



LOWER PLATTE SOUTH

natural resources district

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BOARD OF DIRECTORS' MEETING July 24, 2019

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, July 24, 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, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger and Stevens. 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.

Nineteen Directors were present upon 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 July 11, 2019.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that a request for an excused absence was received from Sarah Wilson for the July 24, 2019 Board of Directors Meeting.

It was moved by Landis and seconded by Schmidt to accept the request for an excused absence from Sarah Wilson for the July 24, 2019 Board of Directors Meeting. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

ITEM 4. ADOPT TENTATIVE AGENDA

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

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger and Stevens
NAY: None
NOT PRESENT: Schutz and Wilson

ITEM 5. APPROVE MINUTES OF JUNE 19, 2019 BOARD OF DIRECTORS MEETING.

It was moved by Eagan and seconded by Stevens to approve the minutes of the June 19, 2019 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger and Stevens
ABSTAIN: DeKalb
NAY: None
NOT PRESENT: Schutz and Wilson

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

Steinkruger reported that the Finance & Planning Subcommittee met on June 26, 2019 and July 15, 2019. He stated that the financial reports for the period July 1, 2018 through June 30, 2019 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 Spangler to approve the financial reports for the period of July 1, 2018 through June 30, 2019 and publish the General Expenditures for June 2019. The motion was approved.

AYE: Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger and Stevens
NAY: Aldridge
NOT PRESENT: Schutz and Wilson

It was moved by Steinkruger and seconded by Osborn to publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan and Green for June 2019. The motion was approved.

AYE: Aldridge, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Spangler, Steinkruger and Stevens

ABSTAIN: Amen, Andersen, Barrett, DeKalb, Eagan and Green

NAY: None

NOT PRESENT: Schutz and Wilson

It was moved by Steinkruger and seconded by Osborn to publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson for June 2019. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Ruth, Schmidt, Spangler, Steinkruger and Stevens,

ABSTAIN: Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson

NAY: None

NOT PRESENT: Schutz and Wilson

It was moved by Steinkruger and seconded by Osborn to publish the expenditures for Directors Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson for June 2019. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson

ABSTAIN: Ruth, Schmidt, Spangler, Steinkruger and Stevens

NAY: None

NOT PRESENT: Schutz and Wilson

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors move \$4,069 from Cash Reserve to Budget Code 471212 Basin Master Plan. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

Steinkruger presented changed to Draft #2 of Fiscal Year 2020 Budget. General Manager Paul Zillig and Mike Mascoe, Information Specialist answered questions of the Board.

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors give tentative approval of Draft #2 of the FY 2020 Lower Platte South NRD Budget, totaling \$31,218,920, for publication and presentation at Public Hearings. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: Schutz and Wilson

General Manager Paul Zillig answered questions of the Board regarding purchase of Fire Station #10.

Steinkruger moved the Finance & Planning Subcommittee's recommendation that the Board of Directors approve the Real Estate Sales Agreement for Lincoln City Fire Station #10, pending legal counsel review. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: Schutz and Wilson

Dan Schulz, Resources Coordinator, introduced new employee Maclane Scott, Water Resources Technician, to the Board.

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

Ruth stated that the Executive Subcommittee met just prior to the Board Meeting. General Manager Paul Zillig answered questions of the Board.

Ruth moved the Executive Subcommittee's recommendation that the Board of Directors approve the Representation Agreement with Water Strategies LLC. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

ITEM 8 REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

DeKalb stated that the Urban Subcommittee met on July 17, 2019. Reed Miller with Miller & Associates, the Village of Garland Engineer answered questions of the Board.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program application from the Village of Garland for the Drainage Evaluation in an amount of 50% of the estimated cost, not to exceed \$8,000 NRD funds. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

General Manager Paul Zillig answered questions of the Board regarding the Antelope Creek Channel Liner Repair Project.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Letter of Agreement for Professional Services with Olsson, Inc. for the Antelope Creek Channel Liner Repair Project upstream of Military Road, in an amount not to exceed \$15,000, subject to legal counsel review. The motion was approved.

