

LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT



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BOARD OF DIRECTORS' MEETING October 19, 2016

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, October 19, 2016 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman. Osborn called the meeting to order at 7:00 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 and Don Olson addressed the Board.

ITEM 1. ROLL CALL OF DIRECTORS.

Twenty 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 O, 2016.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Osborn stated there were no requests for excused absences for the October 16, 2016 Board meeting.

ITEM 4. ADOPT REVISED AGENDA

It was moved by Jacobson and seconded by Stevens to adopt the Revised Agenda taking up Agenda Item 7e prior to 7d. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler



ITEM 5. RECOGNITION OF EMPLOYMENT ANNIVERSARIES

General Manager Paul Zillig recognized Al Landgale, Operation / Maintenance Technician for 30 years of service to the Lower Platte South NRD.

ITEM 6. APPROVE MINUTES OF SEPTEMBER 21, 2016 BOARD OF DIRECTORS MEETING.

It was moved by Bleed and seconded by Landis to approve the minutes of the September 19, 2016 Board of Directors Meeting. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

ITEM 7. REPORT OF THE FINANCE AND PLANNING SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Stevens stated that the Finance and Planning Subcommittee met on October 3, 2016. He indicated that the financial reports for the period July 1, 2016 through September 30, 2016 had been distributed.

It was moved by Stevens and seconded by Jacobson to approve the financial reports for the period of July 1, 2016 through September 30, 2016 and publish the expenditures for September 2016. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Stevens stated that bids were received for a Ford F-150, ½ ton, regular cab, 4 x 4 pickup with a trade in of a 2010 F-150 Pickup.

Bidder	Vehicle	Bid Price
Woodhouse Ford (Plattsmouth)	2017 Ford F-150	\$18,358
Anderson Ford (Lincoln)	2017 Ford F-150	\$19,483
Copple Chevrolet (Ashland)	2017 Chevrolet 1500 Silverado	\$22,200
Baxter Toyota (Lincoln)	2017 Toyota Tundra	\$25,038

Stevens moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the low bid from \$18,358 from Woodhouse Ford in Plattsmouth for a 2017 Ford F-150. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Stevens stated that bids were received for an SUV/Crossover Vehicle.

Bidder	Vehicle	Bid Price
Anderson Ford (Lincoln)	2017 Ford Escape	\$21,786
Woodhouse Ford (Plattsmouth)	2017 Ford Escape	\$21,999
Copple Chevrolet (Ashland)	2017 Chevrolet Equinox	\$22,850
Baxter Toyota (Lincoln)	2017 Toyota RAV 4	\$25,201

Stevens moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the low bid for \$21,786 from Anderson Ford of Lincoln for a 2017 Ford Escape. The motion was approved

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Stevens stated that bids were received for 6 foot, no till grass drill that will not need a trailer and trade in our existing large grass drill and trailer.

Bidder	Vehicle	Bid Price
Truax Company	Truax Grass Drill	\$12,341
Hamilton Equipment	Land Pride Grass Drill	\$15,000

Stevens moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the low bid from Truax Company for a 2016 Truax FLX 11-88-U no-till 6 foot grass drill at a cost of \$12,341. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Cindy Love and Peter Fellers from HBE Becker Meyer Love LLP were present. Peter Fellers gave a report on the Fiscal Year 2016 Audit and Financial Statements. Fellers and Cindy Love answered questions of the Board.

Stevens moved the Finance and Planning Subcommittee's recommendation that the Board of Directors accept the Fiscal Year 2016 Audit and Financial Statements as presented by HBE Becker Meyer Love LLP. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Stevens moved the Finance and Planning Subcommittee's recommendation that the Board of Directors increase the NRD's Capitalization Policy Threshold from \$2,500 to \$5,000 retro-active from July 1, 2016. The motion was approved.

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

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

Zimmerman stated that there were no surface water quality cost-share applications to take action on this month.

ITEM 9. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Bohac stated that the Recreation, Forestry & Wildlife Subcommittee met on October 12, 2016.

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the one year extension to the Interlocal Agreement with the City of Lincoln on the Haines Branch Prairie Corridor Project. The motion was approved.

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

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve The Preserve Owners Association Community Forestry Program Application to plant 60 trees with the District's cost not to exceed \$10,000. The motion was approved.

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

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors increase the prices for the 2017 Conservation Forestry Program for seedlings by 5 cents / plant and increase the price for the small acreage package by \$10 / package. The motion was approved.

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

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors suspend seedling planting services for the Conservation Forestry Program. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors adopt the Rosa Parks Way Trail Resolution for signing of the LPA Supplemental Program Agreement – Federal – Aid Funding Nebraska Department of Roads (NDOR) Project #ENH-55(164). The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Bohac stated that bids were received for the Marsh Wren Pump Installation Project.

