



**PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
April 14, 2011**

PLEDGE OF ALLEGIANCE

NOTIFICATION OF OPEN MEETINGS ACT POSTING AND MEETING PROCEDURE

MEETING CALLED TO ORDER: A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Natural Resources Center, 8901 S. 154th St., Omaha, NE on April 14, 2011. The meeting was called to order by Chairperson Rick Kolowski at 7:00 p.m.

QUORUM CALL: The following Directors were present for the Quorum Call:

Larry Bradley	Scott Japp
Fred Conley	Dave Klug
John Conley	Dorothy Lanphier
Gus Erickson	Rich Tesar
Tim Fowler	Jim Thompson
	Rick Kolowski

ADOPTION OF AGENDA:

- **MOTION NO. 1:** It was moved by Director Klug and seconded by Director Fowler that the agenda be adopted.

Director Tesar noted that he needed to leave early and asked that the FEL Subcommittee report (Agenda Item 11.B.) be moved prior to the PPO Subcommittee report (Agenda Item 11.A). Chairperson Kolowski approved the request.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea	-	Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Tesar, Thompson, Kolowski
Voting Nay	-	None
Abstaining	-	None
Absent	-	None

ADOPTION OF CONSENT AGENDA:

- **MOTION NO. 2:** It was moved by Director Klug and seconded by Director John Conley that the following resolution be adopted:

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 from the April 14, 2011, Board of Directors Meeting is excused:

None to date

Agenda Item 7. A and B.

BE IT RESOLVED that the March 10, 2011 Papio-Missouri River NRD Board meeting minutes; and the March 9, 2011 Dakota County Rural Water Advisory Board meeting minutes are approved as printed.

Roll call vote was held on the motion. The motion carried on a vote of 10-yea and 1-nay.

Voting Yea	-	Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Klug, Lanphier, Tesar, Thompson, Kolowski
Voting Nay	-	Japp
Abstaining	-	None
Absent	-	None

PROOFS OF PUBLICATION OF MEETING NOTICE: Notice of the meeting was published in the Omaha World Herald on April 7, 2011. The District's February, 2011, expenditures were published in the Burt County Plaindealer on March 30, 2011. The Chairperson ordered the Proofs of Publication recorded in the minutes of this meeting.

AGENCY AND ASSOCIATION REPORTS:

A. Natural Resources Conservation Service Report: Chuck Leinen, NRCS Civil Engineer, briefed the Board on NRCS activities. He noted that a budget deal for 2011 had been reached that calls for a \$118 million cut to the NRCS budget. In answer to a question, Mr. Leinen indicated that the federal funds for the W-3 Rehabilitation Project had already been allocated to the state and should be available to complete the project.

B. Nebraska Association of Resources Districts: Director Kolowski reported that he, Director John Conley, John Winkler and Marlin Petermann had participated in the NARD Washington DC Conference, March 14-16, 2011. Feedback from the meetings was that federal

funding would be extremely tight and the District will be pretty much on our own with no financial help from Washington or Lincoln.

C. Legislative Report: Tim Gay, Husch Blackwell Sanders, briefed the Board on the following bills being tracked for the District:

- ✓ LB 173 – Prohibit natural resources district board members from running for or holding more than one office. Remains deadlocked in Committee.
- ✓ LB 299 - Transfer funds from the NE Environmental Trust Fund to the Water Resources Cash Fund – A compromise amendment was adopted which allows the state to apply to the NETF for a \$9.9 million grant for fully/over-appropriated river basins. The grant would be paid out over a three year period. The amendment also provides for an annual match of \$3.3 million in General Fund dollars that will be appropriated to the Water Resources Cash Fund.
- ✓ LB 487 - Provide for resolution and ordinance power relating to flood protection and water quality enhancement projects – Hearing held February 23, 2011. The bill remains in Committee.
- ✓ LB 656 - Change provisions relating to flood protection and water quality enhancement bonds. Hearing held on March 3, 2011. The bill remains in Committee.
- ✓ LB 383 - Eliminate state aid for municipalities, counties, and Natural Resources Districts – Hearing held on January 26, 2011. The bill passed and signed by Governor on March 10, 2011.
- ✓ LB 527 Change tax levy authority of natural resources district – Hearing held on February 2, 2011 and remains in Committee.

