



LOWER PLATTE SOUTH natural resources district

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BOARD OF DIRECTORS' MEETING October 21, 2020

The Board of Directors of the Lower Platte South Natural Resources District met on Wednesday, October 21, 2020 at 7:00 p.m., at the Lancaster Event Center, 4100 N. 84th Street, Lincoln, Nebraska. Directors present were Aldridge, Amen, DeKalb, Eagan, Green, Hellerich, Jacobson, B. Johnson, Landis, Osborn, Peterson, Ruth, Schmidt, Steinkruger, Stevens and Wilson. Ruth called the meeting to order at 7:03 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 and NRD candidates to introduce themselves.

Leroy Sievers, Candidate for Subdistrict #4 and Christine Lamberty, Candidate for Subdistrict #8, introduced themselves.

ITEM 1. ROLL CALL OF DIRECTORS.

Sixteen 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 October 8, 2020.

ITEM 3. CONSIDERATION OF DIRECTORS' ABSENCES.

Ruth stated that a request for excused absences were received from Bob Andersen, Vern Barrett, Anthony Schutz and Mark Spangler for the October 21, 2020 Board of Directors meeting.

It was moved by Landis and seconded by DeKalb to approve the requests for excused absences from Bob Andersen, Vern Barrett, Anthony Schutz and Mark Spangler for the October 21, 2020 Board of Directors meeting. The motion was approved.

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

ABSTAIN: None

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

ITEM 4. ADOPT AGENDA

It was moved by DeKalb and seconded by B. Johnson to adopt the Revised Agenda. The motion was approved.

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

ABSTAIN: None

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

ITEM 5. ADOPTION CONSENT AGENDA ITEMS

Hellerich pointed out that he did not vote to “abstain” on Agenda Item 13 (Recreation, Forestry & Wildlife Subcommittee). Ruth directed staff to review the tape recording of the September 16, 2020 Board of Directors Meeting and we’ll pull this item from the Consent Agenda and consider approving in November.

It was moved by Eagan and seconded by Landis to adopt the Consent Agenda Items:

9. Report of Forestry, Recreation & Wildlife Subcommittee and consideration of recommendations:

- a. Consideration of a Right to Entry Agreement with UNL to conduct studies at the Marsh Wren and Whitehead Community Wetland Property.

“Recommend that the Lower Platte South NRD Board of Directors approve the University of Nebraska Lincoln Office of Sponsored Programs right of entry agreement #136557 to conduct saline wetland research at Whitehead and Marsh Wren Community Wetland Management Areas.”

- e. Consider approval of the 2021 Conservation Forestry Program rates.

“Recommend that the Lower Platte South Board of Directors set the 2021 Conservation Forestry Program rates at 90 cents per seedling for orders of less than 100 seedlings and 85 cents per seedling for orders of 100 or more seedlings.”

11. Report of Water Resources Subcommittee and consideration of recommendations:

- a. Consideration of modification #1 for the Upper Salt 3-A Memorandum of Understanding with USDA / Natural Resources Conservation Services.

“Recommend the Board of Directors approved Modification #1 to the Memorandum of Understanding with USDA / Natural Resources Conservation Services, for the Upper Salt 3-A Watershed Structure Rehabilitation Project.”

12. Report of Land Resources Subcommittee and consideration of recommendations:

- a. Consideration of Surface Water Quality Best Management Practices (BMP) cost-share applications.

“Recommendation that the Board of Directors approve the 11 identified cost-share applications totaling an amount of \$106,811.00.”

Name	County	SEC	TWN	RNG	Practice	Amount
Brad Braunsroth, Randal Braunsroth & Leslie Fitzpatrick	Lancaster	16	8	5	Terraces	\$10,000.00
Sally Dietze	Lancaster	11	12	6	Terraces	\$10,000.00
Thomas & Lura Dietze	Lancaster	11	12	6	Terraces	\$10,000.00
Charlie Henkelmann	Lancaster	8	8	7	Terraces	\$10,000.00
Stanley J. Garbacz	Lancaster	2	7	6	Terraces	\$10,000.00
Maahs Ltd.	Lancaster	27	11	8	Terraces	\$10,000.00
Rodney Egger	Lancaster	31	8	8	Terraces	\$10,000.00
Seth & Carrie Derner	Lancaster	21	11	5	Terraces	\$10,000.00
John Rohach	Lancaster	26	7	5	Terraces	\$9,218.00
Elmer E. Vogt	Cass	1	10	10	Terraces/Grassed Waterways	\$10,000.00
Cathy Halbusch Revocable Trust	Cass	26	11	12	Terraces/Grassed Waterways	\$7,593.00
TOTAL						\$106,811.00

The motion was approved.

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

ABSTAIN: None

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

ITEM 6. APPROVE MINUTES OF AUGUST 26, 2020 BOARD OF DIRECTORS MEETING.

Minutes were removed from the Consent Agenda and will be considered at the November 18, 2020 meeting.

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

Steinkruger reported that the Finance & Planning Subcommittee met on October 13, 2020. He stated that the financial reports for the period July 1, 2020 through September 30, 2020 had been distributed.

Paul Zillig, General Manager answered questions of the Board regarding the financial reports.

It was moved by Steinkruger and seconded by Jacobson to approve the financial reports for the period of July 1, 2020 through September 30, 2020 and publish the General Expenditures for September 2020. The motion was approved.

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

ABSTAIN: None

NAY: Aldridge

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

It was moved by Steinkruger and seconded by Osborn to publish the expenditures for Directors Aldridge, Amen, Andersen, Barrett, DeKalb, Eagan and Green for September 2020. The motion was approved.

