

**Papio-Missouri River Natural Resources District  
Board of Directors Meeting  
Suggested Resolutions/Recommendations  
July 9, 2015**

**\*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 absence of the following Director(s) from the July 9, 2015, Board of Directors Meeting is excused:

None to date.

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

BE IT RESOLVED that the June 11, 2015, Papio-Missouri River NRD Board meeting minutes and the June 10, 2015, Dakota County Rural Water Advisory Board meeting minutes are approved as printed.

**\*Agenda Item 9.A. – Personnel, Legislative and Public Affairs Subcommittee**

BE IT RESOLVED that the minutes of the July 7, 2015, meeting of the Personnel, Legislative and Public Affairs Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. NARD 414(h) Retirement Plan Restatement – Recommendation that the following Resolution be adopted:

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District as follows with respect to the NARD 414(h) Plan, to-wit:

BE IT RESOLVED, that the District Office, as a Participating Employer in the Plan, hereby consents to the adoption of The Amendment and Restatement of the Nebraska Association of Resources Districts 414(h) Plan (the “Amendment and Restatement”) to bring the Plan into compliance with the Pension Protection Act of 2006, other applicable law and guidance and to make

certain other adjustments, is hereby authorized and approved; and,

RESOLVED FURTHER, that the officers and management of the District office be, and they hereby are, authorized and directed to take whatever actions may be necessary to effectuate the foregoing Resolutions including, but not limited to, execution of the restated Plan and the Consent to the Amendment and Restatement, notification of employees and participants of the Plan, and the preparation and distribution of explanatory booklets and materials as necessary; and

RESOLVED FURTHER, that any and all action taken and documentation executed by management or the officers of the District Office to effectuate the foregoing Resolutions and the transactions described therein be, and they hereby are, approved and ratified.

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

BE IT RESOLVED that the minutes of the July 7, 2015, 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. Adams Park Wetland Education Center – This was an information update. No action was taken by the Subcommittee.
2. Phase IV Amendment to Missouri River R-613/R-616 Federal Levee Certification Professional Services – Recommendation that the General Manager be authorized to execute the 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 \$3,671,484, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
3. Interlocal Agreement with City of Omaha for a Regional Nonpoint Source Watershed Plan – Recommendation that the General Manager be authorized to enter into an Interlocal Agreement with the City of Omaha for the development of the Papio-Missouri River Basin Water Quality Management Plan, with a District contribution in a not-to-exceed amount of \$82,550,<sup>1</sup> and that the General Manager, as Administering Agent for the Papillion Creek Watershed Partnership, be authorized to move \$35,000 from the Partnership Fund to District Account 01-05-187-3120 in FY 2016, for the Papillion Creek Watershed Partnership contribution, subject to EPA grant approval of the grant application and subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
4. Interlocal Agreement for Chalco Hills Roadway Rehabilitation with Sarpy County – Recommendation that the General Manager be authorized to execute an Interlocal Agreement – 66th Street Rehabilitation and Chalco Hills Roadway Rehabilitation with Sarpy County and City of La Vista, as presented to the Subcommittee, with a District cost not-to-exceed amount of \$187,774, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

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<sup>1</sup> The original recommendation contained a typographical error indicating that the District's contribution would be an amount not to exceed \$192,750. The correct amount recommended for the District's contribution to this project is an amount not to exceed \$82,550.

5. Interlocal Agreement for Hell Creek Drainageway Project with City of Omaha – Recommendation that the General Manager be authorized to execute the Interlocal Agreement with the City of Omaha for cost share reimbursement in the amount of \$900,000, to be paid by the District over the next three fiscal years at a cost of \$300,000 per year, on the Hell Creek Urban Drainageway project, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
  
6. Big Papio Creek Levee Culvert Repair Project –
  - a. Interlocal Agreement with City of Bellevue – Recommendation that the General Manager be authorized to execute the Interlocal Agreement with the City of Bellevue for the Big Papio Creek Levee Culvert Repair Project, as presented to the Subcommittee, for an estimated amount of \$101,000, which will be reimbursed by the City, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
  
  - b. FYRA Engineering Professional Services Contract Amendment – Recommendation that the General Manager be authorized to execute the amendment to the Professional Services Contract with FYRA Engineering, LLC., for the Big Papio Culvert Repair Project, increasing the maximum contract amount to \$223,868, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

#### **\*Agenda Item 9.C. – Finance, Expenditures and Legal Subcommittee**

BE IT RESOLVED that the minutes of the July 7, 2015, meeting of the Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendations of the Subcommittee are hereby adopted and approved.

1. FY 2016 Budget – Draft 1 – No action was taken by the Subcommittee.
  
2. King Lake Purchase Agreement – Recommendation that the General Manager be authorized to execute the Purchase Agreement, as presented to the Subcommittee, providing for the purchase by the District from Diana Lance, of property located at 24233 Laurel Avenue for the purchase price of \$3,000, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
  
3. WP-6 and WP-7 Professional Services Accounts (02-01-556-4400 & 02-01-557-4400) Over 110% – Recommendation that the accounts for WP6 and WP7 Professional Services (02-01-556-4400 and 02-01-557-4400) be allowed to exceed the budgeted amount up to \$31,306.39 and \$31,306.39 respectively.

#### **\*Agenda Item 10. A.-I. - Financials**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the June, 2015, 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 Dakota County, Thurston County and Washington County Rural Water Supply System, the Elkhorn River Bank Stabilization Project, the Elkhorn Breakout Project, the Elk/Pigeon Creek Drainage Project, and the Western Sarpy Drainage District, the project bills listed on the June, 2015, 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.

**\*Agenda Item 13. And 14. – Election of P-MRNRD Officers and NARD Director and Alternate Director**

BE IT RESOLVED that the following directors be and are hereby elected officers of the Pappio-Missouri River Natural Resources District for the coming year and until a successor has been elected: \_\_\_\_\_, Chairperson; \_\_\_\_\_, Vice-Chairperson; \_\_\_\_\_, Secretary; and \_\_\_\_\_, Treasurer.

BE IT FURTHER RESOLVED that the Treasurer's written designation of \_\_\_\_\_ as Assistant Treasurer is concurred in by the Board of Directors.

BE IT FURTHER RESOLVED that the presently elected Treasurer, \_\_\_\_\_, and the designated Assistant Treasurer, \_\_\_\_\_, be and are hereby authorized to serve until such time as bonding is completed on the Treasurer-elect and the Assistant Treasurer designate.

BE IT FURTHER RESOLVED that \_\_\_\_\_ is hereby elected the Nebraska Association of Resources Districts Director for the coming year and that \_\_\_\_\_ is hereby elected the Nebraska Association of Resources Districts Alternate Director for the coming year.