



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING December 18, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, December 18, 2019 at 2:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson. Ruth called the meeting to order at 2:00 p.m.

Ruth 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 reminded everyone a recording of the meeting can be found on the NRD website. He offered an opportunity for public present to speak to non-agenda items.

Al Langdale recognized Craig Matulka, Operation / Maintenance Technician, for 15 years to service to the District.

ITEM 1. ROLL CALL OF DIRECTORS.

Eighteen Directors were present upon roll call. Eagan arrived at 2:50 p.m.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Ruth reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on December 5, 2019.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated a request for an excused absence was received from Bob Andersen for the December 18, 2019 Board of Directors Meeting.

It was moved by Landis and seconded by Hellerich to approve the request for an excused absence from Bob Andersen for the December 18, 2019 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

ITEM 4. ADOPT TENTATIVE AGENDA

It was moved by Stevens and seconded by B. Johnson to adopt the Tentative Agenda. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

ITEM 5. RECOGNITION OF STAFF ANNIVERSARIES.

This item was held earlier in the meeting.

ITEM 6. APPROVE MINUTES NOVEMBER 20, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Stevens and seconded by Barrett to approve the minutes of the November 20, 2019 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

ABSTAIN: Green

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

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

Steinkruger reported that the Finance & Planning Subcommittee met on December 9, 2019 and again just prior to the Board meeting. He stated that the financial reports for the period July 1, 2019 through November 30, 2019 had been distributed.

Paul Zillig, General Manager; Kathy Spence, Administrative Assistant and Dan Schulz, Resources Coordinator, answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Jacobson to approve the financial reports for the period of July 1, 2019 through November 30, 2019 and publish the General Expenditures for November 2019. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors table the recommendation to work with Union Bank & Trust to establish a Short Term Federal Investment Trust (STFIT) account that can be utilized by the Nebraska Federal Investment Trust (NFIT) for the NRD General & Payroll, Lower Platte River Corridor Alliance (LPRCA), and Eastern Nebraska Water Resources Assessment (ENWRA) savings accounts and also all Sinking Fund savings accounts and CDARS Certificates of Deposit. The motion was approved.

AYE: Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Bryce Jensen, Operation / Maintenance Technician, answered questions regarding vehicle recommendations. Jensen stated that four proposals were received for a diesel truck with a 2013 Ford F-250 Super Duty trade-in.

| Dealer | Proposed Vehicle | Amount |
|-------------------------------|--------------------|-------------|
| Husker Auto (Lincoln) | 2020 2500HD Diesel | \$22,199.00 |
| Copple Chevrolet (Louisville) | 2020 2500HD Diesel | \$24,496.00 |
| Anderson Ford (Lincoln) | 2020 F-250 Diesel | \$25,283.00 |
| Baxter Dodge (Lincoln) | 2020 2500 Diesel | \$33,454.00 |

It was moved by Steinkruger and seconded by Jacobson that the Board of Directors accept the Diesel Truck vehicle proposal from Husker Auto Group (Lincoln) for a 2020 2500HD Diesel truck in the amount of \$22,199.00, with trade in. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Jensen stated that four bids were received for a crew cab pick-up with a 2011 Ford F-250 Crew Cab as trade-in.

| Dealer | Proposed Vehicle | Amount |
|-------------------------------|----------------------|-------------|
| Husker Auto (Lincoln) | 2020 2500HD Crew Cab | \$16,488.00 |
| Anderson Ford (Lincoln) | 2020 F-250 Crew Cab | \$19,368.00 |
| Copple Chevrolet (Louisville) | 2020 2500HD Crew Cab | \$20,410.00 |
| Baxter Dodge (Lincoln) | 2020 250 Crew Cab | \$28,100.00 |

It was moved by Steinkruger and seconded by Landis that the Board of Directors accept the Crew Cab Truck vehicle proposal from Husker Auto Group (Lincoln) for a 2020 2500HD Crew Cab truck in the amount of \$16,488.00, with trade-in. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

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

Paul Zillig, General Manager, reported that the Executive Subcommittee met on December 5, 2019.

Zillig moved the Executive Subcommittee's recommendation that the Board of Directors approve the Memorandum of Agreement with USDA, Natural Resources Conservation Service. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Zillig moved the Executive Subcommittee's recommendation that the Board of Directors approve the proposed amendments to the Operating and Personnel Policies, including the change to Operating Policy B-1, Director, adding "or appointed"

It was moved by Steinkruger and seconded by Landis to amend the motion by adding under Operating Policy G-5, adding the language "or if only a sole source supplier exists." to the end of the second sentence of the first paragraph has been included in the subcommittee motion. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

It was moved by Aldridge to amend Operating Policy C-12, Agenda of Board Meetings, in paragraph 2 where the original amendment changes the word "mailed" to "provided" add "electronically" after provided. The motion fails for lack of a second.

