



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING January 19, 2022

The Board of Directors of the Lower Platte South Natural Resources District met virtually via video / teleconference and in-person at the Lower Platte South NRD Office on Wednesday, January 19, 2022 at 2:00 p.m. Directors participating were Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Landis, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum. Eagan called the meeting to order at 2:00 p.m.

Eagan welcomed those in attendance, and the pledge of allegiance was recited. She noted that the public meetings law is posted on the NRD Website. She requested all cell phones be put on silent mode. She reminded everyone a recording of the meeting will be on the NRD website. Eagan requested anyone wishing to speak on an agenda item to give their name and which agenda item they wished to speak on. An opportunity for public present to speak to non-agenda items was given. No one wished to speak on non-agenda items.

ITEM 1. ROLL CALL OF DIRECTORS.

Fourteen Directors were present upon roll call. Green, B. Johnson, Landis and Peterson arrived after roll call.

ITEM 2. PUBLICATION OF LEGAL NOTICE OF MEETING.

Eagan reported that the legal notice for the Directors' Meeting was published in the Lincoln Journal Star on January 6, 2022.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Eagan stated that requests for excused absences were received from Bob Andersen and Ray Stevens for the January 19, 2022 Board of Directors meeting.

It was moved by Barrett and seconded by Seacrest to approve the requests for excused absences from Bob Andersen and Ray Stevens for the January 19, 2022 Board of Directors meeting. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, C. Johnson, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, B. Johnson, Landis, Nolte and Stevens

ITEM 4. ADOPT AGENDA.

It was moved by Yoakum and seconded by Vogel to adopt the Revised Agenda. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Lewis, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Landis, Nolte, Peterson and Stevens

ITEM 5. NEBRASKA NATURAL RESOURCES COMMISSION REPORT.

Dan Steinkruger gave a report on activities of the Nebraska Natural Resources Commission.

ITEM 6. APPROVAL OF BOARD OF DIRECTORS MEETING MINUTES.

It was moved by Vogel and seconded by Yoakum to approve the Minutes of the December 15, 2021 Board of Directors Meeting. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, B. Johnson, C. Johnson, Lamberty, Lewis, Ruth, Schutz, Seacrest, Spangler and Vogel

ABSTAIN: Jacobson and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Landis, Nolte, Peterson and Stevens

ITEM 7. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS.

Hellerich stated that the Land Resources Subcommittee met on December 8, 2021. He stated that the two agenda items to be considered are a result of the December Board Meeting being adjourned early due to severe weather.

Hellerich moved the Land Resources Subcommittee's recommendation that the Board of Directors approve the 2022 LPSNRD Average Costs for the Surface Water Quality BMP Cost-Share Program. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Landis, Nolte, and Stevens

Hellerich 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, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Nolte, and Stevens

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

Peterson stated that the Urban Subcommittee met on December 13, 2022. He explained that this

agenda item was on the December Agenda but was not voted on due to the severe weather.

Jared Nelson, District Engineer answered questions regarding the contract modifications to the Deadmans Run Flood Reduction Project.

Peterson moved the Urban Subcommittee's recommendation that the Board of Directors approve the Amendment #1 to the Professional Services Agreement with FYRA Engineering for Deadmans Run – USACE WIK Modeling, in an amount not to exceed \$37,515.75, pending legal counsel review. The motion was approved.

AYE: Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Andersen, Green, Nolte, and Stevens

ITEM 9. REPORT OF THE FINANCE & PLANNING SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS.

Lewis stated that the financial reports for the period July 1, 2021 through December 31, 2021 had been distributed.

It was moved by Lewis and seconded by Hellerich to approve the financial reports for the period of July 1, 2021 through December 31, 2021 and publish the Expenditures without Director's expenditures for December 2021. The motion was approved.

AYE: Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: Aldridge

NOT PRESENT: Andersen, Green, Nolte, and Stevens

It was moved by Lewis and seconded by Vogel to publish the Director Group 1 expenditures for December 2021. The motion was approved.

AYE: Aldridge, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

ABSTAIN: Barrett, Eagan, Hellerich, Jacobson and B. Johnson

NAY: None

NOT PRESENT: Andersen, Green, Nolte, and Stevens

It was moved by Lewis and seconded by Landis to publish the Director Group 2 expenditures December 2021. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, Ruth, Schutz, Seacrest, Spangler and Vogel

ABSTAIN: C. Johnson, Lamberty, Landis, Lewis, Peterson and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Nolte, and Stevens

It was moved by Lewis and seconded by Landis to publish the Director Group 3 expenditures for December 2021. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, and Peterson

ABSTAIN: Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Green, Nolte, and Stevens

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

Ruth stated that the Water Resources Subcommittee met on January 12, 2022.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the General Manager to sign the Nebraska Natural Resources Commission Water Sustainability Fund Contract #5311 to receive State funding of \$247,500 with \$165,000 LPSNRD matching funds. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, C. Johnson, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NOT VOTING: Green

