



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING August 26, 2021

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Thursday, August 26, 2021 at 7:00 p.m. Directors participating were Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum. 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 an audio recording of the meeting can be found 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.

ITEM 1. ROLL CALL OF DIRECTORS.

15 Directors were present upon roll call. Green, C. Johnson, Schutz and Yoakum arrived after 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 August 12, 2021.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES

Eagan stated that a request for an excused absence was received from Dave Landis for the August 26, 2021 Board of Directors meeting.

It was moved by Stevens and seconded by Barrett to approve the request for an excused absence for Dave Landis for the August 26, 2021 Board of Directors meeting. The motion was approved.

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

NAY: None

NOT PRESENT: Green, C. Johnson, Lamberty, Landis, Schutz and Yoakum

ITEM 4. ADOPT AGENDA

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

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

NAY: None

NOT PRESENT: Green, C. Johnson, Lamberty, Landis, Schutz and Yoakum

ITEM 5. APPROVAL OF MINUTES OF JULY 21, 2021 BOARD OF DIRECTORS MEETING

It was moved by Seacrest and seconded by Stevens to approve the minutes of the July 21, 2021 Board of Directors Meeting. The motion was approved.

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

NAY: None

NOT PRESENT: Green, C. Johnson, Lamberty, Landis, Schutz and Yoakum

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

Andersen reported that the Finance & Planning Subcommittee met on August 18, 2021.

Andersen stated that the financial reports for the period July 1, 2021 through July 31, 2021 had been distributed.

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

It was moved by Andersen and seconded by Jacobson to approve the financial reports for the period of July 1, 2020 through July 31, 2021 and publish the Expenditures for July 2021. The motion was approved.

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

ABSTAIN: Schutz

NAY: None

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

Andersen reported that a budget hearing for public input was held on August 18, 2021 at the Lower Platte South NRD Office. He stated that a legislative requirement for budget hearings requires public bodies to record the methods and dates of meeting notices in its minutes. Notice of the hearing was published in the Lincoln Journal Star on August 9, 2021.

Paul Zillig, General Manager, gave a report on the County Valuations that have been received.

Andersen moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the Resolution adopting the final budget for FY2022 totaling \$33,798,697 with property tax request of \$10,158,870. The motion was approved.

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

ABSTAIN: Yoakum

NAY: Aldridge

NOT PRESENT: Lamberty and Landis

Paul Zillig, General Manager, and John Albert, NRD Resources Technician, answered questions of the Board regarding GPS Survey Equipment.

Andersen moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the proposal from Transit Works for the purchase of GPS Survey Equipment in the amount of \$29,968.29. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

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

Eagan stated that the Executive Subcommittee meet on August 19, 2021.

Eagan reported that the Representation Agreement (Item 7a) with Lower Platte North and Papio-Missouri River NRDs would not be taken up at this Board meeting.

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors authorize the General Manager to approve the request from Ameritas to film a commercial on the MoPac Trail and approve any required contracts, pending legal counsel review. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

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

Yoakum stated that the Information & Education Subcommittee met on August 23, 2021.

Yoakum moved the Information & Education Subcommittee's recommendation that the Board of Directors accept the annual agreement with the City of Lincoln Parks and Recreation Department for services in compensation for the Pioneers Park Nature Center's Prairie Immersion and School Tour Programs and authorize the General Manager to sign. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

McKenzie Barry, Environmental Education / Communication Coordinator, answered questions of the Board regarding the in-person and zoom field trips for the Prairie Immersion Program.

Yoakum moved the Information & Education Subcommittee’s recommendation that the Board of Directors authorize financial support to Spring Creek Prairie Audubon Center for assistance to provide in-person Field Trips or Zoom Field Trips for the Prairie Immersion Program. The motion was approved.

AYE: Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Stevens, Vogel and Yoakum
 NAY: Jacobson and Spangler
 NOT PRESENT: Aldridge, Lamberty and Landis

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

Hellerich reported that the Land Resources Subcommittee met on August 10, 2021.

He reported that there are 72 applications before the Board for approval. All meet the qualifications for the cost-share program with 29 in the western area, 43 in the eastern area and 10 in targeted areas. He indicated that the applications had also been reviewed by the Eastern and Western Review Groups.

