



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING April 20, 2022

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday, April 20, 2022 at 7:00 p.m. Directors participating were Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, Lamberty, Landis, Lewis, Nolte, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel. 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. 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 give their name and which agenda item they wished to speak on. An opportunity for public present to speak to non-agenda items was given. No one wished to speak on non-agenda items.

ITEM 1. ROLL CALL OF DIRECTORS.

Eighteen Directors were present upon 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 April 7, 2022.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Eagan stated that requests for excused absences were received from Ron Nolte for the December 15, 2021, January 19, 2022, February 16, 2022 and March 16, 2022 Board Meetings and from Chelsea Johnson, Luke Peterson and John Yoakum for the April 20, 2022 Board of Directors meeting.

It was moved by Landis and seconded by Stevens to approve the requests for excused absences from Ron Nolte for the December 15, 2021, January 19, 2022, February 16, 2022 and March 16, 2022 Board Meetings and from Chelsea Johnson, Luke Peterson and John Yoakum for the April 20, 2022 Board of Directors meeting. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 4. ADOPT AGENDA.

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

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES.

It was moved by Vogel and seconded by Landis to approve the Minutes of the March 16, 2022 Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Stevens

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

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

Andersen stated that the financial reports for the period July 1, 2021 through March 31, 2022 had been distributed. Paul Zillig, General Manager, answered questions of the Board.

It was moved by Andersen and seconded by Stevens to approve the financial reports for the period of July 1, 2021 through March 31, 2022 and publish the Expenditures without Director's expenditures for March 2021. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: C. Johnson, Peterson and Yoakum

It was moved by Andersen and seconded by Spangler to publish the Director Group 1 (Aldridge, Andersen, Barrett, Eagan, Green, Hellerich and Jacobson) expenditures for March 2022. The motion was approved.

AYE: Aldridge, B. Johnson, Lamberty, Landis, Lewis, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

ABSTAIN: Andersen, Barrett, Eagan, Green, Hellerich, Jacobson and Nolte

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

It was moved by Andersen and seconded by Seacrest to publish the Director Group 2 (B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte and Peterson) expenditures March 2022. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

ABASTIN: B. Johnson, Lamberty, Landis, Lewis and Nolte

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

It was moved by Andersen and seconded by Lamberty to publish the Director Group 3 (Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum) expenditures for March 2022. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, Lamberty, Landis, Lewis and Nolte

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

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

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

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Fiscal Year 2022 – 2023 Work Plan for the Interlocal Agreement on Stormwater Management with the City of Lincoln. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Ross Lawrence with JEO Consulting Group answered questions of the Board regarding the 2022 Salt Creek Levee SWIF Annual Progress Report.

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with JEO Consulting Group for the 2022 Salt Creek Levee System-Wide Improvement Framework Plan (SWIF) Annual Progress Report, in an amount not to exceed \$7,020, pending legal counsel review. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Al Langdale, Operation and Maintenance Coordinator, answered questions of the Board regarding the Oak Creek Streambank Mitigation site.

Green moved the Urban Subcommittee's recommendation that the Board of Directors direct the General Manager to submit a Financial Assurance Letter for the Oak Creek Stream Mitigation site and agree to continue developing mitigation plans and preparation of the required deed restriction "easement". The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Green moved the Urban Subcommittee's recommend that the Board of agree to approve the proposed changes to the existing Antelope Valley access easement area for the Saint Joseph Institute property at 22nd & N and authorize the General Manager to work with the City of Lincoln and NRD Legal Counsel to complete the steps necessary to complete this action. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: C. Johnson, Peterson and Yoakum

Paul Zillig, General Manager, answered questions of the Board regarding the Professional Services Agreement with Intuition & Logic for the Salt Creek Basin Master Plan Project #6.

Green moved the Urban Subcommittee's recommend the Board of Directors authorize the General Manager to approve an Engineering Services Agreement with Intuition & Logic of St. Louis, MO for design, permitting and bidding of the South Salt Creek Master Plan Project #6 at a cost not to exceed \$122,650, pending legal counsel review. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

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

Seacrest stated that the Water Resources Subcommittee met on April 11, 2022 and again on April 20th prior to the Board meeting.

Paul Zillig, General Manager, Greg Bouc, Village of Davey Water Operator, and Corey Wasserburger, NRD Legal Counsel, answered questions of the Board regarding the Village of Davey Well Decommissioning assistance.

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the Village of Davey to be reimbursed for 100% of the cost of a standard well decommissioning, and in addition reimburse the Village for 50% of the difference in cost between a standard decommissioning and an "advanced well decommissioning" at an estimated cost of \$7,975. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the proposed Professional Services Agreement with the Nebraska Groundwater Clearinghouse Electronic Data Delivery Export Project with Phoenix Web Group in the amount not to exceed \$17,732. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Amendment #7 to the Notice of Grand and Agreement Award with USDA / NRCS for reseeding expenses on Upper Salt 3-A Rehabilitation Project. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Mike Murren, NRD Projects Coordinator, answered questions of the Board regarding reseeding Upper Salt 3-A.

Seacrest stated that two proposals were received for the reseeding of Upper Salt 3-A.

Contractor	Bid
Green Thumb, Hydroseeding and Erosion Control of Lincoln, NE	\$33,676.72
Green Streak, Inc. of Greenwood, NE	\$42,287.50

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the proposal from Green Thumb, Hydroseeding and Erosion Control of Lincoln, NE in the amount of \$33,676.72 for the Upper Salt 3-A Grass Reseeding Project. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 9. REPORT OF THE EXECUTIVE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Eagan stated that the Executive Subcommittee met on April 13, 2022.

