



## LOWER PLATTE SOUTH natural resources district

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### BOARD OF DIRECTORS' MEETING OCTOBER 16, 2024

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday October 16, 2024 at 7:00 p.m. Directors participating were Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum. Landis called the meeting to order at 7:00 p.m.

Landis welcomed those in attendance, and the pledge of allegiance was recited. He noted that the public meetings law is posted at the entrance to the room. He requested all cell phones be put on silent mode. He reminded everyone a recording of the meeting will be on the NRD website. Landis 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 the public to speak to non-agenda items was given.

#### ITEM 1. ROLL CALL OF DIRECTORS

20 Directors were present upon roll call.

#### ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING

Landis reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on October 3, 2024.

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

Landis stated that there was a request for an excused absence from Christine Lamberty for the October 16, 2024 Board of Directors meeting.

It was moved by Stevens and seconded by Seacrest to accept the request for an excused absence from Christine Lamberty for the October 16. 2024 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

#### ITEM 4. ADOPT AGENDA

It was moved by Eagan and seconded by Osborn to adopt the Agenda. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES

It was moved by Ruth and seconded by Stevens to approve the Minutes of the September 18, 2024 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Mike Sousek, General Manager, reported to the Board that an educational press conference with the City of Lincoln regarding the Stormwater Bond that will appear on the November ballot will be held on October 24, 2024.

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

Johnson stated that the Finance & Planning Subcommittee met on October 8, 2024.

Johnson stated that the financial reports for the period July 1, 2024 through September 30, 2024 had been distributed.

It was moved by Johnson and seconded by Andersen to approve the financial reports for the period of July 1, 2024 through September 30, 2024 and publish the "Expenditures without Director's expenditures" for September 2024.

The motion was approved.

AYE: Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Lamberty

It was moved by Johnson and seconded by Yoakum to publish the "Director Group 1" (Aldridge, Andersen, Baker, Eagan, Green, Hawkins and Hellerich) expenditures for September 2024. The motion was approved.

AYE: Aldridge, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

ABSTAIN: Andersen, Baker, Eagan and Hawkins

NOT PRESENT: Lamberty

It was moved by Seacrest and seconded by Andersen to publish the “Director Group 2” (Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn and Peterson) expenditures for September 2024. The motion was approved.

AYE: Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Aldridge

ABSTAIN: Jacobson, Johnson, Landis, Lewis, Osborn and Peterson

NOT PRESENT: Lamberty

It was moved by Johnson and seconded by Baker to publish the “Director Group 3” (Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum) expenditures for September 2024. The motion was approved.

AYE: Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson,

NAY: Aldridge

ABSTAIN: Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NOT PRESENT: Lamberty

Johnson moved the Finance & Planning Subcommittee’s recommendation that the Board of Directors adopt the FY 2025 Long Range Implementation Plan as presented. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Jacobson

NOT PRESENT: Lamberty

**ITEM 7. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS**

Hawkins stated that the Recreation, Forestry & Wildlife Subcommittee met on October 10, 2024.

Hawkins moved the Recreation, Forestry & Wildlife Subcommittee’s recommendation that the Board of Directors authorize the General Manager to sign and submit an application to NRCS for cost-share assistance to pursue a conservation easement on the McDermott property through the Agriculture Conservation Easement Program.

David Potter, Assistant General Manager, and Will Inselman, Resources Coordinator answered questions regarding the conservation easement on the McDermott property and the NRCS Agricultural Conservation Easement Program.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Seacrest, Spangler, Stevens and Yoakum

NAY: Hellerich and Vogel

ABSTAIN: Schutz

NOT PRESENT: Lamberty

Hawkins moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign the Interlocal Agreement with the Nebraska Association of Resources Districts for the procurement of trees and shrubs for our Conservation Forestry Program. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Hawkins stated that four bids were received for the MoPac and Homestead Trail Bridge Repair Projects.

Contractor	Bid
JMN Construction	\$389,356.80
Theisen Construction	\$783,053.45
K2 Construction	\$945,098.00
M.E. Collins Contracting	\$1,079,262.00

Hawkins moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the low bid of \$389,356.80 submitted by JMN Construction for the MoPac and Homestead Trail Bridge Repair Projects.

Will Inselman, Resources Coordinator, and Corey Wasserburger, Legal Counsel, answered questions of the Board regarding the bids for the MoPac and Homestead Trail Bridge Repair Projects.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Hawkins moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign a construction services agreement with Olsson in the amount of \$76,230.00 for the MoPac and Homestead Trail Bridge Repair Projects.

Mike Sousek, General Manager, answered questions of the Board regarding the construction services agreement with Olsson.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: Hellerich

NOT PRESENT: Lamberty

Hawkins moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign a permanent easement on the MoPac Trail near 202nd Street for the construction, maintenance, replacement, and renewal of a water main with the Village of Eagle and the Sanitary and Improvement District No.12 of Cass County. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

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

Seacrest stated that the Water Resources Subcommittee met on October 9, 2024.

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve for the General Manager to sign the Joint Funding Agreement with USGS on behalf of ENWRA.

Corey Wasserburger, Legal Counsel, answered questions of the Board regarding the joint funding agreement.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve to ratify the signature for the Annual Joint Funding Agreement with USGS for the operation of 15 streamgages for \$127,215.00.

Mike Sousek, General Manager, answered questions of the Board regarding the streamgage joint funding agreement.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Piening Flood Control Structure Easement with David Robotham for \$4,000.00, pending Legal Counsel review.  
The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Piening Flood Control Structure Easement with Orell and Jane Piening for \$1.00, pending Legal Counsel review.  
The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Piening Flood Control Structure Temporary Construction Easement with Orell and Jane Piening for \$1.00, pending Legal Counsel review.  
The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Lamberty

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

Jacobson stated that the Land Resources Subcommittee did not meet prior to the meeting.

Jacobson stated that there were seven application for fall surface water quality BMP cost-share. He stated that the applications were reviewed by the Eastern and Western Review Groups and met the criteria for the Cost-Share Program, and none were in targeted areas.

Applicant Name	SEC	TWN	RNG	County	Practice	Amount
Straub Perkins Palmer Farms LLC	27	10	12	Cass	Terraces	\$15,000.00
Perkins Garrett Palmer Farms LLC	8	10	11	Cass	Terraces	\$15,000.00
Perkins Palmer Farms LLC	26	10	12	Cass	Terraces	\$15,000.00
Jay Farms, Inc.	24	9	13	Otoe	Terraces	\$15,000.00
James Buchholz	7	9	12	Otoe	Terraces	\$15,000.00
Bruce Rogers	7	12	9	Saunders	Terraces	\$15,000.00
John Spader	32	13	7	Saunders	Terraces	\$15,000.00
					TOTAL	\$105,000.00

It was moved by Jacobson and seconded by Vogel to approve the seven identified cost-share applications totaling an amount of \$105,000.00.

David Potter, Assistant General Manager, answered questions of the Board regarding the cost-share applications.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hawkins, Hellerich, Jacobson, Johnson, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Stevens, Vogel and Yoakum

NAY: None

ABSTAIN: Spangler

NOT PRESENT: Lamberty

**ITEM 10. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT**

Tom Green stated that the last NARD meeting was held at the NARD Annual Conference on September 24<sup>th</sup> and that the Audit was reviewed at that meeting. He stated that the next meeting is scheduled for November 4<sup>th</sup>. He reminded directors that the Legislative Conference will be in January and that information will be coming.

**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.

There being no other business, the meeting was adjourned at 8:18 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 October 16, 2024 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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Lisa Lewis, Secretary

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