



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING October 17, 2018

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, October 17, 2018 at 7:00 p.m., at the Lower Platte South NRD office, 3125 Portia, Lincoln, Nebraska. Directors present were Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson. Stevens called the meeting to order at 7:00 p.m.

Stevens 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 an audio recording of the meeting can be found on the NRD website. He offered an opportunity for public present to speak to non-agenda items.

General Manager Paul Zillig introduced Emily Hergenrader, Part-time Social Media Assistant to the Board.

Rachel Herpel, Water for Food Institute, addressed the Board and introduced students from the UNL Global SEEDS (Service, Engagement, Entrepreneurship Development Sustainability) Program.

ITEM 1. ROLL CALL OF DIRECTORS.

20 Directors were present upon roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Stevens reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on October 4, 2018.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Stevens stated that there were no requests for excused absences.

ITEM 4. ADOPT TENTATIVE AGENDA

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

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

ITEM 5. APPROVE MINUTES OF SEPTEMBER BOARD OF DIRECTORS MEETING.

It was moved by Bolte and seconded by Osborn to approve the minutes of the September 19, 2018 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Svoboda and Wilson

ABSTAIN: Steinkruger and Stevens

NAY: None

NOT PRESENT: Spangler

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

Steinkruger stated that the Finance and Planning Subcommittee met on October 11, 2018. He indicated that the financial reports for the period July 1, 2017 through September 30, 2018 had been distributed.

Paul Zillig, General Manager, Kathy Spence, Administrative Assistant, and McKenzie Barry, Environmental Education Specialist, answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Andersen to approve the financial reports for the period of July 1, 2018 through September 30, 2018 and publish the General Expenditures excluding director expenditures for September 2018. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schutz, Steinkruger, Stevens, Svoboda and Wilson

ABSTAIN: Schmidt

NAY: Aldridge

NOT PRESENT: Spangler

It was moved by Steinkruger and seconded by Osborn to approve and publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb and Eagan for September 2018. The motion was approved.

AYE: Aldridge, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

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

NAY: None

NOT PRESENT: Spangler

It was moved by Steinkruger and seconded by Svoboda to approve and publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Ruth for September 2018. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

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

NAY: None

NOT PRESENT: Spangler

It was moved by Steinkruger and seconded by Osborn to approve and publish the expenditures for Directors Schmidt, Schutz, Spangler, Steinkruger, Stevens, Svoboda and Wilson for September 2018. The motion was approved.

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

Director Andersen took over the report and introduced Peter Fellers and Mikaela Davis from HBE to give a review of the audit.

Andersen moved the Finance & Planning Subcommittee's recommendation that the Board of Directors accept the FY 2018 Financial Statements and Audit Report. The motion was approved

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

Andersen moved the Finance & Planning Subcommittee's recommendation that the Board of Directors accept the FY 2018 Auditor's Report on the Single (Federal) Audit. The motion was approved.

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

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

Ray Stevens stated that the Executive Subcommittee met on October 10, 2018.

Steve Seglin, Legal Counsel, answered questions of the Board regarding the Private Agreement with the Estate of Marilyn Harrold.

Burdette Piening addressed the Board regarding taking property off of the tax rolls.

Stevens moved the Executive Subcommittee's recommendation that the Board of approve the Private Agreement – Estate of Marilyn Harrold. The motion was approved.

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

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

B. Johnson stated that the Urban Subcommittee met on October 11, 2018.

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Engagement Letter from Baylor Evnen to file and pursue a quiet title action to settle title to that portion of the Old Salt Creek Channel near 35th and the Salt Creek Levee. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

Paul Zillig, General Manager, answered questions of the Board regarding the Deadmans Run Flood Reduction Project Interlocal Agreement.

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Deadmans Run Flood Reduction Project Interlocal Agreement with the City of Lincoln, pending legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

Steve Seglin, Legal Counsel, answered questions of the Board regarding the Engineering Services Agreement.

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Engineering Services Agreement with FYRA Engineering for the repair of the levee penetration at Sta. 347+15 R on Salt Creek in an amount, not to exceed \$33,325.00. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge

NOT PRESENT: Ruth and Spangler

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Amendment #2 with JEO Consulting for the 14th Street Oak Creek Weir Repair, as part of the Salt Creek Flood Reduction Project, in an amount, not to exceed \$28,789.00. The motion was approved.