D. Lower Platte River Corridor Alliance Report: Chairperson Kolowski noted that Megan Sittler, LPRCA Coordinator, was not at the meeting. Her report is posted to the website.

PUBLIC HEARING – Zorinsky Water Quality Basin #1: Chairperson Kolowski appointed GM Winkler as the Hearing Officer. GM Winkler called the hearing to order at 7:16 p.m. Hearing Officer Winkler submitted the following exhibits for the record.

- Exhibit 1 - Agenda
- Exhibit 2 - Proof of Publication – Omaha World Herald – March 31 and April 6, 2011
- Exhibit 3 - Notice of Proposed Acquisition and Public Hearing Notice
- Exhibit 4 - Letter to Landowners
- Exhibit 5 - Project Map
- Exhibit 6 - Legal Descriptions
- Exhibit 7 - Certified Mail Receipts
- Exhibit 8 - City of Omaha Ordinance Approving Inter-Local Agreement between P-MRNRD and City of Omaha for Construction, Operation and Maintenance of Zorinsky Water Quality Basin #1
- Exhibit 9 - Zorinsky Lake Watershed Map
- Exhibit 10 - Papillion Creek Watershed Partnership Implementation Plan (2011 – 2013)
- Exhibit 11 - Papillion Creek Watershed Management Plan Chart

Paul Peters, District Legal Counsel, noted the purpose of the hearing was to explain the nature and necessity of the project, the reasons for selecting the particular location and the right of each landowner to be represented by an attorney and to negotiate and accept or reject the offer of damages which will be sustained by the proposed acquisition and the right to require that such damages be determined pursuant to the procedures for acquisition by eminent domain.

Gerry Bowen, Project Manager, explained that Zorinsky Water Quality Basin #1 was identified in the Community Based Watershed Management Plan as a protective measure to improve water quality in Zorinsky Lake. A project area map was shown. Mr. Bowen also noted that the City of Omaha and the District had entered into an Interlocal Agreement for the construction, operation and maintenance of the project.

Mr. Winkler opened the floor to the public. The following individual addressed the Board:

- Pat Slavin, City of Omaha Parks and Recreation Department

Hearing Officer Winkler closed the Public Hearing at 7:27 p.m. and returned the floor to Chairperson Kolowski.

PUBLIC HEARING – MoPac Trail Project (Hwy 50 to Chalco Hills): Chairperson Kolowski appointed GM Winkler as the Hearing Officer. GM Winkler called the hearing to order at 7:27 p.m. Hearing Officer Winkler submitted the following exhibits for the record.

- Exhibit 1 - Agenda
- Exhibit 2 - Proof of Publication – Omaha World Herald – April 4, 2011
- Exhibit 3 - Notice of Proposed Acquisition and Public Hearing Notice
- Exhibit 4 - Nebraska State Statutes 2-3234 through 2-3234.09
- Exhibit 5 - Mo Pac Trail Memo, dated April 12, 2011, with documentation marked as attachments

Paul Peters, District Legal Counsel, noted the purpose of the hearing was to comply with 2-3234.04 Nebraska Revised State Statutes to consider the following:

- (1) The proposed route for the trail, including maps and illustrations, and the mode of travel to be permitted;
- (2) The areas adjacent to such route to be utilized by the district for scenic, historic, natural, cultural, or developmental purposes;
- (3) The characteristics that make the proposed route suitable as a trail;
- (4) The plans for developing, operating, and maintaining the propose trail;
- (5) Any anticipated problems enforcing the proposed use of the proposed trail or hazards to private real property adjacent to such trail;
- (6) The current status of the real property ownership and current and potential use of the real property in and along the proposed route;
- (7) The estimated cost of acquisition of the real property, or an interest therein, needed for the proposed route; and,

- (8) The extent and type of private real property interest needed to establish the proposed trail, the right-of-way acquisition process to be followed, and the circumstances under which eminent domain may be utilized.