Bidder	Bid Cost
Dvorak Well, Inc.	\$47,223.70
AWS Well Co.	\$55,149.00
Layne	\$64,987.00

Dan Schulz answered questions of the Board on the Marsh Wren Project and updated them on the purpose and construction status.

Bohac moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors accept the bid from Dvorak Well, Inc. to install pumping equipment into the Marsh Wren salt water wells at a cost not to exceed \$47,223.70. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

ITEM 10. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

DeKalb stated that the Urban Subcommittee met on October 11, 2016.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors accept Amendment #1 to the contract with Olsson Associates on the Ash Hollow Dry Dam project in the amount of \$2,310. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the proposal from Gana Trucking and Excavating on an hourly rate for the removal of sediment from Vine Street to "Y" Street at a cost not to exceed \$50,000. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors cost-share with the Village of Elmwood for a drainage improvement project that will improve water quality and quantity on a 50/50 basis which is an amount not to exceed \$31,632. The motion was approved

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

ITEM 11. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Bleed stated that the Water Resources Subcommittee met on October 11, 2016. She reported that there was not a quorum.

Don Olson addressed the Board

It was moved by Skopp and seconded by Landis that the Board of Directors amend the modifications to the Ground Water Rules & Regulations to add to Section B, Rules 1(a)(vii)(J) after "Such additional information as the District deems necessary or desirable" such as to determine if the operation of a new or replacement well will have a potential short or long-term detrimental effect on the aquifer, and/or adversely affect a nearby well with a higher preference or use . The motion was approved.

It was moved by Skopp and seconded by Landis to change the language "such as" to "for example to determine". The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens and Svoboda

NAY: Zimmerman

NOT PRESENT: Spangler

The original motion as amended that the Board of Directors amend the modifications to the Ground Water Rules & Regulations to add to Section B, Rules 1(a)(vii)(J) after "Such additional information as the District deems

necessary or desirable" for example to determine if the operation of a new or replacement well will have a potential short or long-term detrimental effect on the aquifer, and/or adversely affect a nearby well with a higher preference or use was approved.

AYE: Amen, Barrett, Bleed, Bohac, Christensen, DeKalb, Eagan, Hall, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens and Svoboda

NAY: Bolte, Jacobson and Zimmerman

NOT PRESENT: Spangler

It was moved by Bleed and seconded by Stevens that the Board of Directors amend the modifications to the Ground Water Rules & Regulations by moving Section R Definitions to the beginning of the Rules & Regulations. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

It was moved by Bleed and seconded by Landis that the Board of Directors approve the modifications to the Ground Water Rules & Regulations as amended. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

It was moved by Bleed and seconded by Landis that the Board of Directors approve the application from Wiles Development LLC to expand and certify 2.1 acres of irrigated land located in Section 12, T-12-N, R-13-E in the Hydrologically Connected Area. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

It was moved by Bleed and seconded by DeKalb that the Board of Directors approve the Professional Services Agreement with FYRA Engineering for repairs to Weeping Water 5H, not to exceed \$21,178. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

ITEM12. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Kerkman stated that the Integrated Management Subcommittee met on October 12, 2016.

Kerkman moved the Integrated Management Plan Subcommittee's recommendation that the Board of Directors approve amending HDR's Contract to include Exhibit A – Phase II – Scope of Work, dependent upon approval by the Director of the Nebraska Department of Natural Resources; upon approval authorizing work on Tasks 100 – 600 at a cost not to exceed \$439,986; and upon approval of Water Sustainability Fund authorizing work on Tasks 700 – 800 at a cost not to exceed \$109,980. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

Kerkman moved the Integrated Management Plan Subcommittee's recommendation that the Board of Directors appoint Paul Zillig as the representative to the Lower Platte River Consortium and David Potter as the alternate. The motion was approved.

AYE: Amen, Barrett, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Hall, Jacobson, Johnson, Kerkman, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens, Svoboda and Zimmerman

NAY: None

NOT PRESENT: Spangler

ITEM 13. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Eagan moved the Information & Education Subcommittee's recommendation that the Board of Directors approve radio advertising proposals from NRG Media and Alpha Media in the amounts of \$12,904 and \$13,000, respectively. The motion was approved.

AYE: Amen, Bleed, Bohac, Bolte, Christensen, DeKalb, Eagan, Jacobson, Johnson, Landis, Osborn, Ruth, Schmidt, Skopp, Stevens and Zimmerman

NAY: Barrett, Hall, Kerkman and Svoboda

NOT PRESENT: Spangler

ITEM 14. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 15. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 16. FOR INFORMATION ONLY.

Various memos were mailed out.

There being no other business, the meeting was adjourned at 9:10 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 19, 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

/dr