

**Papio-Missouri River Natural Resources District  
Board of Directors Meeting  
Suggested Resolution  
January 13, 2005**

**Agenda Item 3:**

BE IT RESOLVED that the agenda be adopted.

**Agenda Item 4:**

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 January 13, 2005 Board of Directors Meeting:

None to date.

Agenda Item 6 A.:

BE IT RESOLVED that the December 9, 2004, Papio-Missouri River NRD Board meeting minutes and the December 15, 2004 Washington County Rural Water Advisory Board meeting minutes be approved as printed.

**Agenda Item 8.A.:**

BE IT RESOLVED that the January 11, 2005, minutes of the Joint Programs, Projects and Operations and Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendation of the Subcommittee is hereby adopted or approved.

1. Missouri River Trail – N.P. Dodge Park to Washington County Line – Recommendation that the District construct the entire length of the Missouri River Trail on the east side of the roadway from N.P. Dodge Park north to the Washington County line (Phase Two – Option “A”) and that the staff negotiate an agreement with HGM Associates, Inc., to complete the final design, right of way acquisition and construction services for the project, for consideration by the Board in February, 2005.
2. Pigeon/Jones Site 15 Recreation Area Concept Plan – Recommendation that the Pigeon/Jones Creek Site 15 Pre-Feasibility Study be accepted and that the Natural Resources Development Fund Project Proposal be submitted to the Department of Natural Resources for its consideration.

3. Request by Judith L. Adler to Allow Horseback Riding at Prairie View Rec Area (West side of 180<sup>th</sup> Street between Hwy 36 and Bennington Road) – Recommendation that the District not allow horseback riding or an equestrian trail at the Prairie View Recreation Area.
4. NRCS/NARD/NRD Interlocal Agreement for TSP Grant Funds – Recommendation that the General Manager be authorized to execute the Interlocal Agreement To Administer USDA-NRCS Funds Technical Services Providers with the NARD, in the form as presented to the Subcommittee meeting.
5. Floodway Property Purchase in Sarpy County – Recommendation that the General Manager be authorized to execute a Purchase Agreement with Alice and Wilma Pedersen to acquire a 2.73 acre parcel in the floodway of the Big Papillion Creek for \$128,000, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
6. Washington County Rural Water #2 Reimbursement Resolution – Recommendation that the following resolution be adopted:

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District, in the State of Nebraska, as follows:

Section 1. The Board of Directors hereby finds and determines that it is necessary and appropriate to declare an official intent to issue tax-exempt bonds and in addition the District's reasonable expectations to reimburse, if necessary, certain expenditures with the proceeds of such bonds as proposed to be issued in connection with additions and improvements to the District's Washington County Rural Water #2 project (the "Washington County Project").

Section 2. This resolution shall stand as a statement of the official intent of the District under Regulation Section 1.150-2 of the regulations of the United States Treasury and for such purpose the following information is hereby given:

1. A general functional description of the project for which expenditures may be made and reimbursement from bond proceeds provided is: additions and improvements to the Washington County Project, including water distribution lines and storage facilities and related real estate and real estate rights and equipment.

2. The maximum principal amount of tax-exempt debt expected to be issued for such project is \$4,000,000.

Section 3. If general or other funds of the District are advanced, construction period interest shall be charged to the project at the prime rate.

7. West Branch Channel Project (96<sup>th</sup> St. to Giles Road) OPPD Power Pole Relocation – Recommendation that the General Manager be authorized to contract with OPPD for the relocation of OPPD's 69KV power pole for the West Branch Papio Channel Project at an estimated cost of \$27,000.

8. West Branch Channel Project (2<sup>nd</sup> Street to Giles Road), Tracts #17 and #18 (Glen L. Gosch) Right of Way Acquisition [Executive Session, if needed] – Recommendation that the General Manager be authorized to execute an agreement with Glen L. Gosch to purchase tracts 17 and 18 for the amount of \$94,400, and execute such additional documents to effectuate those transactions as deemed necessary by the General Manager and approved as to form by District Legal Counsel.
  
9. Western Sarpy/Clear Creek Flood Reduction Project County Court Award by Board of Appraisers on Tract 2L (Hansen) Easement Right of Way Acquisition [Executive Session, if needed] – Recommendation that the District appeal to the District Court of Sarpy County from the award of Appraisers in the eminent domain proceedings to acquire permanent easements on the Hansen Tract (2L) for the Western Sarpy/Clear Creek Levee Project; deposit \$66,000 with the Clerk of the Sarpy County Court; and offer to stipulate that \$20,000 of such deposit may be withdrawn by the condemnee.

**Agenda Item 9. A.-I.:**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the December, 2004, 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 December, 2004, 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.