Gerry Bowen, Project Manager, reviewed the history of the proposed trail. The Mopac Trail (Hwy 50 to Chalco Hills) is a continuation of a trail connecting Omaha and Lincoln and has been included in the Papio Trails Plan since 2000. It was noted that the lower traffic volume on Schram Road was a major consideration. The south side of the road was selected because of fewer driveways and roads to cross and cheaper construction costs due to topography.

Mr. Winkler opened the floor to the public. No one addressed the Board.

Hearing Officer Winkler closed the Public Hearing at 7:36 p.m. and returned the floor to Chairperson Kolowski.

SUBCOMMITTEE REPORTS:

A. Finance, Expenditures and Legal Subcommittee: Director Tesar reported that the FEL Subcommittee met on April 12, 2011 and he gave a brief recap of the meeting. Director Tesar noted that the Subcommittee had considered proposals from 4 auditing firms to provide auditing services for the District, but no Subcommittee recommendation was made.

- **MOTION NO. 3** It was moved by Director John Conley that that the Board of Directors hire the firm of Bland and Associates for auditing services for a two year period.

The motion died due to lack of a second.

- **MOTION NO. 4** It was moved by Director Lanphier and seconded by Director Klug that that the Board of Directors hire the firm of Orizon Group for auditing services for a two year period.

Roll call vote was held on the motion. The motion carried on a vote of 9-yea and 2-absentions.

Voting Yea	-	Bradley, Conley (Fred), Conley (John), Fowler, Klug, Lanphier, Tesar, Thompson, Kolowski
Voting Nay	-	None
Abstaining	-	Erickson, Japp
Absent	-	None

- **MOTION NO. 5** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #2 Account Over 110% - 0101 402 4630 – Building Maintenance – NRC – Recommendation that Acct.# 01011 402 4630 – NRC Building Maintenance be allowed to exceed 110% of the budgeted amount.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Tesar, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Absent - None

•• **MOTION NO. 6** It was moved by Director Tesar that the following recommendation be adopted:

PPO Recommendation #3: Deposit of Funds for Papio Creek Structure W-3 Temporary Easement Extension – Recommendation that, in the event the Washington County Court Board of Appraisers (in the eminent domain temporary easement extension taking for the W-3 Rehabilitation Project, authorized at the March 10, 2011 meeting of the Board of Directors) has not filed in such court its report of awards by April 14, 2011, then upon the filing thereof the General Manager should be authorized to deposit, with the Washington County Court, the total amount of the Papio Creek Watershed Structure #W-3 Board of Appraisers awards for such temporary easement extension, if such awards in total do not exceed \$20,000; and, that expenses from account 510 4430-W-3 Rehabilitation Land Rights accordingly should be allowed to exceed 110% of budget amount.

Roll call vote was held on the motion. The motion carried on a vote of 10-yea and 1-nay.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Klug, Lanphier, Tesar, Thompson, Kolowski
Voting Nay - Japp
Abstaining - None
Absent - None

•• **MOTION NO. 7** It was moved by Director Tesar that the following recommendation be adopted:

PPO Recommendation #4: Pigeon/Jones Site 15 Right of Way Acquisition – Recommendation that Management be and is hereby authorized and directed to increase the amounts of the offers made by the District to the owners of rights-of-way needed by the District for the Pigeon-Jones Creek Site 15 Project, all in accordance with the proposed schedule of revised offers presented to the Finance, Expenditure and Legal Subcommittee in closed session on April 12, 2011 and maintained in the District's confidential files.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Tesar, Thompson, Kolowski
 Voting Nay - None
 Abstaining - None
 Absent - None

B. Programs, Projects and Operations Subcommittee: Director John Conley reported that the PPO Subcommittee met on April 12, 2011 and he gave a brief recap of the meeting.

