

**Papio-Missouri River Natural Resources District  
Board of Directors Meeting  
Suggested Resolutions/Recommendations  
November 9, 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 November 9, 2017, Board of Director Meeting is excused:

None to date.

Agenda Item 7. A.

BE IT RESOLVED that the October 12, 2017, Papio-Missouri River NRD Board Meeting minutes are approved as printed.

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

BE IT RESOLVED that the minutes of the November 7, 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. Grant Requests and District Cost Share for Glacier Creek Prairie Preserve: Recommendation that the General Manager be authorized to submit applications to the NRCS ACEP-ALE program and the Peter Kiewit Foundation to fund the purchase of 101 acres north of Allwine Prairie as part of the Allwine Prairie/Glacier Creek Expansion Project, and, upon the condition that grant awarded funds and other contributions are insufficient to purchase the full 101 acres, the General Manager is authorized to execute an Interlocal Agreement with UNO for a District contribution of up to \$300,000 paid at a maximum of \$150,000 per year in FY19 and FY20 for the purchase of the 101 acres (North Tract) of Glacier Creek Preserve, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

2. Amendment Number 2 to Professional Services Contract with HDR Engineering for Zorinsky Basin 2: Recommendation that the General Manager be authorized to execute Amendment No. 2 to the Professional Services Agreement with HDR Engineering, Inc. for the Zorinsky Water Quality Basin Number 2 project, in a not-to-exceed amount of \$56,200, bringing the total contract not-to-exceed amount to \$1,335,860, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
3. 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 USGS in the amount of \$158,040 in District funds for the operation of the District's floodwarning system for 2018, subject to changes deemed necessary by the General Manager.
4. Dedication of Right-of-Way and Easements to the City of Papillion for 120<sup>th</sup> Street Improvements: Recommendation that the General Manager be authorized to execute the proposed Temporary Construction Easement, Permanent Storm Sewer and Drainage Easement and Dedication of Street Right-of-Way to the City of Papillion for the 120<sup>th</sup> Street Improvements, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
5. Lower Platte River Basin Coalition Interlocal Agreement #2: Recommendation that the General Manager be authorized to execute the proposed Lower Platte River Basin Water Management Plan Coalition Interlocal Agreement #2, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
6. Waterloo, NE Groundwater Elevation and Temperature Gage Joint Funding Agreement with USGS: Recommendation that the General Manager be authorized to execute the proposed Joint Funding Agreement with USGS in the amount of \$3,890 in District Funds for operation of the Waterloo, NE groundwater elevation and temperature gage through September 2018, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
7. West Papio Trail (Giles Road to Millard)
  - A. Bids Received for Construction: Recommendation that the General Manager be authorized to execute a contract with Valley Corporation for construction of the West Papio Trail – Giles Road to Millard Project, in the bid amount of \$2,712,822.38, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
  - B. Big Muddy Workshop Contract Amendment for Construction Administrative Services: Recommendation that the General Manager be authorized to execute the proposed Amendment No. 1 to the professional services with Big Muddy Workshop, Inc. for the West Papio Trail - Giles Road to Millard Project, in the amount not-to-exceed \$203,839.00 for a new total contract amount of \$612,991.00, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

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

BE IT RESOLVED that the minutes of the November 7, 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. Discussion on the Draft Fiscal Year 2017 Audit: This was an informational item. No action was taken by the Subcommittee.

**\*Agenda Item 10. A.-J. – Treasurer’s Report**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the October, 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, the Western Sarpy Drainage District, the Papillion Creek Watershed Partnership, and the Southern Sarpy Watershed Partnership project bills listed on the October, 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 13. F. – Waive Director’s Policy 20.0(A)(4) for Public Hearings on the Proposed Groundwater Management Plan, Proposed Amendment to the Groundwater Rules & Regulations, and Proposed Designation of Groundwater Management Area**

BE IT RESOLVED that the following Resolution be adopted:

WHEREAS the District is required to submit a Groundwater Management Plan to the Department of Natural Resources for review and approval pursuant to the Ground Water Management and Protect Act.

WHEREAS the District is required to approve and implement the Groundwater Management Plan upon approval by the Department of Natural Resources.

WHEREAS the District, before approving such Groundwater Management Plan, must hold a public hearing to provide an explanation of the proposed plan as well as hear comments from the public.

WHEREAS the District may adopt rules and regulations and amend those rules and regulations to discharge the administrative duties required under the Ground Water Management and Protect Act.

WHEREAS the District, before adopting or amending the rules and regulations, must hold a public hearing to provide an explanation of the proposed rules and regulation as well as hear comments from the public.

WHEREAS the District may designate a Groundwater Management Area under the Ground Water Management and Protect Act to control certain groundwater usage.

WHEREAS the District, before designating a Groundwater Management Area, must hold a public hearing to provide an explanation of the geographic area to be designated, the effects on property owners within the designated areas as well as hear comments from the public.

WHEREAS the District plans to have numerous public hearings in different areas of the district to explain the general nature of the Groundwater Management Plan, the purpose of the amendment to the Groundwater rules and regulations, and the designation of the Groundwater Management Area.

WHEREAS Policy 20.0(A)(4) requires that a Member of the Board be the presiding officer of any non-adjudicatory public hearing.

BE IT RESOLVED that the Board authorizes the District Management and Staff to conduct the required public hearings scheduled in November and December 2017 for the Groundwater Management Plan, the amendment to the District's Groundwater rules and regulations, and the District's designation of the Groundwater Management Area.

BE IT RESOLVED that the Board waives Policy 20.0(A)(4) for these public hearings to allow District Management and Staff to serve as the presiding officer for the above-described hearings.