

**Programs, Projects, and Operations
Subcommittee Meeting Minutes
January 9, 2018**

A meeting of the Papio-Missouri River Natural Resources District’s Programs, Projects, and Operations Subcommittee was held at the Natural Resources Center, 8901 South 154th Street, Omaha, NE, on January 9, 2018. The meeting was called to order by Chairperson John Conley at 6:56 p.m.

QUORUM CALL: Quorum call was taken. The following subcommittee members were in attendance.

Subcommittee Members Present	Subcommittee Members Absent	Other Directors Present	Others Present
John Conley, Chairman	Patrick Leahy *	Larry Bradley	John Winkler
Fred Conley		Ted Japp	Marlin Petermann
Tim Fowler **		David Klug	Brent Meyer, Legal Counsel
Rich Tesar		John Wiese	Tracy Thompson
Jim Thompson			Eric Williams
			Paul Woodward
			Amanda Grint
			Dan Dolezal, Ehrhart Griffin & Associates
			Dan Fricke, JEO Consulting Group
			Amanda Flynn, USGS
			Shawn Fennessy, Citizen
			Virginia McGuire, USGS
			Other Staff Members

* Absence

** Alternate Voting Member

ADOPTION OF AGENDA:

- **It was moved by Director F. Conley and seconded by Director Thompson that the agenda be adopted.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

Voting Yea: F. Conley, Fowler, Tesar, Thompson, J. Conley

Voting Nay: None

Abstaining: None

Absent: Leahy

PROOF OF PUBLICATION: Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on January 4, 2018. The proof of publication affidavit is included with the file copy of these minutes.

1. **Review and Recommendation on Platte River Trail, Phase 1 (MoPac Trail) Project Professional Service Contract Closeout - Eric Williams and Dan Dolezal, Ehrhart Griffin & Associates:**

Eric Williams reviewed the details of the Platte River Trail, Phase 1 Project, completed in July 2014 with 80% federal funding, and the Consultant Work Order (CWO), dated May 19, 2017 from Ehrhart Griffin & Associates (EGA) for additional costs of \$65,489.15 incurred that were outside the scope of the original \$364,358 contract with the District. NDOT notified the District on December 8, 2017 with a final determination that the requested out of scope fees were not eligible for federal reimbursement. The District and EGA have come to an agreement for compensation of the work performed. EGA will absorb approximately 25% of the out of scope costs and the District will pay \$48,797.69 of the costs from the CWO directly to EGA. Eric, Dan and John Winkler answered the Directors questions.

- **It was moved by Director Thompson and seconded by Director F. Conley that the Subcommittee recommend to the Board of Directors that Ehrhart Griffin & Associates be paid a close out amount of \$48,797.69 for their professional services contract for the Platte River Trail, Phase 1 Project.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea and 1-nay.

Voting Yea: F. Conley, Fowler, Thompson, J. Conley
Voting Nay: Tesar
Abstaining: None
Absent: Leahy

2. Review and Recommendation on Amendment to JEO Consulting Group Professional Services Agreement for the Independent External Peer Review of Missouri River R-613 and R-616 Levee Accreditation Project - Paul Woodward and Dan Fricke, JEO Consulting Group:

Paul Woodward reviewed the professional services contract with JEO Consulting for the Independent External Peer Review (IEPR) of the proposed modifications to the Missouri River Levee System Units R-613 and R-616. JEO has submitted a proposed amendment to the scope and cost of their existing agreement to include two additional review plus project management time for meetings and communication for the Section 408 approval process required by the USACE. Paul and John Winkler answered Directors questions.

- **It was moved by Director Thompson and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Amendment #1 to the Professional Services Agreement with JEO Consulting Group, Inc. for the Independent External Peer Review for the Missouri River R-613 and R-616 Federal Levee Accreditation Project in the amount of \$69,618.00, making the total maximum not to exceed agreement amount \$277,374.00, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

Voting Yea: F. Conley, Fowler, Tesar, Thompson, J. Conley
Voting Nay: None
Abstaining: None
Absent: Leahy

3. Review and Recommendation on Groundwater Monitoring Joint Funding Agreement with USGS - Paul Woodward and Amanda Flynn, USGS:

Paul Woodward and Amanda Flynn reviewed the details and costs of the District's groundwater quality monitoring program joint funding agreement with the US Geological Survey (USGS) which expires on March 31, 2018. The existing agreement covered four years of monitoring from 2014 through 2017 for a total cost of \$685,000. The proposed Joint Funding Agreement splits P-MRNRD payments to USGS out

over five fiscal years (FY 18 - FY 22) and covers monitoring during 2018 - 2021. The maximum cost to the District is \$582,800. Paul and Amanda answered the Directors questions.

- **It was moved by Director F. Conley and seconded by Director Tesar that the Subcommittee recommend to the Board that the General Manager be authorized to execute the Joint Funding Agreement with USGS for the 2018-2021 Groundwater Quality Monitoring with a not to exceed amount of \$582,800, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 3-yea and 1-nay

Voting Yea: Fowler, Tesar, J. Conley
Voting Nay: Thompson
Abstaining: None
Absent: Leahy

* F. Conley was not present during roll call vote.

4. Review and Recommendation on Amendment to Cole Creek Interlocal Agreement with the City of Omaha – Amanda Grint:

Amanda Grint reviewed the Interlocal Agreement between the District and the City of Omaha to acquire flood prone properties and make culvert improvements along Cole Creek. To date, approximately \$6.8 million dollars have been spent on the Cole Creek Project, with a District contribution of nearly \$2,600,000. New information on the hydrology and hydraulics is available, so it was determined that an updated study should be completed to set priorities for the program moving forward. The City of Omaha requests that a fifth addendum to the interlocal be considered to include an updated study and shift the funding for the Hillside culvert to later years. The addendum continues the project from FY18 through FY20. This would allow for a District cost share of \$50,000 toward updated flood study and analysis and \$700,000 toward culvert improvements at Hillside Drive. The cost share would be distributed as follows: Year 2018 - \$50,000; Year 2019 - \$350,000; and Year 2020 - \$350,000. The District would pay 50% of actual costs up to the maximum contribution in each year. Amanda, John Winkler and Marlin Petermann answered Directors questions.

- **It was moved by Director Fowler and seconded by Director Tesar that the Subcommittee recommend to the Board that the General Manager be authorized to execute the Fifth Addendum to the Cole Creek Flood Mitigation Program Agreement with the City of Omaha for an additional \$750,000 bringing the total District contribution for the project to \$3,350,000, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea.

Voting Yea: Fowler, Tesar, Thompson, J. Conley
Voting Nay: None
Abstaining: None
Absent: Leahy

* F. Conley was not present during roll call vote.

ADJOURNMENT: Being no further business, the meeting adjourned by acclamation at 8:15 p.m.