	
CA	Bruce A. Stock	Terraces	\$10,000.00	
CA	Robert Rikli	Terraces	\$10,000.00	
CA	Dale DJ Vanderford	Terraces	\$10,000.00	
CA	Herbert M. & Nancy G. Heil Trust	Terraces	\$8,196.00	
CA	LeMar L. Vogler Revocable Trust	Terraces	\$10,000.00	
CA	Barbara Ross	Terraces	\$10,000.00	
CA	Judith Hild Revocable Trust	Terraces	\$10,000.00	
CA	Oak N Ridge JV	Terraces	\$10,000.00	
CA	Halmes, Inc.	Terraces	\$10,000.00	
CA	RJ Wehrbein Farms, Inc.	Terraces	\$10,000.00	
CA	Stemar Farms, Inc.	Terraces	\$10,000.00	
CA	Mark A. Meisinger	Terraces	\$10,000.00	
CA	Richard Wohlfarth	Terraces	\$10,000.00	
CA	Schanbacher Rural Properties LLC	Terraces	\$10,000.00	
CA	Landon Farms, Inc.	Terraces	\$9,501.00	
CA	John Fitsch	Terraces	\$10,000.00	
CA	Raymond Althouse	Terraces	\$10,000.00	
LA	Melvin Lostroh Revocable Trust	Terraces	\$10,000.00	
LA	Maahs Farms, Inc.	Terraces	\$10,000.00	
LA	Marvin Hall	Terraces	\$10,000.00	
LA	Travis Jones	Terraces	\$10,000.00	
LA	Robert Retzlaff	Terraces	\$15,000.00	Stevens Creek
LA	James Peschong	Terraces	\$10,000.00	
LA	Randy Tonkinson	Terraces	\$10,000.00	
LA	Joe Birkel	Grassed Waterways	\$2,221.30	SVL - Pawnee Lake
LA	Britton Wilson	Grassed Waterways	\$9,028.44	SVL - Pawnee Lake
LA	North Bluff Farms	Terraces	\$10,000.00	
LA	Henry C. & Tami R. Waechter	Grassed Waterways	\$5,330.22	Stevens Creek
LA	Lynn Neujahr	Terraces	\$10,000.00	
LA	Leroy Ang Testamentary Trust	Terraces	\$10,000.00	
LA	Marjorie Alexis Trust	Terraces	\$10,000.00	
LA	Sally J. Dietze	Terraces	\$10,000.00	
LA	Thomas R. & Lura T. Dietze	Terraces	\$10,000.00	
LA	Paul J. Dietze	Terraces	\$10,000.00	
LA	Richard Benes	Terraces	\$10,000.00	
LA	Heritage Farms	Terraces	\$10,000.00	
LA	Vicki A. Nielsen Rev. Living Trust	Grassed Waterways	\$2,665.11	
LA	Jason P. Eden	Terraces	\$2,556.00	
LA	Mike Hermance	Terraces	\$4,945.00	

CO	Applicant First Name	Practice	Amount	Targeted Area
LA	National Arbor Day Foundation	Terraces	\$10,000.00	
LA	John Spader	Terraces	\$10,000.00	
LA	John Ellick	Terraces	\$10,000.00	
LA	Duane Theasmeyer	Terraces	\$10,000.00	
LA	Brad Braunsroth, Randy Braunsroth & Leslie Fitzpatrick	Terraces	\$10,000.00	
LA	MISALL Farms Revocable Trust	Terraces	\$10,000.00	
LA	Linda Hollman	Terraces	\$15,000.00	SVL - Cottontail Lake
LA	Rodney Hollman	Terraces	\$10,000.00	SVL - Cottontail Lake
LA	Gary Snide	Terraces	\$15,000.00	SVL - Yankee Hill
LA	Richard Hosek	Terraces	\$10,000.00	
LA	Lucille Fitzke Life Estate	Terraces	\$10,000.00	SVL - Yankee Hill Lake
LA	Jerome & Betty Johnson	Sediment Basin	\$3,570.00	SVL - Yankee Hill Lake
LA	Alan & Sandra Rosenboom	Terraces	\$10,000.00	SVL - Yankee Hill Lake
LA	VSM Partnership	Terraces	\$10,000.00	
LA	TCS Family Farms, LP	Terraces	\$10,000.00	
LA	Darlene Schroeder	Terraces	\$10,000.00	
OT	Terrence Thoms	Terraces	\$9,854.40	
OT	Voelker Farms, LLC	Terraces	\$10,000.00	
OT	Elizabeth Kraeger	Terraces	\$10,000.00	
SA	Ron Bartek	Terraces	\$10,000.00	
SA	James Frederick	Terraces	\$10,000.00	
SA	Dale Beaman	Terraces / Grassed Waterways	\$10,000.00	
SA	Steven Stanek	Terraces	\$10,000.00	
SA	Arnold & Deb Heyen	Terraces	\$10,000.00	
SA	Allan & Judy Pearson	Terraces / Grassed Waterways	\$10,000.00	
SA	Glenda Stock & Gerald Stock	Terraces	\$10,000.00	
SA	Larry Woita	Terraces	\$10,000.00	
SE	Paula Wehling	Terraces	\$10,000.00	
SE	Randy Pierce	Terraces	\$10,000.00	
SE	Ron VanAndel	Terraces	\$10,000.00	
SE	Kenneth Schultz	Terraces	\$10,000.00	
SE	Earl Pearson	Terraces	\$7,894.00	SVL - Pawnee Lake
SE	Robert J. Kinasek	Grassed Waterways	\$5,763.16	SVL - Branched Oak Lake
SE	Lumir Novak for Ann Novak	Terraces	\$15,000.00	SVL - Conestoga Lake
OT	Terrence Thoms	Terraces	\$15,000.00	Summer
LA	Prairie Star Land LLC	Terraces	\$15,000.00	Summer
LA	Jerold B. Schmidt	Terraces	\$6,046.39	Summer

