



**PAPIO-MISSOURI RIVER  
NATURAL RESOURCES DISTRICT  
BOARD OF DIRECTORS MEETING  
August 11, 2005  
MINUTES**

**PLEDGE OF ALLEGIANCE**

**MEETING CALLED TO ORDER:** A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Natural Resources Center, 8901 S. 154<sup>th</sup> Street, Omaha, NE on August 11, 2005. The meeting was called to order by Chairperson, Rich Jansen, at 8:00 p.m.

**QUORUM CALL:** The following Directors were present for the Quorum Call:

Fred Conley	Joe Neary
John Conley	John Schwope
Dick Connealy	Rich Tesar
Tim Fowler	Jim Thompson
Rick Kolowski	Rich Jansen
Dorothy Lanphier	

**ADOPTION OF AGENDA:**

- **MOTION NO. 1:** It was moved by Director Fred Conley and seconded by Director Thompson that the agenda be adopted.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea	-	Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Absent	-	None

**ADOPTION OF CONSENT AGENDA:**

- **MOTION NO. 2:** It was moved by Director John Conley and seconded by Director Connealy that the following resolution be adopted:

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 August 11, 2005 Board of Directors Meeting:

None

Agenda Item 6 A.:

BE IT RESOLVED that the July 14, 2005, Papio-Missouri River NRD Board meeting minutes be approved as printed.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea	-	Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Absent	-	None

**PROOFS OF PUBLICATION OF MEETING NOTICE:** Notice of the meeting was published in the Omaha World Herald on August 4, 2005. The District's June, 2005, expenditures were published in the Douglas County Gazette on August 2, 2005. The Chairperson ordered the Proofs of Publication recorded in the minutes of this meeting. (They are contained as part of the file copy of these minutes.)

**AGENCY AND ASSOCIATION REPORTS:**

A. Natural Resources Conservation Service: Verlon Barnes, NRCS District Conservationist at the NRC office in Omaha, reported on Natural Resources Conservation Service activities for the past month. The NRCS Report is posted to the District website.

B. Nebraska Association of Resources District Report: Director Tesar reported that the NARD 2005 Annual Conference is scheduled for September 25-27, 2005 at the Holiday Inn in Kearney, NE. He encouraged Directors to attend.

C. Lower Platte River Corridor Alliance Report: Rodney Verhoeff, Alliance Coordinator, noted that his report was posted to the P-MRNRD website. He reminded Directors of the next quarterly meeting to be held on August 16, 2005, at 9:30 a.m. at the Natural Resources Center. He pointed out that the 2005 Water Quality Open would be held September 1, 2005 at Quarry Oaks Golf Course. He invited Directors to attend both events. He also reported that the July 15<sup>th</sup> and 29<sup>th</sup> Airboat Tours were successful and thanked Directors Tesar, Kolowski and Lanphier for their participation.

**PUBLIC HEARING - P-MRNRD FY 2006 BUDGET:**

Chairperson Jansen appointed General Manager Oltmans as Hearing Officer. Hearing Officer Oltmans submitted the following exhibits for the record.

- Exhibit 1 - Agenda
- Exhibit 2 - Proof of Publication of Hearing Notice and Budget Summary --  
Omaha World-Herald – August 6, 2005
- Exhibit 3 - Fact Sheet - FY 2006 Budget
- Exhibit 4 - P-MRNRD FY 2006 Expenditures/Revenues Pie Chart
- Exhibit 5 - 2005 Tax Levy Comparisons
- Exhibit 6 - FY 2006 Budget Worksheets

Mr. Oltmans then reviewed the proposed budget. The proposed budget calls for total requirements of \$31,178,289.02 (\$31,128,289.02 – general and \$50,000 – sinking funds). The total property tax requirement is \$15,730,401.58. The projected tax levy is 0.039386. It was noted that the District has not received final valuations from the County Assessors’ Offices. These would be available by August 20<sup>th</sup>. The Board will hold a public hearing at the September Board meeting to formally set the tax levy for FY 2006. Mr. Oltmans then reviewed specific District programs and projects.

Mr. Oltmans then opened the floor to the public. The following individual(s) addressed the Board:

- ➔ Doug Kagan, 12320 Williams, Omaha, NE, representing the Nebraska Taxpayers for Freedom (A copy of Mr. Kagan’s statement is attached to the file copy of these minutes.)
- ➔ Todd Andersen, 7272 County Road 25, Kennard, NE

There were no further comments.

Hearing Officer Oltmans then closed the Public Hearing and returned the floor to Chairperson Jansen.

