



**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
February 13, 2014**

***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(s) of the following Directors from the February 13, 2014, Board of Directors Meeting is excused:

Tim Fowler

Agenda Item 7. A.

BE IT RESOLVED that the January 9, 2014 Papio-Missouri River NRD Board meeting minutes and the January 8, 2014 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 February 11, 2014, 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. Amendment to the P-MRNRD Affirmative Action Policy: Recommendation that the proposed revisions to the Papio-Missouri River NRD Affirmative Action Plans for 2014, be adopted and incorporated into the District's Policy Manual.
2. 2014 Legislative Bills: Recommendation that the Board of Directors of the Papio-Missouri River Natural Resources District officially ratifies the 2014 NARD Summary of Legislative Bills and directs the General Manager and the Government Relations Consultant to take such appropriate action to support and or oppose the positions identified as such through the legislative process, with the exception of LR 416, which

the Board officially opposes.

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

BE IT RESOLVED that the minutes of the February 11, 2014, 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. Joint Funding Agreement with USGS for Water Quality Monitoring: Recommendation that the proposed Joint Funding Agreement for water quality monitoring, providing for a not-to-exceed District payment in the amount of \$517,200, be approved, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
2. Intergovernmental Agreement Between the District and Nebraska Department of Environmental Quality: Recommendation that the proposed Intergovernmental Agreement providing for District purchase of pumping equipment for water quality monitoring wells in a not-to-exceed amount of \$10,892, be adopted by the Board, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
3. Zorinsky Water Quality Basin #1 Project:
 - a. Bid Opening: Recommendation that the General Manager be authorized to execute a contract with Hawkins Construction Company, for the construction of the Zorinsky Basin #1 Project, providing, among other things, for a Project construction payment to such contractor in the bid amount of \$2,799,908.73, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
 - b. Contract Amendment with Olsson Associates: Recommendation that the General Manager be authorized to execute the proposed Professional Services Agreement Amendment #3 between the District and Olsson Associates, for the Zorinsky Basin #1 Project, increasing the total not-to-exceed contract amount to \$420,855.00, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
4. Amendment to the Rules and Regulations of the Rural Water Supply Systems: Recommendation that the proposed amendments to the Rules and Regulations of the Rural Water Supply Systems, as presented to the Subcommittee, be adopted and incorporated into the District's Policy Manual.
5. Presentation on Revenue-Sharing Opportunity with TeeBoxx (a Disc Golf Company): This was an informational item. No action was taken by the Subcommittee.
6. Presentation on Anti-Smoking and Fitness Run-Walk Event for Region 6 Behavioral Health: This was an informational item. No action was taken by the Subcommittee.

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

BE IT RESOLVED that the minutes of the February 11, 2014, 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. Floodway Purchase Program - Elbow Bend Buyout:
 - a. Klemmensen Property: Recommendation that the General Manager be authorized to execute for, and on behalf of the District, a Purchase Agreement in the form as presented to this meeting, providing for the purchase by the District from Michael M. Klemmensen and Joan M, Klemmensen the property located at 14512 Elbow Bend Road in Sarpy County, Nebraska, for the purchase price of \$180,000, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
 - b. Madsen Property: Recommendation that that the General Manager be authorized to execute for, and on behalf of the District, a Purchase Agreement in the form, as presented to this meeting, providing for the purchase by the District from Barbara Madsen and Donald W. Madsen, the property located at 14310 Elbow Bend Road in Sarpy County, Nebraska, for the purchase price of \$150,000, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
2. Little Papio Channel Project – UNO Nebraska Village Easements: Recommendation that the General Manager be authorized to execute the proposed easement agreement for co-occupation of Little Papio Creek Flood Control Channel Right-of-Way with the University of Nebraska and City of Omaha; accept a Little Papio Creek permanent access easement from the University of Nebraska; and, release to the University of Nebraska the District's existing Little Papio Creek access easement, all in the form as presented to the Subcommittee and subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
3. Kennard Lagoon Property: This item failed in Subcommittee.
4. Dam Site 15A Land Acquisition [Executive Session – if needed]: Recommendation that the General Manager be authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 10 in the amount of \$1,200,000 for 60 acres of land; authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 12 in the amount of \$680,000 for 14.624 acres of land; authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 14 in the amount of \$1,730,030 for 45.527 acres of land; and, authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 16 in the amount of \$1,506,710 for 35.874 acres of land, such purchase agreements to contain provisions for the owners to retain leases over such lands for the 2014 crop year (ending November 1, 2014) and such other terms and conditions as the General Manager deems necessary and approved as to form by District Legal Counsel.

***Agenda Item 9.D. – Executive Subcommittee**

BE IT RESOLVED that the minutes of the February 11, 2014, 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. Formal Complaint with the Nebraska Accountability and Disclosure Commission: Recommendation that the Chairperson be authorized, for and on behalf of the Board of Directors, to file a complaint with the Nebraska Accountability and Disclosure Commission regarding the actions of Director Richard Scott Japp.

***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 January, 2014, 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 January, 2014, 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.