



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING APRIL 19, 2023

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday, April 19, 2023 at 7:00 p.m. Directors participating were Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, 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 in the room and that carrying concealed weapons is prohibited at board meetings and on District property. 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 public present to speak to non-agenda items was given.

ITEM 1. ROLL CALL OF DIRECTORS

Eighteen 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 April 6, 2023.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES

Landis stated that there were requests for excused absences from Deborah Eagan, Ron Nolte and Anthony Schutz for the April 19, 2023 Board of Directors meeting.

It was moved by Lamberty and seconded by Seacrest to accept the requests for excused absences from Deborah Eagan, Ron Nolte and Anthony Schutz for the April 19, 2023 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

ITEM 4. ADOPT AGENDA

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

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES

It was moved by Hellerich and seconded by Peterson to approve the Minutes of the March 15, 2023 Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Baker and Sinclair

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

It was moved by Baker and seconded by Stevens to approve the Minutes of the April 5, 2023 Special Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Sinclair

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

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

Johnson stated that the financial reports for the period July 1, 2022 through March 31, 2023 had been distributed.

It was moved by Johnson and seconded by Stevens to approve the financial reports for the period of July 1, 2022 through March 31, 2023 and publish the "Expenditures without Director's expenditures" for March 2023.

Paul Zillig, General Manager, answered questions regarding director expenses and Jay Seaton, District Forester, answered questions regarding Community Forestry.

The motion was approved.

AYE: Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

It was moved by Johnson and seconded by Stevens to publish the "Director Group 1" (Aldridge, Andersen, Baker, Eagan, Green, Hellerich and Jacobson) expenditures for March 2023. The motion was approved.

AYE: Aldridge, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

ABSTAIN: Andersen, Baker, Green, Hellerich and Jacobson

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

It was moved by Johnson and seconded by Andersen to publish the "Director Group 2" (Johnson, Lamberty, Landis, Lewis, Nolte Peterson and Ruth) expenditures for March 2023. The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

ABASTIN: Johnson, Lamberty, Landis, Lewis, Peterson and Ruth

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

It was moved by Johnson and seconded by Andersen to publish the "Director Group 3" (Schutz, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum) expenditures for March 2023. The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson and Ruth

ABSTAIN: Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Jamie Rinor with Unanimous, gave a presentation on the 2023 Public Awareness Survey Report.

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

Landis stated that the Executive Subcommittee met on April 12, 2023.

Landis moved the Executive Subcommittee's recommendation that the Board of Directors approve the 2024 Operational Agreement with USDA Natural Resources Conservation Service.

Paul Zillig, General Manager answered questions of the Board regarding the NRCS Operational Agreement.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Landis moved the Executive Subcommittee's recommendation that the Board of Directors approve for Fiscal Year 2024 an across-the-board increase of 4.9% for all salaried and part-time employees, and an additional \$44,000 for merit and adjustments.

Paul Zillig, General Manager, answered questions of the Board regarding the proposed salary increases.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Landis moved the Executive Subcommittee's recommendation that the Board of Directors approve adding a third Operation & Maintenance Technician position to the NRD staff, beginning in FY24.

Paul Zillig, General Manager, answered questions of the Board regarding the additional position.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Landis reported on Salt Creek Flood Resiliency. Landis indicated that he had created an Ad Hoc Subcommittee to review the Salt Creek Flood Resiliency Study and identify alternatives for possible action. He reported that he had appointed Ruth as Chair and Eagan, Johnson, Vogel, Seacrest, Stevens, Andersen, Hellerich, Schutz and Landis to serve.

Landis reported that Kristin Hassebrook from Mueller Robak has submitted a written report and indicated there hasn't been much progress at the Legislature.

ITEM 8. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Lamberty stated that the Information & Education Subcommittee met on April 13, 2023.

Lamberty moved the Information & Education Subcommittee's recommendation that the Board of Directors approve a one-year agreement with Lincoln Journal Star to print and distribute three editions of the Lower Platte South NRD newsletter totaling \$88,194, pending review by legal counsel.

McKenzie Barry, Environmental Education / Communications Coordinator answered questions of the Board regarding the newsletter and options to provide it to rural communities after the closing of the Plattsmouth Journal.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

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

Ruth stated that the Water Resources Subcommittee met on April 11, 2023.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign the finalized Inter-Governmental Agreement between the Nebraska Department of Environment and Energy and LPSNRD for implementation of the Waverly Wellhead Protection Project / Drinking Water Protection Specialist position, pending legal counsel review. The motion was approved.

Dick Ehrman, Water Resources Coordinator, and Paul Zillig, General Manager answered questions of the Board regarding duties of the Drinking Water Protection Specialist position.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the First Amendment to the Lower Platte River Basin Sub-Regional Groundwater Monitoring Interlocal Cooperative Agreement.

