

**Programs, Projects, and Operations Subcommittees  
Meeting Minutes  
January 8, 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 154<sup>th</sup> Street, Omaha, Nebraska, on January 8, 2008. 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
John Conley - Chairman	David Klug *	John Schwope	Marlin Petermann, NRD
Rich Tesar-Vice-Chairman		Tim Fowler	Martin Cleveland, NRD
Rick Kolowski		Dick Connealy	Jim Becic, NRD
Fred Conley			Paul Peters, NRD Legal
Jim Thompson**			Trent Heiser, NRD
			John Winkler, NRD
			David Sands, NLT
			Kenneth Hahn, Architect
			Katie Neddenep, OA
			Emmett Egr, NRD
			Steve Gage
			Shawn Melotz
			Jeff Lake, OA

\* Excused Absence

\*\* Alternate Voting Member

**NOTIFICATION OF OPEN MEETINGS ACT POSTING AND ANNOUNCEMENT OF MEETING PROCEDURE**

**ADOPTION OF AGENDA**

- ◆ It was moved by Director Fred Conley and seconded by Director Thompson that agenda be adopted.

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

Voting Yea: J. Conley, Tesar, Kolowski, F. Conley, Thompson

Voting Nay: None

Abstaining: None

Excused Absence: Klug

Absent: Klug

**PROOF OF PUBLICATION:** Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on January 4, 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.)

**AGREEMENT WITH NEBRASKA LAND TRUST FOR COOPERATIVE ASSISTANCE:** Jim Becic introduced Dave Sands with the Nebraska Land Trust. Mr. Sands provided a presentation on the Land Trust's recent work with the District in the Schramm Bluffs area to assess and obtain conservation easements. Mr. Sands pointed out that success in the Schramm Bluffs may help spur other areas of the Lower Platte River in the future.

- ❖ **It was moved by Director Fred Conley, and seconded by Director Kolowski, that the Subcommittee recommend to the Board 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 was taken on the motion. The motion carried on a vote five (5) to zero (0).

Voting Yea: J. Conley, Tesar, Kolowski, F. Conley, Thompson

Voting Nay: None

Abstaining: None

Excused Absence: Klug

Absent: Klug

**LITTLE PAPIO CREEK (DODGE STREET TO CASS STREET) PICCOLO'S POINTE DEVELOPMENT EASEMENT AGREEMENTS:**

Martin Cleveland introduced Kenneth Hahn with Kenneth Hahn Architects (representing Boesen Omaha Real Estate, LLC) and they reviewed the proposed redevelopment area near 76<sup>th</sup> and Dodge Street to be known as Piccolo's Pointe. Mr. Hahn discussed vacating existing easements the property owner currently has over NRD ROW and reviewed the need for new easements between the NRD and the developer. The proposed easements would enhance the developer's use of the land near the trail as a patio restaurant while improving the District's ingress and egress access. Mr. Hahn responded to Director's questions. Martin Cleveland then further reviewed the uses and rights of the proposed easements for both the developer and the District. Trail access was discussed.

Shawn Melotz expressed concerns regarding stormwater from the redevelopment area and recommended actions to reduce stormwater runoff. Jeff Lake with Olsson Associates noted that low impact design was being considered and worked out with District staff. Porous concrete was discussed.

- ❖ **It was moved by Director Thompson, and seconded by Director Fred Conley that the Subcommittee recommend to the Board 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 was taken on the motion. The motion carried on a vote five (5) to zero (0).

Voting Yea: J. Conley, Tesar, Kolowski, F. Conley, Thompson

Voting Nay: None

Abstaining: None

Excused Absence: Klug

Absent: Klug

**BIDS FOR ICE JAM EXPLOSIVE SERVICES CONTRACT:** Paul Woodward reviewed past action by District staff to replace John Ranney Co. as the explosives contractor following his departure from the business. He noted that previous informal bids from last year had been rejected and that new formal bids were solicited for a new 5-year contract beginning in 2008. Three bids were received on December 31, 2008 and the apparent “best and lowest” bidder was Dykon Explosive Demolition Corp. out of Tulsa, Oklahoma. Based on unit prices, their projected daily cost was approximately \$30,000. However, Paul Woodward noted that this cost does not include helicopter services, estimated to be \$15,000 per day, or insurance costs, estimated to be \$1,500 per day. Directors raised several questions regarding the proposed contract, helicopter service, and response time. Responses were provided by Paul Woodward, Paul Peters and Marlin Petermann.

- ❖ **It was moved by Director Tesar and seconded by Director Fred Conley that the Subcommittee recommend to the Board of Directors 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 was taken on the motion. The motion carried on a vote of five (5) to zero (0).

Voting Yea: J. Conley, Tesar, Kolowski, F. Conley, Thompson

Voting Nay: None

Abstaining: None

Excused Absence: Klug

Absent: Klug

**ADJOURNMENT:** Being no further business, the meeting adjourned by acclamation at 7:58 p.m.