



**Papio-Missouri River Natural Resources District  
Board of Directors Meeting  
Suggested Resolutions/Recommendations  
March 14, 2013**

**\*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 following Director(s) have an excused absence from the March 14, 2013, Board of Directors Meeting:

Tim Fowler  
Jim Thompson

Agenda Items 7 A. and 7.B. and:

BE IT RESOLVED that the February 14, 2013 Papio-Missouri River NRD Board meeting minutes and the February 13, 2013 Dakota County Rural Water Advisory Board meeting minutes be approved as printed.

**\*Agenda Item 9.A. – Missouri River Levee Certification Project Independent External Peer Review Ad Hoc Consultant Selection Subcommittee:** The minutes of the March 5, 2013, Missouri River Levee Certification Project Independent External Peer Review Ad Hoc Selection Subcommittee 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 the firms interview by the Subcommittee should be ranked in the following order, to-wit: JEO Consulting Group, HDR Incorporated, Olsson Associates; and that the General Manager, on behalf of the District, be authorized to negotiate a professional services contract with JEO Consulting Group to provide professional services for the Missouri River Levee Certification Project Independent External Peer Review.

**\*Agenda Item 9.B. – Programs, Projects and Operations Subcommittee:** The minutes of the March 12, 2013, 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. Update on the District’s Stormwater Best Management Practice Program 17.41: This was an update item; no action was taken by the Subcommittee.
2. Lower Platte River Basin Water Management Plan Interlocal Agreement: It is recommended that the General Manager be authorized to execute the proposed Interlocal Cooperation Act agreement to create the Lower Platte River Basin Water Management Plan Coalition; subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel. And furthermore that the Chairperson appoints one Board member and the General Manager appoints one staff member to the Management Committee.
3. Elk Creek Channel Stabilization Emergency Watershed Project (EWP):
  - a. Elk Creek Channel Stabilization EWP Project Bids: It is recommended that the General Manager be authorized to execute for and on behalf of the District, a contract for Elk Creek Channel Stabilization EWP Project with Cooney Fertilizer Inc., for their total base bid of \$407,288.78, Alternate #1 bid of \$124,207.46, Alternate #2 bid of \$542,023.86 and Alternate #3 bid of \$72,706.50 for a grand total of \$1,146,226.60; and that the District pay for all construction costs over \$1,000,000 if additional Emergency Watershed Program funds are not allocated by the Natural Resources Conservation Service.
  - b. Elk Creek EWP Right-of-Way Acquisition: It is recommended that the appraised amounts of \$21,967 for Tract #1 (Nelson), \$27,834 for Tract #2 (Knudsen), \$48,503 for Tract #3 (Albrecht), \$27,951 for Tract #4 (Mari), and \$75,933 for Tract #5 (Roost), be approved for the Elk Creek Emergency Watershed Project, that the General Manager be authorized to execute for and on behalf of the District the purchase agreements and any related documents in the acquisition of the five before mentioned tracts for the Elk Creek Emergency Watershed Project, and that Account # 01-04-360-4430 (Elk/Pigeon Creek Drainage Project – Land Rights) be allowed to exceed 110% of the budgeted amount of \$35,000, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
4. Pigeon/Jones Site 15, Amendment to the Professional Services Contract with Olsson Associates: It is recommended that the maximum, not-to-exceed amount for professional services contract with Olsson Associates for the Pigeon/Jones Site 15 Project, be increased to \$1,733,583; and that the General Manager, for and on behalf of the District, should execute a contract amendment providing for such increase.

5. Information on Request from Summit Township Board to Hard Surface an 11/2 Mile Stretch to the Summit Lake Park: Recommendation that this item be tabled until a formal request is received by the Summit Township Board.
6. Maximum Low Impact Development (LID) Control Structure Assistance Program, for Incorporation to the District Policy Manual: Recommendation that this item be tabled to the April Subcommittee Meeting.
7. Burt County Request to Reallocate Cost-Share for FY 2014: Motion failed in Subcommittee.

**\*Agenda Item 9.C. – Finance, Expenditure and Legal Subcommittee:** The minutes of the March 12, 2013, 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. Renewal of Orizon Contract: It is recommended that the General Manager be authorized to execute for and on behalf of the District, a contract for auditing services with HSMC Orizon, LLC for FY 2013 through FY 2015, subject to changes deemed necessary and approved as to form by District Legal Counsel.
2. Update on W-3 Project – Camden Eminent Domain Case: It is recommended that the following resolution be adopted:

BE IT RESOLVED that District Legal Counsel should be and is hereby authorized and directed to file an appeal to the Nebraska Court of Appeals from the orders adverse to the District made by the District Court of Washington County in the Camden eminent domain cases for the W-3 Project.

**\*Agenda Item 10. A.-J. - Financials**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the February 2013, 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 February, 2013, 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. – Subcommittee Assignment:**

Dave Klug, Chairperson  
John Conley, Vice-Chairperson  
Tim Fowler  
Patrick Leahy  
Ron Woodle  
Patrick Bonnett, Alternate

BE IT RESOLVED that Ad Hoc Subcommittee appointments, as presented by the Chairperson, are hereby approved.

**\*Agenda Item 13.A. – Taking from the Table Suspension of the Final Design Contract for Dam Site 15A:**