Hellerich moved the Land Resources Subcommittee’s recommendation that the Board of Directors approve the 72 identified cost-share applications totaling an amount of \$886,278.00. The motion was approved

County	Name	Practice	Amount Requested	Targeted Area
BU	Joe Ekstein	Terraces	\$12,500.00	
BU	Kenneth Potter	Terraces	\$9,938.00	SVL - Wildwood Lake
BU	Darell Aerts	Terraces	\$12,500.00	
CA	Jay Malone	Grassed Waterways	\$5,686.00	
CA	Bradly J. Bornemeier	Terraces	\$12,500.00	
CA	Gary A. Bornemeier	Terraces	\$10,724.00	
CA	Merle Backemeyer	Terraces	\$12,500.00	
CA	Harvey Mills	Terraces	\$12,500.00	
CA	Shirley Bornemeier	Terraces	\$12,500.00	
CA	Patricia A. Schram	Terraces	\$12,500.00	
CA	Harlan Kirchhoff	Terraces	\$12,500.00	
CA	GMR Family Farms LLC	Terraces	\$12,500.00	
CA	Marianna Kirchhoff	Terraces	\$12,500.00	
CA	Larry Vogler	Terraces	\$12,500.00	
CA	Douglas Nielsen	Terraces	\$12,500.00	
CA	Eric W. & Ann W. Kruger Trust	Terraces	\$12,500.00	
CA	Ted & Karen Ent LLC	Terraces	\$12,500.00	
CA	Janet Urborn	Terraces	\$12,500.00	
CA	Travis Ahrens	Terraces	\$12,500.00	
CA	Janet Lambrecht	Terraces	\$12,500.00	
CA	Anna Marie Morin Revocable Trust	Terraces	\$12,261.00	

County	Name	Practice	Amount Requested	Targeted Area
CA	Thomas Murphy	Grassed Waterways	\$5,686.00	
CA	Bradley Rikli	Terraces	\$12,500.00	
CA	Thomas Snodgrass	Terraces	\$12,500.00	
CA	Ervin Kersten	Grassed Waterways	\$2,275.00	
CA	Ken Backemeyer	Grassed Waterways	\$5,000.00	
CA	Wayne R. Stock, Inc.	Terraces	\$12,500.00	
CA	Andrew Stock	Terraces	\$12,500.00	
CA	Luetchens Family LLC	Terraces	\$12,500.00	
CA	Robert L. Rikli	Terraces	\$12,500.00	
CA	Mark Luetchens	Terraces	\$12,500.00	
CA	James Mayfield	Terraces	\$12,500.00	
CA	Kenneth Ahrens	Terraces	\$12,500.00	
CA	William P. Cummings	Terraces	\$12,500.00	
CA	Fride Philpot	Terraces	\$12,500.00	
CA	Plattsmouth Airport Authority	Terraces	\$12,500.00	
CA	SKN Partners	Grassed Waterways	\$4,549.00	
CA	Bruce Nolte	Terraces	\$12,500.00	
CA	Tom Ahrens	Terraces	\$12,500.00	
CA	John Fritsch	Terraces	\$12,500.00	
CA	Ruse Farms, Inc.	Terraces	\$12,500.00	
CA	Robert Meisinger	Terraces	\$12,500.00	
CA	Bennjamin F. Becker	Terraces	\$12,500.00	
CA	James Meisinger	Terraces	\$12,500.00	
LA	Lynne E. Wiedman Revocable Trust	Terraces	\$12,500.00	
LA	Thomas & Fern Sullivan	Terraces	\$12,500.00	
LA	Duane Theasmeyer	Terraces	\$12,500.00	
LA	Gabriel & Jedidiah Sand	Terraces	\$17,500.00	SVL - Tanglewood Lake
LA	Woodruff Family LLC	Terraces	\$12,500.00	
LA	Mark A. Block	Terraces	\$12,500.00	
LA	Roger L. Byrne	Terraces	\$12,500.00	
LA	Rodney Egger	Terraces	\$12,500.00	
LA	Bruce Schwenke	Terraces	\$15,165.00	SVL - Yankee Hill Lake
LA	Sandra K. Rosenboom	Terraces	\$15,000.00	SVL - Yanke Hill Lake
LA	Sattler Bros.	Terraces	\$17,500.00	SVL - Yankee Hill Lake
LA	Retzlaff Generation Skipping Residuary Trust	Terraces	\$17,500.00	Stevens Creek
LA	Roger Bruner	Terraces	\$12,500.00	
LA	Nathan Broders	Terraces	\$12,500.00	
LA	Maahs Farms, Inc.	Terraces	\$17,500.00	Stevens Creek
LA	David Robotham	Terraces	\$13,166.00	SVL - Pawnee Lake Watershed

