



## LOWER PLATTE SOUTH natural resources district

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### BOARD OF DIRECTORS' MEETING AUGUST 21, 2024

The Board of Directors of the Lower Platte South Natural Resources District met at the Lower Platte South NRD Office on Wednesday August 21, 2024 at 7:00 p.m. Directors participating were Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, 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 at the entrance to the room. 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 the public to speak to non-agenda items was given.

#### ITEM 1. ROLL CALL OF DIRECTORS

18 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 August 9, 2024.

#### ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES

Landis stated that there were requests for excused absences from Deborah Eagan, Tom Green and John Yoakum for the August 21, 2024 Board of Directors meeting.

It was moved by Stevens and seconded by Lamberty to accept the requests for excused absences from Deborah Eagan, Tom Green and John Yoakum for the August 21, 2024 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

Chair Landis introduced Sam Elofson, Public Communications Specialist, to the Board.

#### ITEM 4. ADOPT AGENDA

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

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

ITEM 5. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES

It was moved by Seacrest and seconded by Lamberty to approve the Minutes of the July 17, 2024 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Seacrest, Spangler, Stevens and Vogel

ABSTAIN: Schutz

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

ITEM 6. REPORT BY MUELLER ROBAK LLC ON CURRENT DISCUSSIONS HAPPENING DURING THIS LEGISLATIVE SPECIAL SESSION AND HOW THEY RELATE TO NRDS.

Matt Schaefer and Kristen Hassebrook of Mueller Robak LLC gave a report to the Board on activities during the special legislative session and how they relate to NRDs.

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

Johnson stated that the Finance & Planning Subcommittee met on August 14, 2024.

Johnson stated that the financial reports for the period July 1, 2024 through July 31, 2024 had been distributed.

It was moved by Johnson and seconded by Andersen to approve the financial reports for the period of July 1, 2024 through July 31, 2024 and publish the expenditures for July 2024.

Mike Sousek, General Manager, and Chris Barber, Administration and Finance Manager, answered questions of the Board regarding the financial reports.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

Johnson moved the Finance & Planning Subcommittee's recommendation that the Board of Directors approve the FY2025 Budget Resolution and have Chair Landis sign the Resolution. The motion was approved.

AYE: Andersen, Baker, Hellerich, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Stevens and Vogel

NAY: Aldridge, Hawkins, Jacobson and Spangler  
NOT PRESENT: Eagan, Green and Yoakum

Johnson stated that two bids were received for electrical installation for the storage building located at 9600 N. 27<sup>th</sup> Street.

Contractor	Bid
Murphy Tower Service (Murphy Electric)	\$51,937.10
ABC Electric	\$89,600.00

Johnson moved the Finance & Planning Subcommittee’s recommendation that the Board of Directors accept the low bid from Murphy Tower Service (Murphy Electric) in the amount of \$51,937.10 pending legal counsel review.

Al Langdale, Operation/Maintenance Coordinator answered questions of the Board regarding the electrical installation.

The motion was approved

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

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

Schutz stated that the Urban Subcommittee met on August 13, 2024.

Schutz moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Community Assistance Program application request from Beaver Lake Association Dam Rehabilitation Project at a cost-share amount of 50% of the total eligible study costs, not to exceed \$110,614.00.

Mike Sousek, General Manager, Mike Sotak with Houston Engineering and Troy Weatherby with Beaver Lake Association, answered questions of the Board regarding the Community Assistance Program application by the Beaver Lake Association.

The motion was approved.

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

Schutz stated that five bids were received for the Salt Creek Rehabilitation and Repair Project.

Contractor	Bid
M.E. Collins Contracting Co.	\$414,436.43
Nelson & Rock Contracting	\$469,972.00
General Excavating	\$497,154.58
JMN Construction LLC	\$518,743.10
H.R. Bookstrom Construction, Inc.	\$736,715.00

Schutz moved the Urban Subcommittee’s recommendation that the Board of Directors approve the low bid of \$414,436.43 from M.E. Collins Contracting for the Salt Creek Rehabilitation and Repair Project.

Al Langdale, Operation/Maintenance Coordinator, answered questions of the Board regarding the Salt Creek Rehabilitation and Repair Project.

The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Schutz, Seacrest, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green, Ruth, Spangler and Yoakum

Schutz moved the Urban Subcommittee’s recommendation that the Board of Directors approve that the General Manager is authorized to execute the Oak Creek Mitigation Conservation Easement. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: Jacobson

NOT PRESENT: Eagan, Green and Yoakum

Schutz moved the Urban Subcommittee’s recommendation that the Board of Directors approve Amendment #3 between the Lower Platte South NRD and the University of Nebraska – Lincoln for the Deadmans Run Flood Reduction Project.

Mike Sousek, General Manager and Tim Zach with the City of Lincoln, answered questions of the Board regarding the Amendment with the University of Nebraska for the Deadmans Run Flood Reduction Project.

The motion was approved.

AYE: Andersen, Baker, Hawkins, Hellerich, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Seacrest, Spangler, Stevens and Vogel

ABSTAIN: Schutz

NAY: Aldridge and Jacobson

NOT PRESENT: Eagan, Green and Yoakum

Schutz moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Professional Services Agreement with Houston Engineering for \$2,590,009.00 on the Deadmans Run Flood Reduction Project, pending legal counsel review. The motion was approved.

AYE: Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Seacrest, Spangler, Stevens and Vogel

ABSTAIN: Schutz

NAY: Aldridge

NOT PRESENT: Eagan, Green and Yoakum

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

Lamberty stated that the Recreation, Forestry & Wildlife Subcommittee met on August 8, 2024.