•• **MOTION NO. 8** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #1: Papillion Creek Bank Stabilization Project Bids – Recommendation that the General Manager be authorized to execute a contract for rock riprap bank stabilization work at four (4) sites on the Papillion Creek System with Midwest Dumpers, Inc., for their total base bid of \$292,320.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
 Voting Nay - None
 Abstaining - None
 Excused Absences - Tesar
 Absent - Tesar

•• **MOTION NO. 9** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #2: Bids for Elkhorn Crossing Rec Area Site Improvement and Graske Crossing River Access Area Site Improvement – Recommendation that the General Manager be authorized to execute contracts with Thompson Construction in the amount of \$105,500.00 for site improvements at Elkhorn Crossing Recreation Area, and with Andersen Construction in the amount of \$59,905.00 for site improvements at Graske Crossing Recreation Area.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
 Voting Nay - None
 Abstaining - None
 Excused Absences - Tesar
 Absent - Tesar

- **MOTION NO. 10** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #3.a.: Urban Cost Share Programs - Recreation Area Development Program– Recommendation that the applications from the City of Dakota City for \$19,024, the Winnebago Tribe for \$15,059, the City of Omaha (Youngman Park) for \$50,000, and the City of Omaha (Ta-Ha-Zouka Park) for \$50,000 be approved, for a total of \$134,083, subject to funding in the FY 2012 budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Tesar
Absent - Tesar

- **MOTION NO. 11** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #3b.: Urban Cost Share Programs - Urban Drainageway Program – Recommendation that the applications from Millard Park (Sarpy SID #162) for \$168,780, the City of LaVista for \$258,900, the City of Omaha (Rockbrook Creek) for \$713,280, Huntington Park (Douglas SID #374) for \$775,714, and the City of Bellevue for \$74,158, all be approved, subject to funding in the FY 2012 Budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Tesar
Absent - Tesar

- **MOTION NO. 12** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation: Urban Cost Share Programs - Urban Drainageway Program – Recommendation that the application from Douglas County for Hell Creek improvements in the amount of \$886,400.00 be approved, subject to funding in the Fiscal Year 2012 Budget.

Roll call vote was held on the motion. The motion carried on a vote of 9-yea and 1-nay.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Kolowski
Voting Nay - Thompson
Abstaining - None
Excused Absences - Tesar
Absent - Tesar

- **MOTION NO. 13** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation: Urban Cost Share Programs - Urban Drainageway Program – Recommendation that the application from City of Omaha (Saddle Creek) in the amount of \$811,380.00 be approved, subject to funding in the Fiscal Year 2012 Budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (Fred), Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Tesar
Absent - Tesar

- **MOTION NO. 14** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation: Urban Cost Share Programs - Urban Drainageway Program – Recommendation that the application from the City of Omaha (Sterling Ridge) in the amount of \$659,704.00 **not** be approved.

Paul Woodward and Jeff Legg of Olsson’s Associates explained the project and answered several questions.

- **AMENDMENT** : It was moved by Director Japp that the Sterling Ridge project be approved.
NO. 1 TO
MOTION NO. 14

The amendment died due to a lack of a second.

The Chairperson reminded Directors that the motion was to not approve the project. Therefore, a yea vote would not approve the project and a no vote would approve the project. Roll call vote was held on the motion. The motion carried on a vote of 7-yea and 2-nay.

Voting Yea - Bradley, Erickson, Fowler, Klug, Lanphier, Thompson, Kolowski
Voting Nay - Conley (John), Japp
Abstaining - None

Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

- **MOTION NO. 15** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation: Urban Cost Share Programs - Urban Drainageway Program – Recommendation that the application from the City of Bellevue (Gilmore Lake) be approved at the 50% cost-share rate, amounting to \$92,697.00, subject to funding in the Fiscal Year 2012 Budget.

Roll call vote was held on the motion. The motion carried on a vote of 8-yea and 1-nay.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Klug, Lanphier, Thompson, Kolowski
Voting Nay - Japp
Abstaining - None
Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

- **MOTION NO. 16** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #3c: Urban Cost Share Programs - Urban Conservation Assistance Program – Recommendation that the applications from the City of Omaha for \$32,400 be approved, subject to funding in the FY 2012 budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

- **MOTION NO. 17** It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #3d: Urban Cost Share Programs - Trails Assistance Program – Recommendation that the revised application from the City of LaVista for \$44,530 be approved, subject to funding in the FY 2012 budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

- **MOTION NO. 18** It was moved by Director Klug that the following recommendation be adopted:

