

PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT BOARD OF DIRECTORS MEETING MINUTES January 10, 2008

PLEDGE OF ALLEGIANCE

NOTIFICATION OF OPEN MEETINGS ACT POSTING AND MEETING PROCEDURE

<u>MEETING CALLED TO ORDER</u>: A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Natural Resources Center, 8901 S. 154th Street, Omaha, NE on January 10, 2008. The meeting was called to order by Chairperson Jim Thompson at 8:00 p.m.

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

Fred Conley
John Conley
Rick Patterson
Dick Connealy
Tim Fowler
David Klug
Dorothy Lanphier
Rick Patterson
John Schwope
Rich Tesar
Jim Thompson

Rick Kolowski

ADOPTION OF AGENDA:

•• MOTION NO. 1: It was moved by Director Connealy and seconded by Director Kolowski 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, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

ADOPTION OF CONSENT AGENDA:

•• MOTION NO. 2: It was moved by Director Connealy and seconded by Director

Fowler 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 January 10, 2008, Board of Directors Meeting:

None.

Agenda Item 7 A.:

BE IT RESOLVED that the December 13, 2007, 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, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

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 January 4, 2008. The District's November, 2007, expenditures were published in the Blair Pilot-Tribune on January 1, 2008. 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. <u>Natural Resources Conservation Service Report</u>: Verlon Barnes, District Conservationist at the Omaha NRCS office, reported on NRCS activities for the past month. He also reviewed the Cooperative Agreement between the Papio-Missouri River NRD and the Natural Resources Conservation Service.
- B. <u>Nebraska Association of Resources Districts Report</u>: Director Tesar reminded Directors that the NARD Legislative Conference was scheduled for February 5-6, 2008 at the Embassy Suites in Lincoln. He urged Directors to attend. It was also noted that the NARD Washington DC Trip is scheduled for March 8-12, 2008 and that Directors John Conley and Dave Klug and John Winkler and Marlin Petermann would be attending.
- C. <u>Lower Platte River Corridor Alliance Report</u>: Rodney Verhoeff reminded Directors of the 3 NRD Meeting to discuss LPRCA programs, projects and direction would be held on January 22, 2008, 3:00 8:00 p.m. at Mahoney State Park. He urged Directors to attend. He

also reported that Phase 2 of the Camp Ashland River obstruction removal was essentially completed.

D. <u>Legislative Report</u>: Rich Lombardi reported that the 100th Legislature, Second Session, is underway and that 145-150 bills had been submitted in the first 2 days. He added that to date there were no bills with an adverse impact to the District. He indicated that the meeting with the Governor to discuss the need for additional funding for the Resources Development Fund was not encouraging. The bonding bill, sponsored by Senator Kopplin could be introduced as early as Monday (January 14th). GM Winkler indicated that a copy of the draft bill will be sent to Directors.

SUBCOMMITTEE REPORTS:

A. <u>Programs, Projects and Operations Subcommittee:</u> Director John Conley reported that the PPO Subcommittee met on January 8, 2008 and gave a brief recap of the meeting.

•• MOTION NO. 3 It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #1 Agreement with Nebraska Land Trust for Cooperative Assistance

 Recommendation that the General Manager be authorized to execute the proposed Cooperative Assistance Agreement with the Nebraska Land Trust, calling for a \$5,000 payment by the District.

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

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

•• MOTION NO. 4 It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #2 Little Papio Creek (Dodge St to Cass St.) – Piccolo's Pointe

<u>Development Easement Agreements</u> – Recommendation that the General Manager be authorized to waive easement fee and execute the proposed Little Papio Creek/Piccolo's Pointe easement agreements, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

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

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

•• <u>MOTION NO. 5</u>

It was moved by Director John Conley that the following recommendation be adopted:

PPO Recommendation #3

Bids for Ice Jam Explosive Services Contract -Recommendation that the General Manager be authorized to negotiate and execute a contract with Dykon Explosive Demolition Corporation for explosive services in connection with Platte River ice jam removals, such contract to call for the General Manager to administer such contract in his discretion as representative of the District; and, such contract to call for the District to pay: (1) the prices bid by such contractor for the contract work (projected to amount to approximately \$30,000 per day); (2) the premium cost required for the District to become an additional insured under such contractor's commercial general public liability policy (projected to amount to approximately \$1,500 per day); (3) the premium cost of such additional insurance as the General Manager determines reasonable and necessary for such contractor and/or its subcontractors to procure in order to protect the interests of the District; and, (4) an amount that the General Manager determines reasonable and necessary for such contractor to pay for helicopter services as necessary for contract performance (projected to amount to approximately \$15,000 per day); and, such contract to contain such other terms, conditions and amendments as the General Manager determines reasonable and necessary and Legal Counsel approves as to form.

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

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

B. <u>Personnel, Legislative and Public Affairs Subcommittee:</u> Director Schwope reported that the PLPA Subcommittee met on January 8, 2008 and gave a brief recap of the meeting.

