



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING January 15, 2020

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, January 15, 2020 at 2:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger 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.

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 January 2, 2020.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that requested for excused absences were received from Tom Green, Gary Hellerich, Luke Peterson and Ray Stevens for the January 15, 2020 Board of Directors meeting.

It was moved by DeKalb and seconded by Barrett to approve the requests for excused absences from Tom Green, Gary Hellerich, Luke Peterson and Ray Stevens. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

ITEM 4. ADOPT REVISED AGENDA

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

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

ITEM 5. APPROVE MINUTES OF DECEMBER 18, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Landis and seconded by Eagan to approve the minutes of the December 18, 2019 Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Andersen and Osborn

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

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

Steinkruger stated that the financial reports for the period July 1, 2019 through December 31, 2019 had been distributed.

Paul Zillig, General Manager, Kathy Spence, Administrative Assistant, David Potter, Assistant General Manager and Ariana Kennedy, Resources Conservationist answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Osborn to approve the financial reports for the period of July 1, 2019 through December 31, 2019 and publish the General Expenditures for December 2019. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: Aldridge

NOT PRESENT: Green, Hellerich, Peterson and Stevens

It was moved by Steinkruger and seconded by Spangler to publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan and Green for December 2019. The motion was approved.

AYE: Aldridge, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

ABSTAIN: Amen, Andersen, Barrett, DeKalb and Eagan

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

It was moved by Steinkruger and seconded by Spangler to publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson for December 2019. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

ABSTAIN: Jacobson, B. Johnson, C. Johnson, Landis and Osborn

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

It was moved by Steinkruger and seconded by Andersen to publish the expenditures for Directors Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson for December 2019. Ruth pointed out that there were no expenditures for him on the list. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Ruth

ABSTAIN: Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Green, Hellerich, Peterson and Stevens

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

Steinkruger moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve the Letter Agreement for Auditing Services with HBE LLP for Fiscal Years 2021 – 2025. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: Aldridge

NOT PRESENT: Green, Hellerich, Peterson and Stevens

Steinkruger stated that item 6c was now a No Action item and gave a review of the subcommittee's discussion on the District's financial service provider for specific accounts. Steinkruger also shared information on six-month review of the budget and measurable goals and provided information on the upcoming Board Retreat.

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

Ruth stated that the Executive Subcommittee met just prior to the Board meeting.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors approve moving the March Board of Directors meeting to Thursday, March 19, 2020 at 2:00. The motion was approved.

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

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

Landis stated that the Land Resources Subcommittee met on January 9, 2020.

Landis moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the 2020 LPSNRD Average Costs for the Surface Water Quality BMP Cost-Share Program. The motion was approved.

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

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

DeKalb stated that the Urban Subcommittee met just prior to the Board Meeting.

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

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the engineering services agreement with FYRA Engineering for the design, bidding and construction observation for the Deadmans Run storm sewer outlet repair north of 71st & "O" Street, the cost not to exceed \$24,003. The motion was approved.

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

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

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on January 7, 2020. He indicated that items 10b and 10c would be heard in closed session.

Nicole Fleck-Tooze with the City of Lincoln gave a report on the project and answered questions of the Board.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to notify Shannon Roberts pursuant to the right of first refusal that the District is exercising its right of first refusal located in Section 22, Township 9 North, Range 5 East of the 6th P.M. Lancaster County, Nebraska for the Prairie Corridor on Haines Branch Project. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: Green, Hellerich, Osborn, Peterson and Stevens

ITEM 11. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

It was moved by Schutz and seconded by Steinkruger to go into closed session at 3:00 p.m. to protect the public interest and to with respect to negotiations related to the acquisition of the Honvlez/Roberts and Kapke properties for the Prairie Corridor on Haines Branch Project. The motion was approved

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: Aldridge

NOT PRESENT: Green, Hellerich, Peterson and Stevens

It was moved by Steinkruger and seconded by Andersen to return to open session at 3:18 p.m. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Aldridge, Green, Hellerich, Peterson and Stevens

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Prairie Corridor on Haines Branch Honvlez/Roberts property appraisal and authorize staff to negotiate and acquire fee title in accordance with Johnson's guidance. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Aldridge, Green, Hellerich, Peterson and Stevens

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Prairie Corridor on Haines Branch Kapke property appraisal and authorize staff to negotiate and acquire fee title in accordance with Steinkruger's guidance. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NAY: None

NOT PRESENT: Aldridge, Green, Hellerich, Peterson and Stevens

ITEM 12. REPORT OF NOMINATION SUBCOMMITTEE AND ELECTION OF NRD OFFICERS AND NARD REPRESENTATIVES FOR 2020

Landis stated that the Nominating Subcommittee submitted the following slate of nominees for NRD officers and NARD Representative and Alternate for 2020

Chair	Larry Ruth
Vice-Chair	Deborah Eagan
Treasurer	Dan Steinkruger
Secretary	Bruce Johnson
NARD Representative	Milt Schmidt
NARD Alternate	Luke Peterson

Steve Seglin, General Counsel, conducted the election for the office of Chair. The subcommittee nomination of Ruth for Chair was placed on the floor. No other nominations were submitted.

Ruth was elected Chair on a secret ballot receiving 16 votes with 5 absent.

Seglin conducted the election for the office of Vice-Chair. The subcommittee nomination of Eagan for Vice-Chair was placed on the floor. No other nominations were submitted.

Eagan was elected Chair on a secret ballot receiving 16 votes with 5 absent.

Seglin conducted the election for the office of Treasurer. The subcommittee nomination of Steinkruger for Treasurer was placed on the floor. No other nominations were submitted.

Steinkruger was elected Treasurer on a secret ballot receiving 14 votes with 1 abstaining, 1 not voting and 5 absent.

Seglin conducted the election for the office of Secretary. The subcommittee nomination of B. Johnson for Secretary was placed on the floor. No other nominations were submitted.

B. Johnson was elected Secretary on a secret ballot receiving 15 votes with 1 not voting and 5 absent.

Seglin conducted the election for the office of NARD Representative. The subcommittee nomination of

Schmidt for NARD Representative was placed on the floor. No other nominations were submitted.

Schmidt was elected NARD Representative on a secret ballot receiving 15 votes with 1 not voting and 5 absent.

Seglin conducted the election for the office of NARD Alternate. The subcommittee nomination of Peterson for NARD Alternate was placed on the floor. No other nominations were submitted.

Peterson was elected NARD Alternate on a secret ballot receiving 16 votes with 5 absent.

ITEM 13. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 14. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 15. FOR INFORMATION ONLY.

Various memos were mailed out.

There being no other business, the meeting was adjourned at 3:39 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 January 15, 2020, 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