PPO Recommendation #3e: Urban Cost Share Programs – Stormwater BMP – Recommendation that the District approve the Lincoln Place BMP application for \$10,000, the Bridlewood Rain Garden application for \$7,500, the Ralston Sports and Entertainment Center Rain Garden application for \$10,000, the Sandoz Elementary School Rain Garden application for \$10,000, and the Heartland Hills Rain Garden application for \$10,000, (a total of \$47,500) for District Program 17.41, Stormwater BMP Program, subject to funding the in Fiscal Year 2012 budget.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Japp, Klug, Lanphier, Thompson, Kolowski
Voting Nay - None
Abstaining - None
Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

- **MOTION NO. 19** It was moved by Director Klug that the following recommendation be adopted:

PPO Recommendation #4: Approval of Engineering Services with Lamp Rynearson for Big Papio Channel Gabion Repair project at 105th and Pacific – Recommendation that the District waive its consultant selection procedures and that the General Manager be authorized to execute a professional engineering services agreement for the Big Papio Channel Gabion Repair Project with Lamp Rynearson and Associates for the Big Papio Channel Gabion Repair Project with a maximum not to exceed fee of \$85,000 with such provisions as deemed necessary by the General Manager, and approved as to form by District legal counsel.

There was discussion.

- **AMENDMENT :**
NO. 1 TO
MOTION NO. 19 It was moved by Director Japp that the contract be amended to reflect that the design cost be 15% of the construction costs.

The amendment died due to lack of a second.

Roll call vote was held on the motion. The motion carried on a vote of 6-yea; 1-nay and 1-abstention.

Voting Yea	-	Bradley, Erickson, Fowler, Klug, Thompson, Kolowski
Voting Nay	-	Japp
Abstaining	-	Lanphier
Excused Absences	-	Conley (Fred), Conley (John), Tesar
Absent	-	Conley (Fred), Conley (John), Tesar

Director Klug reported that the Subcommittee discussed transferring funds from the Silver Creek project into the CAP program. There was no Subcommittee recommendation.

•• **MOTION NO. 20** It was moved by Director Klug that the following recommendation be adopted:

PPO Recommendation #6: MoPac Trail (Highway 50 to Chalco) Public Hearing Requirements
– Recommendation that the following resolution be adopted:

Resolution

WHEREAS, in accordance with Section 2-3234.04, and prior to establishing the MOPAC (Hwy 50 to Chalco) Trail project, the District held a public hearing on April 14, 2011, and considered all of the following, to-wit:

(1) The proposed route for the trail, including maps and illustrations, and the mode of travel to be permitted;

(2) The areas adjacent to such route to be utilized by the district for scenic, historic, natural, cultural, or developmental purposes;

(3) The characteristics that make the proposed route suitable as a trail;

(4) The plans for developing, operating, and maintaining the proposed trail;

(5) Any anticipated problems enforcing the proper use of the proposed trail or hazards to private real property adjacent to such trail;

(6) The current status of the real property ownership and current and potential use of the real property in and along the proposed route;

(7) The estimated cost of acquisition of the real property, or an interest therein, needed for the proposed route; and;

(8) The extent and type of private real property interest needed to establish the proposed trail, the right-of-way

acquisition process to be followed, and the circumstances under which eminent domain may be utilized.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Papio-Missouri River that, having followed the procedure under Section 2-3234.04, Neb. Rev. Stat., the Board of Directors hereby determines that the District should establish, develop and maintain the MOPAC (Hwy 50 to Chalco) Trail project and, for that purpose, the District should acquire private real property and interests therein by attempting to negotiate with the private real property owners affected by the trail, and should proceed in good faith to negotiate agreements with such owners for the private real property, or interests therein, needed for such purposes.

BE IT FURTHER RESOLVED by the Board of Directors that, in accordance with Section 2-3252, Neb. Rev. Stat., the Board of Directors does hereby also and further determine that the MOPAC (Hwy 50 to Chalco) Trail Project will be of predominantly general benefit to the District, with only an incidental special benefit, and should be developed and executed using any available funds of the District, including but not limited to those from the tax levied pursuant to Section 2-3225, Neb. Rev. Stat.

