

Final: August 13, 2003

Papio-Missouri River
Natural Resources District
Board of Directors Meeting
August 14, 2003
8:00 p.m.

AGENDA

* = Board action required

** = Items to be approved with adoption of Consent Agenda

PLEDGE OF ALLEGIANCE

1. **Meeting Called to Order** – Chairperson Fred Conley
2. **Quorum Call**
 - ** A. Excused Absences
- *3. **Adoption of Agenda**
- *4. **Adoption of Consent Agenda** (All agenda items indicated by a double asterisk will comprise the consent agenda and will be acted on in a single motion. Items may be deleted from the consent agenda by request of any Board member.)
5. **Proofs of Publication of Meeting Notice**
- **6. **Approval of Minutes:**
 - A. Approval of July 10, 2003, Board Meeting Minutes
 - B. Approval of July 9, 2003, Dakota County Rural Water Advisory Board Meeting Minutes
7. **Agency and Association Reports:**
 - A. Natural Resources Conservation Service Report – Don Doty, District Conservationist
 - B. Nebraska Natural Resources Commission Report – Beverly Donaldson, Metro Area

C. Nebraska Association of Resources Districts Report – Director Rubin

1. NARD 2003 Annual Meeting, September 21-23, 2003, Kearney, NE

D. Report on Annual Nebraska Water & Natural Resources Tour –Director Nichols and GM Oltmans

8. **Subcommittee Reports:**

* A. Finance, Expenditures and Legal Subcommittee (August 12, 2003) – Director Connealy

1. West Branch Channel Project (84th to 96th Street) Property Exchange with Bellino Properties LLC – Recommendation that the General Manager be authorized to execute (1) an exchange agreement with Bellino Properties, LLC for properties located southeast of 96th Street and Cornhusker Road, calling for a net payment to the District in the amount of \$60,850, in favor of the District and (2) such additional documents to effectuate the transaction as deemed necessary by the General Manager and approved as to form by District Legal Counsel; and, that such agreement and offer be subject to acceptance by Bellino Properties, LLC, within the next 5 months.
2. Final Consideration of Addition of District Policy 16.8 – District Property – Vehicle Replacement Schedule – Recommendation that District Policy 16.8 District Property – Vehicle Replacement Schedule be adopted and incorporated into the District Policy Manual and that such policy be effective commencing with Fiscal Year 2005.
3. FY 2004 Budget :

*** PUBLIC HEARING -- Papio-Missouri River NRD FY 2004 Budget** – Steve Oltmans, Hearing Officer

*** ADOPTION OF FY 2004 BUDGET**

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that the budget document attached hereto and incorporated herein by reference, showing Total Requirements of \$24,091,018.34 and Property Tax Requirement of \$10,701,211.59 be and is hereby adopted as the Fiscal Year 2004 budget of the Papio-Missouri River Natural Resources District.

BE IT FURTHER RESOLVED that the Board of Directors of the Papio-Missouri River Natural Resources District hold a Public Hearing to set the Final Property Tax Request and Tax Levy for Fiscal Year 2004 at the September 11, 2003 Board of Directors meeting, after final valuations have been received from Douglas, Sarpy, Dodge, Washington, Burt, Thurston and Dakota Counties.

* B. Programs, Planning and Operations Subcommittee (August 12, 2003) – Director

1. Western Sarpy/Clear Creek Flood Reduction Project – Project Cooperation Agreement (PCA) with U.S. Army Corps of Engineers – Recommendation that the District authorize the General Manager to sign the Project Cooperation Agreement and adopt the following resolution be adopted:

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that: (a) the Western Sarpy/Clear Creek Flood Reduction Project (“the Project”) will provide general benefit to the District with only an incidental special benefit; (b) the General Manager of the District should be, and is hereby, authorized and directed to execute a Project Cooperation Agreement with the Department of the Army, the Lower Platte North Natural Resources District, and the Lower Platte South Natural Resources District for Construction of the Project, in the form as presented to this meeting together with any amendments thereto determined necessary by the General Manager and approved as to form by District Legal Counsel; and, (c) the General Manager should be, and is hereby, authorized to execute such other and further documents that he determines are necessary to effectuate such Project Cooperation Agreement.

