

LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT



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BOARD OF DIRECTORS' MEETING February 17, 2016

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, February 17, 2016 at 2:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Steven, Svoboda and Zimmerman. Osborn called the meeting to order at 2:01 p.m.

Osborn 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 offered an opportunity for public present to speak to non-agenda items.

Gary Aldridge addressed the Board

Donald Preston, Acting DC for the NRCS Lincoln Office was introduced.

ITEM 1. ROLL CALL OF DIRECTORS.

Seventeen Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Osborn reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on February 8, 2016.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Osborn stated there were requests for excused absences from Daryl Bohac, Bruce Johnson and Joe Skopp for the February 17, 2016 Board of Directors meeting.

It was moved by Zimmerman and seconded by Stevens to approve the request for an excused absence from Daryl Bohac for the February 17, 2016 Board of Directors meeting. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp



It was moved by Bleed and seconded by Kerkman to approve the request for an excused absence from Bruce Johnson for the February 17, 2016 Board of Directors meeting. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by DeKalb and seconded by Stevens to approve the request for an excused absence from Joe Skopp for the February 17, 2016 Board of Directors meeting. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

ITEM 4. ADOPT REVISED AGENDA

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

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

ITEM 5. APPROVE MINUTES OF JANUARY 20, 2016 BOARD OF DIRECTORS MEETING.

It was moved by Bleed and seconded by Bolte to approve the minutes of the January 20, 2016 Board of Directors Meeting. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens and Zimmerman
ABSTAIN: Svoboda
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

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

Stevens stated that the Finance and Planning Subcommittee did not meet prior to the Board meeting. He indicated that the financial reports for the period July 1, 2015 through January 31, 2016 had been distributed.

It was moved by Stevens and seconded by Jacobson to approve the financial reports for the period of July 1, 2015 through January 31, 2016 and publish the expenditures for January 2016. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by Stevens and seconded by Jacobson to recommendation that the Board of Directors approve the budget expenditure overrun in Account 419400 IMP Studies with funds of \$1,838 from IMP – Water Inventory. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

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

DeKalb stated that the Urban Subcommittee met on February 11, 2016. He stated that there was not a quorum at the meeting. DeKalb reported that four bids were received for the Salt Creek Levee – Middle Creek Temporary Tie Back Flood Barrier along Folsom Street.

Bidder	Bid Amount
Gana Trucking & Excavating, Inc. (Martell, NE)	\$45,289.35
TCW Construction (Lincoln, NE)	\$52,693.14
M.E. Collins Construction Co., Inc. (Wahoo, NE)	\$91,443.50
General Excavating (Lincoln, NE)	\$97,883.00

It was moved by DeKalb and seconded by Zimmerman that the Board of Directors approve the low bid from Gana Trucking & Excavating in the amount of \$45,289.35 for the construction of the Salt Creek-Middle Creek Temporary Tie-Back Levee located along Folsom Street from Rosa Parks Way to West "E" Street. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman
NAY: None
NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by DeKalb and seconded by Jacobson that the Board of Directors approve the engineering services agreement from Mainelli Wagner to repair pipes on Oak Creek from 1st Street to I-180 in an amount not to exceed \$17,500. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by DeKalb and seconded by Bleed that the Board of Directors approve the Community Assistance Program (CAP) application to provide 50% cost-share on the South Bend drainage project for Group B and C not to exceed \$53,000 of NRD cost for engineering, bid and construction phases of the project. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

ABSTAIN: Potter

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

Kyle Hauschild, NRD Stormwater Specialist, answered questions.

It was moved by DeKalb and seconded by Stevens that the Board of Directors approve the Community Assistance Program (CAP) application to provide 50% cost-share on the Cardwell Woods Neighborhood Association Log Jam Removal not to exceed \$7,750 of NRD costs. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Kerkman, Landis, Potter, Ruth, Schmidt, Stevens and Svoboda

NAY: Hall, Jacobson, Osborn, Spangler and Zimmerman

NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by DeKalb and seconded by Landis that the Board of Directors approve the Community Assistance Program (CAP) application from the Irvingdale Neighborhood Association to cost-share on the Irvingdale, Stransky and Rudge Park Master Plan project in the amount of \$5,000 which is to be applied to the channel and stormwater component of the plan. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: Kerkman

NOT PRESENT: Amen, Bohac, Johnson and Skopp

ITEM 8. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND
CONSIDERATION OF RECOMMENDATIONS

Schmidt stated that the Recreation, Forestry & Wildlife subcommittee met on February 9, 2016.

Schmidt moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors change the Community Forestry program to increase in-kind match for planting to \$100/tree; increase in-kind tree care to \$15/tree over three years; require three written proposals for each application; expand tree specifications to allow 3 – 15 gallon root maker bags; accept applications year

round; authorize General Manager to approve all applications less than \$5,000/application and require Board action on applications over \$5,000. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

Dan Schulz, NRD Resources Coordinator, and Andy Applegate from The Flatwater Group answered questions

Schmidt moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors increase the upset limit of the professional services contract with The Flatwater Group from \$355,000 to \$435,000 for the Marsh Wren Saline Wetland Restoration Project. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson, Skopp and Spangler

ITEM9. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Potter stated that the Integrated Management Subcommittee met on February 16, 2016.

Potter moved the Integrated Management Subcommittee's recommendation that the Board of Directors authorize the General Manager to proceed with Requests for Proposals to develop a study scope for a Water Conveyance Study and a Water Sustainability Fund application for the study. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

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

Jacobson stated that the Water Resources Subcommittee met on February 11, 2016.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the General Manager to approve a Right of Entry Agreement with Lancaster County for the 162nd Street Bridge – Salt Creek Bank Stabilization Project, pending legal counsel review. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the proposed modifications to the NRD's Irrigation Management Assistance Program to include moisture sensors and data readers, with the limitation that data readers only be eligible every 5 years.
The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

Katie Cameron, ENWRA Coordinator, and Dan Schulz, NRD Resources Coordinator answered questions.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Professional Services Contract with Aqua Geo Frameworks, LLC to convert the Sprague AEM block flight data to produce Google Earth KMZ files at a cost not to exceed \$15,000. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Professional Services Contract with Aqua Geo Frameworks, LLC to convert the Ashland, Firth and Oakland AEM block flight data to produce Google Earth KMZ files at a cost to ENWRA not to exceed \$25,000. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

ITEM 10.5. REPORT OF THE EXECUTIVE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Osborn stated that the Executive Subcommittee did not meet prior to the Board meeting. Osborn explained proposed changes made to legislative positions prior to the NARD Legislative Conference.

It was moved by Osborn and seconded by Zimmerman to accept the amended changes to LPSNRD positions on legislative bills. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by Bolte and seconded by DeKalb to go into closed session at 3:25 p.m. to protect the public interest and review legal counsel advise on confidentiality of personal information necessary for the prevention of needless injury to the reputation of individuals in connection with the General Manager selection process. The motion was approved

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Osborn, Potter, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: Landis

NOT PRESENT: Amen, Bohac, Johnson, Ruth and Skopp

It was moved by Svoboda and seconded by Zimmerman to return to open session at 4:10 p.m.. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

It was moved by Bleed and seconded by Barrett to schedule a Special Board of Directors Meeting for 1:00 p.m. on Wednesday, March 30, 2016. The motion was approved.

AYE: Barrett, Bleed, Bolte, DeKalb, Eagan, Hall, Jacobson, Kerkman, Landis, Osborn, Potter, Ruth, Schmidt, Spangler, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Amen, Bohac, Johnson and Skopp

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 4:15 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 February 17, 2016, 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.

Milt Schmidt, Secretary

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