

Final: August 11, 2004

**Papio-Missouri River  
Natural Resources District  
Board of Directors Meeting  
August 12, 2004  
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 Rich Jansen
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 8, 2004, Board Meeting Minutes
7. **Agency and Association Reports:**
  - A. Sarpy County Sheriff's Department – Lt. Russell Zeeb

- B. Natural Resources Conservation Service Report – Don Doty, District Conservationist
- C. Nebraska Association of Resources Districts – Director Tesar
- D. Lower Platte River Corridor Alliance Report – Rodney Verhoeff

**8. Public Hearing for Washington County Rural Water System #2 - Steve Oltmans, Hearing Officer**

**9. Subcommittee Reports:**

\*A. Programs, Projects and Operations Subcommittee (August 10, 2004) – Director John Conley

1. Amendment No. 2 to Papillion Creek Watershed-Stage II Study Agreement with HDR Engineering to Add Financing Options Assessment of Multi-Reservoir Analysis –

➤ Recommendation that the following resolution be adopted:

“WHEREAS, the intent of the Papio-Missouri River Natural Resources District is to develop plans for Papio Watershed Dam Sites 1 and 3C that are consistent with the following goals and objectives:

- 1. Minimize acres taken from the tax rolls,
- 2. Maximize dollars received by original landowners for land rights,
- 3. Minimize tax dollars that are spent by the District to develop such projects, and
- 4. Maximize the tax valuation of Washington County.

THEREFORE, BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that the District shall first complete its preliminary plans for Dam Sites 1 and 3C and thereafter hold a series of public meetings to study and determine the development methods that are most feasible for the District and most acceptable to the landowners, citizens and supervisors of Washington County.”

➤ Recommendation that the General Manager be authorized to execute Amendment No. 2 to the Papillion Creek Watershed Study – Stage II Contract with HDR Engineering, Inc., and increase the maximum fee from \$370,000 to \$434,000.

2. Approval of Schematics and Preliminary Plans for the Amphitheater at Walnut Creek Recreation Area – Recommendation that the District give written approval to the preliminary plans for the Amphitheater, that the Papillion Area Concert Band (PACB) be required to provide final plans and cost estimates as required by the existing agreement, and that the lease between the District and the PACB clearly delineate that PACB will be responsible for operation and maintenance of the parking lot.
3. Draft Cooperative Agreement with Game and Parks for Youth Mentored Hunting on Vencil’s Island – Recommendation that the General Manager be authorized to negotiate an agreement with the Nebraska Game and Parks Commission for youth-mentored hunting and fishing on the Glasshoff tract at Vencil’s Island in Sarpy County with the provision that the youth water fowl hunting on the Glasshoff tract be limited to the current two-day youth season; and, that the agreement be brought back to the Board for approval.
4. Bids for Silver Creek Watershed Sites 32 and 33 – Recommendation that the bid of Glup Construction, Inc., in the amount of \$153,996.82 for construction of Silver Creek Sites 32 and 33 be approved and accepted, and that the General Manager be authorized to execute the necessary contract documents.
5. Contract Award for Washington County Rural Water #2 Water Tower – Recommendation that the bid from Landmark Structures in the amount of \$1,377,000 for construction of the Washington County Rural Water System #2 water tower be approved and accepted, and that the General Manager be authorized to execute the necessary contract documents.

\*B. Finance, Expenditures and Legal Subcommittee (August 10, 2004) – Director Connealy

1. FY 2005 Budget:

**\* PUBLIC HEARING -- Papio-Missouri River NRD FY 2005 Budget – Steve Oltmans, Hearing Officer**

**\* ADOPTION OF FY 2005 BUDGET**

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that the attached budget document incorporated herein by reference, showing Total Requirements of \$31,781,456.31 and Property Tax Requirement of \$14,975,911.03 be and is hereby adopted as the Fiscal Year 2005 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 2005 at the September 9, 2004 Board of Directors meeting, after final valuations have been received from Douglas, Sarpy, Dodge, Washington, Burt, Thurston and Dakota Counties.

