

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
November 8, 2018**

***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 8, 2018 Board of Director Meeting are excused:

Tim Fowler
Patrick Leahy.

Agenda Item 7.A.

BE IT RESOLVED that the October 11, 2018 Papio-Missouri River NRD Board Meeting minutes are approved as printed.

***Agenda Item 9.A. – Papio PL-566 Work Plan Ad Hoc Consultant Selection Subcommittee**

BE IT RESOLVED that the minutes of the November 1, 2018 meeting of the Papio PL-566 Work Plan Ad Hoc Consultant Selection Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Consultant Selection Interviews: Recommendation that FYRA Engineering be ranked first to negotiate a contract for the Papio PL-566 Work Plan and that HDR Engineering be ranked second.

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

BE IT RESOLVED that the minutes of the November 7, 2018 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. Presentation on Draft Lower Platte Consortium Drought Contingency Plan: Project Manager Paul Woodward and John Engel, from HDR Engineering, Inc. gave a presentation on the Draft Lower Platte Consortium Drought Contingency Plan. No action was taken by the Subcommittee.
2. Amend District Policy 16.7 District Property-Donation Recognition and District Policy 9.3 PPO Subcommittee-Jurisdiction: Recommendation that the proposed amended language to District Policy 16.7 and Policy 9.3 be approved and incorporated into the District's Policy Manual; and furthermore, it is recommended that the proposed amendments be tabled for consideration at the next regular meeting of the Board per District Policy.

***Agenda Item 9.C. – Finance, Expenditure and Legal Subcommittee**

BE IT RESOLVED that the minutes of the November 7, 2018 meeting of the Finance, Expenditure and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Participation in the Nebraska Public Agency Investment Trust: Recommendation that the following Resolution be adopted:

It is management's recommendation that the Subcommittee recommend to the Board of Directors that the following resolution be adopted:

WHEREAS, Nebraska law expressly allows public agencies to invest surplus or excess funds; and

WHEREAS, the Interlocal Cooperative Act, § 13-801 et seq. Neb. Rev. Stat. (Reissue 1991) provides that two or more public agencies may jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and may enter into joint agreements as may be deemed appropriate for such purposes when such agreements have been adopted by appropriate action by the governing bodies of the participating public agencies; and

WHEREAS, the Declaration of Trust (Interlocal Agreement) and an Information Statement relating to the Nebraska Public Agency Investment Trust have been presented to this Governing Body; and

WHEREAS, the Declaration of Trust authorizes public agencies to adopt and enter into the Declaration of Trust and become participants of such trust; and

WHEREAS, this Governing Body deems it advisable for this Public Agency to adopt and enter into the Declaration of Trust and become a participant of the Nebraska Public Agency Investment Trust for the purpose of the joint investment of this Public Agency's money with those other public agencies so as to enhance the investment earnings accruing to each such public agency.

NOW, THEREFORE, be it resolved as follows:

1. **This Public Agency shall and does hereby join with other Nebraska public agencies in accordance with the provisions of Nebraska law and in accordance with the Interlocal Cooperative Act, as applicable, by becoming a participant of the Nebraska Public Agency Investment Trust, and the Declaration of Trust and Interlocal Agreement is hereby adopted by this reference with the same effect as if it had been set out verbatim in this Resolution. A copy of the Declaration of Trust is attached hereto and incorporated herein by this reference and shall be filed with the minutes of the meeting at which this Resolution was adopted.**

2. **a. This Public Agency hereby delegates all authority and duties which the law otherwise authorizes it to delegate in accordance with the Declaration of Trust. The following officers and officials of this Public Agency and the respective successors in office each are hereby designated as “Authorized Officials” and are authorized to take actions and execute any and all such documents as they deem necessary and appropriate to effectuate the entry by this Public Agency into the Declaration of Trust and to effectuate the investment and withdrawal of monies of the Public Agency from time to time in accordance with the Declaration of Trust:**

Name:	John Winkler
Title:	General Manager
Name:	Marlin Petermann
Title:	Assistant General Manager
Name:	John Conley
Title:	Treasurer
Name:	Timothy Fowler
Title:	Assistant Treasurer

b. The Authorized Officials of this Public Agency hereby authorize the following “Authorized Signers” to invest the Public Agency’s available funds from time to time and to withdraw such funds from time to time in accordance with the provisions of the Declaration of Trust:

Name:	Carey Fry
Title:	Senior Accountant
Name:	Kyra Peterson
Title:	District Accountant

An Authorized Official of this Public Agency shall advise the Nebraska Public Agency Investment Trust of any changes in the Authorized Signers in accordance with the procedures established by the trust.

3. **The Trustees of the Nebraska Public Agency Investment Trust are hereby designated as having official custody of this Public Agency's monies which are invested in accordance with the Declaration of Trust.**
4. **Authorization is hereby given for members of this Governing Body and officials of this Public Agency to serve as Trustees of the Nebraska Public Agency Investment Trust from time to time if elected as such pursuant to the Declaration of Trust.**
5. **All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution being the same are hereby rescinded.**
2. Arlington Buyout Purchase Agreement: Recommendation that the General Manager be authorized to execute a purchase agreement with LTM Rentals, LLC, for the property located at 460 N. 2nd Street, Arlington, Nebraska, in the amount of \$72,000, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
3. Land Acquisition at Graskie Crossing: Recommendation that the General Manager be authorized to execute a purchase agreement with G & G Manufacturing Company, a Nebraska corporation, in the amount of \$36,000 for 3.0 acres of land for the Graskie Crossing project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
4. Land Acquisition for Missouri River R613/R616 Levee Improvement Project:
 - a. Darling National LLC, R-613 Tracts 20, 22, and 23: Recommendation that the General Manager be authorized to execute a permanent easement purchase agreement with Darling National, LLC, a Delaware limited liability company, in the amount of \$1,000 for an area containing 16.037 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
 - b. Fairview Golf Company, Inc., R-613 Tract 32: Recommendation that the General Manager be authorized to execute a permanent easement purchase agreement with Fairview Golf Company, Inc., a Nebraska corporation, in the amount of \$11,900 for an area containing 6.216 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
 - c. Rodney and Karen Iske, R-616 Tracts 19-21: Recommendation that the General Manager be authorized to execute a purchase agreement with Rodney and Karen Iske, in the amount of \$157,400 for an area containing 14.303 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to such other terms and conditions as the General Manager determines necessary and District Legal Counsel approves as to form.

***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 2018 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 Washington County, Dakota County, and Thurston County Water Supply System, the Elkhorn Breakout Project, the Elkhorn River Stabilization Project, the Elk/Pigeon Creek Drainage Project, the Western Sarpy Drainage Project, the Papillion Creek Watershed Partnership, and the Southern Sarpy Watershed Partnership project bills listed on the October 2018 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.