



# LOWER PLATTE SOUTH

## natural resources district

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### BOARD OF DIRECTORS' MEETING February 20, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, February 20, 2019 at 2:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, and Steinkruger. 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.

#### ITEM 1. ROLL CALL OF DIRECTORS.

Seventeen Directors were present upon roll call.

#### 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 February 7, 2019.

#### ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that requests for excused absences were received from Karen Amen, Bruce Johnson and Ray Stevens for the February 20, 2019 Board of Directors meeting.

It was moved by Andersen and seconded by DeKalb to approve the requests for excused absences from Karen Amen, Bruce Johnson and Ray Stevens for the February 20, 2019 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

ITEM 4. ADOPT REVISED AGENDA

It was moved by Osborn and seconded by Schmidt to adopt the Revised Agenda. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

ITEM 5. APPROVE MINUTES OF JANUARY 16, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Landis and seconded by Barrett to approve the minutes of the January 16, 2019 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

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

Steinkruger reported that the Finance & Planning Subcommittee met on February 18, 2019. He stated that the financial reports for the period July 1, 2018 through January 31, 2019 had been distributed.

Paul Zillig, General Manager; Kathy Spence, Administrative Assistant; David Potter, Assistant General Manager; Dan Schulz, Resources Coordinator; and Bryce Jensen, Operation / Maintenance Technician, answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Andersen to approve the financial reports for the period of July 1, 2018 through January 31, 2019 and publish the expenditures for January 2019. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schutz, Spangler and Steinkruger

ABSTAIN: Schmidt

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

Bryce Jensen, Operation / Maintenance Technician, answered questions of the Board regarding District ATVs. He stated that three proposals were received.

Bidder (vehicle)	Bid Amount
Star City Motorsport (2 – Yamaha 450 Kodiaks)	\$12,266.00
Star City Motorsport (2 – Can AM 450 Outlanders)	\$12,466.00
Rod’s Power Sports (2 – Honda 420 Ranchers)	\$14,898.00

Steinkruger moved the Finance and Planning Subcommittee’s recommendation that the Board of Directors approve the low bid of \$12,266 for two Yamaha 450 Kodiaks from Star City Motosports of Lincoln. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger  
NAY: None  
NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

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

Ruth stated that the Executive Subcommittee met on February 18, 2019.

Paul Zillig, General Manager and Al Langdale, Operations and Maintenance Coordinator, answered questions of the Board regarding the Corrections Work Crew Agreement.

Ruth moved the Executive Subcommittee’s recommendation that the Board of Directors approve the 2019 Renewal Acknowledgement for the 2018 Work Crew Agreement with the Nebraska Department of Correctional Services / Cornhusker State Industries. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger  
NAY: None  
NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

Paul Zillig, General Manager answered questions of the Board regarding legislative bills and NRD positions.

Ruth moved the Executive Subcommittee’s recommendation that the Board of Directors approve the NRD positions on 2019 Legislative Bills. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz and Steinkruger  
ABSTAIN: Green  
NAY: Osborn and Spangler  
NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

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

Andersen stated that the Water Resources Subcommittee met on February 12, 2019. Dick Ehrman, Water Resources Specialist, answered questions of the board regarding both the test hole drilling and Best Management Practices (BMP) cost-share program modifications.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Cooperative Agreement with UNL Conservation and Survey Division to provide test-hole drilling services at a cost not to exceed \$34,150, pending legal counsel review. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors increase the maximum limit for Fertilizer Meter Cost-Share Program to \$6,500 for the District-Wide Program and \$10,000 for the Community Water System Protection Areas (CWSPA) and Lower Salt Creek Ground Water Reservoir areas. The motion was approved.

AYE: Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz and Steinkruger

NOT VOTING: Aldridge

NAY: Spangler

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

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

DeKalb stated that the Urban Subcommittee met on February 13, 2019. Paul Zillig, General Manager answered questions of the Board regarding the stream evaluation on Beal Slough.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the proposal from Intuition & Logic for a stream evaluation on Beal Slough from 70<sup>th</sup> to near Pine Lake Road in the amount of \$10,860. The motion was approved.

AYE: Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: Aldridge

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Deadmans Run Detention Cell Design Professional Services Agreement for Phase 1 – Model investigation / review and preparation of Water Sustainability Fund Application with FYRA Engineering at an estimated cost of \$63,864, pending legal counsel review. The motion was approved.

AYE: Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NOT VOTING: Aldridge

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

Paul Zillig, General Manager and Kyle Hauschild, Stormwater / Floodplain Specialist, answered questions of the board regarding the Community Assistance Application from Capitol Beach Community Association.

Director Osborn stated for the record that he lives at Capitol Beach and is on the Board at Capitol Beach so he plans on abstaining from the vote.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program request from the Capitol Beach Community Association for Phase 1 (Planning Phase) to complete a walking trail around Capitol Beach Lake in the amount of 50% of \$7,410. The motion was approved.

AYE: Andersen, Barrett, DeKalb, Eagan, Green, Jacobson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz and Steinkruger

NOT VOTING: Aldridge

ABSTAIN: Osborn

NAY: Hellerich and Spangler

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

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

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on February 11, 2019. He stated that Item 10(a) would require closed session.

Dan Schulz, Resources Coordinator answered questions on the Audubon Spring Creek Prairie demonstration assistance request.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Spring Creek Prairie road side seeding request not to exceed \$300. The motion was approved.

AYE: Aldridge, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: None

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

Nicole Fleck-Tooze, Lincoln Parks & Recreation Department, gave a presentation on the Prairie Corridor on Haines Branch – Samani property project.

ITEM 11. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION.

It was moved by Schutz and seconded by Landis to go into closed session at 3:57 p.m. to protect the public interest and develop strategy with respect to negotiations related to the acquisition of the Samani property for the Prairie Corridor on Haines Branch Project. The motion was approved.

AYE: Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Peterson, Ruth, Schmidt, Schutz and Steinkruger

NOT VOTING: Aldridge

NAY: Osborn and Spangler

NOT PRESENT: Amen, B. Johnson, Stevens and Wilson

It was moved by Landis and seconded by Schutz to return to open session at 4:30 p.m. The motion was approved.

AYE: Aldridge, Andersen, DeKalb, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Osborn, Ruth, Schutz and Steinkruger

NAY: Spangler

NOT PRESENT: Amen, Barrett, B. Johnson, Peterson, Schmidt, Stevens and Wilson

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approved the Prairie Corridor on Haines Branch Samani Property appraisal and authorize District staff to negotiate and acquire fee title with Stevens' guidance. The motion was approved.

AYE: Aldridge, Andersen, DeKalb, Eagan, Green, Jacobson, C. Johnson, Landis, Ruth, Schutz, Spangler and Steinkruger

NAY: Hellerich and Osborn

NOT PRESENT: Amen, Barrett, B. Johnson, Peterson, Schmidt, Stevens and Wilson

ITEM 12. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 13. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 14. FOR INFORMATION ONLY.

Various memos were mailed out.

There being no other business, the meeting was adjourned at 4:37 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 February 20, 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.

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Donna Reid, Acting Secretary

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