

**Programs, Projects, and Operations  
Subcommittee Meeting Minutes  
October 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 154<sup>th</sup> Street, Omaha, NE, on October 9, 2018. The meeting was called to order by Chairperson John Conley at 6:43 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		Larry Bradley	John Winkler
David Klug, Vice-Chairman		Ted Japp	Marlin Petermann
Fred Conley		Jim Thompson	Brent Meyer, Legal Counsel
Patrick Leahy			Tracy Thompson
Rich Tesar			Paul Woodward
			Nicole Gust
			Amanda Grint
			Eric Williams
			Bill Warren
			Sara Mechtenberg, FYRA
			Maria Rodriguez, Midwest ROW Services
			Kody Unstad, FHU
			Other Staff Members

- \* Absence
- \*\* Alternate Voting Member

**ADOPTION OF AGENDA:**

- **It was moved by Director F. Conley and seconded by Director Klug 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, Klug, Leahy, Tesar, J. Conley  
 Voting Nay: None  
 Abstaining: None  
 Absent: None

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

**1. Review and Recommendation on Platte-Elkhorn Valley Groundwater Monitoring Joint Funding Agreement with USGS - Paul Woodward:**

Project Manager Paul Woodward presented the proposed Joint Funding Agreement between the USGS and the District. The USGS will continue to operate six existing groundwater monitoring sites for the Platte

and Elkhorn River Valley from Oct. 1, 2018 to Sept. 30, 2019. The total cost for all six sites is \$17,390, with the District paying \$13,040 and the USGS providing cooperative funding of approximately 25%. Paul answered Directors questions.

- **It was moved by Director Klug and seconded by Director Leahy that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Joint Funding Agreement with U.S. Geological Survey, for a total cost to the District of \$13,040, for the Platte and Elkhorn River Valley Integrated Water Monitoring Project, 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 and 1-nay.

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

## **2. Review and Recommendation on Bids for the 2019 District Vehicles and Equipment - Nicole Gust:**

Purchasing Agent Nicole Gust presented information about the bidding process for each vehicle and equipment item. O&M Superintendent Bill Warren answered Directors questions.

- **It was moved by Director Klug and seconded by Director Leahy that the Subcommittee recommends to the Board of Directors that the following recommendations be approved:**

### **Bid Item A - One, 2019, Chassis Cab, 1 1/4 Ton Dually Truck:**

**The staff recommends that the lowest and best bid of \$38,681 from Gene Steffy for one, 2019 Dodge Ram 4500 be accepted with trade-in of the District's 2005 Chevy Colorado 4x4, serial number 1GCDT196258188650.**

### **Bid Item B – One, 2019, Chassis Cab, 1 1/4 Ton Diesel Dually Truck:**

**The staff recommends that the lowest and best bid of \$41,451 from Gene Steffy for one, 2019 Dodge Ram 4500 be accepted with trade-in of the District's 2004 Ford F-350 Flatbed, serial number 1FDWF37P24EB45591.**

### **Bid Item C - One, 2019, Mid-Size Pickup Truck:**

**The staff recommends that the lowest and best bid of \$21,662 from Gene Steffy for one, 2019 Dodge Ram 1500 be accepted with trade-in of the District's 2009 Chevy Colorado 4x4, serial number 1GCDT19E698137956.**

### **Bid Item D – One, 2019, ¾ Ton Pickup Truck:**

**The staff recommends that the lowest and best bid of \$24,406 from Woodhouse for one, 2019 Ford F250 be accepted with trade-in of the District's 2010 Ford F-250 4WD Pickup Truck, serial number 1FTSX2B50AEA90148.**

### **Equipment Bid - One, 2019 JD 6145-R Cab Tractor:**

**The staff recommends that the lowest and best bid of \$67,183 from Plains for one, 2019 JD 6145-R, be accepted with trade-in of the District's 2004 JD 7820 Tractor, Serial number RW7820R010781.**

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

Voting Yea: F. Conley, Klug, Leahy, Tesar, J. Conley  
Voting Nay: None

Abstaining: None  
Absent: None

**3. Review and Recommendation on Interlocal Agreement on WP-6 and WP-7 with the City of Papillion and Sarpy County - Amanda Grint**

Project Manager Amanda Grint presented the proposed Interlocal Agreement with the District, City of Papillion and Sarpy County for the shared project costs of supplemental projects and future maintenance of the WP-6 and WP-7 projects. The major provisions in the agreement include design and construction of WP-6 & WP-7; road sub-projects; naming rights; operation and maintenance of the flood control areas; and ownership and operation and maintenance of the project land and recreation features. Amanda and John Winkler answered Directors questions.