2. Lower Platte River Wildlife Management Area Proposal (Jansen Sand Pit Tract) for Environmental Trust Fund Application with Nebraska Game and Parks Commission and Ducks Unlimited – Recommendation that the General Manager be authorized to submit an application to the Nebraska Environmental Trust for the Lower Platte River Wildlife Management Area Project (Jansen Tract).
3. Grant Application and Agreement with FEMA for the West Papillion Creek Watershed Floodplain Remapping Project – Recommendation that the following resolution be adopted:

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District, that the District should apply to the Federal Emergency Management Agency (FEMA) under the FEMA Cooperating Technical Partners (CTP) Program, for CTP grants in the maximum obtainable amount (presently estimated to be \$349,900) towards the cost of mapping activities needed to update the FEMA flood maps for the West Branch Papillion Creek and its tributaries, and should apply for technical assistance, training, data and other assistance available from FEMA under the CTP Program to support such mapping activities; and, be it further resolved, that the General Manager of the District is hereby authorized to execute, for and on behalf of the District, Applications for Federal Assistance for such FEMA CTP grants, a CTP Cooperative Agreement with FEMA, CTP Mapping Activity Statements, and such other applications, assurances, certificates, reports and other documents, and amendments thereto, as the

General Manager determines necessary to obtain such CTP grants and other mapping activity assistance from FEMA.

- C. Personnel, Legislative and Public Affairs Subcommittee (August 12, 2003) – Director Nichols
1. Update and Discussion of Changes in GM’s Insurance Policy and Annuity Plan to Comply with Today’s Tax Code, etc., - No action required at this time.
 2. Amendment to District Policy 17.5 – Information and Education Program to include Environmental Education Grants Program – Recommendation that PLPA Subcommittee members provide input to Emmett Egr and that the issue to held over for one month.
 3. Establish GM Goals for FY 2004 – Recommendation that the General Manager’s goals for FY 2004 be adopted as written.

* 9. **Treasurer's Report** – Director John Conley

- A. District
- B. Dakota County Rural Water Supply
- C. Washington County Rural Water Supply
- D. Thurston County Rural Water Supply
- E. Elkhorn River Bank Stabilization Project
- F. Elkhorn Breakout Project
- G. Elk/Pigeon Creek Drainage Project
- H. Western Sarpy/Clear Creek Project

10. **Chairperson's Report:**

- *A. Cities of Omaha, Ralston, Bellevue, Papillion and LaVista, and Douglas and Sarpy County Letters Requesting the P-MRNRD to Proceed with the Appointment of an Ad-Hoc Consultant Selection Subcommittee to Develop a Stormwater Fee System on behalf of the Papillion Creek Watershed Partnership
- *B. Appointment of Ad-Hoc Consultant Selection Subcommittee to Develop a Stormwater Fee System [Contingent on Board action on Agenda Item 10.A.]:

Jim Thompson, Chairperson
Pete Rubin, Vice-Chairperson
Tim Fowler
Melissa Gardner
Barb Nichols

11. **General Manager's Report:**

- A. I&E Report
- B. Personnel/Miscellaneous Items
- C. Report On Purchases – Construction Services, Professional Services, Personal Property
- D. Current and On-Going Programs – P-MRNRD Legal Counsel
- E. NNRC Notification of FY 2004 Funding for Western Sarpy/Clear Creek Project
- F. News Clips

12. **Informational Items:**

A. Future Meetings:

- Sept. 1, 2003 Labor Day, P-MRNRD Offices Closed
- Sept. 4, 2003 Water Quality Open, Quarry Oaks
- Sept. 9, 2003 P-MRNRD Subcommittee Meetings
- Sept. 11, 2003 P-MRNRD Board Meeting, Dakota City, NE (Public Hearing to Set FY 2004 Tax Levy will be held as a portion of the meeting.)
- Sept. 21-23, 2003 NARD Annual Conference, Kearney, NE
- Oct. 7, 2003 P-MRNRD Subcommittee Meetings
- Oct. 9, 2003 P-MRNRD Board Meeting

B. Other Informational Items

- C. Next Meeting -- September 11, 2003, Dakota City, NE

13. **Adjournment**

**PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT
BOARD MEETINGS
RIGHT TO SPEAK**

The following rules and regulations shall govern the conduct and privilege to speak of persons attending open meetings of the District:

- A. Prior to the convening of the meeting, the General Manager shall post an agenda at the door of the meeting room.
- B. A Request to Address the Board sheet shall be posted with the agenda and citizens wishing to speak at the meeting shall so indicate on this sheet and specify the agenda item or items on which they desire to be heard.
- C. During the consideration of each agenda item the Chairperson shall call upon citizens who have indicated a desire to be heard on such item, in the order in which the Chairperson shall determine. The Chairperson, in his or her discretion, may also allow other citizens to be heard after all those who have given prior indication of a desire to speak have been heard on such item.
- D. Every citizen speaking at the meeting shall begin his or her remarks by stating his or her name and postal address.
- E. All citizens remarks shall be directed to the Chairperson who shall determine by whom any appropriate response shall be made.
- F. The Chairperson may limit or allot the time allowed for the remarks of citizens called upon to be heard, and may rule any such citizen out of order for exceeding such limitation, or for remarks which are repetitious or irrelevant.

Papio-Missouri River Natural Resources District Directors' Policy Handbook
Operations Policy 4.8 Board Meetings - Right to Speak
[December 5, 1986]