

**Programs, Projects, and Operations Subcommittees
Meeting Minutes
August 11, 2008**

A meeting of the Papio-Missouri River Natural Resources District’s Programs, Projects, and Operations Subcommittee was held at the Natural Resources Center, 8901 South 154th Street, Omaha, Nebraska, on August 11, 2008. The meeting was called to order by Chairperson John Conley at 8:00 p.m.

QUORUM CALL: Quorum call was taken. The following subcommittee members were in attendance.

Subcommittee Members Present	Subcommittee Members Absent	Other Directors Present	Others in Attendance
John Conley		Dorothy Lanphier	John Winkler
Rich Tesar		Jim Thompson	Marlin Petermann, NRD
Rick Kolowski		Scott Japp	Paul Peters, NRD Legal
John Schwope		Fred Conley	Shawn Melotz
David Klug			Jack Borgmeyer, Midwest
			Brian Marple, OA
			Dave Johnson, NDEQ
			John Callen, JEO
			Dave Haldeman, NDEQ
			John Camden
			Mary Camden
			NRD Staff

Adoption Of Agenda

- **It was moved by Director Schwope and seconded by Director Kolowski that agenda be adopted.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Klug, Kolowski, Schwope, Tesar, J. Conley
 Voting Nay: None
 Abstaining: None
 Absent: None

Proof Of Publication: Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on August 6, 2009. The Chairperson ordered the Proof of Publication recorded in the minutes of this meeting.

Amendment To Interlocal Agreement With City Of Waterloo For JEO Consulting Group Contract For The Waterloo Levee Design:

Amanda Grint briefed the Subcommittee on a contract amendment with JEO Consulting for additional professional services for the design of the Waterloo levee improvements. The District has an interlocal agreement with the Village of Waterloo to cost share 50/50 on the design of levee improvements. The total cost of the JEO contract amendment is \$41,000 and the Village requests that the District revise the current interlocal to allow for a 50/50 cost share of the contract amendment. This would increase the District contribution by \$20,500 for a total District cost share of \$219,000. The amendment resulted mainly from out of scope work to design and additional 4000 linear feet of levee improvements, title and easement work, additional public outreach and coordination with Union Pacific Railroad.

- **It was moved by Director Klug and seconded by Director Tesar that the Subcommittee recommend to the Board of Directors that the General Manger be authorized to execute a revised interlocal agreement with the Village of Waterloo that provides for the equal sharing of the enclosed Contract Amendment from JEO Consulting Group for the Design of Levee Improvements for an increase in the maximum fee to \$219,000 subject to changes deemed necessary by the General Manager and District Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Absent: None

Discussion Regarding Public Hearing For Abe’s Trash Service, Inc., Construction And Demolition Waste Landfill Request For Expansion (Requested By Director Bradley):

John Winkler informed the Subcommittee of information that has been provided based on Director Bradley’s request at the July Board meeting for the expansion of Abe’s Construction and Demolition Landfill located just north of Dutch Hall Road in Washington County. Dave Johnson and Dave Haldeman with the Nebraska Department of Environmental Quality (NDEQ) were present to answer questions. NDEQ noted that Abe’s existing landfill is approximately 24 acres and was permitted in 1998 with two renewals. They plan to expand the landfill to approximately 48 acres and the expansion conforms with NDEQ’s rules and regulations for construction and demolition landfills. During the 30 day public notice some concerns from nearby landowners were documented and a public hearing is scheduled for August 27th at 7 pm. A public information session will be held prior to the public hearing. NDEQ noted that in the 1990s the regulations were revised for construction and demolition landfills to remove a requirement for a liner. These types of landfills accept construction material however, no hazardous materials such as asbestos, are allowed. Inspections are conducted annually and upon receiving complaints. NDEQ noted that to date the Abe’s landfill has had only minor infractions. NDEQ addressed a question about monitoring wells and noted that 2 wells are present that are piezometers which monitor the ground water level. No action taken.

Zorinsky Water Quality Basins 1 And 2 – Professional Services Contract Amendment

With Olsson & Associates : Gerry Bowen updated the Subcommittee on the status of the 2007 contract with Olsson Associates for planning and analysis of proposed water quality basins Zorinsky #1 and Zorinsky #2 to meet objectives of the Community Based Watershed Plan for Zorinsky basin. The first phase of this contract included working with the Corps, landowners and analyzing alternatives for each site. Brian Marple, Olsson Associates, gave the Subcommittee a review of the alternatives analysis for each of the proposed sites. Using a matrix to compare alternatives, a concrete weir structure was the selected alternative for ZB1 and ZB2. Gerry Bowen explained that ZB1 is currently in the Papillion Creek Watershed Partnership Implementation Plan and therefore staff requested Olsson to put together a contract amendment to design, permit and construct the preferred alternative for ZB1. It was noted that an additional contract amendment will be brought to the Board when construction of ZB2 is planned.