•• <u>MOTION NO. 6</u> It was moved by Director Schwope that the following recommendation be adopted:

PLPA Recommendation #1

<u>Hire One Full-Time Accounting Staff Position and Approval to Exceed 110% of Account #01 01-00 4550 – Salaries: Administrative/Clerical</u> – Recommendation that the General Manager be authorized to hire one full-time accounting staff

position and that salary determinations related to associated accounting personnel be authorized to exceed 110% of budgeted amounts for account 01-00 4550 Salaries-Administrative/Clerical.

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

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

TREASURER'S REPORT:

•• **MOTION NO. 7**:

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: (1) claims listed in the December, 2007, 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 Drainage District, the project bills listed on the December, 2007, 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, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

CHAIRPERSON'S REPORT:

- A. <u>Special Meeting of Elected Officials</u> Chairperson Thompson reported that he had scheduled a Special Meeting of Elected Officials on Saturday, February 2, 2008 at 9:00 a.m. 12:00 noon at the Scott Conference Center. The purpose of the meeting is to discuss stormwater management problems in local watersheds and potential solutions. He urged all Directors to attend.
- B. <u>Papio-Missouri River NRD 2008 Elections</u> Chairperson Thompson reminded Directors of the following dates:

February 15, 2008 - Incumbent Deadline for Filing March 1, 2008 - Non-Incumbent Deadline for Filing

May 13, 2008 - Primary Election November 4, 2008 - General Election

Chairperson Thompson also pointed out that the retrofit/replacement of all of the lights in the NRC building and the shop was complete. He stated that the new lighting is more efficient and provides a better light quality.

GENERAL MANAGER'S REPORT: GM Winkler noted that his report had been posted to the website and asked Directors to contact him if there were any questions. He pointed out that he had been contacted by some Directors requesting that the March Subcommittee meeting date be changed because some Directors and staff would be in Washington DC.

•• MOTION NO. 8 It was moved by Director Connealy and seconded by Director Kolowski that the following resolutions be adopted:

BE IT RESOLVED that the March Papio-Missouri River NRD Subcommittee meetings be held on Thursday, March 6, 2008 instead of Tuesday, March 11, 2008.

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

Voting Yea - Conley (Fred), Conley (John), Connealy, Fowler, Klug, Kolowski,

Lanphier, Patterson, Schwope, Tesar, Thompson

Voting Nay - None Abstaining - None Absent - None

INFORMATIONAL ITEMS:

A. <u>Future Meetings</u>: The Chairperson reviewed the following upcoming meetings with the Directors:

January 21, 2008 P-MRNRD Offices Closed – Martin Luther King Holiday

January 22, 2008	3 NRD Meeting to Discuss Lower Platte River Corridor Alliance, Mahoney State Park, 3:00 – 8:00 p.m.
January 24, 2007	Papillion Creek Watershed Partnership Meeting at 10:00 a.m. at NRC
February 2, 2008	Special Meeting of Elected Officials at 9:00 a.m. – 12:00 Noon, at the Scott Conference Center, 6450 Pine St., Omaha, NE
February 5-6, 2008	NARD Legislative Conference, Embassy Suites, Lincoln, NE
February 10-13, 2008	National Association of Conservation Districts 2008 Annual Meeting, Reno, NV
February 12, 2008	P-MRNRD Subcommittee Meetings
February 14, 2008	P-MRNRD Board Meeting
February 15, 2008	Incumbent Deadline for Filing
February 18, 2008	Presidents' Day – P-MRNRD Offices Closed
February 19, 2008	Papillion Creek Watershed Partnership Public Forum, UNO, WH Thompson Alumni Center, 6001 Dodge St., Omaha at 4:30 – 7:30 p.m.
February 21, 2008	Papillion Creek Watershed Partnership Public Forum, Northwest High School, 8204 Crown Point, Omaha, 4:30 – 7:30 p.m.
February 25, 2008	Papillion Creek Watershed Partnership Public Forum, Papillion LaVista South High School, 10799 Hwy 370 4:30 – 7:30 p.m.
February 27, 2008	Papillion Creek Watershed Partnership Public Forum, Millard West High School, 5710 S. 176 th Ave., Omaha, NE 4:30 – 7:30 p.m.
February 28, 2008	Papillion Creek Watershed Partnership Public Forum, Bellevue Lied Activity Center, 2700 Arboretum Dr., Bellevue, NE, at 4:30 – 7:30 p.m.
March 1, 2008 -	Non-Incumbent Deadline for Filing
March 4, 2008	Papillion Creek Watershed Partnership Public Forum, Concordia High School, 15656 Fort St., Omaha 4:30 – 7:30 p.m.

March 6, 2008 Papillion Creek Watershed Partnership Public Forum,

Dana College, 2848 College Dr., Blair, NE

4:30 - 7:30 p.m.

March 6, 2008 P-MRNRD Subcommittee Meetings

March 8-12, 2008NARD Washington DC Trip

March 13, 2008 P-MRNRD Board Meeting

B. <u>Next Meeting</u>: The next regularly scheduled meeting of the P-MRNRD Board of Directors will be held on February 14, 2008 at the NRC.

ADJOURNMENT: Being no further business, the Chairperson declared that the meeting was adjourned at 9:05 p.m.

I, the undersigned, Secretary of the Papio-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 January 10, 2008, 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 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.

Richard Tesar District Secretary