



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING March 15, 2017

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, March 15, 2017 at 2:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman. Stevens called the meeting to order at 2:00 p.m.

Stevens 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.

ITEM 1. ROLL CALL OF DIRECTORS.

Eighteen Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Stevens reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on March 6, 2017.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Stevens stated that a request for excused an absence for the March 15, 2017 Board of Directors meeting was received from Chelsea Johnson.

It was moved by Jacobson and seconded by Spangler to approve the request for an excused absence from Chelsea Johnson for the March 15, 2017 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

ITEM 4. ADOPT TENTATIVE AGENDA

It was moved by Zimmerman and seconded by Hellerich to adopt the Tentative Agenda. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

ITEM 5. APPROVE MINUTES OF FEBRUARY 15, 2017 BOARD OF DIRECTORS MEETING.

It was moved by Bolte and seconded by Osborn to approve the minutes of the February 15, 2017 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

ABSTAIN: Amen and B. Johnson

NOT PRESENT: Hall, C. Johnson and Svoboda

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

Kerkman stated that the Finance and Planning Subcommittee met on March 13, 2017. He indicated that the financial reports for the period July 1, 2016 through February 28, 2017 had been distributed.

It was moved by Kerkman and seconded by Jacobson to approve the financial reports for the period of July 1, 2016 through February 28, 2017 and publish the expenditures for February 2017. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

Kerkman moved the Finance & Planning Subcommittee's recommendation that the Board of Directors approve budget overrun of \$9,858 and that the overrun be funded from the District's cash reserve. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

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

Jacobson stated that the Water Resources Subcommittee met on March 8, 2017.

Dick Ehrman, Water Resources Specialist, answered questions of the Board.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve transferring ownership of the Hickman CWSPA "Orchard" monitoring well (well registration #G-153025), to Luke & Danielle Rasser for \$100, subject to legal counsel review.

It was moved by Aldridge and seconded by Hellerich to amend the motion by replacing "transferring ownership" with "to sell". Motion failed.

AYE: Aldridge, Amen, Hellerich and Ruth

NAY: Barrett, Bolte, DeKalb, Eagan, Jacobson, B. Johnson, Kerkman, Osborn, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NOT VOTING: Landis

NOT PRESENT: Hall, C. Johnson and Svoboda

It was moved by Kerkman and seconded by Zimmerman to amend the motion by adding "and terminating the lease" after \$100, The motion was approved.

AYE: Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT VOTING: Aldridge

NOT PRESENT: Hall, C. Johnson and Svoboda

The amended motion to approve transferring ownership of the Hickman CWSPA "Orchard" monitoring well (well registration #G-153025), to Luke & Danielle Rasser for \$100 and terminating the lease, subject to legal counsel review was approved.

AYE: Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: Aldridge and Amen

NOT PRESENT: Hall, C. Johnson and Svoboda

Dick Ehrman, Water Resources Specialist, gave a report to the Board on the 2016 Ground Water Annual Review.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors enter into a professional services contract with Midwest Laboratories for a 5-year period of June 1, 2017 to May 21, 2022 for water and soil analysis, subject to legal counsel review,

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors enter into a cooperative agreement with the University of Nebraska in an amount not to exceed \$35,118 for the 2017-2018 Vadose Zone Project, subject to legal counsel approval.

It was moved by Jacobson and seconded by Spangler to amend the amount from \$35,118 to \$35,518. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

The amended motion to enter into a cooperative agreement with the University of Nebraska in an amount not to exceed \$35,518 for the 2017-2018 Vadose Zone Project, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

Jacobson reported that the Subcommittee discussed a probable violation of irrigating in excess of the allocations as stated in the NRD's Ground Water Rules & Regulations, Section R, Rule 2 (c) (iii) Dwight-Valparaiso-Brainard Special Management Area and as outlined in the Investigator's Report for the Ragusa Trust property. He stated that no Board action was needed at this time.

