



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING February 17, 2021

The Board of Directors of the Lower Platte South Natural Resources District met virtually via video / teleconference on Wednesday, February 17, 2021 at 2:00 p.m. Directors participating were Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum. Approximately 69 people participated in the virtual meeting. Eagan called the meeting to order at 2:00 p.m.

Eagan welcomed those in attendance, and the pledge of allegiance was recited. She noted that the public meetings law is posted on the NRD Website. 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.

Eagan recognized outgoing Chair Ruth on his service to the District.

ITEM 1. ROLL CALL OF DIRECTORS.

Sixteen Directors were present upon roll call. B. Johnson, Nolte and Peterson 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 February 4, 2021.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Eagan stated that a request for an excused absence was received from Ron Nolte for the January 20, 2021 Board of Directors Meeting.

It was moved by Landis and seconded by Stevens to approve the request for an excused absence from Ron Nolte for the January 20, 2021 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, C. Johnson, Lamberty, Landis, Lewis, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson, B. Johnson, Nolte and Peterson

ITEM 4. ADOPT TENTATIVE AGENDA

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

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, C. Johnson, Lamberty, Landis, Lewis, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson, B. Johnson, Nolte and Peterson

ITEM 5. APPROVAL OF MINUTES OF JANUARY 20, 2021 BOARD OF DIRECTORS MEETING.

It was moved by Stevens and seconded by Landis to approve the minutes of the January 20, 2021 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson and Nolte

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

Andersen reported that the Finance & Planning Subcommittee met on February 11, 2021.

Andersen stated that the financial reports for the period July 1, 2020 through January 31, 2021 had been distributed.

Paul Zillig, General Manager and McKenzie Barry, Environmental Education / Communication Coordinator answered questions of the Board regarding the financial reports.

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

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson and Nolte

It was reported that three proposals were received for the purchase of a new utility terrain vehicle (UTV).

Vendor	Vehicle	Proposal Amount
E.T. Lawn and Leisure	Polaris Ranger 1000 Premium	\$13,681.50
Hamilton Equipment	Bobcat UV34	\$14,800.00
Star City Motorsports	Kawasaki Mule Pro FXT LE	\$19,296.00

Paul Zillig answered questions from the Board on the purchase of a new utility terrain vehicle (UTV).

Andersen moved the Finance and Planning Subcommittee's recommendation that the Board of Directors accept the low proposal from E.T.s Lawn and Leisure of Cortland, NE for a Polaris Ranger 1000 Premium in the amount of \$13,681.51. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Schutz, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson and Nolte

ITEM 7. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Ruth stated that the Water Resources Subcommittee met on February 11, 2021.

Dick Ehrman, Water Resources Specialist, introduced Dave Hume, Jacob Bauer and Clinton Meyer of LRE Water who gave a presentation and answered questions of the Board on the review of the Monolith Nebraska LLC water well permit draft report. Dick Ehrman and Paul Zillig also answered questions of the Board.

Paul Zillig answered questions of the Board regarding the professional services for shoreline erosion repairs at Wilson Flood Control Dam.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with FYRA Engineering for the design, permitting, bidding and construction observation of repairs to the Wilson Dam, at a cost not to exceed \$23,713. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Spangler, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Jacobson and Schutz

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

Eagan stated that the Executive Subcommittee met on February 3, 2021.

Paul Zillig, General Manager, answered questions regarding legislative bills of interest to the Lower Platte South NRD and the positions recommended on those bills. Ruth presented information on LB 83.

It was moved by Eagan and seconded by Andersen to approve the proposed positions of LB 112, 148, 190, 406, 408, 414, 483, 507, 576, 589, 591, 650 and LR 23. The motion was approved.

AYE: Andersen, Barrett, Eagan, Green, Hellerich, B. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Stevens, Vogel and Yoakum

NOT VOTING: Aldridge

NAY: Nolte and Spangler

NOT PRESENT: Jacobson, C. Johnson and Schutz

ITEM 9. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND
CONSIDERATION OF RECOMMENDATIONS

Stevens stated that the Recreation, Forestry & Wildlife Subcommittee met on February 11, 2021.