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

ABSTAIN: Schmidt and Spangler

NAY: None

NOT PRESENT: DeKalb and Osborn

Assistant General Manager David Potter answered questions regarding the NRDs Cover Crop Program.

It was moved by Hellerich and seconded by Jacobson that the Board of Directors approve the modifications to the NRD Cover Crop Program to allow producers to participate. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

ITEM 8 REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Stevens stated that the Information & Education Subcommittee met on August 14, 2019. McKenzie Barry, Environmental Education / Communication Coordinator answered questions of the Board. At the request of Chelsea Johnson the Conservation Coach videos were shown.

Stevens moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the proposed Professional Services Agreement from Red Thread for the production of educational / information videos at a cost not to exceed \$19,460. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

ITEM 9. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Wilson stated that the Integrated Management Subcommittee met on August 12, 2019.

Assistant General Manager David Potter and Amy Zoller from the Nebraska Department of Natural Resources gave a presentation of the 2018 Annual Integrated Management Plan Report.

Wilson moved the Integrated Management Subcommittee's recommendation that the Board of Directors accept the 2018 Annual Integrated Management Plan Report. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

ITEM 10. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Andersen stated that the Water Resources Subcommittee met on August 20, 2019.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Amendment No. 4 to the Interlocal Agreement with Lower Platte North NRD for the Ashland Groundwater Phase 2 Verification Study. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb and Osborn

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with EA Engineering, Science and Technology, Inc. to conduct the Raymond and Ashland Groundwater Phase 2 Verification Study, not to exceed \$212,700. The motion was approved.

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

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: DeKalb and Osborn

Jared Nelson, District Engineer and David Potter, Assistant General Manager answered questions of the Board regarding Oak Middle 82-B.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the proposal from WaterWorks Technology to purchase the principal spillway pipe for Oak-Middle 82-B Watershed Rehabilitation Project in the amount of \$82,770.

It was moved by Andersen and seconded by Jacobson to amend the motion by adding "waive Operating Policy G-3a due to there being only one manufacturer of the principal spillway pipe and" after "recommend the Board of Directors". The motion was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

The amended motion to that the Board of Directors waive Operating Policy G-3a due to there being only one manufacturer of the principal spillway pipe and approve the proposal from WaterWorks Technology to purchase the principal spillway pipe for Oak-Middle 82-B Watershed Rehabilitation Project in the amount of \$82,770 was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

Andersen stated that the last item would be heard in Closed Session.

ITEM 11. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION.

It was moved by Andersen and seconded Jacobson to go into closed session at 8:32 p.m. to protect the public interest and to discuss the purchase of easements and real property pertaining to the Upper Salt Creek 3-A Rehabilitation Project. The motion was approved

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

NAY: Aldridge

NOT PRESENT: DeKalb, Osborn and Spangler

It was moved by Landis and seconded by Eagan to return to open session at 8:56 p.m. The motion was approved.

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

NAY: Spangler

NOT PRESENT: DeKalb and Osborn

It was moved by Andersen and seconded by Spangler to accept the counter offer on Upper Salt Creek 3-A, tracts 2 & 3. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

It was moved by Andersen and seconded by Stevens to accept the counter offer on Upper Salt Creek 3-A, tracts 7 & 8. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: DeKalb and Osborn

ITEM 12. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 13. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 14. FOR INFORMATION ONLY.

Various memos were mailed out.



Milt Schmidt gave a report on his attendance at the NWRA Western Water Seminar and the NARD Resolutions for the upcoming NARD Annual Conference.

It was moved by Hellerich and seconded by Eagan to adjourn the meeting at 9:05 p.m. The motion was approved.

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

NAY: Aldridge and Spangler

NOT PRESENT: DeKalb and Osborn

There being no other business, the meeting was adjourned at 9:05 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 June 24, 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.

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Bruce Johnson, Secretary

/dr