

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
April 10, 2008**

***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 April 10, 2008, Board of Directors Meeting:

None to date.

Agenda Item 7 A. and B.:

BE IT RESOLVED that the March 13, 2008, Papio-Missouri River NRD Board meeting minutes and the March 12, 2008, Dakota County Rural Water Advisory Board meeting minutes be approved as printed.

***Agenda Item 9.A. – Finance, Expenditures and Legal Subcommittee**

BE IT RESOLVED that the minutes of the April 8, 2008, 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. P-MRNRD 2007 Audit – Recommendation that the FY2007 Audit Report and management letter, prepared by Bland and Associates, be accepted and that the General Manager be directed to file an authenticated copy of the audit report with the Nebraska Auditor of Public Accounts and the Nebraska Natural Resources Commission.
2. Purchase of Eagle Ridge Development Company Property for the Rumsey Station Wetland Project – Recommendation that the General Manager be authorized to execute the proposed agreement with Eagle Ridge Development Company providing for the purchase by the District of 25.86 acres of land in the SE1/4 of Section 25, Twp 14 N, R12E, Sarpy County, Nebraska, for the price of \$334,540, subject to a satisfactory Phase I

Environmental Assessment and subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel, the Board of Directors hereby also determining that the project for which this purchase is made will be predominantly for the general benefit of the District with only an incidental special benefit.

3. Policy regarding Requests for Information – Recommendation that the following policy be adopted and included in the Directors Policy Manual:

22.2 – Miscellaneous - Public Record Availability

1. Any person may examine public records maintained by the District during the District's business hours, make memoranda or abstracts from such records, or make copies of such records, upon written request to the General Manager of the District for an appointment to view such records at its Omaha office.
 - a. A request letter and its envelope should be addressed to the District's Omaha office, marked "Records Request," and include the requester's name, mailing address and day time telephone number in the event the District needs to contact the person.
 - b. The request should reasonably describe the records being sought and, whenever possible, include specific information about each record sought, such as the date, title or name, author, recipient, and subject matter. The District does not conduct research to determine what records to provide.
 - c. If the request does not sufficiently describe the records to allow the District to locate them, the District may require additional information to be provided.
 - d. A written request for the District to provide copies of records shall be considered an agreement that the person requesting the copies will pay 25 cents per copy made by the District on a standard 8½ x 11 inch sheet of paper. Original records shall not be removed from the District's premises.
 - e. The District will not provide copies of materials that are subject to copyright law.
2. Upon receipt of a written request for access to or copies of a public record, the District will provide the requested record(s) for examination, or the copies requested, as soon as practicable but no later than four (4) business days after the written request is received; except that, if the entire request cannot reasonably be fulfilled within four business days due to significant difficulty or extensiveness of the request, the District will notify the requester in writing as to the reasons for the delay, including the earliest practicable date for fulfilling the request, and provide an estimate of the expected cost of any copies and an opportunity for the requester to modify or prioritize the items within the request.
3. Any person requesting photographic or other copies of public records must pay for the cost of reproduction in the amount of 25 cents per copy made on standard 8 ½ x 11 inch paper. Any person requesting maps, aerial photographs, digital disks or audio copies must pay the cost of reproduction in an amount determined by the District to cover the actual costs of making the records available. Charges for sales tax, and postage if necessary, shall be assessed on all requests.

4. The District may withhold records in accordance with Neb. Rev. Stat. 84-712.05. Any reasonably segregable public portion of such record shall be provided upon request after deletion of the portions which may be withheld.
5. Any person denied a request for public records by the General Manager or his or her designee shall receive a written response in accordance with Neb. Rev. Stat. 84-712.04. Any person denied a request for public records may seek review in accordance with Neb. Rev. Stat 84-712.03.

[April 10, 2008]

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

BE IT RESOLVED that the minutes of the April 8, 2008, 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. Proposal to House UNL Extension in Dakota County - Recommendation that the District offer office space to UNL Extension in the District's Dakota County Service Center at a rental rate of \$20,000 per year in Fiscal Years 2009 and 2010, and at a rental rate of \$10,000 per year in Fiscal Year 2011; and, that the Interlocal Cooperation Act Agreement between the District and Dakota County be amended to limit that County's maximum payment for road design, land rights, demolition and construction at Pigeon Jones Site #15 to \$300,000.
2. Update on ENWRA Helicopter Electromagnetic (HEM) Survey – No action required.
3. Fontenelle Nature Association Request to Cost Share on Watershed Stabilization Study – Recommendation that the application from Fontenelle Nature Association for cost sharing for the NET Watershed Stabilization Study be approved in the amount of \$10,000, subject to funding in the FY 2009 Budget and Corps of Engineers' approval of Section 22 funding.
4. FY 09 Urban Cost Share Program Applications – Recommendation that the applications of the following entities be approved, subject to funding in the FY 2009 Budget, and that the Board determine that their respective programs will be predominantly for the general benefit of the District with only an incidental special benefit:
 - RECREATION AREA DEVELOPMENT PROGRAM: City of South Sioux City for \$15,125, City of Papillion for \$35,793, and the City of Blair for \$50,000 be approved, for a total of \$100,918, subject to funding in the FY 2009 budget.
 - TRAILS ASSISTANCE PROGRAM: City of LaVista for \$52,367, the City of Bennington for \$41,428, the City South Sioux City for \$16,820, the City of Springfield for \$56,439, the City of Papillion for \$49,896, and the City of Fort Calhoun for \$17,040 be approved, for a total of \$233,990, subject to funding in the FY 2009 budget.

- URBAN DRAINAGEWAY PROGRAM: Brookhaven SID for \$499,500, the City of Papillion for \$54,900, the City of Valley for \$38,850, the City of Bellevue for \$54,073, the City of Omaha (Keystone Trail) for \$71,650, the City of Omaha (Cole Creek) for \$851,800, and the City of Omaha (Cambridge Oaks) for \$70,800, for a total of \$1,641,573, subject to funding in the FY 2009 Budget.
 - URBAN CONSERVATION ASSISTANCE PROGRAM: City of Papillion for \$22,440, and City of South Sioux City for \$25,000, for a total of \$47,440 be approved, subject to funding in the FY 2009 budget.
5. Papillion Creek Bank Stabilization Project Bids – Recommendation that the General Manager be authorized to execute a contract for rock rip-rap bank stabilization work at six sites on the Papillion Creek System with Midwest Dumpers, Inc., for its total base bid of \$326,150.

***Agenda Item 9.C. – Personnel, Legislative and Public Affairs Subcommittee**

BE IT RESOLVED that the minutes of the April 8, 2008, 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. P-MRNRD Wage and Salary Administration Program for 2008 – Recommendation that the Wage and Salary Program changes be tabled for one month.
2. GM Evaluation – No action taken.

***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 March, 2008, 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, 2008, 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.