Paul Zillig, General Manager, answered questions from the Board regarding the Capitol Beach Community Association request for a trail easement and cost-share.

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the request from the Capitol Beach Community Association (CBCA) for CBCA to construct, own, operate, maintain, repair, obtain permits, draft easements, for a trail/boardwalk over portions of the District's Lincoln Saline Wetland Nature Center and that CBCA will allow District use of the trail/boardwalk and that the Lower Platte South NRD Board of Directors fund 50% of the cost for the trail/boardwalk (not including CBCA legal fees) not to exceed \$17,500 of District funds and authorize the General Manager to enter into agreements and easements necessary to complete the trail/boardwalk subject to legal counsel review.

It was moved by Hellerich and seconded by Landis to table the Capitol Beach Community Association request for a trail easement and cost-share until the March 17, 2021 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Barrett, Eagan, Green, Hellerich, Lamberty, Landis, Lewis, Nolte, Peterson, Ruth, Vogel and Yoakum

NOT VOTING: B. Johnson

NAY: Spangler and Stevens

NOT PRESENT: Jacobson, C. Johnson and Schutz

ITEM 10. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF
RECOMMENDATIONS

Hellerich stated that the Land Resources Subcommittee met on February 10, 2021.

David Potter, Assistant General Manager, answered questions of the Board regarding Farm Pond Cost-Share Applications.

Hellerich moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the farm pond applications for Kevin Schneider at a cost-share not to exceed \$22,000; Coleen and Dennis Lux at a cost-share not to exceed \$16,000; and for Ryan Stohlmann at a cost-share not to exceed \$42,000. The motion was approved.

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

NAY: None

NOT PRESENT: Jacobson, C. Johnson and Schutz

Paul Zillig and Tracy Zayac, Stormwater / Watershed Specialist, answered questions of the Board regarding the Section 319 process and approval for the Twin Lakes Watershed.

Hellerich moved the Land Resources Subcommittee's recommendation that the Board of Directors give tentative approval to the Twin Lakes Watershed, Section 319, cost-share assistance program, dependent upon the approval of the Section 319 Agreement with the Nebraska Department of Environment and Energy. The motion was approved.

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

NAY: None

NOT PRESENT: Jacobson, C. Johnson and Schutz

ITEM 11. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Green stated that the Urban Subcommittee met on February 9, 2021.

Paul Zillig, John Royster from Big Muddy Workshop and Greg Osborn representing Wyuka answered questions of the Board regarding the Wyuka Cemetery request for cost-share assistance.

Green moved the Urban Subcommittee recommendation that the Board of Directors approve the cost-share request from Wyuka Cemetery, for conceptual design for stormwater improvements, in an amount of 50% of the estimated cost, not to exceed \$20,950 of NRD funds. The motion was approved.

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

NAY: None

NOT PRESENT: Jacobson, C. Johnson and Schutz

Paul Zillig, General Manager answered questions of the Board regarding the Professional Services Agreement with FYRA Engineering on Deadman's Run Flood Reduction Project.

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Contract with FYRA Engineering, for additional U.S. Army Corps of Engineers requested work, for the Deadmans Run Flood Reduction Project – Hydrology and Hydraulics Updates, at a cost not to exceed \$50,908. The motion was approved.

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

NAY: None

NOT PRESENT: Jacobson, C. Johnson and Schutz

ITEM 10. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 11. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 12. FOR INFORMATION ONLY.

Various memos were mailed out.

Chair Eagan announced that Karen Amen has resigned from the Nebraska Natural Resources Commission and stated that Dan Steinkruger has agreed to be nominated to serve the last two years of that term. NRD Directors residing in the Lower Platte Basin will caucus and vote to fill the vacancy in March.

Zillig announced that approximately 10 applications to fill the vacancy in Subdistrict #10 had been received so far. He stated that Friday, February 19th is the deadline to receive applications.

There being no other business, the meeting was adjourned at 5:19 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 17, 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