



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING NOVEMBER 16, 2022

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday, November 16, 2022 at 7:00 p.m. Directors participating were Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum. Eagan called the meeting to order at 7:00 p.m.

Eagan welcomed those in attendance, and the pledge of allegiance was recited. She noted that the public meetings law is posted in the room and that carrying concealed weapons is prohibited at board meetings and on District property. She requested all cell phones be put on silent mode. She reminded everyone a recording of the meeting will be on the NRD website. Eagan requested anyone wishing to speak on an agenda item to provide their name on the sign-in sheet and which agenda item they wished to speak on. An opportunity for public present to speak to non-agenda items was given. Stacie Sinclair, newly elected Board Member for District 5 addressed the Board.

ITEM 1. ROLL CALL OF DIRECTORS.

Nineteen Directors were present upon roll call. Schutz arrived after roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Eagan reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on November 3, 2022.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Eagan stated that there were no requests for excused absences .

ITEM 4. ADOPT AGENDA.

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

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen and Schutz

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES

It was moved by Seacrest and seconded by Jacobson to approve the Minutes of the October 19, 2022 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen and Schutz

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

Stevens stated that the financial reports for the period July 1, 2022 through October 31, 2022 had been distributed.

It was moved by Stevens and seconded by Jacobson to approve the financial reports for the period of July 1, 2022 through October 31, 2022 and publish the General Expenditures for October 2022.

Paul Zillig, General Manager and Kristin Buntmeyer, Administration and Finance Manager, answered questions of the Board regarding the financial reports.

The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Seacrest, Spangler, Stevens and Vogel

ABSTAIN: Ruth and Yoakum

NAY: None

NOT PRESENT: Andersen and Schutz

ITEM 7. REPORT OF THE EXECUTIVE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS.

Eagan stated that the Executive Subcommittee met on November 10, 2022 and on November 16, 2022.

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors approve the Renewal Acknowledgement Work Crew Agreement with the Nebraska Department of Correctional Services / Cornhusker State Industries.

Paul Zillig, General Manager and Al Langdale, Operation / Maintenance Coordinator, answered questions of the Board regarding the Correction Work Crews.

The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Green

NOT PRESENT: Andersen and Schutz

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors approve a Professional Services Contract with Mueller Robak LLC, not to exceed \$24,000, to provide lobbying services for 2023, pending NRD Legal Counsel review and approval of the contract. The motion was approved.

AYE: Barrett, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum
NAY: Aldridge, Hellerich and Spangler
NOT PRESENT: Andersen and Schutz

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors increase staff salaries an additional 4.3% for the remaining 6 months of FY'23.

Paul Zillig, General Manager and Kristin Buntmeyer, Administration and Finance Manager, answered questions of the Board regarding staff salary increases.

The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Spangler, Vogel and Yoakum
ABSTAIN: Schutz
NAY: Stevens
NOT PRESENT: Andersen

ITEM 8. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Green stated that the Urban Subcommittee met on November 14, 2022.

Green stated that five bids were received for the Salt Creek Levee Pipe Removal Project at Innovation Campus (STA 289+30R).

Bidder	Bid
K2 Construction, Lincoln, NE	\$67,520.00
PSC Construction – NE, Blair, NE	\$73,859.00
H.R. Bookstrom Construction, Inc., Lincoln, NE	\$86,885.00
Gana Trucking & Excavating, Martell, NE	\$91,147.53
Nebraska Digging Services, Alvo, NE	\$99,939.50

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the low bid of \$67,520.00 by K2 Construction, for the Salt Creek Levee Pipe Removal Project at Innovation Campus (STA 289+30R). The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum
NAY: None
NOT PRESENT: Andersen

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with JEO Consulting Group, in an amount not to exceed \$72,735 for engineering services on the Salt Creek Levee Bank Repair and Toe Protection Project at Yolanda Avenue (STA 299+00 – 301+25 Left and Right Bank).

Paul Zillig, General Manager, Al Langdale, Operation / Maintenance Coordinator and Ross Lawrence, JEO Consulting Group, answered questions of the Board regarding the Salt Creek Levee Bank Repair and Toe Protection Project at Yolanda Avenue (STA 299+00 – 301+25 Left and Right Bank).

The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with JEO Consulting Group, in an amount not to exceed \$15,920 for engineering services for the Drainage Pipe O&M Addendums for Antelope Creek Flood Damage Reduction Project. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program application request from Foreman Ridge Homeowners Association, for cost-share of the Retention Pond Dam Rehabilitation Project, at a cost-share amount of 50% of the total eligible cost of \$97,691.79, not to exceed \$48,845.90 in NRD funds, pending legal counsel review.

Paul Zillig, General Manager and Mike Murren, Projects Coordinator answered questions of the Board regarding the Foreman Ridge HOA Community Assistance Program application for cost-share on the Retention Pond Dam Rehabilitation Project.

The motion was approved.

AYE: Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Stevens, Vogel and Yoakum

NOT VOTING: Aldridge

NAY: Spangler

NOT PRESENT: Andersen

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program application for additional assistance request from Pine Lake Homeowners Association, for cost-share for the design of Pine Lake Dam Outlet Structure Design, at a cost-share amount of 50% of the total cost of \$30,000, not to exceed \$15,000 of NRD funds, pending legal counsel review. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Stevens, Vogel and Yoakum

NAY: Spangler

NOT PRESENT: Andersen

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve Amendment #2 to the Deadman Run Flood Reduction Project Agreement for the 38th Street Bridge with the University of Nebraska – Lincoln.

Paul Zillig, General Manager, answered questions of the Board regarding the Deadman Run Flood Reduction Project Agreement for the 38th Street Bridge.

The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Spangler, Stevens, Vogel and Yoakum

ABSTAIN: Schutz

NAY: None

NOT PRESENT: Andersen

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

Seacrest stated that the Water Resources Subcommittee met on November 7, 2022.

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors direct staff to conduct a public hearing on the proposed revisions to the Groundwater Rules and Regulations. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

ITEM 10. REPORT OF THE RECREATION, FORSTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on November 9, 2022.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors accept fee title interest in the City of Lincoln's property for the Prairie Corridor on Haines Branch Project known as Bobcat Prairie, and apply a Wildlife Management Area designation, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Hellerich

NOT PRESENT: Andersen

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to approve the U.S. Fish & Wildlife Service Agreement that provides Lower Platte South NRD with funds to assist with a grassland renovation project at Bobcat Prairie. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the acquisition of the 40-acre Melichar – Martens Property for the Haines Branch Prairie Corridor Project and authorize the General Manager to approve the necessary legal documents approved by NRD Legal Counsel.

Will Inselman, Resources Coordinator, answered questions of the Board regarding the Melichar – Marten's parcel in the Haines Branch Prairie Corridor Project.
The motion was passed.

AYE: Aldridge, Barrett, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Hellerich

NOT PRESENT: Andersen

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Wildwood Lake Boat Ramp Improvement Project led by the Nebraska Game and Parks Commission and provide \$15,000 to be used as matching funds. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the program rules for the Backyard Prairie Pollinator Program. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen

ITEM 11. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT.

Luke Peterson reported on the NARD Board Meeting. He announced upcoming conferences and the upcoming Basin Tour.

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.

There being no other business, the meeting was adjourned at 8:17 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 November 16, 2022, 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.

Chelsea Johnson, Secretary

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