County	Name	Practice	Amount Requested	Targeted Area
LA	Lynn Neujahr	Terraces	\$12,500.00	
LA	Calvin Sterns	Terraces	\$12,500.00	
LA	Thomas E. & Paula G. Peterson Revocable Trust	Terraces	\$12,500.00	
OT	Jay Farms, Inc.	Terraces	\$12,246.00	
OT	Leonard Buchholz Trust	Terraces	\$12,500.00	
SA	Ken Kotera	Grassed Waterways	\$10,234.00	
SA	Donald J. Furasek	Terraces	\$9,515.00	
SA	Wayne Nelson	Terraces	\$12,500.00	
SA	DAT Farms LLC	Terraces	\$12,500.00	
SA	Rita Fiala	Terraces	\$12,500.00	
SE	Lumir E. Novak, Jr.	Terraces	\$17,500.00	SVL - Conestoga Lake Watershed
SE	Robert Kunasek	Terraces	\$7,395.00	SVL - Branched Oak Lake Watershed

AYE: Andersen, Barrett, Eagan, Green, Jacobson, B. Johnson, C. Johnson, Lewis, Nolte, Peterson, Ruth, Schutz, Seacrest, Stevens, Vogel and Yoakum

ABSTAIN: Hellerich and Spangler

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

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

Green stated that the Urban Subcommittee met on August 19, 2021.

Green indicated that no recommendation would be before the Board regarding the Engineering Services Agreement (Item 10a) for Antelope Creek Repair Project.

Green moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Professional Services Agreement between FYRA Engineering and the Lower Platte South NRD, in an amount not to exceed \$30,976, for engineering services for the Salt Creek Slide Gate Repair Project – near South Street. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Green moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Rain-Ready Landscapes Program cost-share request from Tim Eklund for the Eklund Rain Gardens Project, at a cost-share amount of 50% of the total cost, not to exceed \$2,000 NRD funds. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

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

Ruth stated that the Water Resources Subcommittee met on August 23, 2021.

Ruth reported that no recommendation would be before the Board for the cost-share assistance with Duane Burd (Item 11a).

Dick Ehrman, Water Resources Specialist, answered questions of the Board regarding the Vadose Zone Agreement.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Amendment #2 to the UNL Vadose Zone Agreement. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Ruth stated that bids from four contractors were received for the Wilson Dam repair project. Craig Matulka, Operation / Maintenance Technician, answered questions of the Board regarding the Wilson Dam repair project.

Contractor	Bid
Husker Grading	\$49,997.00
HR Bookstrom	\$61,130.00
MC Wells	\$68,574.00
Pat Thomas Construction	\$70,330.00

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors award the contract to repair the Wilson Dam to Husker Grading of Burwell, NE in an amount of \$49,997.00. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Ruth stated that one bid was received the repair to Upper Salt 4-A

Contractor	Bid
Subsurface, Inc.	\$56,380.00

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors award the contract to repair Upper Salt 4-A to Subsurface, Inc. from Moorhead, MN in an amount of \$56,380.00. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement in the amount of \$27,480 with FYRA Engineering for engineering services related to the repairs of Upper Salt 5-7. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the acquisition of the additional dam and spillway permanent easement consisting of 0.05 acres from Robert and Mona Kunasek in the amount of \$150. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve to compensate Robert and Mona Kunasek for the extended use of the temporary construction access easement in the amount of \$1,350. The motion was approved

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

NAY: None

NOT PRESENT: Aldridge, Lamberty and Landis

ITEM 12. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

Eagan stated that there were no Agenda Items which required closed session.

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

Luke Peterson, NARD Representative for the Lower Platte South NRD reported on the upcoming NARD Annual Conference in Kearney, NE scheduled for September 27th & 28th.

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 7:58 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 August 26, 2021, 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.

Chelsea Johnson, Secretary

/dr