

**Programs, Planning, and Operations Subcommittee
Meeting Minutes
March 6, 2012**

A meeting of the Papio-Missouri River Natural Resources District's Programs, Projects, and Operations Subcommittee was held at the Natural Resources Center, 8901 S. 154th Street, Omaha, Nebraska, on March 6, 2012. Prior to the meeting being called to order, Director John Conley stated that Chairman Rick Kolowski requested to address the Board.

Chairman Kolowski stated he wanted to address two items that were of concern to him and other Board members in reference to Director Code of Conduct in the behaviors of Director Scott Japp. The first issue was in Director Japp's behavior in his request for information regarding the Back to the River Project. Any future requests from Director Japp will be submitted to Chairman Kolowski and he, in turn, will coordinate the information to staff. The second issue in regards to a letter received by a Dam Site 15A landowner stating Director Japp was instructing them in how to receive higher dollars for their property that the Papio-Missouri River NRD was trying to obtain for the Dam Site 15A Project. The letter went on to say that as a private citizen they had no problem with Director Japp's behavior, however; representing himself as a Papio-Missouri River NRD Director, they thought the behavior inappropriate, that could result in problems with the Papio-Missouri River NRD acquisition of property needed for this project and question Director Japp's motive.

Director Japp gave comment.

The meeting was called to order by Chairperson John Conley at 6:43 p.m.

Quorum Call

Quorum call was taken. The following subcommittee members were in attendance.

Subcommittee Members Present	Subcommittee Members Absent	Other Directors Present	Others in Attendance
John Conley		Gus Erickson	John Winkler
Fred Conley		Tim Fowler	Marlin J. Petermann
David Klug		Larry Bradley	Martin Cleveland
Rich Tesar		Rick Kolowski	Jim Becic
Jim Thompson		Dorothy Lanphier	Brian Henkel
		Scott Japp	Gerry Bowen
			Amanda Grint
			Lori Laster
			Heather Guthridge
			Tom Bragg, UNO
			Mike Sotak, Lindy Rogers, Tetra Tech
			David Sands, NLT
			Jack Borgmeyer
			Denny Bliss

Before the Adoption of the Agenda, it was moved by Director Thompson and seconded by Director Tesar to move agenda item 11 to become agenda item 7.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Adoption of Agenda

It was moved by Thompson, seconded by Tesar that the agenda be adopted.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Proof of Publication of Meeting Notice

Public notice of the meeting was posted at all District offices and in the Omaha World-Herald on March 1, 2011.

Review and Recommendation on Nebraska Land Trust Agreement:

David Sands, Nebraska Land Trust and Jim Becic briefed the Subcommittee on past activities of the Nebraska Land Trust (NLT) since 2009 in development and acquisition of conservation and habitat easements in Nebraska. It was noted that over 7000 acres of permanent easements have been acquired throughout Nebraska of which 1902 acres are located in the Schramm Bluffs/Lower Platte Valley with the District's financial assistance. Jim Becic explained the proposed addendum to the agreement between Papio-Missouri River Natural Resources District and Nebraska Land Trust and the associated financial assistance.

It was moved by Fred Conley, and seconded by Klug, that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Addendum to the 18 March, 2009 "Agreement Between Papio-Missouri River Natural Resources District and Nebraska Land Trust for Cooperative Assistance" that allows for an additional three year District commitment in the amount of \$30,000/year.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Review and Recommendation on NRCS Farm and Ranch Protection Program Application for Allwine Prairie/Glacier Creek Expansion Project:

Amanda Grint discussed the history of the Allwine Prairie/Glacier Creek Expansion Project and joint effort with University of Nebraska Omaha (UNO) since 2007. She discussed the NRCS Farm and Ranch Protection Program application for the 76.16 acres north of Allwine Prairie. It is a voluntary conservation easement program to preserve farmland in areas of development. UNO and the NRD are working with the land owner and the University Foundation to attempt to file an application prior to April 1st. This program if successful would bring federal dollars to the project.

It was moved by Klug, and seconded by Fred Conley, that the Subcommittee recommends to the Board of Directors that the General Manager be authorized to apply for NRCS Farm and Ranch Protection Program funding for the 76.16 acres north of Allwine Prairie as part of the Allwine Prairie/Glacier Creek Expansion Project.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Review and Recommendation on Contract Amendment with Tetra Tech for the Accreditation of the R-613 and R-616 Levees:

Mike Sotak, Tetra Tech and Brian Henkel discussed the need for a Contract Amendment with Tetra Tech for the Accreditation of the R-613 and R-616 Levees as a result of changes in Platte River hydrology, Papio Creek Hydraulics and Missouri River Flood of 2011 that constituted work beyond the scope of the original contract. Sotak briefed the Subcommittee on the contract work accomplished to date and work to be done.