**1% INCREASE TO THE BUDGETED RESTRICTED FUNDS FOR LID CALCULATION FOR FY 2006 BUDGET**

- **MOTION NO. 3** It was moved by Director Fred Conley and seconded by Director Schwope that the following resolution be adopted:

BE IT RESOLVED THAT the Board of Directors of the Papio-Missouri River Natural Resources District approves an additional increase of 1% in the Total Funds Subject to Limitation, pursuant to Neb. Rev. §§ 13-518 through 13-522.

Roll call vote was held on the motion. The motion carried on a vote of 8-yea and 3-nay.

- Voting Yea - Conley (Fred), Conley (John), Fowler, Kolowski, Schwope, Tesar, Thompson, Jansen
- Voting Nay - Connealy, Lanphier, Neary

Abstaining - None  
Absent - None

**SUBCOMMITTEE REPORTS:**

A. Personnel, Legislative and Public Affairs Subcommittee: Director Fred Conley reported that the PLPA Subcommittee met on August 4, 2005 and gave a recap of the meeting.

- **MOTION NO. 4** It was moved by Director Fred Conley and seconded by Director Thompson that the following recommendation be adopted:

*PLPA Recommendation #1* Establish GM Goals for FY 2006 – Recommendation that the General Manager’s Goals for FY 2006 be approved as presented.

Roll call vote was held on the motion. The motion carried on a vote of 10-yea and 1-nay.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Neary, Schwope, Tesar, Thompson, Jansen  
Voting Nay - Lanphier  
Abstaining - None  
Absent - None

- **MOTION NO. 5** It was moved by Director Fred Conley and seconded by Director Kolowski that the following recommendation be adopted:

*PLPA Recommendation #2* General Manager Employment Agreement – Recommendation that the Agreement to Extend the General Manager Employment Agreement be approved, as presented.

Roll call vote was held on the motion. The motion carried on a vote of 8-yea and 3-nay.

Voting Yea - Conley (Fred), Conley (John), Fowler, Kolowski, Schwope, Tesar, Thompson, Jansen  
Voting Nay - Connealy, Lanphier, Neary  
Abstaining - None  
Absent - None

B. Programs, Projects and Operations Subcommittee: Director John Conley reported that the PPO Subcommittee met on August 9, 2005 and gave a brief recap of the meeting. He indicated that the Subcommittee was briefed on the Southern Sarpy County Sewer and Water Study and that no action was required at this time.

- **MOTION NO. 6** It was moved by Director John Conley and seconded by Director Fred Conley that the following recommendation be adopted:

*PPO Recommendation #2:* Nebraska Innovation Zone Commission and Appointment of P-MRNRD Representative, pursuant to the Nebraska Opportunity Zone Act, LB 546: Recommendation that the General Manager be appointed as the District's representative to the Nebraska Innovation Zone Commission and that the Assistant General Manager be appointed as the alternate.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Absent - None

•• **MOTION NO. 7** It was moved by Director John Conley and seconded by Director Fowler that the following recommendation be adopted:

*PPO Recommendation #3* West Branch Channel Project Access Road Bids: Recommendation that the bid submitted by Dostal Construction Co., Inc., for \$22,120 be accepted for the West Branch Channel Project Trail #1 Access Road Project

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Absent - None

C. Finance, Expenditures and Legal Subcommittee: Director Connealy reported that the FEL Subcommittee met on August 9, 2005 and gave a brief report of the meeting.

•• **MOTION NO. 8** It was moved by Director Connealy and seconded by Director Fred Conley that the following recommendation be adopted:

*FEL Recommendation #2* **ADOPTION OF FY 2006 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 \$31,178,289.02 (\$31,128,289.02 – general and \$50,000 – sinking fund) and Property Tax Requirement of \$15,730,401.58, be and is hereby adopted as the Fiscal Year 2006 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 2006 at the September 8, 2005 Board of Directors meeting, after final valuations have been received from Douglas, Sarpy, Dodge, Washington, Burt, Thurston and Dakota Counties.

GM Oltmans pointed out that later on in the meeting the Board would be considering changing the date of the September Board meeting from September 8<sup>th</sup> to September 15<sup>th</sup>. He suggested that the date be stricken from the resolution and read "September Board of Directors meeting." Both Directors Connealy and Fred Conley agreed to the change.

**Amendment No. 1 To Motion No. 8** It was moved by Director Connealy and seconded by Director Lanphier that the motion be amended to delete \$625,000 for preliminary design of DS 1 and 3C from line item 03 13-01 4400 Papio Reservoirs - Professional Services.

Roll call vote was held on the amendment to the motion. The amendment failed on a vote of 3-yea and 8-nay.

Voting Yea - Connealy, Lanphier, Neary  
Voting Nay - Conley (Fred), Conley (John), Fowler, Kolowski, Schwoppe, Tesar, Thompson, Jansen  
Abstaining - None  
Absent - None

Roll call vote was held on Motion No. 8. The motion carried on a vote of 8-yea and 3-nay.