Ehrman answered questions of the Board the Agreement.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize a rate increase for the Water Well Decommissioning Program "well casing / pit removal" cost-share amount from \$195 to \$500.

Paul Zillig, General Manager, answered questions of the Board regarding the Water Well Decommissioning Program.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Ruth moved the Water Resources Subcommittee’s recommendation that the Board of Directors authorize cost-share up to \$6,500 of LPSNRD funds to support the Malcolm Aquifer Analysis Project, specifically development and implementation of Malcolm’s Wellhead Protection Plan.

Jason Lemkau with the Village of Malcolm and Jon Mohr with LRE addressed the Board and answered questions.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

ITEM 10. 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. He reported that twelve 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.

Applicant Name	SEC	TWN	RNG	County	Practice	Amount	Targeted Area
Michael J. Bornemeier	15	10	10	Cass	Terraces	\$17,500.00	
Dan Bornemeier	15	10	10	Cass	Terraces	\$17,500.00	
Christopher Josef	35	12	11	Cass	Terraces	\$17,500.00	
William Meyer	16	9	12	Otoe	Terraces / Grassed Waterways	\$17,500.00	
James Mark Jensen	6	9	12	Otoe	Grassed Waterways	\$5,013.00	
Steven C. Stanek	31	13	6	Saunders	Terraces	\$17,500.00	
Sandra K. Maahs Rev. Trust	28	10	8	Lancaster	Terraces	\$22,500.00	Stevens Creek
Bruce C. Kuster	16	8	7	Lancaster	Terraces	\$17,500.00	
Kyle Schwarting	26	12	5	Lancaster	Terraces	\$17,500.00	
Calvin Holthus	19	8	8	Lancaster	Terraces	\$17,500.00	
Gary Snide	6	8	6	Lancaster	Terraces	\$22,500.00	SVL - Yankee Hill Lake
Alan D. Hansen	14	12	7	Lancaster	Terraces	\$17,500.00	

It was moved by Spangler and seconded by Andersen to approve the 12 identified Surface Water Quality BMP cost-share applications for summer work totaling \$207,513. The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

ITEM 11. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Stevens stated that the Recreation, Forestry & Wildlife Subcommittee met on April 10, 2023.

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Amendment No. 3 to extend the Interlocal Cooperation Agreement for the Salt Creek Levee Trail between LPSNRD and the City of Lincoln, pending legal counsel review.

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

The motion was approved.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the increase in cost-share amount for public land projects to 75% and remove language on the maximum allowed cost-share for tree planting, pending legal counsel review.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Community Forestry application from Stone Ridge Estates HOA with a total project cost of \$9,132, with the NRD share not to exceed \$4,500.

Jay Seaton, District Forester, answered questions of the Board regarding the project.

AYE: Aldridge, Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Eagan, Nolte and Schutz

ITEM 12. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Yoakum stated that the Urban Subcommittee met on April 13, 2023.

Yoakum moved the Urban Subcommittee's recommendation that the Board of Directors approve the Agreement between the Lincoln Youth Complex and the NRD, for the replacement of the Oak Creek drainage structures.

Mark Lindemann, District Engineer, answered questions of the Board regarding the project.

The motion was approved.

AYE: Andersen, Baker, Green, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum

NOT VOTING: Aldridge

NAY: None
NOT PRESENT: Eagan, Nolte and Schutz

Yoakum moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Professional Services Agreement with Olsson, in an amount not to exceed \$38,879 for design of the Oak Creek Drainage Structures along the Lincoln Youth Complex, pending legal counsel review.

Paul Zillig, General Manager answered questions regarding the Agreement.

The motion was approved.

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

Yoakum moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Fiscal Year 2023 – 2024 Work Plan for the Interlocal Agreement on Stormwater Management with the City of Lincoln. The motion was approved.

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

Three bids were received for the Deadman’s Run Drainage Pipe Replacement Project near Cotner Blvd.

Bidder	Bid
General Excavating	\$17,050.00
Yost Excavating	\$25,500.00
Nebraska Digging	\$26,007.50

Yoakum moved the Urban Subcommittee’s recommendation that the Board of Directors approve the low bid from General Excavating, in an amount not to exceed \$17,050 for the Deadman’s Run Drainage Pipe Replacement Project near Cotner Blvd. The motion was approved.

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

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

Tom Green reminded the Board about the NARD Basin Tour coming up. He also discussed the NARD’s position on new rules and regulations proposed by the Nebraska Environmental Trust.

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 8:56 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 19, 2023 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.

Lisa Lewis, Secretary

/dr