



**PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
November 10, 2016**

PLEDGE OF ALLEGIANCE

NOTIFICATION OF OPEN MEETINGS ACT POSTING AND MEETING PROCEDURE

MEETING CALLED TO ORDER: A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Natural Resources Center, 8901 S. 154th Street, Omaha, NE on November 10, 2016. The meeting was called to order by Chairperson David Klug at 7:00 p.m.

QUORUM CALL: The following Directors were present for the Quorum Call:

Patrick Bonnett	David Klug
Fred Conley	Patrick Leahy
John Conley	Bill Rhea
Tim Fowler	Rich Tesar
Curt Frost	Jim Thompson
	Ron Woodle

ADOPTION OF AGENDA:

- **MOTION NO. 1:** It was moved by Director Fowler seconded by Director Conley (Fred) that the meeting agenda be adopted.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

ADOPTION OF CONSENT AGENDA:

- **MOTION NO. 2:** It was moved by Director Conley (John) and seconded by Director Bonnett that the following resolution be adopted:

BE IT RESOLVED that the following resolutions on the consent agenda are hereby adopted.

Agenda Item 3.A.:

BE IT RESOLVED that the absences of the following Director(s) from the November 10, 2016, Board of Directors Meeting is excused:

None to date.

Agenda Item 7. A.

BE IT RESOLVED that the October 13, 2016, Papio-Missouri River NRD Board meeting minutes are approved as printed.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

PROOFS OF PUBLICATION OF MEETING NOTICE: Notice of the meeting was published in the Omaha World Herald on November 3, 2016. The District's September 9, through October 13, 2016, expenditures were published in the Douglas County Post-Gazette on October 25, 2016. The Chairperson ordered the Proofs of Publication recorded in the minutes of this meeting. (They are contained as part of the file copy of these minutes.)

AGENCY AND ASSOCIATION REPORTS:

A. Natural Resources Conservation Service Report: Neil Jensen, NRCS District Conservationist at the Omaha NRCS office, gave his report on NRCS activities. Neil's report is posted to the website and attached to these meeting minutes.

B. Nebraska Association of Resources Districts: Director Tesar stated the NARD Board of Directors meeting will be held on November 13-14, 2016, in Chadron, NE.

C. Legislative Report – Husch Blackwell: Tim Gay and Steve Grasz, Husch Blackwell, gave their report on Legislative activities. They provided each Director with a Post-Election Briefing on Nebraska's 2016 State Legislative results. A written copy of the post-election briefing is attached to the file copy of these meeting minutes.

D. Update on the Papillion Creek Hydrology: Mike Sotak and Bob Gregalunas, FYRA Engineering gave a presentation on the Papillion Creek Hydrology. Their presentation can be heard on the District's podcast at www.papionrd.org.

SUBCOMMITTEE REPORTS:

A. Ad Hoc Consultant Selection Subcommittee for the Southern Sarpy Watershed Management Plan: Chairperson David Klug reported that the Ad Hoc Consultant Selection Subcommittee met on November 7, 2016, and gave a brief recap of the meeting.

- **MOTION NO. 3:** It was moved by Chairperson Klug that the following recommendation be adopted:

Ad Hoc Recommendation #1: Initial Screening of Proposals for Consultant Selection Interviews: Recommendation that the Subcommittee request interviews with FYRA Engineering, HDR Engineering, and JEO Consulting Group/CH2M, in the order presented, on December 1, 2016, at 6:00 p.m.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

B. Programs, Projects and Operations Subcommittee: Director Conley (John) reported that the PPO Subcommittee met on November 7, 2016, and gave a brief recap of the meeting.

- **MOTION NO. 4:** It was moved by Director Conley (John) that the following recommendation be adopted:

PPO Recommendation #1: Renewal of USGS Maintenance Agreement for Papio Floodwarning System Gages: Recommendation that the General Manager be authorized to execute the proposed Joint Funding Agreement with the USGS in the amount of \$151,520 in District funds for the operation of the District's Floodwarning System for 2017, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

- **MOTION NO. 5:** It was moved by Director Conley (John) that the following recommendation be adopted:

PPO Recommendation #2: Mutual Release and Settlement Agreement regarding Washington County Rural Water Project No. 2 Interlocal Agreement and Third Addendum to the Interlocal Agreement: Recommendation that the General Manager be authorized to execute the proposed Mutual Release and Settlement Agreement and the proposed Third Addendum to the Interlocal Cooperation Act Agreement by and among the Papio-Missouri River Natural Resources District, the City of Blair, Nebraska and the County of Washington, Nebraska for Washington County Rural Water Project No. 2 as presented to the Subcommittee, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

•• **MOTION NO. 6:** It was moved by Director Conley (John) that the following recommendation be adopted:

PPO Recommendation #3: Temporary Grading Easement for Pier 15 at Papio Dam Site 15A: Recommendation that the General Manager be authorized to execute the proposed temporary grading easement to Pier 15, LLC subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Director Frost asked if the grading was only for the road or for the installation of a pier. Staff member Lori Laster and the General Manager stated that the grading is for a possible pier installation sometime in the future. The temporary grading is at no cost to the District and the site will be publically accessible.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

•• **MOTION NO. 7:** It was moved by Director Conley (John) that the following recommendation be adopted:

PPO Recommendation #4: West Branch Channel Drainage Structure Cleaning Project: Recommendation that the General Manager be authorized to execute a contract with Hurk Underground Technologies, Inc. in an amount not-to-exceed \$53,000 for the West Branch Channel Drainage Structure Cleaning Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea - Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay - None
Abstaining - None
Excused Absence - None
Absent - None

C. Finance, Expenditures and Legal Subcommittee: Director Rich Tesar reported that the FEL Subcommittee met on November 7, 2016, and gave a brief recap of the meeting.

