



**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
February 14, 2019**

***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 February 14, 2019 Board of Director Meeting are excused:

Rich Tesar.

Agenda Item 7.A. and 7.B.:

BE IT RESOLVED that the January 10, 2019 Papio-Missouri River NRD Board Meeting minutes and the January 9, 2019 Dakota County Rural Water Advisory Board Meeting minutes are approved as printed.

***Agenda Item 10.A. – Executive Subcommittee**

BE IT RESOLVED that the minutes of the February 12, 2019 meeting of the Executive Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Filling the Subdistrict 7 Vacancy: Recommendation that:
 1. The following individual(s) are advanced for further consideration as Director from Subdistrict 7 at the February 14, 2019 Board meeting: Danny Begley, David E. Corbin, and John E. Nelson.

2. Further nominations of qualified candidates may be made by any Board member at the February 14, 2019 Board meeting upon a nomination and second of a prospective candidate.
3. Those individuals forwarded by the Executive Subcommittee or nominated as herein provided may address the Board for up to five minutes prior to public comment and Board discussion and voting.

◆ Election of Director to fill vacancy in Subdistrict #7

PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS
Resolution

WHEREAS, the Chairperson of the Board of directors of the Papio-Missouri River Natural Resources District has notified the Board of the resignation of Subdistrict #7 Director Patrick Leahy; and,

WHEREAS, the Board of Directors has the responsibility and authority to select a successor,

NOW THEREFORE BE IT RESOLVED that Danny Begley be and is hereby appointed as Director of the Papio-Missouri River Natural Resources District for the remainder of the unexpired term of the Subdistrict #7 position and until a successor is elected and qualified, with effective date of the appointment being February 14, 2019.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the Secretary of State, State of Nebraska, as required by law.

***Agenda Item 10.B. – Programs, Projects and Operations Subcommittee**

BE IT RESOLVED that the minutes of the February 12, 2019 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. Amendment No. 2 to Professional Services Agreement with HDR Engineering Inc. for the Little Papillion Creek Channel Stabilization Project: Recommendation that the General Manager be authorized to execute the proposed Amendment No. 2 to Professional Services Agreement with HDR Engineering, Inc. in the amount of \$27,878 for the Little Papio Creek Channel Stabilization Project, bringing the total not-to-exceed amount to \$458,413, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.
2. Missouri River R613/R616 Levee Improvement Project:
 - A. Award of Bid for Project Construction: Recommendation that the General Manager be authorized to execute a contract with Graham Construction in an amount of \$22,811,811 for the construction of modifications to the Missouri River

R-613/R-616 Levee Systems, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

- B. Amendment to Professional Services Contract with FYRA Engineering: Recommendation that the General Manager be authorized to execute the proposed amendment to the Professional Services Contract with FYRA Engineering, Inc. for the P-MRNRD Missouri River R-613/R-616 Federal Levee Certification Project, making the maximum not-to-exceed contract amount \$5,515,010 ~~\$5,509,538~~, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

- C. Interlocal Agreement with City of Omaha for Relocation of Utilities Servicing the Papillion Creek Wastewater Treatment Plant: Recommendation that the General Manager be authorized to execute an Interlocal Agreement with the City of Omaha for Modifications to the Missouri River Levee System R-613/R-616 and Relocation of Utilities Servicing the Papillion Creek Wastewater Treatment Plant, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

***Agenda Item 10.C. – Finance, Expenditure and Legal Subcommittee**

BE IT RESOLVED that the minutes of the February 12, 2019 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. Transfer of Funds from Construction to Land Rights for Zorinsky Water Quality Basin #2: Recommendation that the General Manager be authorized to transfer \$468,736 from Zorinsky Water Quality Basin #2 Construction 02-01-558-4410 into Zorinsky Water Quality Basin #2 Land Rights account 02-01-558-4430 in the FY 2019 budget.

- 2. Approve Report of Appraisers for the Missouri River R613/R616 Levee Improvement Project: Recommendation that the General Manager be authorized to deposit \$222,668 with the Sarpy County Court for the following: \$105,655 for the damages for the partial taking of property known as R-613 Tract 15; \$ 87,382 for the damages for the partial taking of property known as R-613 Tract 18; \$ \$25,806 for the damages of the partial taking of property known as R-613 Tract 19; \$3,825 to pay the Board of Appraisers’ fees as required by law; and furthermore that the District not appeal the Board of Appraisers awards as set forth in the Report of Appraisers filed in Civil Action No. CI-18-5834, Sarpy County Court, Nebraska.

- 3. Land Rights for Missouri River Levee Certification Account 01-03-560-4430 Over 110%: Recommendation that the Missouri River Levee Certification Land Rights account 01-03-560-4430 be allowed to exceed the budgeted amount, up to \$1,820,000 without further Board approval.

***Agenda Item 11. A.-J. – Treasurer’s Report**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (l) claims

listed in the January 2019 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 January 2019 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.