It was moved by Klug, and seconded by Tesar, that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute this proposed contract amendment to the professional services agreement with Tetra Tech, Inc. for the Missouri River Levee System Units R-613 and R-616 Certification Project bringing the total not to exceed amount of the contract to \$1,234,821, subject to changes deemed necessary by the General Manager and approval as to form by District legal counsel.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Review and Recommendation on the Missouri River Levee R-613 and R-616 Sediment Removal Project Bid:

Martin Cleveland briefed the Subcommittee on the need for the Missouri River Levee R-613 and R-616 Sediment Removal Project and the seven bids ranging from \$226,570 to \$796,268. He noted that the apparent low bidder was Navarro Enterprises Construction with a bid of \$226,570.

It was moved by Fred Conley, and seconded by Klug, that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a contract for Missouri River Levee R-613 and R-616 Sediment Removal Project with Navarro Enterprise Construction, for their total base bid of \$226,570 with disposal of sediment at a Construction and Demolition Debris Landfill.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Review and Recommendation on Urban Drainageway Program – City of Omaha Interlocal Agreements:

Gerry Bowen discussed the background of the Saddle Creek and Rockbrook Creek Urban Drainageway Projects and noted that the District received the applications in 2011. The Board approved the applications in April 2011. In addition, the City requested that the cost share be paid for over a three year period of 2012-2014. The Interlocal agreements reflect this arrangement.

It was moved by Fred Conley, and seconded by Tesar, that the Subcommittee recommend to the Board of Directors that the Interlocal Agreement with the City of Omaha for the Saddle Creek Channel Improvement Project be approved in an amount not to exceed \$811,380, subject to minor changes deemed necessary by the General Manager, and accepted as to form by District Legal Counsel.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

It was moved by Fred Conley, and seconded by Klug, that the Subcommittee recommend to the Board of Directors that the Interlocal Agreement with the City of Omaha for the Rockbrook Creek Tributary Rehabilitation Project be approved in an amount not to exceed \$713,280.00, subject to minor changes deemed necessary by the General Manager, and accepted as to form by District Legal Counsel.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None

Absent: None

Review and Recommendation on West Papillion Regional Basin Number 5 (WP5) Interlocal Agreement with the City of Papillion and Sarpy County:

Amanda Grint briefed the Subcommittee on the past (2010) negotiations with City of Papillion and Sarpy County regarding cost share for West Papillion Creek Flood Control. As a result of County and City funding limitations they are only able to commit to WP5 Reservoir project cost share. There were questions from the Board related to SID 290 financial stability and need for SID 290 involvement in the agreement. Grint noted that the City of Papillion requested that the SID be included in the agreement. The SID, as noted in the agreement, is to pay a portion of the City's cost share.

It was moved by Klug, and seconded by Fred Conley, that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed West Papillion Creek Flood Control Interlocal Agreement with the City of Papillion, SID 290 and Sarpy County subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call was taken on the motion. The motion carried on a vote of 5-0.

Voting Yes: John Conley, Fred Conley, David Klug, Rich Tesar and Jim Thompson
Voting No: None
Abstaining: None
Excused Absent: None
Absent: None

Review and Recommendation on Purchase of a 2012 Compact/Mid-Size Truck with Remaining FY 2012 Budgeted Funds:

Heather Guthridge briefed the Subcommittee on the bids received for the replacement of a 2005 Chevrolet Colorado Pickup Truck and indicated that Gregg Young Chevrolet had the lowest and best bid with trade-in of \$13,533. She noted that there was \$23,446 remaining in the FY 2012 Automobiles and Trucks budget after purchasing the FY 2012 budget replacement vehicles and it was suggested by the Board at the November 2011 Subcommittee meeting that another vehicle could be replaced with remaining funds, if needed. There were Director comments related to the replacement cycle of District vehicles and Guthridge was requested to provide operation and maintenance records for the 2005 Chevrolet Colorado pickup truck to be traded in via email prior to March 8 Board meeting.

It was moved by Fred Conley, and seconded by Klug, that the Subcommittee recommend to the Board of Directors that the low and best bid of \$13,533 submitted by Gregg Young Chevrolet for a 2012 Chevrolet Colorado be accepted with trade-in of the District's 2005 Chevrolet Colorado, 4WD, Extended Cab, Pickup Truck, serial number 1GCDT196158188705.

Roll call was taken on the motion. The motion carried on a vote of 3-2.

Voting Yes: John Conley, Fred Conley and Rich Tesar
Voting No: David Klug and Jim Thompson
Abstaining: None
Excused Absent: None
Absent: None

Update on Missouri River Floodway Purchase Program for Iske Place and Elbow Bend:

John Winkler and Gus Erickson updated the Subcommittee on their meeting with Bellevue City Council President and Mayor about City of Bellevue financial participation in the Missouri River Floodway Purchase Program for Iske Place and Elbow Bend. Winkler noted that the City Council will reconsider the request for City cost share at a late March or early April Council Meeting. Winkler was advised to brief additional Council members on this item.

No action was taken.

Adjournment

There being no further business, the meeting adjourned by acclamation at 8:10 p.m.

MC:pb file 619