Director Tesar stated that an update on the Draft Fiscal Year 2016 Audit was presented to the Subcommittee by Gene Garrelts, HSMC Orizon. There was no action was taken by the Subcommittee.

•• **MOTION NO. 8:** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #1: Big Papio Channel Project – Former MasterTune Sign License Agreement with Properties Ventures of Marin, Inc. Time Extension: Recommendation that the General Manager be authorized to extend the deadline for sign rehabilitation by Properties Ventures of Marin, Inc. at 3503 S. 84th Street on Big Papio Channel Project Right-of-Way to December 31, 2016, and that the license agreement be revoked and the sign be removed, if the work is not completed by December 31, 2016.

Director Frost asked if the District would have to pay to have the sign removed. The General Manager stated the sign is on District property and it would be the District's responsibility to pay for its removal.

Roll call vote was held on the motion. The motion passed on a vote of 10-yea and 1-abstention.

Voting Yea - Bonnett, Conley (Fred), Conley (John), Fowler, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay - None
Abstaining - Frost
Excused Absence - None
Absent - None

- **MOTION NO. 9:** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #2: Transfer Deed of Prairie Queen Recreation Area to the City of Papillion: Recommendation that the General Manager be authorized to execute the Transfer Deed with the City of Papillion for the Prairie Queen Recreation Area, and that the District retain the previously declared surplus property along highway 370, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call vote was held on the motion. The motion passed on a vote of 11-yea.

Voting Yea	-	Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	None
Absent	-	None

TREASURER'S REPORT:

- **MOTION NO. 10:** It was moved by Director Conley (John) and seconded by Director Thompson that the following resolution be adopted:

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the October, 2016, financial report; and, (2) any claims made prior to the next Board meeting for (a) earned salaries of District employees, (b) withholding taxes, (c) social security payments, (d) retirement program contributions, (e) utilities, (f) registration fees and expenses for upcoming meetings and conferences, (g) certified completed CAP and Special Project Area applications, (h) invoices which offer a credit or discount for payment made prior to the next Board meeting, (i) postage, and, (j) building and grounds contract expenses.

BE IT FURTHER RESOLVED that the Treasurer is authorized to pay, from the respective operating accounts of the Dakota County, Thurston County and Washington County Rural Water System, the Elkhorn River Bank Stabilization Project, the Elkhorn Breakout Project, the Elk/Pigeon Creek Drainage Project, and the Western Sarpy Drainage District, the project bills listed on the October, 2016, financial report, and future claims for project utilities.

BE IT FURTHER RESOLVED that the financial reports be affixed to and made a part of the minutes.

Roll call vote was held on motion. The motion carried on a vote of 11-yea.

Voting Yea - Bonnett, Conley (Fred), Conley (John), Fowler, Frost, Leahy, Rhea, Tesar, Thompson, Woodle, Klug
Voting Nay - None
Abstaining - None
Excused Absence - None
Absent - None

LEGAL UPDATE: Legal Counsel stated they had nothing to report.

CHAIRPERSON'S REPORT: Chairperson Klug passed on his congratulations to everyone that won their Sub-District election for Director to the Papio-Missouri River NRD. He noted that the National Association of Conservation Districts' is holding their 71st Annual Meeting on January 28 – February 1, 2017, in Denver, Colorado. He instructed Directors interested in representing the District at this event should contact him.

GENERAL MANAGER'S REPORT: GM Winkler reviewed the GM Report with the Board and noted that the report had been posted to the website. He updated the Board on the ribbon cutting ceremony for the South Omaha Trail. Eric Williams showed pictures of the event. The GM concluded by wishing everyone a Happy Thanksgiving.

INFORMATIONAL ITEMS:

A. Future Meetings: The Chairperson Klug thanked Veteran directors and staff for their service. He also reviewed the following upcoming meetings with the Directors:

November 10, 2016	South Omaha Trail Ribbon Cutting Ceremony, at the Trailhead located at S. 42 nd and D Streets, 2:00 p.m.
November 11, 2016	Veteran's Day – P-MRNRD Offices Closed
November 24-25, 2016	Thanksgiving Holiday – P-MRNRD Offices Closed
December 6, 2016	P-MRNRD Subcommittee Meetings
December 8, 2016	P-MRNRD Board Meeting
December 26, 2016	Christmas Holiday – P-MRNRD Offices Closed

B. Next Meeting - December 8, 2016, at the NRC

ADJOURNMENT: Being no further business, the Chairperson declared that the meeting was adjourned at 8:17 p.m.

NOTE: These minutes reflect the actions and votes taken at the November 10, 2016, Board of Directors Meeting of the Papio-Missouri River Natural Resources District and are not an official transcript of the meeting. The audio cast of this meeting can be found on our website at www.papionrd.org.

I, the undersigned, Secretary of the Papio-Missouri River Natural Resources District, hereby certify that the foregoing are true and correct minutes of a meeting of the Board of Directors of the District held on November 10, 2016, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the District; that such subjects were contained in said agenda at least twenty-four hours prior to said 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 minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; and, that all news media requesting notification of the meeting of said body were provided advance notification of the time and place of said meeting.

Richard Tesar
District Secretary