The Chairperson opened the floor. The following individuals addressed the Board:

- Richard Krambeck, 5512 S. 91st St., Omaha, NE 68127
- Bill Eggers, 325 Paradise Dr., Gretna, NE
- Larry Eggers, 19602 S. 204th St., Gretna, NE

Roll call vote was held on the motion. The motion carried on a vote of 8-yea and 1-nay.

Voting Yea	-	Bradley, Conley (John), Erickson, Fowler, Klug, Lanphier, Thompson, Kolowski
Voting Nay	-	Japp
Abstaining	-	None
Excused Absences	-	Conley (Fred), Tesar
Absent	-	Conley (Fred), Tesar

C. Executive Subcommittee: Chairperson Klug reported that the Executive Subcommittee met on April 12, 2011 and he gave a brief recap of the meeting.

•• **MOTION NO. 21** It was moved by Director Klug that the following recommendation be adopted:

Exec Recommendation #1: Policy – 2.5 Directors – Code of Conduct for NRD Board of Directors and 2.6 – Directors – Handling Inappropriate Behavior – Recommendation that Policies 2.5 – Code of Conduct for NRD

Board of Directors and 2.6 – Handling Inappropriate Behavior, in the form as presented to the Executive Subcommittee at its meeting on April 12, 2011, be adopted, effective immediately, and incorporated into the District’s Policy manual.

Roll call vote was held on the motion. The motion carried on a vote of 7-yea and 2-abstentions.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Klug, Thompson, Kolowski
Voting Nay - None
Abstaining - Japp, Lanphier
Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

TREASURER'S REPORT:

- **MOTION NO. 22:** It was moved by Director John Conley and seconded by Director Klug that the following resolution be adopted:

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the March, 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 March, 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.

Director Japp had questions regarding payments.

Roll call vote was held on the motion. The motion carried on a vote of 7-yea, 1-nay and 1-abstention.

Voting Yea - Bradley, Conley (John), Erickson, Fowler, Klug, Thompson, Kolowski
Voting Nay - Japp
Abstaining - Lanphier

Excused Absences - Conley (Fred), Tesar
Absent - Conley (Fred), Tesar

CHAIRPERSON'S REPORT: The Chairperson congratulated staff for the NRD being designated as one of the "Safest Companies in the Greater Omaha Area" by the Greater Omaha Chapter of the National Safety Council

GENERAL MANAGER'S REPORT: GM Winkler reviewed the GM Report with the Board and noted that the report had been posted to the website. He also informed the Board that the tentative dates for the P-MRNRD Strategic Planning Session are May 14th or May 21st. He asked Directors to contact the office to let us know which date they would prefer.

INFORMATIONAL ITEMS:

A. **Future Meetings:** The Chairperson reviewed the following upcoming meetings with the Directors:

April 20, 2011	Lower Platte River Corridor Alliance Quarterly Meeting, 9:30 a.m., Nebraska Game and Parks Commission, Lincoln
April 28, 2011	Papillion Creek Watershed Partnership Meeting, 10:00 a.m., NRC
May 10, 2011	P-MRNRD Subcommittee Meetings
May 12, 2011	P-MRNRD Board Meeting
May 26, 2011	Papillion Creek Watershed Partnership Meeting, 10:00 a.m., NRC
May 30, 2011	Memorial Day, P-MRNRD Offices Closed
June 7, 2011	P-MRNRD Subcommittee Meetings
June 9, 2011	P- MRNRD Board Meeting
June 23, 2011	Papillion Creek Watershed Partnership Meeting, 10:00 a.m., NRC

B. **Next Meeting:** The next regularly scheduled meeting of the P-MRNRD Board of Directors will be held on May 12, 2011 at 7:00 p.m. at the NRC.

ADJOURNMENT: Being no further business, the Chairperson declared that the meeting was adjourned at 9:15 p.m.

I, the undersigned, Secretary of the Pappio-Missouri River Natural Resources District, hereby certify that the foregoing are true and correct minutes of a meeting of the Board of Directors of the District held on April 14, 2011, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the District; that such subjects were contained in said agenda at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; and, that all news media requesting notification of the meeting of said body were provided advance notification of the time and place of said meeting.

Richard Tesar
District Secretary