AYE: Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: Aldridge

NOT PRESENT: Spangler

Paul Zillig, General Manager and Kyle Hauschild, Stormwater / Floodplain Specialist, answered questions of the Board regarding the Community Assistance Program Application. Teresa Hruza with the Hamann Meadows Townhome Association addressed the Board.

B. Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program application from Hamann Meadows Townhomes Association for 50% of the Engineering and Design for the Hamann Meadows Dam Rehabilitation Project up to and not to exceed \$4,050 NRD funds.

It was moved by DeKalb and seconded by Barrett to amend the motion to reduce the \$4,050 to \$2,025. The motion failed.

AYE: Aldridge and DeKalb

NAY: Amen, Andersen, Barrett, Bolte, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NOT PRESENT: Spangler

The original motion to approve the Community Assistance Program application from Hamann Meadows Townhomes Association for 50% of the Engineering and Design for the Hamann Meadows Dam Rehabilitation Project up to and not to exceed \$4,050 in NRD funds was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

ITEM 9. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS.

Jacobson stated that the Water Resources Subcommittee met on October 16, 2018.

Steve Seglin answered questions of the Board regarding the Interlocal Agreement for Upper Salt 3-A.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the Interlocal Agreement for the Upper Salt 3-A Watershed Structure Rehabilitation Project and Realignment of SW 2nd Street at Stagecoach Road with Lancaster County. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

Paul Zillig, General Manager and David Potter, Assistant General Manager answered questions of the Board with regard to the landrights of Upper Salt 3-A.

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the acquisition of landrights for the Upper Salt 3-A Watershed Rehabilitation / Southwest 2nd Street Relocation Projects and the approval of the professional services contracts with Great Plains Appraisal not to exceed \$18,000, RL Keith Consultant, Inc., not to exceed \$6,375, and Midwest Right of Way Services, not to exceed \$18,260, subject to legal counsel review.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the 2019 Joint Funding Agreement with USGS for the operation of 16 stream gages. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Spangler

Emily Hergenrader, Part-Time Social Media Assistant, explained what the NRD Water Sampling Truck Video entailed. The video was played for the Board. No action was required.

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

DeKalb stated that the Land Resources Subcommittee met on October 15, 2018. He stated that one cost-share application was submitted by Arvid Bejvancesky for fall work and that it met the cost-share criteria.

County	Name	Practice	Amount
Butler	Arvid Bejvancesky	Terraces	\$8,991.02
		TOTAL	\$8,991.02

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the cost-share application for Arvid Bejvancesky in the amount of \$8,991.02. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Bolte and Spangler

Shaula Ross, GIS Specialist, explained the reason for the agreements for digital map products and answered questions of the Board regarding digital map products.

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the Digital Map Products Agreement with Pictometry International Corp for the LPSNRD portions of Butler, Otoe and Seward Counties, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Bolte and Spangler

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the Agreement with the City of Lincoln for Lancaster County Digital Mapping, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Bolte and Spangler

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the Digital Map Products Agreement with Cass County, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Bolte and Spangler

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the Digital Map Products Agreement with Saunders County, subject to legal counsel review. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn, Ruth, Schmidt, Schutz, Steinkruger, Stevens, Svoboda and Wilson

NAY: None

NOT PRESENT: Bolte and Spangler

Paul Zillig, General Manager answered questions of the Board regarding the Conservation Easement from Minerva D. Anson Estate.

DeKalb moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the Conservation Easement for agricultural land protection from Minerva D. Anson Estate near Manley, NE, subject to legal counsel review. The motion was approved.

AYE: Barrett, DeKalb, Eagan, Jacobson, C. Johnson, Landis, Ruth, Schmidt, Steinkruger and Stevens

ABSTAIN: Svoboda

NAY: Aldridge, Amen, Andersen, Hellerich, B. Johnson, Osborn, Schutz and Wilson

NOT PRESENT: Bolte and Spangler

ITEM 11. REPORT OF THE RECREATION, FORESTRY & WILDLIFE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Wilson stated that the Recreation, Forestry & Wildlife Subcommittee met on October 9, 2018.

Wilson moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve all trees to be planted on the Preserve Homeowners Association property. The motion was approved.

Discussion on the Community Forestry Program and application was held.

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

ITEM 12. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 13. SCHEDULE OF UPCOMING EVENTS AND ACTIVITIES.

A schedule of upcoming events and activities was sent out.

ITEM 14. FOR INFORMATION ONLY.

Various memos were sent out.

Milt Schmidt gave a report of NARD activities.

There being no other business, the meeting was adjourned at 9:56 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 17, 2018, 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.

Deborah Eagan, Secretary

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