

**Programs, Projects, and Operations Subcommittee
Meeting Minutes
February 8, 2011**

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 February 8, 2011. The meeting was called to order by Chairperson John Conley at 6:30 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
David Klug		Gus Erickson	John Winkler
Jim Thompson		Tim Fowler	Marlin Petermann
Fred Conley		Scott Japp	Martin Cleveland
John Conley		Dorothy Lanphier	Gerry Bowen
Rich Tesar		Rick Kolowski	Bill Warren
			Jean Tait
			Dick Sklenar
			Trent Heiser
			Paul Peters
			Amanda Grint
			Lori Laster
			Bob Mussetter, Tetra Tech
			Mike Sotak, Tetra Tech
			Jeff Thompson, City of Papillion

Adoption of Agenda

- **It was moved by Director Klug and seconded by Director Fred Conley that the agenda be adopted.**

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

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
 Voting no: None
 Abstain: None
 Absent: None

Proof of Publication: Public notice of the meeting was posted at all District offices and in the Omaha World-Herald on February 3, 2011. The proof of publication affidavit is included with the file copy of these minutes.

Elkhorn River IPA Project:

a. Project Evaluation and Recommendations:

Gerry Bowen briefed the Subcommittee on the history of the Elkhorn River IPA project and introduced Bob Mussetter of Tetra Tech. Mr. Mussetter discussed the Tetra Tech Technical Memorandum on Preliminary Observations and Recommendations for Repairs to Elkhorn River IPA Project in detail. He noted that the estimated cost for repairing Sites 2 thru 12 was about \$2.5 million.

There was public comment about Elkhorn River Recreation Area impact on neighbor's flood impact in 2010 and operational issues with the public use of area. There was public comment about a need to expand the field Site 8 (from the technical memo) repair area downstream. It was noted that repairs to the Elkhorn Crossing Recreation Area would be paid for by the District and not assessed to the landowners.

No Subcommittee action was taken.

b. Professional Services Contract with Tetra Tech: Gerry Bowen briefed the Subcommittee on the proposed Professional Services Contract with Tetra Tech for alternative evaluation, final design, environmental permitting, preparation of construction documents, bidding and construction observation for the Elkhorn River IPA project repairs. Marlin Petermann commented that staff believes the proposed repairs are emergency repairs and as such the District and FEMA should fund both the design and construction of these repairs, like it has done on other District projects, like Elk Creek.

- **It was moved by Director Klug and seconded by Director Rich Tesar that the Subcommittee recommends to the Board of Directors that the District waive its consultant selection procedures and that the General Manager be authorized to execute a professional engineering services agreement for the Elkhorn River IPA Bank Stabilization Project with Tetra Tech, Inc. with a maximum not-to-exceed fee of \$359,736, 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 5-0.

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar

Voting no: None

Abstain: None

Absent: None

c. Reinstatement of O&M Assessment: Gerry Bowen discussed the history of the Elkhorn River IPA Project O&M Assessment, the temporary stop on assessments and the need to reinstate assessments in order to maintain said project improvements. He noted that the annual special assessment on benefitted properties generates \$15,000 per year and the goal would be to maintain a minimum balance of \$250,000. Director Japp requested an Advisory Committee of landowners to be involved in recommending what the landowners prefer regarding possible repair sites.

- **It was moved by Director Tesar and seconded by Director Klug that the Subcommittee recommend to the Board that a special assessment for operation and maintenance of the Elkhorn River Bank Stabilization Project be levied in the amount of \$15,000 per year to achieve and maintain a minimum balance of \$250,000 in the Elkhorn River IPA Operation and Maintenance Fund.**

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

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
 Voting no: None
 Abstain: None
 Absent: None

Elkhorn River 240th Street (Sarpy County):

- a. Professional Services Contract with Tetra Tech: Gerry Bowen and Mike Sotak briefed the Subcommittee on the proposed Professional Services Contract with Tetra Tech for the design of Elkhorn River -240th Street Project Repairs. The scope of services includes alternative evaluation, final design and environmental permitting for the Elkhorn River 240th Street project repairs.
 - **It was moved by Director Klug and seconded by Director Fred Conley that the Subcommittee recommend to the Board that the District waive its consultant selection procedures and that the General Manager be authorized to execute a professional engineering services agreement for design services for the 240th Street Elkhorn River Stabilization Project with Tetra Tech, Inc. with a maximum not-to-exceed fee of \$136,852, 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 5-0.

