



# LOWER PLATTE SOUTH natural resources district

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## BOARD OF DIRECTORS' MEETING October 20, 2021

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday, October 20, 2021 at 7:00 p.m. Directors participating were Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum. Eagan called the meeting to order at 7:00 p.m.

Eagan welcomed those in attendance, and the pledge of allegiance was recited. She noted that the public meetings law is posted in the room and that carrying concealed weapons is prohibited at board meetings. She requested all cell phones be put on silent mode. She reminded everyone an audio recording of the meeting can be found on the NRD website. Eagan 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.

### ITEM 1. ROLL CALL OF DIRECTORS.

16 Directors were present upon roll call.

### ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING

Eagan reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on October 8, 2021.

### ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES

Eagan stated that requests for excused absences were received from Vern Barrett and Bruce Johnson for the October 20, 2021 Board of Directors meeting.

It was moved by Landis and seconded by Stevens to approve the requests for approved absences from Vern Barrett and Bruce Johnson for the October 20, 2021 Board of Directors meeting.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

### ITEM 4. ADOPT AGENDA

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

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 5. APPROVAL OF MINUTES OF SEPTEMBER 15, 2021 BOARD OF DIRECTORS MEETING

It was moved by Landis and seconded by Seacrest to approve the minutes of the September 15, 2021 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 6. RECOGNITION OF EMPLOYMENT ANNIVERSARY, NEW NRD EMPLOYEES AND DIRECTOR RECOGNITION

Paul Zillig, General Manager, recognized David Potter, Assistant General Manager, for 5 years of service to the District.

McKenzie Barry, Environmental Education / Communication Coordinator, introduced Parker Robinson as the new Social Media Strategist to the Board.

David Potter, Assistant General Manager, introduced Cole Johnson as the new Resources Technician at the Cass County NRCS Office to the Board.

Chair Deborah Eagan presented Director David Landis with a framed NARD certificate celebrating 25 years on the Board.

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

Andersen reported that the Finance & Planning Subcommittee met on October 12, 2021.

Andersen stated that the financial reports for the period July 1, 2021 through September 30, 2021 had been distributed.

Paul Zillig, General Manager, and Kristin Buntmeyer, Administration and Finance Manager, answered questions of the Board regarding the financial reports.

It was moved by Andersen and seconded by Stevens to approve the financial reports for the period of July 1, 2021 through September 30, 2021 and publish the General Expenditures (without Director expenditures) for September 2021. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

It was moved by Andersen and seconded by Landis to publish the expenditures for Directors Aldridge, Andersen, Barrett, Eagan, Green, Hellerich and Jacobson for September 2021. The motion was approved.

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

It was moved by Andersen and seconded by Yoakum to publish the expenditures for Directors B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Nolte and Peterson for September 2021. The motion was approved.

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

It was moved by Andersen and seconded by Landis to publish the expenditures for Directors Ruth, Schutz, Seacrest, Spangler, Stevens, Vogel and Yoakum for September 2021. The motion was approved.

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

Mikaela Davis with HBE, Inc. gave a review of the FY 2021 Audit Report. Davis and Paul Zillig, General Manager, answered questions of the Board.

Andersen moved the Finance & Planning Subcommittee's recommendation that the Board of Directors accept the June 30, 2021 Fiscal Year 2021 Financial Statements and Independent Auditor's Report, including the Single (Federal) Audit. The motion was approved.

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

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

Chair Eagan stated that the Executive Subcommittee meet on October 18, 2021. She indicated information regarding the Lower Platte South NRD populations according to the 2020 Census were in and that some changes would need to be made redistricting subdistricts. She stated that no action was being taken at this Board meeting and that the matter would be reported on at the November Board Meeting.

ITEM 9. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

General Manager Paul Zillig reported that the Recreation, Forestry & Wildlife Subcommittee met on October 18, 2021.

Paul Zillig, General Manager, Terry Wittler, representing the Capitol Beach Community Association, and Cory Wasserburger, LPSNRD Legal Counsel answered questions of the Board regarding easements.

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Easement Agreement with the Capitol Beach Community Association to allow construction of a trail across the District's Saline Wetland Nature Center 1<sup>st</sup> Addition, Outlot A, subject to legal counsel review. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors allocate an amount not to exceed \$12,500.00 to purchase an easement from David W. Muhle and Julie A. Muhle, which easements shall be held jointly by the District and the Capitol Beach Community Association. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge and Lamberty

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Zillig stated that three bids were received for the Oak Creek Trail Repair Project.

| Bidder                                 | Bid          |
|--|--------------|
| High Plains Enterprises, Martell, NE   | \$228,070.00 |
| Gana Trucking & Excavating, Martell NE | \$244,876.92 |
| H.R. Bookstrom, Lincoln, NE            | \$396,005.00 |

Paul Zillig, General Manager, and Ariana Kennedy, Resources Conservationist, answered questions of the Board regarding the trail repair project.

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the low bid from High Plains Enterprises in the amount of \$228,070.00 for the Oak Creek Trail Repair Project. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

ABSTAIN: Jacobson

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve Letter of Agreement #2 between the Lower Platte South NRD and Olsson for construction services on the Oak Creek Trail Repair project in an amount not to exceed \$15,500.00. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Paul Zillig, General Manager, and Ariana Kennedy, Resources Conservationist, answered questions of the Board regarding the seedling tree program.

