



LOWER PLATTE SOUTH natural resources district

3125 Portia Street | P.O. Box 83581 • Lincoln, Nebraska 68501-3581 | P: 402.476.2729 • F: 402.476.6454 | www.lpsnrd.org

BOARD OF DIRECTORS' MEETING July 18, 2018

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, July 18, 2018 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson. Stevens called the meeting to order at 7:00 p.m.

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

Larry Hudkins, representing the Lancaster County Farm Bureau, thanked the NRD for their work in protecting ground water, discussed the Salt Creek channel in Lincoln and other natural resources issues.

ITEM 1. ROLL CALL OF DIRECTORS.

19 Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Stevens reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on July 5, 2018.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Stevens stated that requests for excused absences for the July 18, 2018 Board of Directors meeting were received from Anthony Schutz and Larry Ruth.

It was moved by Landis and seconded by Svoboda to approve the requests for excused absences from Anthony Schutz and Larry Ruth for the July 18, 2018 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

ITEM 4. ADOPT REVISED AGENDA

It was moved by Spangler and seconded by DeKalb to adopt the Revised Agenda. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

ITEM 5. APPROVE MINUTES OF JUNE BOARD OF DIRECTORS MEETING.

It was moved by Spangler and seconded by Schmidt to approve the minutes of the June 20, 2018 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

ABSTAIN: Osborn

NAY: None

NOT PRESENT: Ruth and Schutz

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

Steinkruger stated that the Finance and Planning Subcommittee met on July 11, 2018. He indicated that the financial reports for the period July 1, 2017 through June 30, 2018 had been distributed.

Paul Zillig, General Manager, Kathy Spence, Administrative Assistant, Dan Schulz, Resources Coordinator, answered questions of the Board.

It was moved by Steinkruger and seconded by Andersen to approve the financial reports for the period of July 1, 2017 through June 30, 2018 and publish the General Expenditures for June 2018. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

It was moved by Steinkruger and seconded by Landis to approve the financial reports for the period July 1, 2017 through June 30, 2018 and publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb and Eagan for June 2018. The motion was approved.

AYE: Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

ABSTAIN: Amen, Andersen, Barrett, Bolte, DeKalb and Eagan

NAY: Aldridge

NOT PRESENT: Ruth and Schutz

It was moved by Steinkruger and seconded by Spangler to approve the financial reports for the period July 1, 2017 through March 31, 2018 and publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Ruth for June 2018. The motion was approved.

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

It was moved by Steinkruger and seconded by Osborn to approve the financial reports for the period July 1, 2017 through June 30, 2018 and publish the expenditures for Directors Schmidt, Schutz, Spangler, Steinkruger, Stevens, Svoboda and Wilson for June 2018. The motion was approved.

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

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors approve the budget expenditure overruns in Budget Codes 470025 Stevens Creek Watershed – and that \$11,566 comes out of Budget Code 470023 Salt Valley Lakes Targeted Area, 740450 Warner Saline Wetlands – with \$1,185 coming out of Cash Reserves and 447150 Section 404 Monitoring, with \$4,097 coming out of Cash Reserves. The motion was approved

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

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors give tentative approval of Draft #2.1 of the FY 2019 Lower Platte South NRD Budget, totaling \$29,996,404, for publication and presentation at the Public Hearing.

It was moved by Aldridge that under Information & Education, Budget Code 421023, General Awareness, NARD Calendars that the amount of \$600 be changed to \$0. The motion failed for lack of second.

It was moved by Aldridge that under Water Resources Subcommittee, Budget Code 470075, Lower Salt Creek Stream Stability Cost-Share, that the amount of \$5,000 be changed to \$0. The motion failed for lack of second.

It was moved by Aldridge and seconded by Spangler that under Recreation, Forestry & Wildlife, Budget Code 471103, Emerald Ash Borer, that the amount of \$20,000 be changed to \$0. The motion failed.

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

It was moved by Aldridge and seconded by Landis that under Land Resources, Budget Code 470027, Cover Crop, that the amount of \$50,000 be changed to \$25,000. The motion failed.

AYE: Aldridge

NAY: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NOT PRESENT: Ruth and Schutz

The original motion to give tentative approval of Draft #2.1 of the FY 2019 Lower Platte South NRD Budget totaling \$29,996,404, for publication and presentation at the Public Hearing was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge

NOT PRESENT: Ruth and Schutz

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

Bruce Johnson stated that the Urban Subcommittee met on July 16, 2018. He reported that Item 7(b) would not require action at this time and Item 7(d) will be heard in Closed Session at the end of the meeting.