- **It was moved by Director Kolowski and seconded by Director Klug that the Subcommittee recommend to the Board that the General Manager be authorized to execute the proposed contract amendment with Olsson Associates for professional engineering services for the Zorinsky Basin 1 and 2 Project, and that the “not-to-exceed” amount be increased from \$73,705 to \$302,487, subject to changes deemed necessary by the General Manager and accepted as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Absent: None

Local Public Agency Designation: Gerry Bowen briefed the Subcommittee on the process that the District must follow for administering federal transportation funds that we receive for trail projects. In order for the District to utilize federal transportation funds it must be certified as a Local Public Agency (LPA) which involves considerable training and certification. Gerry Bowen noted that he had attended training and will soon be certified as an LPA. To complete the certification process all agencies receiving these funds must adopt a resolution addressing the consultant selection process, National Environmental Policy Act (NEPA), Uniform Relocation Assistance and Real Property Acquisition, and Federal Financial Management Systems Certification.

- **It was moved by Director Klug and seconded by Director Kolowski that the Subcommittee recommend to the Board that the resolution, as presented, be approved and incorporated into the District Policy Manual.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Absent: None

Amendments To Recreation Area Rules & Regulations: Jerry Herbster presented amended rules and regulations to the Subcommittee for review and approval. The rules and regulations have been amended to address items realized with the opening of new Platter River access and the re-opening of Elkhorn Crossing. The amendments include registering for camping, a note to address vehicles left after rec area closing hours, prohibiting glass containers, and providing quiet hours for water craft motors. The Subcommittee discussed striking “smokes tobacco in any form,” from Section 2, Item b, and correcting minor misspelling errors.

- **It was moved by Director Tesar and seconded by Director Schwope that the motion be amended to strike “smokes tobacco in any form,” from Section 2, Item b and correction of minor misspelling errors of the Papio-Missouri River Natural Resources District Recreation Areas Rules and Regulations.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Absent: None

- **It was moved by Director Schwope and seconded by Director Tesar that the Subcommittee recommend to the Board that the revised Rules and Regulations for All District Recreation Areas be adopted as amended.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Absent: None

Test Of Emergency Transfer Of Water From Wash. County Rw #1 To The City Of Blair:

Dick Sklenar briefed the Subcommittee on a test completed June 23, for the emergency transfer of water from Washington County Rural Water #1 to the City of Blair. Dick presented photos from the test and noted that it was successful. An editorial from the City of Blair newspaper was included. Dick noted that that test is expected to be conducted every five years. No action required.

Changes To District Programs And Policies (Director Japp): Director Japp noted that he would like to update and revise several District projects and programs. After discussion on these items it was determined that Item 2, Item 5 subsection B, Item 6, and Item 8 may be eliminated from further discussion.

- **It was moved by Director Schwope and seconded by Director Kolowski that this item be postponed until the September Subcommittee meeting.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None

Abstaining: None
Excused Absence: None

Interlocal Cooperation Act Agreement For The Lower Platte Phragmites Management Program:

John Winkler summarized the weed management effort last year on the Lower Platte phragmites removal and described an interlocal agreement proposed for the Papio Missouri River NRD, Lower Platte South NRD, and Lower Platte North NRD to maintain the weed control effort. The agreement would establish a control/maintenance program that would cost share 50/50 with landowners and counties. Each NRD would contribute \$20,000 this fiscal year to be utilized in the program.

- **It was moved by Director Tesar and seconded by Director Kolowski, that the subcommittee recommend to the Board of Directors that the Interlocal Cooperation Act Agreement Lower Platte River Phragmites Management Program be adopted and that the General Manager be authorized to execute the agreement as to form agreeable to legal counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5 to 0.

Voting Yea: Schwope, Tesar, Kolowski, J. Conley, Klug
Voting Nay: None
Abstaining: None
Excused Absence: None

Adjournment: Being no further business, the meeting adjourned by acclamation at 7:55 p.m.