Director Leahy offered an amendment to the motion, asking for additional changes to the Interlocal Agreement so that the District would retain the naming rights for the WP-6 and WP-7 Projects. The motion was seconded by Director Fred Conley. There was additional discussion.

- **It was moved by Director Leahy and seconded by Director F. Conley that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the Papiro Watershed Regional Flood Control Detention Basins WP-6 and WP-7 Interlocal Agreement with the City of Papillion and Sarpy County, as amended, so that the NRD would retain sole discretion in the selection of naming rights, with input from the City of Papillion and Sarpy County, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the amended motion. The amended motion carried on a vote of 3-yea and 2-nay.

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

- **It was moved by Director Klug and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the Papiro Watershed Regional Flood Control Detention Basins WP-6 and WP-7 Interlocal Agreement as amended.**

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

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

**4. Review and Recommendation on Construction Bids for WP-6 and WP-7 - Amanda Grint:**

Project Manager Amanda Grint presented the bid summary for the construction of the WP-6 and WP-7 flood control reservoirs. Three bids were opened on October 2, 2018 and ranged from \$10,308,746.41 to \$12,087,931.78. The engineer's estimate is \$4,764,938.40 for the construction of WP6 and \$4,687,970.60 for the construction of WP-7 for a total of \$9,452,909.00. Hawkins Construction is the low bidder. FYRA Engineering has reviewed the bid items and subcontractors and verified that they are able to construct the project according to specifications. Amanda, John Winkler and Sara Mechtenberg, FYRA, answered Directors questions.

- **It was moved by Director F. Conley and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a contract with Hawkins Construction, for the construction of the WP-6 and WP-7 project for the bid amount of \$10,308,746.41, 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, Klug, Leahy, Tesar, J. Conley  
 Voting Nay: None  
 Abstaining: None  
 Absent: None

**5. Review and Recommendation on Renewal of USGS Maintenance Agreement for Papio Floodwarning System Gages - Amanda Grint:**

Project Manager Amanda Grint presented the proposed 2019 Joint Funding Agreement with USGS for the annual renewal of the maintenance contract for the Papillion Creek Watershed flood warning system. The USGS will cost share \$16,685 through their Cooperative Matching Funds and \$19,465 through the Groundwater and Streamflow Information Program. The District cost share totals \$124,280 for operation and maintenance of the gages. Amanda answered Directors questions.

- **It was moved by Director F. Conley and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Joint Funding Agreement with the USGS in the amount of \$124,280 in District funds for the operation of the District’s floodwarning system for 2019, subject to changes deemed necessary by the General Manager.**

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

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

**6. Review and Recommendation on Agreement with NRCS for Watershed Flood Protection Operation Funding for the Papillion Creek PL-566 Project - Amanda Grint**

Project Manager Amanda Grint reviewed the status of the NRCS Work Plan for the Papio Watershed. Currently there are seven structures viable for construction in the Work Plan. One of the structures, located at the WP-1 site, has received funding for design and construction. The remaining six structures require a Plan Update to be considered for additional federal funding for design and construction. In August 2018, the District was selected for federal funding through the Watershed Flood Protection Operations Program (PL-566 Program) to complete the planning portion of the Work Plan Update, estimated to cost \$560,000. The District is actively working toward selection of a consultant to help prepare the Work Plan Update and these federal funds will be used for this work. Amanda answered Directors questions.

