



**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
October 13, 2011**

***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 Directors from the October 13, 2011, Board of Directors Meeting are excused:

Fred Conley
Gus Erickson
Tim Fowler

Agenda Item 7. A.

BE IT RESOLVED that the September 8, 2011 Papio-Missouri River NRD Board meeting minutes are approved as printed.

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

BE IT RESOLVED that the minutes of the October 11, 2011, 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. P-MRNRD 2011 Redistricting of Precinct Boundaries – Recommendation that the MAPA redistricting Scenario 4 map, presented to the Subcommittee’s meeting on October 11, 2011, be adopted as the new Board of Director election subdistrict boundary map for the Papio-Missouri River Natural Resources District and incorporated in the Board’s minutes; and, that copies of the Scenario 4 map be certified to the Douglas and Sarpy County Election

Commissioners on or before Friday, November 25th, 2011.

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

BE IT RESOLVED that the minutes of the October 11, 2011, 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. Elkhorn River 240th Street Bank Stabilization Project – Recommendation that the following resolution be adopted:

RESOLUTION OF ADOPTION OF THE
PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT
ELKHORN 240TH STREET BANK STABILIZATION PROJECT

BE IT RESOLVED that the Board of Directors of the Papio-Missouri River NRD hereby finds and determines that the Elkhorn River Bank Stabilization Project, to protect 240th Street from erosion damage, and the interim project that Tetra Tech, the District's consulting engineers, has recommended be performed in advance thereof, will be predominantly of general benefit to the District, with only an incidental special benefit, and should be carried out by the District; and that, accordingly, the General Manager, for and on behalf of the District, is hereby authorized to execute an amended agreement with Tetra Tech for the design of such interim project for a not-to-exceed fee of \$149,852; authorized to execute for and on behalf of the District an Interlocal Cooperation Act agreement with Sarpy County, in the form as presented to this meeting, pursuant to which the District and such County agree to share equally the costs of engineering and construction of such interim project; authorized to solicit sealed bids for the interim project; and, authorized to award a District contract for construction of such interim project, containing such terms as the General Manager determines necessary and legal counsel approves as to form, to the firm that the General Manager determines is the lowest responsible bidder.

2. Update on Elkhorn River Bank Stabilization IPA Repair Work – No recommendation.
3. Professional Services Contract with JEO Consulting for design of Elkhorn River Bank Stabilization near Waterloo Levee – Recommendation that that the General Manager be authorized to execute a revised Interlocal Agreement with the Village of Waterloo for additional costs up to \$32,595 for the costs of design of bank stabilization to protect the Waterloo levee, that will be predominantly of general benefit to the District, with only an incidental special benefit, and should be carried out by the District; subject to any further changes deemed necessary by the General Manager and District Legal Counsel.
4. FY 2012 Long Range Implementation Plan – Recommendation that the Fiscal Year 2012 Long Range Implementation Plan as presented to the meeting should be laid over until the November 8, 2011, PPO Subcommittee Meeting.
5. Missouri River Floodway Purchase Program in Sarpy County – Recommendation that the General Manager be authorized to execute for and on behalf of the District an Interlocal Cooperation Act Agreement with the City of Bellevue and Sarpy County which calls for

the District to sponsor and apply for FEMA Hazard Mitigation Grant Program funding for floodway buyouts of all properties in the Elbow Bend and Iske Place areas of Sarpy County and provides that the District, Sarpy County and the City of Bellevue will equally share the non-federal costs of those acquisitions, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

6. Missouri River Floodway Purchase Program in Washington County – Recommendation that the General Manager be authorized to execute for and on behalf of the District an Interlocal Cooperation Act Agreement with Washington County that calls for the District to sponsor and apply for FEMA Hazard Mitigation Grant Program funding for eligible floodway buyouts in Washington County, provides that the District and Washington County will equally share the non-federal costs of those acquisitions, up to a maximum District contribution of \$250,000, and contains such other terms and conditions as 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 October 11, 2011, 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. Papillion Creek Watershed Structure W-3 Rehabilitation Project Permanent Ingress/Egress – Recommendation that the District Legal Counsel be directed to initiate legal proceedings to quiet the District’s title to the permanent access easement to Papio Creek Watershed Structure W-3 that has been obtained by the NRD’s adverse prescriptive use for more than 10 years.
2. Waterloo River Access Area 01-06-285-4479 Account Over 110% - Recommendation that the contract limitation for account 01-06-285-4479 be authorized to exceed 110%.

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

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (l) claims listed in the September, 2011, 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 #1 and Washington County #2 rural water supply projects, 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 September, 2011, 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 11. A. - P-MRNRD Board of Directors Meeting Scheduled for 2012**

BE IT RESOLVED that the following be adopted as the schedule for Papio-Missouri River NRD Board of Directors meetings for calendar year 2012:

January 12, 2012
February 9, 2012
March 8, 2012
April 12, 2012
May 10, 2012
June 14, 2012

July 12, 2012
August 9, 2012
September 13, 2012
October 11, 2012
November 8, 2012
December 13, 2012

/pt/board/board-0ct/2011/oct11_resolutions