




LOWER PLATTE SOUTH natural resources district

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Item #10

Memorandum

Date: October 10, 2019
To: Board of Directors
From: Paul Zillig, General Manager 
RE: Integrated Management Subcommittee Meeting Minutes

The Integrated Management Subcommittee met on Tuesday, October 8th at 5:00 p.m. in the LPSNRD Large Conference Room. Subcommittee Members present included Sarah Wilson, Bob Andersen, Luke Peterson, and Bruce Johnson (no quorum). Others present included Larry Ruth and myself.

Wilson opened the meeting and asked me to report on the Proposed Amendment to the Lower Platte River Consortium Agreement. I handed out a copy of the Executive Summary of the Lower Platte River Drought Contingency Plan – Draft and reported that this plan will be considered at next month. The issue before the Subcommittee is the need to extend the Consortium Agreement so the Consortium can continue to function and complete the work they started. I reported that DNR informed me on September 27th that the agreement was set to expire that day and they were preparing an amendment that would need to be signed by all the members of the Consortium. This was then routed to the members and I signed the amendment for the LPSNRD and informed DNR that the LPSNRD Board would need to approve concurrence of the Amendment at their October Board Meeting.

I referred to the information included on Potter's October 7th memo (see below) and a copy of the Amendment. It was moved by Andersen, seconded by Peterson, and unanimously approved by the subcommittee members present (will need a second) to recommend the Board of Directors approve concurrence of the General Manager executing the Amendment to the Lower Platte River Consortium Agreement, subject to legal counsel review.

There being no further business the meeting adjourned at 5:20 pm.

PDZ/pz

Encl. 2

cc: Steve Seglin & Corey Wasserburger

Amendment to Lower Platte River Consortium Agreement.

In August 2016, the District entered into an Agreement with Lower Platte North NRD, Papio-Missouri River NRD, City of Lincoln-water, Metropolitan Utilities District (MUD), and the Nebraska Department of Natural Resources (NeDNR) to form the Lower Platte River Consortium. The agreed upon purpose of the Consortium is to study the long-term water supplies available to the Lower Platte River sub-basin to enhance stream flows or aquifer storage to support during times of drought. The duration of the agreement was for three (3) years beginning September 27, 2016. Given this, the sole purpose of the attached Amendment to the Lower Platte River Consortium is to extend the duration of the agreement for one (1) additional year, to September 27, 2020. Based on the expiration date of the agreement, NeDNR requested each member to approve the extended agreement before it expires. Therefore the General Manager signed the agreement under District operating policy C-10 and concurrence from the Board is needed.

The study conducted by the Consortium has led to the development of a Drought Contingency Plan. As of October 4, 2019, the Draft Lower Platte River Drought Contingency Plan was first submitted to the U.S. Bureau of Reclamation (BOR) in March 2019. A revised plan was later submitted in July 2019 after receiving review comments. The BOR approved the plan in late September as a requirement of their Water Smart Grand funding. NeDNR held the agreement with BOR and the six-month review period has warranted the Consortium agreement extension. Funding was also obtained through the Water Sustainability Fund (WSF). The cost of the plan has been funded as follows:

Agency or Grant	Total Contribution
LPSNRD	\$26,000
LPNNRD	\$26,000
PMRNRD	\$26,000
City of Lincoln	\$26,000
MUD	\$26,000
NeDNR	\$26,000
Agreement Sub-Total	\$156,000
BOR Grant	\$200,000
WSF Grant	\$195,000
TOTAL	\$551,000

The next steps in the continuation of the Consortium is for each entity to accept the Drought Contingency Plan through their respective Boards. Following that, implementation of the plan recommends that all entities coordinate each year to review potential drought conditions. The Consortium is also interested in conducting a drought table top exercise.

LOWER PLATTE RIVER CONSORTIUM AMENDMENT

DNR Contract # 918

This Amendment to the original agreement is entered into by and between the following members, all of which are political subdivisions of and are situated in the State of Nebraska or an Agency of the State of Nebraska, and are collectively referred to as "Parties".

The Parties to this Amendment are identified as follows:

Nebraska Department of Natural Resources
Lower Platte South Natural Resources District
Lower Platte North Natural Resources District
Papio-Missouri River Natural Resources District
City of Lincoln
Metropolitan Utilities District

WHEREAS, the Lower Platte River Basin is geographically large and diverse in its geology, land use, ground and surface water supplies, and water uses. Each of the parties is charged with responsibilities for planning, managing, and/or supplying water resources. These Parties are located and carry out their functions in the lower sub-basin of the Lower Platte River Basin, but much of the water supplies that support these functions are derived from the upper sub-basins of the Lower Platte River Basin. The Parties desire to work together to evaluate the water supplies available to the Lower Platte River subbasin during times of shortages.

WHEREAS the original three-year term of this Interlocal Agreement will expire but may be extended by mutual agreement of the Parties pursuant to Provision 8 of the original Agreement, the Parties wish to extend the term.

Therefore, in consideration of the mutual covenants expressed herein, good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree to Amendment of the original Agreement as follows:

1. DURATION:

This Agreement to extend the term shall become effective and binding upon its approval by appropriate action of all of the Parties. The term of this Interlocal Agreement shall be one (1) year from the effective date of this amendment, unless further extended by the mutual agreement of all Parties.

2. All other provisions of the original Agreement remain in force.

LOWER PLATTE RIVER CONSORTIUM AMENDMENT

DNR Contract # 918

3. DUPLICATE COUNTERPARTS

This Agreement may be executed in any number of counterparts, each of which shall be an original, but all such counterparts shall constitute one and the same instrument. This Agreement Is hereby approved and executed by the following Parties on the dates shown below.

NEBRASKA DEPARTMENT OF NATURAL RESOURCES

BY: _____

DATE: _____

METROPOLITAN UTILITIES DISTRICT

BY: _____

DATE: _____

CITY OF LINCON

BY: _____

DATE: _____

LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT

BY:  _____

DATE: 9/27/2019

LOWER PLATTE NORTH NATURAL RESOURCES DISTRICT

BY: _____

DATE: _____

PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT

BY: _____

DATE: _____