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

NAY: None

NOT VOTING: Aldridge

NOT PRESENT: Schutz and Wilson

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

Green stated that the Recreation, Forestry & Wildlife Subcommittee met on July 15, 2019.

General Manager Paul Zillig and Resources Coordinator Dan Schulz answered questions of the Board regarding the Rosa Parks Way Trail.

Green moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Resolution authorizing the General Manager to sign Supplemental Agreement Number 3 between the Lower Platte South Natural Resources District and JEO Consulting Group, Inc. for additional engineering services for the Lincoln Rosa Parks Way Trail project with the District's share not to exceed \$7,609.42. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: Schutz and Wilson

Dan Schulz, Resources Coordinator answered questions of the Board regarding the Mentored Hunt Agreement.

Green moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the Mentored Hunt Agreement between the Lower Platte South Natural Resources District and the Nebraska Game & Parks Commission for mentoring archery hunting on the Warner Wetlands property. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

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

Hellerich stated that the Land Resources Subcommittee did not meeting prior to the Board Meeting.

He reported that two cost-share applications for installing water quality improvement practices were received for the NRD's Summer Conservation Program and were reviewed by the Eastern Review Group.

Name	County	Type	Amount
James A. Group	Cass	Terraces	\$15,000.00
Robert Staben	Cass	Terraces	\$15,000.00
		TOTAL	\$30,000.00

It was moved by Hellerich and seconded by Jacobson to approve the two Summer Conservation Program cost-share applications for James Group and Robert Staben totaling an amount of \$30,000. The motion was approved.

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

NAY: None

NOT PRESENT: Aldridge, Schutz and Wilson

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

Andersen stated that the Water Resources Subcommittee met on July 16, 2019.

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Amendment No. 2 for the Upper Salt 3-A "reimbursable agreement" with USDA / NRCS. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve, on behalf of ENWRA, a Professional Services Agreement with Aqua Geo Framework, LLC for the Nebraska GeoCloud Project, at a cost not to exceed \$16,200. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

Andersen moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the well decommissioning applications of John Petsche for \$1,250 and City of Lincoln Highlands Golf Course for \$1,200 and to authorize the General Manager to approve additional ground water BMP cost-share applications up to the FY'20 budgeted amounts for the District-wide, Community Water System Protection Area (CWSPA) and Lower Salt Creek Cost-Share Programs and direct staff to report those additional approvals to the Water Resources Subcommittee. The motion was approved.

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

NAY: None

NOT PRESENT: Schutz and Wilson

ITEM 12. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION.

It was moved by Andersen and seconded Eagan to go into closed session at 8:46 p.m. to protect the public interest and to discuss the purchase of easements and real property pertaining to the Upper Salt Creek 3-A Rehabilitation Project. The motion was approved

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

NAY: Spangler

NOT VOTING: Aldridge

NOT PRESENT: Schutz and Wilson

It was moved by Landis and seconded by Stevens to return to open session at 9:38 p.m. The motion was approved.

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

NAY: Spangler

NOT VOTING: Aldridge

NOT PRESENT: Schutz and Wilson

It was moved by Stevens and seconded by DeKalb to reject the counter offer on Upper Salt Creek 3-A, tracts 2 & 3, and accept the guidance of Director Steinkruger.

It was moved by Hellerich to split the question. The motion died for lack of a second.

The original motion to reject the counter offer on Upper Salt Creek 3-A, tracts 2 & 3, and accept the guidance of Director Steinkruger was approved.

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

NAY: None

NOT VOTING: Aldridge

NOT PRESENT: Schutz and Wilson

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.

Luke Peterson gave a report on the NARD Loup Basin Tour that he attended in June. Gary Hellerich, who also attended the tour added details to the report.

There being no other business, the meeting was adjourned at 9:38 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 24, 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

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