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
 Voting no: None
 Abstain: None
 Absent: None

- b. Interlocal Agreement with Sarpy County: Gerry Bowen briefed the Subcommittee on the proposed Elkhorn River 240th Street Area Repairs Interlocal Agreement with Sarpy County for cost sharing for the design of the Elkhorn River -240th Street Project Repairs. The project design is to stabilize an eroding river bank near 240th Street. He noted that the cost share agreement is for a 50%/50% split of design costs. He noted that possible District/County agreement for construction administration and construction costs will be discussed in the future when alternative costs estimates are known.
 - **It was moved by Director Tesar and seconded by Director Klug that the Subcommittee recommend to the Board that the General Manager be authorized to execute an Interlocal Cooperation Act agreement with Sarpy County for the 240th Street Bank Stabilization Project, pending approval by Sarpy County and 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 5-0.

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
Voting no: None
Abstain: None
Absent: None

City of Papillion Recreation Area Development Application for Glenwood Hills Park Project:

Gerry Bowen and Jeff Thompson, City of Papillion briefed the Subcommittee on April 2010 NRD approval of cost share funding for City of Papillion Recreation Area Development for Glenwood Hills Park Project and the recent City request for increased cost share by the NRD to cover additional project costs due to floodplain zoning changes and need for additional design and expected additional construction costs.

- **It was moved by Director Klug and seconded by Director Fred Conley that the Subcommittee recommend to the Board that the maximum cost share amount for the City of Papillion's Glenwood Hills Park Recreation Area Development Project be increased from \$24,059 to \$30,000.**

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

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
Voting no: None
Abstain: None
Absent: None

Bid Opening for 2011 Long Reach Hydraulic Excavator: Jean Tait briefed the Subcommittee on the bids received for a 2011 Long Reach Hydraulic Excavator to replace the NRD's 1992 Link Belt Long Reach Hydraulic Excavator. She discussed the bids and the five year support agreement for the new machine.

- **It was moved by Director Fred Conley and seconded by Director Rich Tesar that the Subcommittee recommend to the Board that the bid from Nebraska Machinery Company with trade-in of the Districts' 1992 Link Belt serial Number D2I30195 and attachments for \$34,214.15 per year for the next 5 years and the purchase of the 5 year support agreement for \$5,274 be accepted.**

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

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
Voting no: None
Abstain: None
Absent: None

Water Tower Painting Contract for Thurston County Rural Water: Dick Sklenar briefed the Subcommittee on three bids received for the painting the interior of the tank of the Thurston County Rural Water Tower and noted that this activity is done on a periodic basis and the last time it was completed was in 1998. He noted that the lowest bid of \$27,840 from Maquire Iron Inc. was under the budgeted amount of \$30,000.

- **It was moved by Director Fred Conley and seconded by Director Klug that the Subcommittee recommend to the District's Board of Directors that the firm of Maquire Iron Inc. be awarded the contract in the amount of \$27,840.00 for the painting of the interior of the Thurston County Rural Water elevated reservoir.**

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

Voting yes: Klug, Thompson, Fred Conley, John Conley, Tesar
Voting no: None
Abstain: None
Absent: None

Changes to District Policies: –Director Japp reviewed his proposed District Policy Changes for policies 17.0-17.1, 17.10, 17.11, 17.17, 17.28, 17.37, 17.41, 17.8, 17.16 and 18.25. There was general discussion about fiscal impact of the proposed policy changes. No action was taken by the Subcommittee.

Request payment for payment of approximately \$6.5 million of the 1/3 requirement in the PCWP obligation for funds spent on land acquisitions for dams site #5: – Director Japp reviewed his proposed request for payment of \$6.5 million of the 1/3 requirement in the PCWP obligation for funds spent on land acquisition for Dam Site 5. There was general discussion about the proposed PCWP fund requirement and how it is not provided for in the current agreement. No action was taken by the Subcommittee

Adjournment: Being no further business, the subcommittee adjourned at 8:25 p.m. by acclamation.

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