NAY: None

NOT PRESENT: Andersen, B. Johnson, Landis, Nolte and Stevens

Paul Zillig, General Manager, gave an overview of the Eastern Nebraska Water Resources Assessment (ENWRA). Katie Cameron, ENWRA Coordinator, answered questions of the Board regarding ENWRA projects.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the District General Manager to sign the Nebraska Department of Natural Resources Water Sustainability Fund Grant Contract #5312 on behalf of the Eastern Nebraska Water Resources Assessment to receive the \$144,000.00 in state granted funds (60%) with \$96,000.00 local match funds (40%) AND recommend the Board of Directors authorize the District General Manager to sign the University of Nebraska Conservation and Survey cooperative agreement (\$89,000) for accomplishing the WSF Contract #5312 grant scope AND recommend the Board of Directors authorize the District General Manager to sign the U.S. Geological Survey Joint Funding Agreement for accomplishing the WSF Contract #5312 grant scope (\$151,000 in ENWRA funds, \$74,000 in USGS cooperative dollars). The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Seacrest, Spangler, Vogel and Yoakum

ABSTAIN: Schutz

NAY: None

NOT PRESENT: Andersen, Nolte, and Stevens

Katie Cameron, EWRA Coordinator, answered questions of the Board regarding the GEO Cloud.

Ruth moved the Water Resources Subcommittee's recommendation that the Board of Directors authorize the District General Manager to sign the Nebraska GeoCloud Interlocal (\$115,000 in ENWRA funds) to provide \$115,000 for the Nebraska GeoCloud, pending completion of legal review AND recommend the Board of Directors authorize the District General Manager to sign the University of Nebraska Conservation and Survey Division (UNL CSD) subagreement (pending the execution of the interlocal) to provide the UNL CSD \$115,000 for the Nebraska GeoCloud, pending completion of legal review. The motion was approved.

AYE: Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Seacrest, Spangler, Vogel and Yoakum

ABSTAIN: Schutz

NAY: Aldridge

NOT PRESENT: Andersen, Nolte, and Stevens

Ruth moved the Water Resources Subcommittee's recommend that the Board of Directors authorize the District General Manager to sign the Eastern Nebraska Water Resources Assessment (ENWRA) Interlocal Agreement Amendment #7 extending the ENWRA interlocal agreement 5 more Fiscal Years pending completion of legal review AND recommend the Board of Directors authorize the District General Manager to sign the Cooperative Agreement providing the University of Nebraska Conservation and Survey Division (UNL CSD) 60 percent(%) of the salary and benefits plus operating costs for the ENWRA Coordinator Position for the next 5 Fiscal Years pending completion of legal review. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Seacrest, Spangler, Vogel and Yoakum

ABSTAIN: Schutz

NAY: None

NOT PRESENT: Andersen, Nolte, and Stevens

Ruth moved the Water Resources Subcommittee's recommend the Board of Directors increase the maximum limit of the Water Meter Cost-share Program from \$650 to \$750 beginning in calendar year 2022. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Green, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Schutz, Seacrest, Spangler, Vogel and Yoakum

NAY: None

NOT PRESENT: Andersen, Nolte, and Stevens

ITEM 11. REPORT OF THE EXECUTIVE SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

Eagan stated that the Executive Subcommittee met on January 14, 2022.

Paul Zillig, General Manager, and Al Langdale, Operation and Maintenance Coordinator, answered questions of the Board regarding the Corrections Crew activities.

Eagan moved the Executive Subcommittee's recommendation that the Board of Directors approve the Inmate Work Crew Agreement with the Nebraska Department of Correctional Services & Cornhusker State Industries. The motion was approved.

AYE: Aldridge, Barrett, Eagan, Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Lamberty, Lewis, Peterson, Ruth, Seacrest, Spangler, Vogel and Yoakum

NAY: Green and Schutz

NOT PRESENT: Andersen, Nolte, and Stevens

Zillig gave an update on legislative bill process. Eagan stated that the Executive Subcommittee would be meeting on Friday, January 21st to review the Legislative Bills of interest to the NRD and make recommendations on positions for the bills.

ITEM 12. REPORT OF THE INTEGRATED MANAGEMENT SUBCOMMITTEE.

Paul Zillig, General Manager, introduced John Engel with HDR. Engel gave a presentation on the Lower Platte River Basin Coalition and the 2nd Increment Discussion.

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

Peterson gave a report of the upcoming NARD Legislative Conference and announced that the NARD Washington DC trip was cancelled for this year due to COVID concerns.

ITEM 14. PERMIT AND PROGRAM APPROVALS

A report of permit and program approvals was distributed.

ITEM 16. 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 3:54 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 January 19, 2022, 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.

Chelsea Johnson, Secretary