



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

Memorandum

Date: September 14, 2017

To: Board Directors

From: Ed Ubben, Projects Coordinator 

Subject: Urban Subcommittee Minutes

The Urban Subcommittee met on September 13, 2017 at the District office at 6:30 pm. Present at the meeting was Mike DeKalb (Chair), Karen Amen, Richard Bolte, Deborah Eagan, Bruce Johnson, and Ron Svoboda. Others in attendance were Chair, Ray Stevens and Gary Hellerich. Staff present was; Paul Zillig, Al Langdale, David Potter, Devin Biesecker, and Ed Ubben. Also present was Ben Higgins (City of Lincoln), Tom Beckius (Apples Way), Mark Hunzeker (Atty. for Apples Way), Tim Gerken and Brett Shald (Clark Enersen).

a. **Sievers Conservation Easement Modifications @ 27th & Rokeby Road**---The District currently holds a Conservation Easement (Preservation of Floodplain/Floodprone Area) near 27th & Rokeby Road. The Owner/Developer (Apples Way) would like to do a land swap. The swap will make the land more developable and give the District more flood storage, an increase of 88 Acre Feet of storage. See the attached Amended Conservation Easement. A motion from Amen was to require the sod farm manager to follow best management practices for nitrogen applications as defined by UNL soil scientists. The motion was seconded by Svoboda. After discussion Svoboda withdrew his second and the motion was dropped. **It was moved by DeKalb, seconded by Johnson, and unanimously approved by the subcommittee to recommend the Board of Directors approve the modifications to the Sievers Conservation Easement located near 27th & Rokeby Road, contingent upon legal counsel review.**

b. **South Salt Creek MP#3 – Landrights/Project Approval**---A Capital Improvement project on South Salt Creek at Pioneers Blvd (SSC-3) had been identified in the South Salt Creek Master Plan done by the NRD and the City of Lincoln. Another project identified in the plan was SSC-4 located at Old Cheney which is currently being designed. These projects are for grade control, where nick points or head cuts were found. The District hired Intuition and Logic to perform design, survey, geotechnical investigations, permitting and construction administration for the project(s) with Scheemer and Associates as sub-consultants. The project(s) is identified in the Stormwater Interlocal Agreement Work Plan with the City providing 50% of the cost. In addition, the county has entered into a contract with Intuition & Logic to look at a stabilization project for the bridge. Both jobs (NRD/city and County) will be done simultaneously with the NRD as the lead and the county paying their cost of the bridge stabilization project.



Project #3 has been designed and engineered and construction is expected in spring 2018. As part of the process, permanent and temporary easements are needed for construction and maintenance. I&L has prepared the exhibit and the legal descriptions for such easements. We have one private property on which the easements will be located. The remaining easement area will be located on county property. In order to secure the easements, the District will need to authorize the acquisition of land rights and hire an appraiser and negotiation firm. Proposals were received from Great Plains Appraisal, Inc. in the amount of \$6,600 for the property appraisal and from Midwest Right of Way Services, Inc. in the amount of \$2,580 for negotiation services. A copy of the easement exhibit, the project page from the master plan, preliminary design of the project, and a copy of each proposal are attached. **It was moved by Eagan, seconded by Bolte, and unanimously approved by the subcommittee to recommend the Board of Directors authorize the acquisition of land rights for the South Salt Creek Master Plan Project #3 and approve the professional services agreement with Great Plains Appraisal, not to exceed \$6,600.00 and Midwest Right of Way Services, not to exceed \$2,580.00, subject to legal counsel review.**

c. **Drainage Easement – 3303 Oxbow Circle** --- The City of Lincoln is requiring a developer to install a detention basin as part of a development along a tributary of Salt Creek in the area of North 33rd Street which the District owns. A utility easement is required to get the stormwater to a channel. See attachments. **It was moved by Svoboda, seconded by Eagan, and unanimously approved by the subcommittee to recommend to the Board of Directors to grant a Private Utility Easement from a portion of Outlot “A” Landmark Corporate Center 9th Addition, located in the Northeast Quarter of Section 6, Township 10 North, Range 7 East of the 6th P. M., City of Lincoln, Lancaster County, Nebraska, subject to legal counsel review.**

d. **Corps of Engineers (COE) Section 408 Permitting** --- A Section 408 Permit is needed any time work is done within 500 foot landward or 300 foot riverward of the levee system and the same areas for the Antelope Valley Flood Reduction Project. This pertains to utilities, developers, the NRD and anyone working in the areas when a modification is made to the levees or project. As sponsor of the flood reduction projects the District reviews the requests and forwards them to the COE for their review. The COE has stopped these reviews because of a funding shortfall. The COE is now asking us to enter into a funding agreement if we want to do any improvements to the Salt Creek Levee System and the Antelope Valley Flood Reduction Project. Attached are some background information and the agreement. See attachments. **(REPORT)**

e. **Salt Creek Maintenance Bids** — The District is in the process of improving unsatisfactory ratings along the Salt Creek Levees as part of our System Wide Improvement Framework (SWIF). Most of the work is to repair inlet and outlet structures (i.e. remove sedimentation and/or repair erosion) we do have one pipe with a large hole at the flap gate that needs to be repaired. We contacted four contractors asking for bids on the two projects, at five locations along the levees. See map and bids. **It was moved by Amen, seconded by Bolte, and unanimously approved by the subcommittee to recommend to the Board of Directors to approve a proposal from Gana Excavating to repair (erosion/drainage structures) at Sta. 159+50, 205+90, 335+70 on the Salt Creek Levee located in Lincoln Nebraska in the amount of \$18,431.24, and to approve a proposal from Yost Excavating to repair erosion at Sta. 240+00 on the Salt Creel Levee located in Lincoln Nebraska in the amount of \$5,750.00.**

With no other business the meeting was adjourned at 7:40pm.