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

DeKalb stated that the Urban Subcommittee met on March 9, 2017.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Cooperative Agreement with the Corps of Engineers to rehabilitate two locations on the Salt Creek Levee Project under the PL84-99 program. The motion was approved

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Upper Wagon Train Master Plan and submit to the City of Lincoln for approval. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson, Osborn and Svoboda

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the purchase of a conservation easement on the Sievers Trust property at 14th & Yankee Hill Road and authorize reimbursement of \$63,350 to the City of Lincoln with \$50,000 from Account 770300 and \$13,350 from cash reserve. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT PRESENT: Hall, C. Johnson and Svoboda

General Manager Paul Zillig gave a report on the Dead Mans Run Section 205 Project. Ben Higgins with the City of Lincoln answered questions from the Board.

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

Spangler stated that the Land Resources Subcommittee did not meet prior to the Board Meeting.

It was moved by Spangler and seconded by Landis that the Board of Directors approve the surface water quality cost-share applications.

County	First Name	Practice	\$ Requested	Notes
Cass	Otis Bond	Waterway	\$ 10,000	Summer/No SCP
Cass	Mark Meisenger	Terraces	\$ 15,000	SCP
Cass	Elaine Thayer	Terraces	\$ 10,000	SCP
Cass	Marion Wenzel	Terraces	\$ 10,000	SCP
Cass	Dale Nickels Family Trust	Terraces	\$ 15,000	SCP
Cass	Vivian Jones RLT	Terraces	\$ 10,000	SCP
Butler	Patricia Foral	Terraces	\$ 15,000	SCP
Butler	Jerome Kudlacek	Basins	\$ 11,529	SCP
Butler	Kathy Peters	Terraces	\$ 15,000	SCP
Butler	Helen Potter	Terraces	\$ 20,000	SCP + Targeted (SVL)
Butler	Arnold Vandenberg	Basins	\$ 5,921	SCP + Targeted (SVL)
Lancaster	Russell Dorn	Terraces	\$ 15,000	SCP
Lancaster	Jack Johnson	Terraces	\$ 15,000	SCP
Lancaster	Donna Matthis	Terraces	\$ 15,000	SCP
Lancaster	Jordan Spatz	Terraces	\$ 15,000	SCP
Lancaster	Duane Theasmeyer	Waterway	\$ 4,448	Summer/No SCP
Lancaster	Captain Agnew LLC	Terraces	\$ 15,000	SCP
Lancaster	Nebraska Hamer Properties	Terraces	\$ 15,000	SCP
Lancaster	RMB Farms Inc.	Waterway	\$ 3,442	Summer/No SCP
Lancaster	Thomas and Paula Peterson RT	Terraces	\$ 15,000	SCP
Saunders	Steven Stanek	Terraces	\$ 15,000	SCP
Saunders	George Wonka	Terraces	\$ 15,000	SCP
			TOTAL	\$280,340

The motion was approved.

AYE: Amen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Spangler, Stevens, Wilson and Zimmerman

NAY: None

NOT VOTING: Aldridge

NOT PRESENT: Hall, C. Johnson and Svoboda

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

Schmidt stated that the Recreation, Forestry & Wildlife Subcommittee met on March 8, 2017.

Schmidt reported on the Draft Interlocal Agreement for Rural to Urban Trails with the City of Lincoln, transferring ownership of NRD Trails to the City as urbanization occurs.

Schmidt moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Aldersgate United Methodist Church Community Forestry Program application to plant 44 trees with the District's cost not to exceed \$4,602. The motion was approved.

AYE: Aldridge, Amen, Barrett, Bolte, DeKalb, Eagan, Jacobson, B. Johnson, Kerkman, Landis, Schmidt, Spangler, Stevens and Wilson

ABSTAIN: Ruth

NAY: Hellerich, Osborn and Zimmerman

NOT PRESENT: Hall, C. Johnson and Svoboda

ITEM 11. NEBRAKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) UPDATE

Milt Schmidt gave a report on the Nebraska Association of Resources Districts (NARD) activities, including the NARD Budget and National Envirothon.

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 sent out.

ITEM 16. FOR INFORMATION ONLY.

Various memos were sent out.

There being no other business, the meeting was adjourned at 4:03 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 March 15, 2017, 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.

Deborah Eagan, Secretary

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