



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING May 15, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, May 15, 2019 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Schutz, Steinkruger, Stevens, and Wilson. Ruth called the meeting to order at 7:00 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.

Eighteen Directors were present upon roll call. Hellerich arrived after 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 May 2, 2019.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

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

ITEM 4. ADOPT REVISED AGENDA

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

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

NAY: None

NOT PRESENT: Hellerich, C. Johnson and Spangler

ITEM 5. APPROVE MINUTES OF APRIL 17, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Osborn and seconded by Stevens to approve the minutes of the April 17, 2019 Board of Directors Meeting. The motion was approved.

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

NAY: None

NOT PRESENT: Hellerich, C. Johnson and Spangler

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

Steinkruger stated that the financial reports for the period July 1, 2018 through April 30, 2019 had been distributed.

Paul Zillig, General Manager, Kathy Spence, Administrative Assistant and McKenzie Barry, Environmental Education / Communications Coordinator, answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Andersen to approve the financial reports for the period of July 1, 2017 through April 30, 2019 and publish the General Expenditures for April 2019. The motion was approved.

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

ABSTAIN: Schmidt and Stevens

NAY: None

NOT PRESENT: C. Johnson and Spangler

Steinkruger stated that there was a budget overrun in Account 419006 due to additional work required on the Lower Platte River Corridor Alliance (LPRCS) Water Quality Management Plan totaling \$14,963. He stated that the funds were taken from the LPRCA "Reserve" Fund.

It was moved by Steinkruger and seconded by Stevens that the Board approve up to an additional \$22,000 come out of the Lower Platte River Corridor Alliance Reserve Funds for Budget Code 419006 Lower Platte River Corridor Alliance Programs, Studies & Projects. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson and Spangler

ITEM 7. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Osborn stated that the Information & Education Subcommittee met just prior to the Board Meeting. Bryan Marine and Jackie Young from Red Thread addressed the Board and played three ads that Red Thread produced for the NRD.

McKenzie Barry, Environmental Education / Communications Coordinator, answered questions regarding the ads.

Osborn moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the Agreement with Firespring for placement of television ads on Channels 8 and 10/11. The motion was approved.

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

ABSTAIN: Jacobson

NAY: Aldridge

NOT PRESENT: C. Johnson and Spangler

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

Ruth stated that the Executive Subcommittee met on April 25, 2019.

General Manager Paul Zillig answered questions from the Board.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors (1) pursuant to Operating Policy A-2, that the Board finds that the LPSNRD needs continuous legal representation in a timely and uninterrupted manner by Steve Seglin, and that Operating Policy G-3, Procedure for Hiring Consultants should be suspended for this subject matter to avoid a hardship for the District and to take prudent and reasonable action given the circumstances; and (2) that the Board approves a proposed Engagement Letter with Johnson Flodman Guenzel and Widger for legal representation for a period commencing May 16, 2019 and ending April 30, 2020. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: C. Johnson and Spangler

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors move the July Board Meeting to Wednesday, July 24, 2019 at 7:00 p.m. The motion was approved.

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

NAY: Aldridge, Hellerich and Jacobson

NOT PRESENT: C. Johnson and Spangler

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

Hellerich reported that one cost-share application for installing water quality improvement practices was received for the NRD's Summer Conservation Program. He indicated that the Land Resources Subcommittee did not meet, however, the application was reviewed by the Eastern Review Group.

Name	County	Type	Amount
Thomas Jamrog	Cass	Terraces	\$15,000.00
		TOTAL	\$15,000.00

It was moved by Hellerich and seconded by Osborn that the Board of Directors approve the cost-share application for Thomas Jamrog for installing summer water quality practices as submitted totaling \$15,000.00. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson and Spangler

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

Schutz stated that the Recreation, Forestry & Wildlife Subcommittee met just prior to the Board meeting.

Jay Seaton, District Forester, answered questions from the Board.

Schutz moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Community Forestry Grant Application from the City of Hickman in the amount of \$2,809.90. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson and Spangler

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

DeKalb stated that the Urban Subcommittee met on May 8, 2019.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Fiscal Year 2019-2020 Work Plan for the Interlocal Agreement on Stormwater Management with the City of Lincoln. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson and Spangler

Paul Zillig, General Manager, Ed Ubben, Projects Coordinator and Ross Lawrence with JEO Consulting answered questions from the Board.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve an Engineering Services Agreement for design, permitting and bidding with JEO Consulting Group, Inc. for the Antelope Creek Pipe Replacement Project from Randolph to 27th Street, in an amount not to exceed \$18,885. The motion was approved.

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

NOT VOTING: Aldridge

NAY: Barrett

NOT PRESENT: C. Johnson and Spangler

General Manager Paul Zillig answered questions from the Board.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors authorize the General Manager to approve an Agreement with the University of Nebraska – Lincoln to complete the Deadmans Run Physical Model Flume Proposal at a cost not to exceed \$85,000, pending legal counsel review. The motion was approved.

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

NOT VOTING: Aldridge

ABSTAIN: Schutz

NAY: None

NOT PRESENT: C. Johnson and Spangler

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.

ITEM 14. FOR INFORMATION ONLY.

Various memos were mailed out.

Milt Schmidt gave a report of NARD activities.

Gary Aldridge spoke on LB552 and Karen Amen spoke on LB243.

It was moved by Ruth and seconded by Osborn to adjourn at 8:24 p.m. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: C. Johnson and Spangler

There being no other business, the meeting was adjourned at 8:24 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 May 15, 2019, 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