Lamberty moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to enter into an agreement with Theisen Construction, Inc. for \$298,800 to repair two bridges on the MoPac Trail. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

Lamberty moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign License Agreements for Private Crossings for Agricultural Purposes on the Oak Creek Trail with Mark Wolf, Todd and Gary Kudlacek, Michael Vandenberg and Gary Masek, pending legal counsel review.

Will Inselman, Resources Coordinator, answered questions of the Board regarding the license agreements for private crossings on Oak Creek Trail.

The motion was approved.

AYE: Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: Aldridge

NOT PRESENT: Eagan, Green and Yoakum

Lamberty moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve Amendment #3 to the Interlocal Cooperative Agreement between Lower Platte South NRD, Papio-Missouri River NRD, and Nebraska Game and Parks Commission to complete the debris removal project at the Lied Platte River Bridge with the Lower Platte South NRD obligation not to exceed \$200,000, pending legal counsel review. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: Jacobson

NOT PRESENT: Eagan, Green and Yoakum

ITEM 10. REPORT OF LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Jacobson stated that the Land Resources Subcommittee met on August 15, 2024.

Jacobson stated that there were twenty-three applications for fall surface water quality BMP cost-share.

Applicant Name	SEC	TWN	RNG	County	Practice	Amount	Targeted Area
Beaverbrook Farm JV	21	10	10	Cass	Terraces	\$13,212.00	
Angeline Meyer	23	10	11	Cass	Terraces	\$15,000.00	
Joseph K. Meyer	23	10	11	Cass	Terraces	\$15,000.00	
Bob Rikli	9	11	9	Cass	Terraces	\$15,000.00	
Cheryl Dill - Patterson Gifting Trust	21	11	10	Cass	Terraces	\$15,000.00	
Mark & Nancy Luetchens	5	11	11	Cass	Terraces	\$15,000.00	
Don Colbert	14	11	11	Cass	Terraces	\$15,000.00	
David Kraeger	2	11	12	Cass	Terraces	\$15,000.00	
George Klein	33	11	14	Cass	Terraces	\$15,000.00	
Marianne Randall	8	7	5	Lancaster	Terraces	\$15,000.00	
Nancy Kunz	20	8	5	Lancaster	Terraces	\$15,000.00	
Woodruff Family LLC	5	8	6	Lancaster	Terraces	\$15,000.00	
Furrer Farms GP	2	9	8	Lancaster	Terraces	\$15,000.00	
Kenneth Virgil	24	12	5	Lancaster	Terraces	\$10,505.00	
Heritage Farms, Inc.	13	12	6	Lancaster	Terraces	\$15,000.00	
Grant Fiedler	21	12	7	Lancaster	Terraces	\$14,688.00	
Brenda Earleywine	25	12	7	Lancaster	Terraces	\$15,000.00	
Dale Beaman	27	13	6	Saunders	Terraces & GWW	\$15,000.00	
Jim & Esther Jonas	16	13	7	Saunders	Terraces & GWW	\$15,000.00	
Stanley A. Johnson	33	13	7	Saunders	Grassed WW	\$12,552.00	
Elaine M. Olson	34	13	5	Saunders	Terraces	\$15,000.00	SVL – Wildwood
Gilbert Woebbecke	9	10	4	Seward	Terraces	\$20,881.00	Twin Lakes 319
Thomas L. Sieck Rev. Trust	21	10	4	Seward	Grassed WW	\$20,520.00	Twin Lakes 319

Jacobson moved the Land Resources Subcommittee’s recommendation that the Board of Directors approve the twenty-three identified cost-share applications totaling an amount of \$347,358.00. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Stevens and Vogel

ABSTAIN: Spangler

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

ITEM 11. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Seacrest reported that the Water Resources Subcommittee met on August 13, 2024.

Seacrest moved the Water Resources Subcommittee's recommendation that the Board of Directors approve that the General Manager is authorized to execute the Agreement between the Lower Platte South NRD and Tim Sisco Construction to extend the warranty period for the Upper Salt 5-7 Dam Rehabilitation Project. The motion was approved.

AYE: Aldridge, Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: None

NOT PRESENT: Eagan, Green and Yoakum

ITEM 12. REPORT OF THE PLATTE RIVER SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Vogel stated that the Platte River Subcommittee met on August 15, 2024.

Vogel moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Interlocal Agreement for the Platte River Obstruction Removal Project between Papio-Missouri River NRD, Lower Platte South NRD, Sarpy County, Cass County, and SID 101, with LPSNRD costs to be 7% of the local portion of the Community Development Block Grant (CDBG) for the project costs not to exceed \$50,000.

David Potter, Assistant General Manager and Mike Sotak with Houston Engineering, addressed the Board regarding the Platte River Obstruction Removal Project.

The motion was approved.

AYE: Andersen, Baker, Hawkins, Hellerich, Jacobson, Johnson, Lamberty, Landis, Lewis, Osborn, Peterson, Ruth, Schutz, Seacrest, Spangler, Stevens and Vogel

NAY: Aldridge

NOT PRESENT: Eagan, Green and Yoakum

ITEM 13. NEBRASKA ASSOCIATION OF RESOURCES DISTRICTS (NARD) REPORT

Mike Sousek, General Manager, reminded the Board that the NARD Annual Conference scheduled for September 22<sup>nd</sup> – 24<sup>th</sup> and reminded them that the deadline for registration is August 23<sup>rd</sup>.

ITEM 14. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 15. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES

A schedule of upcoming events and activities was mailed out.

ITEM 16. FOR INFORMATION ONLY

Various memos were mailed out.

There being no other business, the meeting was adjourned at 8:53 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 August 21, 2024 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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Lisa Lewis, Secretary

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