Paul Zillig, General Manager, and Dick Ehrman, NRD Water Resources Specialist, answered questions of the Board regarding the Drinking Water Protection Specialist position and Section 319 assistance.

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors authorize the General Manager hire a Drinking Water Protection Specialist in FY2023 and apply for Section 319 assistance. The motion was approved.

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

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors appoint Larry Ruth to serve as the Lower Platte South NRD's representative on the Nebraska Land Trust's Board of Directors. The motion was approved.

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

ITEM 10. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on April 12, 2022.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors cost-share 50/50 with the Ridge Homeowners Association on their Community Forestry Application in an amount not to exceed \$5,217.71 of District funds. The motion was approved.

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

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors cost-share 50/50 with the Capitol Beach Community Association on their Community Forestry Application in an amount not to exceed \$2,730.00 of District funds. The motion was approved.

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

Paul Zillig, General Manager, answered questions of the Board regarding the Forester Position.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign the Loaned Services Agreement between the Board of Regents of the University of Nebraska, on behalf of the Nebraska Forest Service and the Lower Platte South NRD for the loaning services of a forester from the Nebraska Forest Service to the Lower Platte

South NRD. The motion was approved.

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

ABSTAIN: Schutz

NAY: None

NOT PRESENT: C. Johnson, Peterson, Ruth and Yoakum

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve Amendment #2 to Extend Interlocal Cooperative Agreement for Salt Creek Levee Trail between City of Lincoln and Lower Platte South Natural Resources District to maintain the levee trail through May 11, 2023. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign the Renewal and Amendments to the Interlocal Agreement Wildwood Wildlife Management Area between the Nebraska Game and Parks Commission and the Lower Platte South NRD. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 11. REPORT OF THE PLATTE RIVER SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Brenda Densmore with USGS answered questions of the Board regarding USGS monitoring services.

Vogel moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Joint Funding Agreements between Metropolitan Utilities District (MUD) and Lower Platte South NRD; Lincoln Water System (LWS) and Lower Platte South NRD; Lower Platte North NRD and Lower Platte South NRD; and Papio-Missouri River NRD and Lower Platte South NRD for the Lower Platte River Corridor Alliance (LPRCA) water quality monitoring in the Platte River at Leshara. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Landis, Peterson and Yoakum

Vogel moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Joint Funding Agreement with Papio-Missouri River NRD and Lower Platte South NRD for Lower Platte River Corridor Alliance (LPRCA) water quality monitoring in the Platte River Corridor at Louisville in the Platte, at Ashland in Salt Creek and at Waterloo in the Elkhorn River. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Landis, Peterson and Yoakum

Vogel moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Joint Funding Agreement between United States Geological Survey (USGS) and Lower Platte South NRD for Lower Platte River Corridor Alliance (LPRCS) Continuous Water Quality Monitoring in the Platte River at Leshara. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

Vogel moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Joint Funding Agreement between United States Geological Survey (USGS) and Lower Platte South NRD for Lower Platte River Corridor Alliance (LPRCA) Water Quality Monitoring in the Platte River Corridor at Louisville in the Platte, at Ashland in Salt Creek and at Waterloo in the Elkhorn River. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 12. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Hellerich stated that the Land Resources Subcommittee did not meet prior to the Board meeting. He reported that fifteen cost-share applications have been received for installing water quality improvement practices for the NRD's Summer Conservation Program. The applications were reviewed by the Eastern and Western Review Groups and meet the criteria for the Cost-Share Program

It was moved by Hellerich and seconded by Andersen to approval of the 15 Summer Conservation Program Cost-Share Applications listed below in the amount of \$222,695. The motion was approved.

Applicant Name	County	Practice	SEC	TWN	RNG	Amount
Miller Family Trust	Cass	Terraces	32	10	10	\$17,500
William Timblin	Cass	Terraces	15	10	9	\$17,500
Lake Family Farm Trust	Cass	Terraces	33	11	10	\$17,500
Dan Bornemeier	Cass	Terraces	21	11	10	\$14,425
Myrna Bornemeier	Cass	Terraces	17	11	10	\$8,410
John J. Oehlerking	Cass	Terraces	10	10	9	\$17,500
Billy Schuelke Irrevocable Trust	Cass	Terraces	23	11	9	\$8,039
Wayne G. Meyer	Otoe	Terraces	18	9	13	\$17,500
James Mark Jenen	Otoe	Terraces	6	9	12	\$8,488
Wilma Sundeen	Lancaster	Terraces	26	11	8	\$17,500

Applicant Name	County	Practice	SEC	TWN	RNG	Amount
Lynn Neujahr	Lancaster	Terraces	33	11	8	\$17,500
Calvin Holthus	Lancaster	Terraces	19	8	8	\$17,500
Nancy L. Kunz Revocable Trust	Lancaster	Terraces	20	8	5	\$17,500
Bruce Woita	Saunders	Terraces	20	13	6	\$11,219
Darlene Stanek	Saunders	Terraces	19	13	6	\$14,614
					TOTAL	\$222,695

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

NAY: None

NOT PRESENT: C. Johnson, Peterson and Yoakum

ITEM 13. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT.

General Manager Paul Zillig stated that information regarding the NARD Basin Tour was provided with the Agenda and encouraged Directors to consider attending. He reported that the NARD was working on approving its budget and that Luke would be acting on the budget at the next NARD Board Meeting.

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 8:36 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 April 20, 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.

Donna Reid, Acting Secretary