

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
March 10, 2016**

***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 March 10, 2016, Board of Director Meeting is excused:

None to date

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

BE IT RESOLVED that the February 11, 2016, Papio-Missouri River NRD Board Meeting minutes and the February 10, 2016, Dakota County Rural Water Advisory Board Meeting minutes are approved as printed.

***Agenda Item 9.A. – Ad Hoc Consultant Selection Subcommittee for the Zorinsky Water Quality Basin Number 2 Project Professional Services**

BE IT RESOLVED that the minutes of the March 3, 2016, meeting of the Ad Hoc Consultant Selection Subcommittee for the Zorinsky Water Quality Basin Number 2 Project Professional Services are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Consultant Selection Interviews: It is recommended that HDR Engineering Inc. be ranked first for the Zorinsky Water Quality Basin Number 2 Project Professional Services and request they prepare a detailed scope of services and cost estimate for the project; and that Olsson Associates be ranked second.

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

BE IT RESOLVED that the minutes of the March 8, 2016, 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. West Papio Trail License Agreement: Recommendation that the General Manager be authorized to execute the License Agreement with Quest Properties, LLC for use of District right of way along Harry Andersen Avenue at Q Street, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
2. Daniell Trail Amended and Restated Interlocal Agreement: Recommendation that the General Manager be authorized to execute the proposed Amended and Restated Interlocal Cooperation Agreement for construction of the Daniell Trail, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
3. Big Papio Levee Culverts Project: Recommendation that the General Manager be authorized to reject all of the February 24, 2016, bids for the construction of the Big Papio Levee Culverts Project and rebid the project.
4. Little Papio Creek Channel Stabilization Project (W. Center and 68th Street) Change Order No. 1 and Contract Amendment No. 1: Recommendation that the General Manager be authorized to execute proposed Change Order No. 1 in the amount of \$45,926 (\$55,396 - \$9,470) to the contract with Bayshore Contractors LLC, bringing the total construction contract amount to a not-to-exceed amount of \$219,706; and also execute proposed Amendment No. 1 in the amount of \$12,730 to the contract with HDR Engineering Inc., bringing the total professional services contract to a not-to-exceed amount of \$147,484, all for the Little Papillion Creek Channel Stabilization Project located near 68th and West Center Road.

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

BE IT RESOLVED that the minutes of the March 8, 2016, meeting of the Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Elkhorn River Improvement Project Area (IPA) Assessments: Recommendation that a special assessment for the operation and maintenance of the Elkhorn River Improvement Project Area be levied against the benefited parcels in the total amount of \$20,000 for calendar year 2016, and that the following Resolution be adopted;

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that each of the lots and parcels of ground in Douglas County, Nebraska, identified in the “2016 Assessment Schedule,” attached hereto as Exhibit “A” and incorporated herein by reference, has been specially benefited by the District’s program of operation and maintenance upon the construction and capital improvements involved with the District’s Elkhorn River Bank Stabilization Improvement Project; that special benefits from such program of operation and maintenance are correctly set out in the respective amounts appearing opposite the designation of said lots and parcels of ground in said schedule; that such respective amounts appearing opposite said lots and parcels of ground in said schedule are hereby levied as special assessments against such lots and parcels of ground; and, that said assessments shall become due fifty (50) days after

date, to-wit: shall become due on May 1, 2016, and may be paid within said time without interest, but if not paid by May 1, 2016, each such assessment shall draw interest at the rate of nine per cent (9%) per annum from and after date until delinquent; and, from and after date that each installment become delinquent, shall draw interest at the rate of fourteen per cent (14%) per annum until paid.

BE IF FURTHER RESOLVED that the Secretary of the District shall certify a copy of this levy resolution to the County Clerk and County Treasurer of Douglas County, Nebraska, for spreading the same on the tax records of such County, and such special assessments shall be collected by the County Treasurer as provided by law.

2. General Legal Expenses – over 110% of Budget: Recommendation that Account 01-01-000-4392 – General and Administrative Legal Fees be allowed to exceed 110% of budget.

***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 February, 2016, 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 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 February, 2016, 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 12.A. – District’s Application for Funding from the Water Sustainability Fund**

BE IT RESOLVED that the Board hereby declares that it shall withdraw its application for the Modifications of the Missouri River Levee Systems R-613 and R-616, commonly referred to as the Missouri River Levee Project, from consideration for funding through the Water Sustainability Fund in the event the Nebraska legislature appropriates no less than \$13.7 million to the District for said project.

BE IT FURTHER RESOLVED that the Board authorizes the General Manager to withdraw said application following confirmation of the said appropriation.