



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING

June 17, 2020

The Board of Directors of the Lower Platte South Natural Resources District met via video / teleconference on Wednesday, June 17, 2020 at 6:00 p.m. Directors participating were Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson. Ruth called the meeting to order at 6:00 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 NRD Office and is on the NRD Website. He stated that carrying concealed weapons is prohibited on NRD 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. Ruth 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. Ron Nolte introduced himself to the Board and stated that he is a candidate for Subdistrict #2 in the General Election.

ITEM 1. ROLL CALL OF DIRECTORS.

Nineteen Directors were present upon roll call.

Present: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger, Stevens and Wilson

Absent: Jacobson, C. Johnson (arrived at 7:11 p.m.), Landis and Schutz (arrived at 7:00 p.m.)

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 June 4, 2020.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth entertained a motion to excuse Landis from the June 19, 2020 Board Meeting.

It was moved by Andersen and seconded by Osborn to approve the request for an excused absence from Dave Landis for the June 17, 2020 Board of Directors meeting. After discussion on whether requests must be in writing the motion and second were withdrawn.

Ruth stated that there were no written requests for excused absences.

ITEM 4. ADOPT REVISED AGENDA

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

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson, C. Johnson, Landis and Schutz

ITEM 5. APPROVAL OF MINUTES OF MAY 20, 2020 BOARD OF DIRECTORS MEETING.

It was moved by Eagan and seconded by Aldridge to approve the minutes of the May 20, 2020 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson, C. Johnson, Landis and Schutz

ITEM 6. RECOGNITION OF EMPLOYMENT ANNIVERSARIES

General Manager Paul Zillig stated that several employees were being recognized for service to the District. Those employees are Connie Hansen, District Secretary at the Lancaster County NRCS Office, with 30 years of service; Adam Sutton, Environmental Educator, with 10 years of service and Nathan Kuhlman, IS Administrator, with 10 years of service

ITEM 7. REPORT OF THE FINANCE AND PLANNING SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Steinkruger stated that the Finance & Planning Subcommittee met on June 10, 2020.

Paul Zillig, General Manager, gave a presentation of Draft #1 of the Fiscal Year 2021 Budget and answered questions of the Board. There were no questions or comments from the public.

Steinkruger stated that the financial reports for the period July 1, 2019 through May 31, 2020 had been distributed.

Paul Zillig, General Manager, and Kathy Spence, Administrative Assistant, 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 May 31, 2020 and publish the General Expenditures for May 2020. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, B. Johnson, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Hellerich, Jacobson, C. Johnson, Landis and Schutz

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

Ruth stated that the Executive Subcommittee met on June 11, 2020.

Paul Zillig, General Manager, answered questions of the Board regarding state law on directors participating in a live meeting via conference calls.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors concur with Chair Ruth's decision, dependent upon the expiration of the Governor's Executive Order to allow the Board to meet via video/teleconferencing, to hold the July Board Meeting on Wednesday, July 22, 2020 starting at 7:00 p.m. at the Lancaster County Extension Office in Lincoln. The motion was approved.

AYE: Aldridge, Amen, Andersen, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger and Wilson

NOT VOTING: Barrett

NAY: None

NOT PRESENT: Jacobson, Landis and Stevens

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors extend the authorization for the General Manager to change office hours at any time for any reason, to September 30, 2020. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors extend the authorization for the General Manager to grant temporary leave from job assignments as necessary to respond to emergency conditions, with pay and benefits, to September 30, 2020. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

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

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met on June 9, 2020.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors enter into the Little Salt Creek PL-566 USDA contract for watershed planning and authorize the General Manager to sign the agreement. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

Ariana Kennedy, Resources Conservationist, answered questions of the Board regarding the repair work on the Platte River Bridge.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve Amendment #2 to the Trail Over Platte River Bridge Interlocal Agreement with the Nebraska Game and Parks Commission and the Pappio-Missouri River NRD for Highway 31 Connection Link Repair Design and Repair Work and authorize the General Manager to sign the amendment. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

Dan Schulz, Resources Coordinator, answered questions from the Board regarding the type of animal damage at Marsh Wren Wetland.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the letter proposal for professional services with The Flatwater Group, Inc. for design, permitting, bidding and construction related services to repair the berm at Marsh Wren at a cost not to exceed \$10,000 and authorize the General Manager to approve the letter proposal. The motion was approved.

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

NAY: None

NOT PRESENT: Jacobson, Landis and Stevens

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

DeKalb stated that the Urban Subcommittee met on June 9, 2020.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors not approve the release of a portion of existing conservation easement in exchange for a new conservation easement, with Lincoln Federal Bancorp.

DeKalb stated that after the subcommittee Lincoln Federal Bancorp requested that their request be withdrawn.

It was moved by DeKalb and seconded by Osborn to amend the motion to replace "not approve the" with "allow the applicant to withdraw its request to the NRD for the". The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

The amended motion to allow the applicant to withdraw its request to the NRD for the release of a portion of existing conservation easement in exchange of a new conservation easement with Lincoln Federal Bancorp was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Stevens and Wilson

NAY: B. Johnson and Steinkruger

NOT PRESENT: Jacobson and Landis

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors authorize staff to begin the acquisition of landrights for the Beal Slough Stream Stability Project (70th – Pine Lake Road) and approve the Professional Services Agreement with Great Plains Appraisal, at a cost not to exceed \$5,500, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the amendment to the Professional Services Agreement with Benesch, for additional bidding and construction phase services, at a cost not to exceed \$16,981, for the Salt Creek Levee Repair Project between Park Ave. and Van Dorn. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

Paul Zillig, General Manager, answered questions of the Board regarding the Deadmans Run project.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement with FYRA, for an amount not to exceed \$183,033 for the Deadmans Run Detention Basin Design – Additional Project Modeling, pending legal counsel review. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: Aldridge

NOT PRESENT: Jacobson and Landis

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve extending the completion date of the UNL Research Agreement for the Deadmans Run Railroad Bridge Flume Physical Modeling Project to September 30, 2020. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, B. Johnson, C. Johnson, Osborn, Peterson, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Jacobson and Landis

ITEM 11. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 12. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.

ITEM 13. FOR INFORMATION ONLY.

Various memos were mailed out.

Milt Schmidt gave a report on the NARD building fire and the steps that are being taken to find new office space.

There being no other business, the meeting was adjourned at 8:04 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 June 17, 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