

**Programs, Projects, and Operations
Subcommittee Meeting Minutes
December 7, 2021**

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 December 7, 2021. The meeting was called to order by Chairperson Conley at 4:31 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
Patrick Bonnett**	Tim Fowler, Vice-Chairperson*	Larry Bradley	John Winkler
Fred Conley, Chairperson		Phil Davidson	Jean Tait
Ted Japp		Tim McCormick	Brent Meyer, Legal Counsel
Kevyn Sopinski		Jim Thompson	Nicole Gust
Rich Tesar			Justin Novak
			Martin Cleveland
			Amanda Grint
			Other Staff Members
			Lindy Rogers, FYRA
			Mike Sotak, FYRA

* Absent

** Alternate Voting Member

ADOPTION OF AGENDA:

- **It was moved by Director Tesar and seconded by Director Bonnett that the agenda be adopted.**

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

Voting Yea: Bonnett, Japp, Sopinski, Tesar, Conley
 Voting Nay: None
 Abstaining: None
 Absent: Fowler

PROOF OF PUBLICATION: Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on December 2, 2021. The proof of publication affidavit is included with the file copy of these minutes.

1. Review and Recommendation of Updates to District Policy Manual, Appendix H, Rules and Regulations for the Rural Water Supply Systems – Justin Novak:

Project Manager Justin Novak reviewed the proposed update to the referenced District’s Policy Manual change, which include Advisory Board approved increases for hookup fees in Washington, Dakota and Thurston Rural Water and an increase of \$0.15/1,000 gallons usage rates for DCRW. Justin also proposed collection of sales tax for commercial accounts only per Neb. Rev. Stat. § 77-2704.68 starting October 1, 2021, and stated that per the new state statute residential customers water utility bills are tax exempt. Justin answered Directors questions.

- **It was moved by Director Japp and seconded by Director Sopinski that the Subcommittee recommend to the Board of Directors that the proposed updates to the District’s Policy Manual, Appendix H – Rules and Regulations Rural Water Systems be approved, 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: Bonnett, Japp, Sopinski, Tesar, Conley
 Voting Nay: None
 Abstaining: None
 Absent: Fowler

2. Review and Recommendation of Interlocal Cooperation Agreement with SID 564 of Douglas County for the Transfer of Papillion Creek PL 566 Watershed Structure D-15B – Martin Cleveland:

Construction Engineer Martin Cleveland reviewed the history of Papillion Creek PL 566 Watershed Structure Site D-15B as well as its features. Martin stated that there is a current ILCA between SID 564 to use the Papiro D-15B pool as sediment pond for the SID residential development, and that the SID has now proposed to enlarge the pond to meet current urban stormwater quality and quantity regulatory requirements for their development. Martin reviewed the advantages of proposed site changes for NRCS and P-MRNRD and stated that the NRCS agreed to complete federal interest in the site as SID 564 will update and maintain into the future in the urban setting. Martin stated that a transfer of the Papiro D-15B site will benefit both the P-MRNRD and the SID residents. Martin answered Directors questions.

- **It was moved by Director Bonnett and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the Proposed Interlocal Cooperation Agreement with Sanitary and Improvement District No. 564 of Douglas County for the Transfer of Papillion Creek PL 566 Watershed Structure Site D-15B to SID 564, contingent on Nebraska NRCS approval of Completion of Federal Interest, subject to Agreement 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: Bonnett, Japp, Sopinski, Tesar, Conley
 Voting Nay: None
 Abstaining: None
 Absent: Fowler

3. Review and Recommendation of Interlocal Cooperation Agreement with City of Omaha for Construction of Drainage Structure Rehabilitation for Little Papiro Creek Levee/Channel Culverts Project – Martin Cleveland:

Construction Engineer Martin Cleveland briefed the Directors on the Little Papiro Creek Channel Project and the District’s role as the local project sponsor. The District periodically inspects the project culverts, and recently found 45 culverts that need repair. The City of Omaha is responsible for twenty-three of these culverts. Martin reminded the Directors that in May of this year the Board approved the ILCA with Omaha for design of drainage structure rehabilitation. During the design phase culverts were divided into Groups A and B. Omaha owns 10 of the 19 culverts in Group A. Martin reviewed the proposed ILCA with the City

of Omaha for construction/rehabilitation and construction observation/administration of the 19 Group A Culverts. This proposed agreement has a reimbursement maximum no to exceed \$2,400,000 to be paid with up to \$800,000 maximum limit in CY 2022, 2023 and 2024. Martin answered Directors questions.

- **It was moved by Director Sopinski and seconded by Director Bonnett that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Interlocal Cooperation Agreement with the City of Omaha for Construction of Group A Drainage Structure Rehabilitation for Little Papio Creek Levee/Channel Project, with a reimbursement maximum not to exceed amount of \$2,400,000 to be paid with up to \$800,000 maximum limit in calendar years 2022, 2023, and 2024, 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: Bonnett, Japp, Sopinski, Tesar, Conley
Voting Nay: None
Abstaining: None
Absent: Fowler

4. Review and Recommendation of Little Papio Creek Channel Culverts Rehabilitation Project Amendment No. 1 to Professional Services Agreement with FYRA Engineering – Martin Cleveland:

Construction Engineer Martin Cleveland reminded the Directors that in February 2020 the Board authorized Management to execute a professional services agreement for design, right-of-way, and bidding services with FYRA Engineering for the Little Papio Channel Culverts Rehabilitation Project. Martin reviewed the proposed Amendment 1 and stated that it will include construction administration/observation services for the 19 Group A culverts for an amount of \$340,380, which brings the total contract maximum not to exceed limit with FYRA to \$907,020. Martin and Lindy Rogers, FYRA, answered Directors questions.

- **It was moved by Director Sopinski and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the Amendment No. 1 to the Professional Services agreement for construction administration/observation services with FYRA Engineering for the Little Papio Channel Culverts Rehabilitation Project Group A culverts for the amount of \$340,380, for a revised maximum fee of \$907,020 for the total agreement, 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: Bonnett, Japp, Sopinski, Tesar, Conley
Voting Nay: None
Abstaining: None
Absent: Fowler

5. Review and Recommendation of the WP-2 Water Quality Basin and Sanitary Sewer Bids – Amanda Grint:

Project Manager Amanda Grint informed the Directors that on November 30, 2021, bids were opened for the construction of the Water Quality Basin and Sanitary Sewer at WP2 project with the low base bid of \$398,410.39 provided by Valley Corp. Amanda stated that FYRA provided a letter of recommendation

letter and verified that Valley Corp is able to construct the project according to specifications. Amanda gave the timeline of the project and she and Mike Sotak, FYRA, answered Directors questions.

It was moved by Director Japp and seconded by Director Bonnett that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a contract with Valley Corp. for the construction of the Water Quality Basin and Sanitary Sewer at WP2 Project for the total bid amount of \$398,410.39, 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-abstention.

Voting Yea: Bonnett, Japp, Sopinski, Conley
Voting Nay: None
Abstaining: Tesar
Absent: Fowler

ADJOURNMENT: Being no further business, the meeting adjourned by acclamation at 5:10 p.m.