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

ABSTAIN: Amen, DeKalb, Eagan and Green

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

It was moved by Steinkruger and seconded by Stevens to publish the expenditures for Directors Hellerich, Jacobson, B. Johnson, C. Johnson, Landis, Osborn and Peterson for September 2020. The motion was approved.

AYE: Aldridge, Amen, DeKalb, Eagan, Green, Ruth, Schmidt, Steinkruger, Stevens and Wilson

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

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

It was moved by Steinkruger and seconded by Eagan to publish the expenditures for Directors Ruth, Schmidt, Schutz, Spangler, Steinkruger, Stevens and Wilson for September 2020. The motion was approved.

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

ABSTAIN: Ruth, Schmidt, Steinkruger, Stevens and Wilson

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

Peter Fellers of HBE presented the Audit to the Board of Directors and answered questions. Paul Zillig, General Manager also answered questions regarding the Audit.

Steinkruger moved the Finance and Planning Subcommittee's recommendation that the Board of Directors accept the FY 2020 Financial Statements and Independent Auditor's Report. The motion was approved.

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

ABSTAIN: None

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

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

Ruth stated that the Executive Subcommittee item regarding consideration of NARD and NARD Foundation contribution had been removed from the Agenda.

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

Stevens stated that the Recreation, Forestry & Wildlife Subcommittee met on October 15, 2020.

(9a) Consideration of a Right of Entry Agreement with UNL to conduct studies at the Marsh Wren and Whitehead Community Wetland Properties was Included in approved consent agenda items.

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors agree to cost-share 26% of the Haines Branch Tributary Stabilization Project cost in Pioneers Park not to exceed \$67,500.00 of District funds. The motion was approved.

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

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors accept fee title interest in the City of Lincoln's property for the Prairie Corridor on Haines Branch Project, located in the south one-half of the northwest quarter of section 22, township nine north, range five east, Lancaster County, Nebraska, known as the Denton Prairie, subject to legal counsel review. The motion was approved.

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

Stevens moved the Recreation, Forestry & Wildlife Subcommittee's recommendation that the Board of Directors designate District Conservation Corridor Regulations on the Denton Prairie and Stiefel-Johnson Trailheads. The motion was approved.

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

(9e) Consider approval of the 2021 Conservation Forestry Program rates was included in approved consent agenda items.

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

DeKalb stated that the Urban Subcommittee met on October 15, 2020. He stated that item (10e) Beal Slough 70th-Pine Lake Stream Stability Project landrights would not be taken up at this meeting.

DeKalb moved the Urban Subcommittee's recommendation that the Board of Directors approve the Community Assistance Program application from the Pine Lake Homeowners Association, for future Pine Lake Spillway Rehabilitation Project costs, in an amount of 50% of estimated cost, not to exceed \$40,527.50 NRD funds. The motion was approved.

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

ABSTAIN: None
NAY: None
NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

DeKalb moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Community Assistance Program application from the City of Weeping Water for the Gospel Run Bank Stabilization Project – Phase 2, in an amount of 50% of the estimated cost, not to exceed \$77,631.50 NRD Funds. The motion was approved.

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

DeKalb stated that five bids were received for the Oak Creek Weir Repair at 14th Street.

Contractor	Bid
Gana Trucking & Excavating, Martell, NE	\$425,100.52
High Plains Enterprises, Inc., Martell, NE	\$472,580.00
MC Wells Contracting LLC, Omaha, NE	\$487,884.00
HR Bookstrom Construction, Inc., Lincoln, NE	\$754,327.25

DeKalb moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Bid from Gana Trucking and Excavating in the amount of \$425,100.52 for the Oak Creek Weir Repair at 14th Street. The motion was approved.

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

DeKalb moved the Urban Subcommittee’s recommendation that the Board of Directors approve the Proposal from Yost Excavating in the amount of \$31,991.00 for the Salt Creek Pipe Replacement at Charleston Street Bridge Project. The motion was approved.

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

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

Landis stated that the Water Resources Subcommittee met on October 19, 2020.

(11a) Consideration of Modification #1 for the Upper Salt 3-A Memorandum of Understanding with USDA / Natural Resources Conservation Service was included in approved consent agenda items.

Landis stated that six bids were received for the Upper Salt 6-1 Spillway Replacement Project.

Contractor	Bid
Pat Thomas Construction	\$86,579.20
MC Wells Construction	\$94,610.00
High Plains Enterprises	\$112,505.00
TJ Osborn Construction	\$122,981.00
H.R. Bookstrom Construction	\$159,809.00
General Excavating	\$168,841.00

Landis moved the Water Resources Subcommittee's recommendation that the Board of Directors approve the bid of \$86,579.20 from Pat Thomas Construction of Lincoln, NE for the Upper Salt 6-1 Spillway Replacement Project. The motion was approved.

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

ABSTAIN: None

NAY: None

NOT PRESENT: Andersen, Barrett, C. Johnson, Schutz and Spangler

ITEM 12. REPORT OF THE LAND RESOURCES SUBCOMMITTEE AND CONSIDERATION OF RECOMMENDATIONS

(12a) Consideration of Surface Water Quality Best Management Practices (BMP) cost-share applications was included in approved consent agenda items.

ITEM 13. REPORT OF NARD REPRESENTATIVE

Milt Schmidt, NARD Representative for Lower Platte South NRD, gave a report on upcoming activities of the NARD.

ITEM 14. CONSIDERATION OF AGENDA ITEMS REQUIRING CLOSED SESSION

Item (10e) Beal Slough 70th-Pine Lake Stream Stability Project landrights was not taken up at this meeting so there were no closed session items.

ITEM 15. 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 17. FOR INFORMATION ONLY.

Various memos were mailed out, including report from District Conservationist and the NACD Summer Report.

There being no other business, the meeting was adjourned at 8:45 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 26, 2020, 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

/dr