The amended motion to approve the proposed amendments to the Operating and Personnel Policies, including the change to Operating Policy B-1, Director, adding "or appointed" and approved amendment to Operating Policy G-5 adding "or if only a sole source supplier exists" was approved.

AYE: Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge

NOT PRESENT: Andersen, Eagan and Osborn

Zillig moved the Executive Subcommittee's recommendation that the Board of Directors approve the Wage and Benefit Comparability Study proposal from Capital City Concepts, LLC. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Zillig moved the Executive Subcommittee's recommendation that the Board of Directors approve the 2020 Renewal Acknowledgement Work Crew Agreement with the Nebraska Department of Correctional Services / Cornhusker State Industries. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

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

DeKalb stated that the Urban Subcommittee met on December 12, 2019.

Paul Zillig, General Manager, answered questions of the Board regarding the Cooperative Agreement for the PL84-99 Flood Repair Project.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Cooperation Agreement between the United States of America and LPSNRD, for PL84-99 Rehabilitation of a Federal Flood Control Work for the Salt Creek Levee System, pending legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Eagan and Osborn

Tracy Zayac, Stormwater / Watershed Specialist, answered questions of the Board regarding the Rain-Ready Landscapes Program.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Rain-Ready Landscapes Program to replace the District's Urban Water Quality Program. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen and Osborn

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the cost-share request with the City of Lincoln for 50% of the local share, for the Lincoln Flood Mitigation Master Plan, at a cost not to exceed \$12,438 NRD funds, pending legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen and Osborn

DeKalb reported that the Subcommittee discussed the Water Sustainability Fund application for the Deadman's Run Flood Rehabilitation Project. Amen reported that earlier today the Natural Resources Commission approved the \$5.8 M application.

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

Schutz stated that the Recreation, Forestry & Wildlife subcommittee met on December 10, 2019.

Paul Zillig, General Manager and David Potter, Assistant General Manager, answered questions of the Board.

Nicole Fleck-Tooze from the City of Lincoln thanked the Board for their continued partnership with the City.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors concur to approve the extension of the right of first refusal for the purchase of the Honvlez conservation easement property in the Prairie Corridor on Haines Branch. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen and Osborn

ITEM 11. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Wilson stated that the Integrated Management Subcommittee met on December 16, 2019.

Paul Zillig, General Manager, answered questions of the Board regarding the Lower Platte River Drought Contingency Plan.

Wilson moved the Integrated Management Subcommittee's recommendation that the Board of Directors adopt the Lower Platte River Drought Contingency Plan, dated October 2019. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

ABSTAIN: C. Johnson

NAY: None

NOT PRESENT: Andersen and Osborn

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

Jacobson stated that the Water Resources Subcommittee met on December 11, 2019.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve a Professional Services Agreement with the Phoenix Web Group for water resources database improvements, in the amount not to exceed \$32,600, pending legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen and Osborn

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve a contract for \$44,663 with the University of Nebraska – Lincoln to complete field and lab work and a report on the Characterization of Vadose Zone Transport and Groundwater Nitrate Attenuation in the Lower Platte South NRD. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Spangler, Steinkruger, Stevens and Wilson

ABSTAIN: Schutz

NAY: None

NOT PRESENT: Andersen and Osborn

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Order of Adopting Changes to the Lower Platte South NRD's Rules and Regulations Pursuant to the Nebraska Ground Water Management and Protection Act. The motion was approved.

AYE: Aldridge, Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen and Osborn

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve a Professional Services Agreement with FYRA Engineering, LLC in an amount, not to exceed, \$15,918 for the Plattsmouth 7-C Spillway Rehabilitation Project, pending legal counsel review. The motion was approved.

AYE: Amen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: Andersen and Osborn

Dick Ehrman, Water Resources Specialist, gave a report on the Results from the 2018 LPSNRD AEM Survey.

ITEM 13. REPORT OF THE NOMINATING SUBCOMMITTEE

Ray Stevens gave a report of the Nominating Subcommittee. He indicated that officers will be elected at the January 2020 Board of Directors 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 4:02 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 December 18, 2019, 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.

Bruce Johnson, Secretary

/dr