

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
May 11, 2017**

***Agenda Item 4 - Agenda**

BE IT RESOLVED that the agenda be adopted.

***Agenda Item 5 – Consent Agenda**

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 May 11, 2017, Board of Directors Meeting are excused:

Tim Fowler
David Klug.

Agenda Item 7. A. and 7.B.

BE IT RESOLVED that the April 13, 2017, Papio-Missouri River NRD Board meeting minutes; and the April 12, 2017, Dakota County Rural Water Advisory Board meeting minutes are approved as printed.

***Agenda Item 9.A. – Finance, Expenditures and Legal Subcommittee**

BE IT RESOLVED that the minutes of the May 9, 2017, meeting of the Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Extension of Service Agreements with Husch Blackwell:
 - a. Legal Services Agreement – Recommendation that the Board approve the proposed legal services agreement with Husch Blackwell, per the terms and conditions outlined in said agreement, for a one-year period, to begin upon execution of agreement from July 1, 2017 to June 30, 2018, subject to changes deemed necessary by the General Manager.
 - b. Government Relations Service Agreement – Recommendation that the General Manager be authorized to execute the proposed contract, for a two-year period, from July 1, 2017 through June 30, 2019, with Husch Blackwell, for the provision of intergovernmental and professional lobbying services per the terms and

conditions outlined in the attached agreement as to form and with any changes deemed necessary by the General Manager.

2. Account over 110% - General Attorney Fees (01-01-000-4392): Recommendation that account 01-01-000-4392 - General and Administrative Legal Fees be allowed to exceed 110% of the budgeted amount, with a maximum not-to-exceed amount of \$160,000 without further Board approval.
3. Account over 110% - Office Equipment (01-01-000-4804): Recommendation that account 01-01-000-4804 - Office Equipment be allowed to exceed 110% of the budgeted amount, with a maximum not-to-exceed amount of \$85,000 without further Board approval.
4. Zorinsky Basin No. 2 Land Acquisition: Recommendation that the General Manager be authorized to execute a purchase agreement with Jennifer and William Pospichal for the purchase of 28.074 acres for a purchase price of \$1,538,736, and a purchase agreement with Backhaus Family Limited Partnership for the purchase of approximately 19.4 acres, to be verified by survey, for \$54,810 per acre, both for the construction of the Zorinsky Water Quality Basin 2 project, subject to terms and conditions deemed necessary by the General Manager and approval as to form by District Legal Counsel.

***Agenda Item 9.B. – Ad Hoc Consultant Selection Subcommittee for the Papillion Creek Watershed Regional Detention Basin**

BE IT RESOLVED that the minutes of the May 9, 2017, meeting of the Ad Hoc Consultant Selection Subcommittee for the Papillion Creek Watershed Regional Detention Basin are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. FYRA Engineering – WP2 Project: Recommendation that the General Manager be authorized to execute a Professional Services Agreement with FYRA Engineering for Preliminary Design of the WP2 Project in an amount not-to-exceed \$593,239.00, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
2. HDR Engineering, Inc. - WP4, DS12, and DS19 Projects: Recommendation that the General Manager be authorized to execute a Professional Services Agreement with HDR Engineering, Inc. for Preliminary Design of the WP4, DS19, and DS12 Projects in an amount not-to-exceed \$2,043,823, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
3. Olsson Associates - WP1 and DS7 Projects: Recommendation that the General Manager be authorized to execute a Professional Services Agreement with Olsson Associates for Preliminary Design of the WP1 and DS7 Projects in an amount not-to-exceed \$1,219,255, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

***Agenda Item 9.C. – Programs, Projects and Operations Subcommittee**

BE IT RESOLVED that the minutes of the May 9, 2017, meeting of the Programs, Projects and Operations Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Eastern Nebraska Water Resources Assessment Amendment and UNL-CSD Cooperative Agreement:
 - a. ENWRA Interlocal Agreement Amendment #5: Recommendation that the General Manager be authorized to execute Amendment #5 to the Eastern Nebraska Water Resources Assessment Interlocal Cooperative Agreement with five other Natural Resources Districts to extend the term of the Agreement to 2022, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
 - b. UNL-CSD Cooperative Agreement for Missouri River Valley Geologic Testholes: Recommendation that the General Manager be authorized to execute a Cooperative Agreement with the University of Nebraska Lincoln Conservation and Survey Division to complete geological testholes in the Missouri River valley for a cost to the District not to exceed \$78,100, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
2. Bids Received for Platte Landing Phase 5 Project: Recommendation that the General Manager be authorized to execute a contract with Dostal Construction Company for the construction of the Platte River Landing Recreation Improvements Phase 5 with alternates for the bid amount of \$130,000, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
3. FY 2018 Equipment Requirements: Recommendation that Directors approve the FY 2018 Equipment Requirements, as presented to the Subcommittee, subject to funding in the FY 2018 budget.
4. 2017 Amended Lower Platte River Corridor Alliance Interlocal Agreement: Recommendation that the General Manager be authorized to execute the 2017 Amended Interlocal Agreement for the Lower Platte River Corridor Alliance, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel, and that the Chairman be authorized to appoint the District's two representatives to the Alliance Board.

***Agenda Item 10. A.-I. – Treasurer's Report**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the April, 2017, 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 Supply 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 April, 2017, 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.

***Agenda Item 12.A. – Review and Recommendation to Waive District Policy 2.3.E. Directors – Compensation and Expenses - Direct Deposit for Director Gruenewald**