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Interlocal Agreement for Obtaining Seedling Trees and Shrubs Between Participating Natural Resources Districts and the Nebraska Association of Resources Districts. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Paul Zillig, General Manager, answered questions of the Board regarding funding requested by The Nature Conservancy for a survey.

Zillig reported the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the request from The Nature Conservancy to provide funding assistance for the Nebraska Statewide Survey Research Proposal in an amount not to exceed \$5,000.00. The motion was approved.

AYE: Andersen, Eagan, Green, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, and Yoakum

NAY: Aldridge, Hellerich and Vogel

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 10. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

McKenzie Barry, Environmental Education / Communication Coordinator, Mike Mascoe, Public Information Specialist, and Adam Kroft with Red Thread reported to the Board on the television ads and answered questions of the Directors.

Landis moved the Information & Education Subcommittee's recommendation that the Board of Directors approve a television campaign agreement from Firespring for airing of Conservation Coach announcements featuring forestry, soil health and recreation programs and projects, not to exceed \$30,000.00. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge and C. Johnson

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

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

Green stated that the Urban Subcommittee met on October 13, 2021.

Tracy Zayac, Stormwater / Watershed Specialist, answered question of the Board regarding the Rain-Ready Landscape Program.

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Rain-Ready Landscapes Program cost-share request from Dan and Rebecca Huen, for the Huen Rainscaping Project – Phase 2, at a cost-share amount of 50% of the total cost, not to exceed \$2,000.00 NRD funds. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Paul Zillig, General Manager, answered questions of the Board regarding the Professional Services Agreements.

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve Amendment #1 to the Professional Services Agreement between JEO Consulting Group and the Lower Platte South NRD, in an amount not to exceed \$57,035.00, for engineering services for the Antelope Creek Pipe Replacement Project – 26<sup>th</sup> St. to 57<sup>th</sup> Street. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Jared Nelson, District Engineer, answered question of the Board regarding the Salt Creek Levee Project.

Green moved the Urban Subcommittee's recommendation that the Board of Directors approve the Professional Services Agreement between JEO Consulting Group and the Lower Platte South NRD, in an amount not to exceed \$115,180.00, for professional services for the Salt Creek 10<sup>th</sup> to 14<sup>th</sup> Stream Stabilization Project. The motion was approved.

AYE: Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 12. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Hellerich reported that Land Resources Subcommittee did not meet prior to the Board, however, applications were reviewed by the Eastern and Western Review Groups.

| Name                | County    | Practice          | SEC | TWN | RNG | Amount Requested | Notes                 |
|---------------------|-----------|-------------------|-----|-----|-----|------------------|-----------------------|
| James Jensen Estate | Otoe      | Terraces          | 9   | 9   | 12  | 3,326.00         |                       |
| L&W Land            | Lancaster | Terraces          | 6   | 9   | 8   | \$12,500.00      |                       |
| Zoetis LLC          | Lancaster | Grassed Waterways | 24  | 10  | 5   | \$2,275.00       |                       |
| Percy Krueger       | Lancaster | Terraces          | 15  | 8   | 6   | \$12,500.00      |                       |
| Mike Bohmont        | Lancaster | Terraces          | 19  | 8   | 6   | \$12,500.00      | SVL – Cottontail Lake |
| TOTAL               |           |                   |     |     |     | \$43,101.00      |                       |

It was moved by Hellerich and seconded by Landis to approve the applications for James Jensen Estate, L&W Land, Zoetis LLC, Percy Krueger and Mike Bohmont totaling an amount of \$43,101.00. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 13. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Ruth stated that the Water Resources Subcommittee met on October 18, 2021.

Ruth moved the Water Resources Subcommittee’s recommendation that the Board of Directors approve the October 2021 Joint Funding Agreement with USGS for the operation of 16 stream gages in the Lower Platte South NRD. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Ruth moved the Water Resources Subcommittee’s recommendation that the Board of Directors approve Amendment #2 to the Upper Salt 3-A Cooperative Construction Agreement with USDA / NRCS. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Ruth moved the Water Resources Subcommittee’s recommendation that the Board of Directors approve Amendment #4 to the Upper Salt 3-A Reimbursable Agreement. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Amendment #2 to the Oak-Middle 82-B Cooperative Construction Agreement with USDA / NRCS. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM14. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Chelsea Johnson stated that the Integrated Management Subcommittee met on October 18, 2021.

Johnson moved the Integrated Management Subcommittee's recommendation that the Board of Directors approve an Amendment to the Interlocal Agreement for the Platte River Consortium with Lower Platte South NRD, Lower Platte North NRD, Papio-Missouri River NRD, City of Lincoln, MUD, and NE Department of Natural Resources extending the agreement for one year, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Andersen, Eagan, Green, Hellerich, Jacobson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Seacrest, Stevens, Vogel and Yoakum

NAY: None

NOT PRESENT: Barrett, B. Johnson, Nolte, Schutz and Spangler

ITEM 15. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

Eagan announced that there were no items to be considered in closed session

ITEM 16. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT

Luke Peterson, NARD Representative for the Lower Platte South NRD gave a report on the NARD Annual Conference. He mentioned a possible change to the seedling program. Peterson also announced that the Legislative Conference in January and the Washington DC Trip in March were being held next year.

ITEM 17. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 18. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was mailed out.



ITEM 19. FOR INFORMATION ONLY.

Various memos were mailed out.

There being no other business, the meeting was adjourned at 9:28 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 October 20, 2021, 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.

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Chelsea Johnson, Secretary

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