



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING JULY 19, 2023

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday, July 19, 2023 at 7:00 p.m. Directors participating were Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel. Landis called the meeting to order at 7:00 p.m.

Landis 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 and on District property. He requested all cell phones be put on silent mode. He reminded everyone a recording of the meeting will be on the NRD website. Landis requested anyone wishing to speak on an agenda item to provide their name on the sign-in sheet and which agenda item they wished to speak on. An opportunity for public present to speak to non-agenda items was given.

Dick Ehrman, Water Resources Coordinator, introduced Tyler Benal as the new NRD Drinking Water Protection Specialist.

Al Langdale, Operation /Maintenance Coordinator, announced the promotion of Trent Henry to the position of Operation & Maintenance Technician.

ITEM 1. ROLL CALL OF DIRECTORS

Eighteen Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING

Landis reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on July 6, 2023.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES

Landis stated that there were requests for excused absences from Anthony Schutz for the June 21, 2023 Board of Directors meeting and from Christine Lamberty, Anthony Schutz and John Yoakum for the July 19, 2023 Board of Directors meeting.

It was moved by Landis and seconded by Green to accept the request for an excused absence from Anthony Schutz for the June 21, 2023 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

It was moved by Landis and seconded by Eagan to accept the requests for excused absences from Christine Lamberty, Anthony Schutz and John Yoakum for the July 19, 2023 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel
NAY: None
NOT PRESENT: Lamberty, Schutz and Yoakum

ITEM 4. ADOPT AGENDA

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

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Stevens and Vogel
NAY: Spangler
NOT PRESENT: Lamberty, Schutz and Yoakum

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES

It was moved by Landis and seconded by Stevens to approve the Minutes of the June 21, 2023 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel
ABSTAIN: Lewis
NAY: None
NOT PRESENT: Lamberty, Schutz and Yoakum

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

Johnson stated that the Finance & Planning Subcommittee met on July 12, 2023. She stated that the financial reports for the period July 1, 2022 through June 30, 2023 had been distributed.

It was moved by Johnson and seconded by Stevens to approve the financial reports for the period of July 1, 2022 through June 30, 2023 and publish the "Expenditures without Director's expenditures" for June 2023.

Paul Zillig, General Manager, and Parker Robinson, Public Communications Specialist, answered questions regarding the financials.

The motion was approved.

AYE: Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel
NAY: Aldridge
NOT PRESENT: Lamberty, Schutz and Yoakum

It was moved by Johnson and seconded by Lewis to publish the "Director Group 1" (Aldridge, Andersen, Baker, Eagan, Green, Hellerich and Jacobson) expenditures for June 2023. The motion was approved.

AYE: Aldridge, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel

ABSTAIN: Andersen, Baker, Eagan, Green, Hellerich and Jacobson

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

It was moved by Johnson and seconded by Sinclair to publish the "Director Group 2" (Johnson, Lamberty, Landis, Lewis, Nolte Peterson and Ruth) expenditures for June 2023. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Nolte, Seacrest, Sinclair, Spangler, Stevens and Vogel

ABSTAIN: Johnson, Landis, Lewis, Peterson and Ruth

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

It was moved by Johnson and seconded by Jacobson to publish the "Director Group 3" (Schutz, Seacrest, Sinclair, Spangler, Stevens, Vogel and Yoakum) expenditures for June 2023. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson and Ruth

ABSTAIN: Seacrest, Sinclair, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

Johnson moved the Finance & Planning Subcommittee's recommendation that the Board of Directors give tentative approval of the FY 2024 Lower Platte South NRD Budget, totaling \$37,853,611 and publicize and present the Budget at the public hearing.

Paul Zillig, General Manager, gave a presentation on Draft #2 of the Fiscal Year 2024 Budget. Mike Sousek, General Manager Designate and McKenzie Barry, Environmental Education / Communication Coordinator, answered questions of the Board regarding the draft budget.

It was moved by Green and seconded by Vogel to amend the motion to also modify FY 2024 Draft #2 Budget by increasing the Information & Education Subcommittee Flood Awareness (421023 budget code) by \$50,000 and increase property taxes by \$50,000. The motion failed.

AYE: Baker, Green, Hellerich, Ruth, Sinclair and Vogel

NAY: Aldridge, Andersen, Eagan, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Seacrest, Spangler and Stevens

NOT PRESENT: Lamberty, Schutz and Yoakum

The original motion to recommend the Board of Directors give tentative approval of Draft #2 of the FY 2024 Lower Platte South NRD Budget, totaling \$37,853,611 and publicize and present the Budget at the public hearing was approved.