2. Western Sarpy/Clear Creek Flood Reduction Project – Sarpy County Side Riverside Cabins Purchase Agreements [Executive Session, if needed] – Recommendations: (1) that the General Manager be authorized to execute a purchase agreement for the Site 8L (Closner) permanent levee easement calling for a purchase price of \$1,000; and (2) that, in accordance with the following resolution, eminent domain proceedings be filed by the DISTRICT to acquire the Site 2L (Hansen), 5L (Grothe), and 6L Vosler easements.

**\*10. Treasurer's Report** -- Director John Conley

- A. District
- B. Dakota County Rural Water Supply
- C. Washington County Rural Water Supply #1
- D. Washington County Rural Water Supply #2
- E. Thurston County Rural Water Supply
- F. Elkhorn River Improvement Project Area
- G. Elkhorn River Breakout Project
- H. Elk/Pigeon Creek Drainage Project
- I. Western Sarpy Drainage Improvement Project Area

**11. Chairperson's Report** – Chairperson Rich Jansen

**\*A. District Policy regarding Development of State Legislation –**

1. Take Consideration of Amendments to District Policy 12.7 from the Table
2. Recommendation that the amendments to the policy entitled “District Policy 12.7 General Manager – Monthly Report” be approved and incorporated into the District Policy Manual.

**B. Subcommittee Appointments**

**C. September 9, 2004 Board Meeting Activities:**

- |            |                                                                                      |
|------------|--------------------------------------------------------------------------------------|
| 12:30 p.m. | Directors' Tour                                                                      |
| 5:45 p.m.  | Dinner at Vince Kramper's Farm                                                       |
| 7:45 p.m.  | Groundbreaking for Dakota County Service Center                                      |
| 8:00 p.m.  | Board Meeting at Dakota City, City Council Chambers (Public Hearing to Set Tax Levy) |

**\*D. Resignation of Director Melissa Gardner and Filling Vacancy in Subdistrict #7**

**12. General Manager's Report – Steve Oltmans**

- 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. Papio Creek Watershed Partnership Update
- F. Cunningham Lake, Section 1135 Program – Ecosystem Restoration Project
- G. Nebraska Legislature Natural Resources Committee Hearing, August 31, 2004, NRC – Board Room at 1:30 p.m.
- H. News Clips

**13. Informational Items:**

A. Future Meetings:

- |                   |                                                                                                |
|-------------------|------------------------------------------------------------------------------------------------|
| August 17, 2004   | Lower Platte River Corridor Alliance Quarterly Meeting, 9:30 a.m., NRC                         |
| August 31, 2004   | Nebraska Legislature Natural Resources Committee Hearing, NRC – Board Room at 1:30 p.m.        |
| September 1, 2004 | Water Quality Open, Nebraska City, NE                                                          |
| September 7, 2004 | P-MRNRD Subcommittee Meetings                                                                  |
| September 9, 2004 | P-MRNRD Board Meeting Activities                                                               |
|                   | 12:30 p.m. Directors' Tour                                                                     |
|                   | 5:45 p.m. Dinner at Vince Kramper's Farm                                                       |
|                   | 7:45 p.m. Groundbreaking for Dakota County Service Center                                      |
|                   | 8:00 p.m. Board Meeting at Dakota City, City Council Chambers (Public Hearing to Set Tax Levy) |
| Sept, 26-28, 2004 | NARD Annual Conference, Kearney, NE                                                            |

October 12, 2004 P-MRNRD Subcommittee Meetings

October 14, 2004 P-MRNRD Board Meeting

October 14-15, 2004 Law of the Missouri River – Water Rights, Management and Policy, Sheraton Hotel, Omaha, NE

B. Other Informational Items

C. Next Meeting – September 9, 2004, at Dakota City, Council Chambers

## **15. 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]