- **It was moved by Director F. Conley and seconded by Director Klug that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Cooperative Agreement with the NRCS for the Papio Creek Watershed WFPO Planning Update subject to changes deemed necessary by the General Manager.**

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

Voting Yea: F. Conley, Klug, Leahy, Tesar, J. Conley

Voting Nay: None  
Abstaining: None  
Absent: None

**7. Review and Recommendation on Western Douglas County Trail Project – Eric Williams**

**A. Supplemental LPA Program Agreement with NDOT**

Project Manager Eric Williams presented the proposed Supplemental Agreement between the District and the Nebraska Department of Transportation (NDOT) for Right of Way acquisition and construction of the Western Douglas County Trail (WDCT). The WDCT includes a trail bridge connecting the Valley YMCA over the Union Pacific railroad tracks to the schools in Valley, and south out of town toward Mallard Lake. This Supplement Agreement updates the estimated cost of the project, \$5,142,802.25 of which 80% will be paid by Federal-aid funds. The District's local match is estimated at \$1,028,560.25. Eric answered Directors questions.

- **It was moved by Director F. Conley and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the attached resolution be adopted, authorizing the General Manager to execute the proposed Supplemental LPA Program Agreement with the Nebraska Department of Transportation for the Western Douglas County Trail.**

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

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

**B. 90% Plans and ROW Cost Estimate Approval**

Project Manager Eric Williams informed the Board that NDOT has received the 90% plan set for the Western Douglas County Trail from the design consultant (EGA). NDOT has asked that the District approve both the plan set and the Right of Way (ROW) cost estimate of \$446,000.00. The ROW cost is included in the estimate covered by the Supplemental LPA Program Agreement, Section 14.

- **It was moved by Director F. Conley and seconded by Director Klug that the Subcommittee recommend to the Board of Directors that the attached resolution be adopted authorizing the General Manger to signify the approval of the 90% Plans, including Right of Way Plans and Cost Estimate for the Western Douglas County Trail Project.**

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

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

**C. Preliminary Engineering Services Supplemental Agreement No. 6 with FHU**

Project Manager Eric Williams presented the proposed Preliminary Engineering Services Supplemental Agreement #6 with Felsburg Holt & Ullevig (FHU) for environmental services for the Western Douglas County Trail Project for a cost not-to-exceed \$1,015.43 Wetland mitigation is required as a condition of the United States Army Corps of Engineers (USACE) Section 404 project permit. The Supplemental Agreement will include coordinating the purchase of mitigation credits through a wetland bank, completing

the application for credits, and documentation of proof of purchase which will be submitted to the USACE. Eric answered Directors questions.

- **It was moved by Director Klug and seconded by Director F. Conley that the Subcommittee recommend to the Board of Directors that the attached resolution be adopted, authorizing the General Manager to execute the proposed Preliminary Engineering Services Supplemental Agreement #6 with Felsburg Holt & Ullevig for environmental services for the Western Douglas County Trail Project for a cost not-to-exceed \$1,015.43, 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, Klug, Leahy, Tesar, J. Conley  
Voting Nay: None  
Abstaining: None  
Absent: None

#### **D. Wetland Mitigation Credit Purchase Agreement**

Project Manager Eric Williams presented the proposed Bundy Wetland Bank Application for Credit to purchase 0.2402 credits for a total purchase price of \$13,211 for the Western Douglas County Trail Project to satisfy the project mitigation requirements of the USACE Section 404 permit. Eric, Marlin Petermann and Kody Unstad, FHU, answered Directors questions.

- **It was moved by Director Fred Conley and seconded by Director Leahy that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Bundy Wetland Bank Application for Credit, for a total purchase price of \$13,211, for the Western Douglas County Trail Project.**

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

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

#### **8. Review and Recommendation of the FY 2019 Long Range Implementation Plan (LRIP)– Eric Williams:**

Project Manager Eric Williams presented the FY 2019 Long Range Implementation Plan which is intended to summarize the various planned programs and projects and the intended accomplishments during FY 2019 and projections for the next five fiscal years as required by state statute. Eric answered Directors questions.

- **It was moved by Director F. Conley and seconded by Director Klug that the Subcommittee recommend to the Board of Directors that Management recommends that the proposed Fiscal Year 2019 Long Range Implementation Plan be approved.**

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

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

**ADJOURNMENT:** Being no further business, the meeting adjourned by acclamation at 8:12 p.m.