Sam Bryant with The Preserve HOA addressed the Board. He and General Manager Paul Zillig answered questions of the Board.

B. Johnson moved the Urban Subcommittee's recommendation that the Board of approve The Preserve Home Owners Association's Community Assistance Program application for 50% cost-share assistance for the Preserve on Antelope Creek Dam Project, and obligate \$75,000 for the project with the HOA responsible for obtaining all permits and operating & maintaining the project. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge

NOT PRESENT: Ruth and Schutz

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve Middle Creek Tie Back Levee Design, Task Order No. 1 – Amendment #3 with JEO in the amount not to exceed \$2,940. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge

NOT PRESENT: Ruth and Schutz

ITEM 8. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS.

Wilson stated that the Recreation, Forestry & Wildlife Subcommittee met on July 10, 2018.

Wilson moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Resolution for the Recreational Trails Program Grant application for Prairie Corridor Trail – Spring Creek Prairie Audubon Center Segment. The motion was approved.

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

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

Spangler stated that the Land Resources Subcommittee did not meet but the cost-share application submitted by Daniel Kouma was reviewed by the Western Review Group. It was determined that the application meets the criteria for the Summer Conservation Program.

County	Name	Practice	Amount
Seward	Daniel Kouma – Salt Valley Lakes, Targeted	Terraces	\$20,000
		TOTAL	\$20,000

It was moved by Spangler and seconded by Andersen to approve the application for Daniel Kouma for cost-share assistance for summer conservation work in the Branched Oak Targeted Area in Seward County in the amount totaling \$20,000. The motion was approved.

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

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

Jacobson stated that the Water Resources Subcommittee met on July 12, 2018. He reported that Item 10(c) would be heard in Closed Session.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Village of Malcolm's request for \$8,500 in funding to support the Malcolm Aquifer Sustainability Assessment Project and associated Water Sustainability Fund grant application. The motion was approved.

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

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Phase 2 Lower Salt Creek Water Well Decommissioning Application of Scott & Ashtyn Reiser up to \$1,500 and to authorize the General Manager to approve additional BMP cost-share applications up to the FY'19

budgeted amounts for the District-Wide, CWSPA and Lower Salt Creek Cost-Share Programs and direct staff to report those additional approvals to the Water Resources Subcommittee. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

ITEM 11. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Eagan stated that the Information & Education Subcommittee met on July 11, 2018. She reported that the item would be taken up in Closed Session.

ITEM 12 CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

It was moved by B. Johnson and seconded by DeKalb that the Board of Directors go into closed session at 8:27 p.m. to protect the public interest and develop strategy with respect to negotiations related to the withdrawal of a construction bid, landowner negotiations for landrights / easements, and discussion with legal counsel concerning a direct grant to a non-public school. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge and Spangler

NOT PRESENT: Ruth and Schutz

It was moved by Landis and seconded by Schmidt to return to open session at 9:34 p.m. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

It was moved by B. Johnson and seconded by Landis to acknowledge the withdrawal of Hendrickson Transportation, LLC's bid for the South Salt Creek Master Plan #3 project and accept their July 17th offer to settle for \$10,000. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Steinkruger, Stevens and Wilson

NAY: Aldridge, Spangler and Svoboda

NOT PRESENT: Ruth and Schutz

It was moved by Jacobson and seconded by Landis to accept the Lower Platte South Natural Resources District's appraisal of the properties and authorize staff to negotiate as directed by the Board of Directors and General Manager to acquire the necessary easements on the Kunasek, Litty, Herley and Springer properties located in Seward County, Nebraska for construction and maintenance of the Oak-Middle 82-B Watershed Structure Rehabilitation Project. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Spangler, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Ruth and Schutz

Eagan moved the Information & Education Subcommittee's recommendation that had been tabled at the June 20, 2018 Board of Directors meeting, that the Board of Directors approve the Outdoor Classroom Program grant request from St. John the Baptist School in Plattsmouth in the amount of \$2,000. The motion failed.

AYE: Jacobson and Spangler

NAY: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, B. Johnson, C. Johnson, Osborn, Landis, Schmidt, Steinkruger, Stevens, Svoboda and Wilson

NOT PRESENT: Ruth and Schutz

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 sent out.

ITEM 15. FOR INFORMATION ONLY.

Various memos were sent out.

Milt Schmidt stated that the NARD Board will meet on July 25th and he would give a report of NARD activities at the August Board Meeting.

There being no other business, the meeting was adjourned at 9:40 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 July 18, 2018, 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.

Deborah Eagan, Secretary