



## LOWER PLATTE SOUTH natural resources district

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### BOARD OF DIRECTORS' MEETING June 20, 2018

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, June 20, 2018 at 6:00 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, Landis, Ruth, Schmidt, Schutz, Spangler, Steinkruger, Svoboda and Wilson. Ruth called the meeting to order at 6:00 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 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.

#### ITEM 1. ROLL CALL OF DIRECTORS.

Eighteen 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 June 8, 2018.

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

Ruth stated that requests for excused absences were received from Chelsea Johnson, Greg Osborn and Ray Stevens for the June 20, 2018 Board of Directors meeting.

It was moved by Landis and seconded by Svoboda to approve the requests for excused absences from Chelsea Johnson, Greg Osborn and Ray Stevens for the June 20, 2018 Board of Directors meeting. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

#### ITEM 4. ADOPT REVISED AGENDA

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

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

ITEM 5. RECOGNITION OF EMPLOYMENT ANNIVERSARIES

General Manager Paul Zillig recognized Chris Witthuhn, Water Resources Technician, for 10 years of service to the Lower Platte South NRD.

ITEM 6. APPROVE MINUTES OF MAY 16, 2018 BOARD OF DIRECTORS MEETING.

It was moved by Hellerich and seconded by Bolte to approve the minutes of the May 16, 2018 Board of Directors Meeting. The motion was approved.

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

ABSTAIN: Spangler

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

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

General Manager Paul Zillig gave a presentation of Draft #1 FY 2019 Budget. Dale Arp addressed the Board in support of the budget and of our trails. Zillig read an e-mail from Karen Griffin into the record in support of the budget and trail involvement.

Steinkruger stated that the Finance and Planning Subcommittee met on June 13, 2018.

He indicated that the financial reports for the period July 1, 2017 through May 31, 2018 had been distributed.

It was moved by Steinkruger and seconded by Andersen to approve the financial reports for the period of July 1, 2017 through May 31, 2018 and publish the expenditures for May 2018. Paul Zillig and Kathy Spence answered questions of the Board. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn, Spangler and Stevens

Steinkruger moved the Finance and Planning Subcommittee's recommendation that the Board of Directors approve utilizing \$80,726 from budget code 7775115 (Antelope Valley Major O&M – Capital Expense) for these additional expenses from budget code 447024 (Antelope Valley O&M – non Capital Expense). The motion was approved.

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

ITEM 8. REPORT OF THE WATER RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Jacobson stated that the Water Resources Subcommittee met on June 20, 2018.

Jacobson stated that eight bids were received for the Upper Salt Creek 18-5 Rehabilitation Project.

Bidder	Bid
Farabee Mechanical	\$32,840.35
Prange Construction	\$52,753.56
SIEREX	\$64,050.60
Tim Sisco Construction	\$71,390.00
Yost Excavating	\$76,105.00
Hendrickson Transportation	\$93,134.00
Husker Engineering	\$99,451.00
JJ Westerhoff	\$133,559.00

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the bid of \$32,840.35 from Farabee Mechanical of Hickman, Nebraska for the Upper Salt Creek 18-5 Rehabilitation Project. The motion was approved.

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

Jacobson moved the Water Resources Subcommittee's recommendation that the Board of Directors approve Consulting Services Contract #0702048 with EA Engineering, Science and Technology, Inc. to complete ground water verification studies in Greenwood, Emerald and Pleasant Dale CWSPAs in an amount not to exceed \$278,900, subject to legal counsel review. Steve Seglin answered questions of the Board. The motion was approved

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

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

Wilson stated that the Recreation, Forestry & Wildlife Subcommittee met on June 14, 2018.

Wilson moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors agree to serve as the applicant for a Recreational Trails Program Grant for the Spring Creek Prairie Audubon Center's handicap accessible interpretive trail which is the southern trail terminus of the Prairie Corridor on Haines Branch Project. Ed Hubbs with the Spring Creek Prairie addressed the Board. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

Wilson moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors approve the A-1 Scope of Work to design the Upper Little Salt Creek Saline Wetlands restoration projects and authorize the General Manager to sign the professional services contract with The Flatwater Group for up to \$310,000 with the District's share not to exceed \$139,500 subject to legal counsel review. Gordon Coke with The Flatwater Group was available to answer questions of the Board. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

#### ITEM 10. REPORT OF THE URBAN SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Bruce Johnson stated that the Urban Subcommittee met on June 13, 2018 and June 20, 2018. He stated that item 10(d) would be heard in closed session later in the meeting.

Steve Perry with Olmsted & Perry Consulting Engineers, Inc. addressed the Board.

Johnson moved the Urban Subcommittee's recommendation that the Board of Directors cost-share with the City of Plattsmouth on the Lincoln Ave. Phase 2 project, up to and not to exceed \$75,000 from the Community Assistance Program. The motion was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

Kyle Hauschild, NRD Stormwater / Floodplain Specialist, answered questions of the Board.

Johnson moved the Urban Subcommittee's recommendation that the Board of Directors grant Willow Springs HOA an additional \$1,800 from the Community Assistance Program for the cost of the project over run for the Willow Springs Dam Rehabilitation. The motion was approved.