Voting Yea - Conley (Fred), Conley (John), Fowler, Kolowski, Schwoppe, Tesar, Thompson, Jansen  
Voting Nay - Connealy, Lanphier, Neary  
Abstaining - None  
Absent - None

•• **MOTION NO. 9** It was moved by Director Connealy and seconded by Director Fred Conley that the following recommendation be adopted:

*FEL Recommendation #2* Right of Way for West Branch Channel Project – Iverson Property - Recommendation that the General Manager be authorized to execute the proposed purchase agreement with E & M Iverson Family Partnership LTD for the District's purchase of 6.404 acres of West Branch Channel Project ROW for \$64,102.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen  
 Voting Nay - None  
 Abstaining - None  
 Absent - None

**TREASURER'S REPORT:**

- **MOTION NO. 11:** It was moved by Director John Conley and seconded by Director Fowler that the following resolution be adopted:

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (l) claims listed in the July 2005, 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/Clear Creek Project, the project bills listed on the July 2005, 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.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwope, Tesar, Thompson, Jansen  
 Voting Nay - None  
 Abstaining - None  
 Absent - None

**CHAIRPERSON'S REPORT:**

A. Change Date of P-MRNRD September Board Meeting to September 15, 2005:  
 Chairperson Jansen reported that there had been some scheduling conflicts with the September 8<sup>th</sup> Board meeting in Dakota City and asked the Board to consider moving the date of the meeting to September 15<sup>th</sup>.

- **MOTION NO. 12:** It was moved by Director John Conley and seconded by Director Kolowski that the following resolution be adopted:

BE IT RESOLVED that the Pappio-Missouri River Natural Resources District September Board of Directors meeting be held on September 15, 2005 at 8:00 p.m. at the Natural Resources Center in Dakota City, NE.

It was noted that there were several other activities planned in conjunction with the meeting in Dakota City, i.e., Directors' Tour, Dinner at the Kramper Farm and Dedication of the Dakota County NRC. Details will be forthcoming.

Roll call vote was held on the motion. The motion carried unanimously.

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Kolowski, Lanphier, Neary, Schwoppe, Tesar, Thompson, Jansen  
 Voting Nay - None  
 Abstaining - None  
 Absent - None

**GENERAL MANAGER'S REPORT:** GM Oltmans noted that his report had been posted to the website and asked Directors to contact him if there were any questions. He briefed the Board on the Public Meeting, sponsored by the Department of Natural Resources, on August 10, 2005 in Fremont regarding LB 962. Director Lanphier suggested that a workshop for Directors regarding LB 962 be held.

**INFORMATIONAL ITEMS:**

A. Future Meetings: The Chairperson reviewed the following upcoming meetings with the Directors:

- August 15, 2005 Public Information Meeting Prior to Department of Natural Resources Public Hearing – New Rules and Regulations related to the Boundary of the Douglas-Saunders County Game Refuge, 7:00 p.m., at the Lower Platte North NRD, Wahoo, NE
- August 16, 2005 Department of Natural Resources Public Hearing – New Rules and Regulations related to the Boundary of the Douglas-Saunders County Game Refuge, 9:30 a.m., at the Lower Platte North NRD, Wahoo, NE
- August 16, 2005 Lower Platte River Corridor Alliance Quarterly Meeting, 9:00 a.m., NRC
- September 1, 2005 Water Quality Open, Quarry Oaks, South Bend
- September 13, 2005 P-MRNRD Subcommittee Meetings



- September 15, 2005 P-MRNRD Board Meeting - Meeting will be held at the Natural Resources Center in Dakota City, NE (Public Hearing to Set Tax Levy pursuant to state statutes and the adopted budget at the August 11, 2005 Board meeting after receiving final property tax valuations in late August.)
- Sept. 25-27, 2005 Nebraska Association of Resources Districts Annual Conference, Kearney, NE
- September 27, 2005 Nebraska Natural Resources Commission Meeting, Kearney, NE
- October 11, 2005 P-MRNRD Subcommittee Meetings
- October 13, 2005 P-MRNRD Board Meeting

B. Next Meeting: The next regularly scheduled meeting of the P-MRNRD Board of Directors will be held on September 15, 2005, at the Dakota County NRC

**ADJOURNMENT**: Being no further business, the meeting adjourned at 9:20 p.m. by acclamation.

I, the undersigned, Secretary of the Pappio-Missouri River Natural Resources District, hereby certify that the foregoing are true and correct minutes of a meeting of the Board of Directors of the District held on August 11, 2005, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the District; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; and, that all news media requesting notification of the meeting of said body were provided advance notification of the time and place of said meeting.

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Richard Tesar  
District Secretary