AYE: Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler and Stevens
NAY: Aldridge and Vogel
NOT PRESENT: Lamberty, Schutz and Yoakum

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

Landis stated that the Executive Subcommittee met on July 14, 2023.

Landis moved the Executive Subcommittee's recommendation that the Board of Directors approve the following authorizations and appointments.

1. Financial Institution authorization for Assistant Treasurer / General Manager Mike Sousek as of September 1, 2023.
 - Union Bank & Trust
 - NPAIT (Nebraska Public Agency Investment Trust)
 - Nebraska CLASS
2. Lower Platte River Consortium – Mike Sousek – Representative
3. Nebraska Land Trust – Will Inselman – Alternate
4. Solidago Conservancy Board – Mike Sousek (ex officio)
5. Lower Platte River Basin Water Management Coalition – Mike Sousek – Alternate
6. Federal Grants, including but not limited to, FEMA DR-4225, EPA/NDEE Section 319, USDA/NRCS WFPO (Watershed Flood Prevention & Operations) – Mike Sousek

Paul Zillig, General Manager answered questions of the Board regarding the boards, coalitions and consortiums.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Stevens and Vogel
NAY: None
NOT PRESENT: Lamberty, Schutz, Spangler and Yoakum

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

Stevens stated that the Recreation, Forestry & Wildlife Subcommittee met on July 13, 2023.

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve an amendment to the Agreement between the NRD and Solidago Conservancy to change the annual funding commitment from the NRD to Solidago Conservancy from \$20,000 to \$30,000. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel
NAY: Hellerich
NOT PRESENT: Lamberty, Schutz and Yoakum

Stevens moved the Recreation, Forestry & Wildlife Subcommittee’s recommendation that the Board of Directors approve Resolution 7-19-23 authorizing the NRD to partner with the City of Lincoln to work towards purchasing a conservation easement from Audubon on the Boman property as part of the Prairie Corridor on Haines Branch Project.

Paul Zillig, General Manager, answered questions of the Board regarding the property purchase and conservation easement.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

ITEM 9. REPORT OF THE MOPAC EAST – LIED TRAIL CONNECTOR SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Stevens stated that the MoPac East – Lied Trail Connector Subcommittee met on July 13, 2023.

Betty Meyer from Manley, NE and Judy Story from Murdock, NE addressed the Board stating the landowners were requesting to be involved in the process of determining the trail route.

It was moved by Stevens and seconded by Peterson that the Board of Directors approve the Trail Development and Maintenance Fund Project Agreement with the State of Nebraska, Game and Parks Commission, for the MoPac – Lied Connector Trail “MoPac GAP Project” which includes NRD Legal Counsel’s recommended changes. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz and Yoakum

ITEM 10. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Baker stated that the Urban Subcommittee met on July 11, 2023.

There were two bids received for the Lynn Creek Master Plan Stream Stability Project #9.

Bidder	Bid
H.R. Bookstrom Construction, Inc.	\$240,960.00
Yost Construction	\$318,190.00

Baker moved the Urban Subcommittee’s recommendation that the Board of Directors approve the low bid of \$240,960.00 from H.R. Bookstrom Construction, Inc. for the Lynn Creek Master Plan Stream Stability Project #9. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz, Spangler and Yoakum

Baker moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with Intuition & Logic Engineering, Inc., in an amount not to exceed \$37,740 for Construction Management and Observation Services for the Lynn Creek Master Plan Stream Stability Project #9, pending legal counsel review. The motion was approved.

AYE: Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Stevens and Vogel

NAY: Aldridge

NOT PRESENT: Lamberty, Schutz, Spangler and Yoakum

Baker moved the Urban Subcommittee's recommendation that the Board of Directors approve the no cost extension to Research Agreement #146033 with the University of Nebraska – Lincoln, Office of Sponsored Programs, pending legal counsel review. The motion was approved.

AYE: Aldridge, Andersen, Baker, Eagan, Green, Hellerich, Jacobson, Johnson, Landis, Lewis, Nolte, Peterson, Ruth, Seacrest, Sinclair, Stevens and Vogel

NAY: None

NOT PRESENT: Lamberty, Schutz, Spangler and Yoakum

ITEM 11. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT

Tom Green indicated he had no report for this meeting.

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.

Paul Zillig, General Manager, advised Directors of the upcoming Nebraska Water Conference in Omaha and stated that staff will be providing the information to Directors.

Chair Landis mentioned that a Board Retreat is being planned for early February.

ITEM 14. FOR INFORMATION ONLY

Various memos were mailed out.

There being no other business, the meeting was adjourned at 8:27 p.m. The undersigned, the duly elected 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 19, 2023 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.

Lisa Lewis, Secretary

/dr