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

NAY: Aldridge

NOT PRESENT: C. Johnson, Osborn and Stevens

Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the proposed modifications to the area included in the Stevens Creek Waterford Dam Flood Pool Easement and authorize the General Manager to modify the easement, pending legal counsel review and approval by the City of Lincoln Planning Commission. DaNay Kalkowski of Seacrest & Kalkowski and Mark Palmer with Olsson Associates both representing Waterford Estates addressed the Board. The motion was approved.

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

Johnson moved the Urban Subcommittee's recommendation that the Board of Directors approve the additional Scope of Services at a cost not to exceed \$7,000 with Olsson Associates for the submittal of responses to FEMA for the Letter of Map Revision (LOMR) for the Ash Hollow Day Dam Project. General Manager Zillig answered questions of the Board. The motion was approved.

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

Johnson moved the Urban Subcommittee's recommendation that the Board of Directors authorize the General Manager to submit the Letter of Intent to the US Army Corps of Engineers for the Deadmans Run Section 205 Project. General Manager Zillig answered questions of the Board. The motion was approved.

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

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

Spangler stated that the Land Resources Subcommittee did not meet prior to the Board meeting however the review groups had reviewed the applications received and there were no objections.

County	Name	Practice	Amount
Otoe	Rod Ruhge	Grassed Waterways	\$4,469.09
Otoe	Rod Ruhge	Grassed Waterways	\$3,533.68
Lancaster	Board of Educational Lands & Funds	Terraces	\$15,000.00
Lancaster	Garry W. Busboom	Terraces	\$7,232.25
		<b>TOTAL</b>	<b>\$30,235.02</b>

It was moved by Spangler and seconded by Andersen to approve the four applications for cost-share assistance for summer conservation work in the amount totaling \$30,235.02. The motion was approved.

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

NAY: None

NOT PRESENT: DeKalb, C. Johnson, Osborn and Stevens

ITEM 12. REPORT OF THE INFORMATION & EDUCATION SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Eagan stated that the Information & Education Subcommittee met on June 14, 2018.

Eagan moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the request to sponsor the Playful Spring Exhibit at the Lincoln Children's Zoo for five years at \$10,000 per year. General Manager Paul Zillig answered questions of the Board.

It was moved by Steinkruger and seconded by Barrett to amend the motion by adding "subject to available funds" to the end of the motion. The motion was approved.

AYE: Andersen, Barrett, Eagan, Jacobson, Ruth, Schmidt, Schutz, Steinkruger, Svoboda and Wilson

NAY: Aldridge, Amen, Bolte, DeKalb, Hellerich, B. Johnson, Landis and Spangler

NOT PRESENT: C. Johnson, Osborn and Stevens

The amended motion to approve the request to sponsor the Playful Spring Exhibit at the Lincoln Children's Zoo for five years at \$10,000 per year, subject to available funds was approved.

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

NAY: None

NOT PRESENT: C. Johnson, Osborn and Stevens

Eagan moved the Information & Education Subcommittee's recommendation that the Board of Directors approve cost-sharing with Lincoln Public Schools for English Language Learner, Level 1 field trips to the Lincoln Children's Zoo in the amount of \$1,100. The motion was approved.

AYE: Aldridge, Amen, Andersen, Barrett, Bolte, DeKalb, Eagan, Hellerich, Jacobson, B. Johnson, Landis, Ruth, Schmidt, Schutz, Spangler and Steinkruger

NAY: Svoboda and Wilson

NOT PRESENT: C. Johnson, Osborn and Stevens

Eagan moved the Information & Education Subcommittee's recommendation that the Board of Directors approve the Outdoor Classroom Program grant request from St. John the Baptist School in Plattsmouth in the amount of \$2,000. McKenzie Barry, Environmental Education Specialist, answered questions of the Board.

It was moved by Landis and seconded by DeKalb to table the Outdoor Classroom Program Grant request from St. John the Baptist until the July Board of Directors meeting. The motion was approved.

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

ITEM 13. REPORT OF THE PLATTE RIVER SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Amen stated that the Platte River Subcommittee met on June 20, 2018.

Amen moved the Platte River Subcommittee's recommendation that the Board of Directors approve the Agreement Amendment with NE Department of Environmental Quality to extend the grant period and Water Quality Management Plan project completion from June 30, 2018 to September 30, 2018. David Potter, Assistant General Manager, addressed the Board. The motion was approved

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

ITEM 13.1 CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

It was moved by Landis and seconded by Jacobson that the Board of Directors go into closed session at 8:28 p.m. to protect the public interest and to receive legal advice on bids and bidding procedures. The motion was approved.

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

It was moved by Landis and seconded by Svoboda to return to open session at 9:02 p.m. The motion was approved.

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

In open session it was moved by B. Johnson and seconded by Svoboda that the Board of Directors approve the bid of \$479,204.00 to Hendrickson Transportation, LLC of Hamburg IA for the completion of project South Salt Creek #3 and if Hendrickson Transportation, LLC fails to sign a contract and comply with other requirements of the bid document, authorize the approval of the second lowest bid by Yost Excavating of Nebraska City in the amount of \$662,045.65. After discussion, the motion was approved

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

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 sent out.

ITEM 16. 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 9:15 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 20, 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.

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Deborah Eagan, Secretary

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