



**PAPIO-MISSOURI RIVER  
NATURAL RESOURCES DISTRICT  
BOARD OF DIRECTORS MEETING  
May 12, 2005  
MINUTES**

**PLEDGE OF ALLEGIANCE**

**MEETING CALLED TO ORDER:** A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Natural Resources Center, 8901 S. 154<sup>th</sup> Street, Omaha, NE on May 12, 2005. The meeting was called to order by Chairperson, Rich Jansen, at 8:00 p.m.

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

Fred Conley	John Schwope
John Conley	Rich Tesar
Rick Kolowski	Jim Thompson
Dorothy Lanphier	Rich Jansen

**ADOPTION OF AGENDA:**

- **MOTION NO. 1:** It was moved by Director Tesar and seconded by Director John Conley that the agenda be amended to move Agenda Item #10.A. (Take from the Table and Final Consideration of Amendments/Addition to District Policies) to 7.E.

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

Voting Yea	-	Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	Connealy, Fowler, Neary
Absent	-	Connealy, Fowler, Neary

- **MOTION NO. 2:** It was moved by Director John Conley and seconded by Director Tesar that the agenda be adopted, as amended.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
 Voting Nay - None  
 Abstaining - None  
 Excused Absence - Connealy, Fowler, Neary  
 Absent - Connealy, Fowler, Neary

**ADOPTION OF CONSENT AGENDA:**

- **MOTION NO. 3:** It was moved by Director Fred Conley and seconded by Director Tesar that the following resolution be adopted:

Agenda Item 3.A.:

BE IT RESOLVED that the following Director(s) have an excused absence from the May 12, 2005 Board of Directors Meeting:

Dick Connealy  
 Tim Fowler  
 Joe Neary

Agenda Item 6 A.:

BE IT RESOLVED that the April 14, 2005, Papio-Missouri River NRD Board meeting minutes and the April 13, 2005, Dakota County Rural Water Advisory Committee meeting minutes be approved as printed.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
 Voting Nay - None  
 Abstaining - None  
 Excused Absence - Connealy, Fowler, Neary  
 Absent - Connealy, Fowler, Neary

**PROOFS OF PUBLICATION OF MEETING NOTICE:** Notice of the meeting was published in the Omaha World Herald on May 5, 2005. The District's March, 2005, expenditures were published in the Douglas County Gazette on May 3, 2005. 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. Natural Resources Conservation Service: Chuck Leinen, NRCS Civil Engineer at the NRC office, reported on Natural Resources Conservation Service activities for the past month. The NRCS Report is posted to the District website. He informed the Directors that Verlon Barnes has accepted the position of District Conservationist at the Omaha NRCS office.

He will report to work on May 29, 2005.

B. Nebraska Association of Resources District Report: Director Tesar distributed a flyer on the Blue River Basin Tour on June 20-21, 2005 that will be held immediately following the NARD Board Meeting in York. He encouraged Directors to attend.

C. Nebraska Natural Resources Commission Report:

Vince Kramper stated that he would like to give a brief update on the Nebraska Environment Trust Fund. He reported that the Grant Committee received 108 applications last year and that the Committee recommended approval of 72 projects for \$9 million. He noted that this was the 12<sup>th</sup> grant cycle and that \$80 million had been awarded to projects across the state of Nebraska. The next NETF meeting will be held on July 28-29, 2005 in Nebraska City.

Mr. Kramper reported that Nebraska Natural Resources Commission met on March 24<sup>th</sup> in Columbus and that the Commission authorized the Pappio-Missouri River NRD to proceed with an application and feasibility report for Pigeon/Jones Creek Dam Site 15 by Hubbard, NE. The next NNRC meeting will be held May 18 & 19, 2005 in Wahoo, NE. He noted that the Walnut Creek Rec Area transfer to the City of Papillion would be on the agenda.

He also reported that the Natural Resources Center in Dakota City was nearing completion and pointed out that this effort has created tremendous good will in the area. He stated that Directors would be able to see the new building in September when the Board travels to Dakota City for their meeting. He also invited Directors and staff to a picnic at his farm prior to the meeting.

D. Lower Platte River Corridor Alliance Report: Rodney Verhoeff, Alliance Coordinator, noted that his report was posted to the P-MRNRD website. He informed the Board that the next LPRCA quarterly meeting would be held on May 27, 2005, at 9:30 a.m. at the Natural Resources Center. He invited Directors to attend. He pointed out the following upcoming events: Platte River Air Boat Tour – July 15 and July 29; and Water Quality Open, September 1, 2005 at Quarry Oaks.

E. Take from the Table and Final Consideration of Amendments/Addition to District Policies:

- 1.3 Policy Manual – Effect of Policies
- 4.0 Board Meetings – Regular Monthly Meetings
- 4.2 Board Meetings – Emergency Meetings
- 15.9 District Property – Cost Shared Projects
- 16.9 District Property – Geocaching Regulations on All Properties Open for Public Use and Operated by P-MRNRD

•• **MOTION NO. 4** It was moved by Director John Conley and seconded by Director Tesar that the following amendments/additions to the District Policy Manual be taken from the table for final consideration.

- 1.3 Policy Manual – Effect of Policies
- 4.0 Board Meetings – Regular Monthly Meetings
- 4.2 Board Meetings – Emergency Meetings
- 15.9 District Property – Cost Shared Projects
- 16.9 District Property – Geocaching Regulations on All Properties Open for Public Use and Operated by P-MRNRD

Paul Peters, District Legal Counsel, explained the proposed changes to District policies. He stated that the changes to Policy 1.3 and the addition of Policy 15.9 would combine logically in that they would codify the existing practices of the District and codify what is common sense in that the Board by passing these changes is not prevented from adopting contracts or taking further actions that may ignore or deviate from the policies. Policy 4.0 would change the time of the regular Board meetings to 7:00 p.m. in the months of November through April instead of 8:00 p.m. Policy 4.2 is to clarify what needs to be done in conducting Emergency Meetings which essential says the District must make reasonable efforts to provide advance notification to the news media of the date, time, place and subject of the Emergency Meeting.

- **MOTION NO. 5.** It was moved by Director Tesar and seconded by Director Kolowski that the proposed amendments/addition to Policies 1.3, 4.2, 15.9 and 16.9 (as noted below) be approved and that Policy 4.0 be considered separately.

**1.3 Policy Manual - Effect of Policies.** Except as otherwise provided by law, or otherwise authorized, provided or necessarily implied by a subsequent resolution of the Board, these policies, including the appendices to these policies, shall govern the activities and administration of the District, superseding all prior resolutions of the Board in conflict herewith.

[December 5, 1986; May 12, 2005]

**4.2 Board Meetings - Emergency Meetings.** (Governed by Section 84-1411(5) R.R.S., 1999.) When it is necessary to hold an emergency meeting without reasonable advance public notice, the nature of the emergency shall be stated in the minutes and any formal action taken in such meeting shall pertain only to the emergency. Such emergency meetings may be held by means of electronic or telecommunication equipment. The provisions of Section 84-1411(4) R.R.S., 1999, shall be complied with in conducting emergency meetings, i.e., reasonable efforts shall be made to provide advance notification to the news media of the time, place and subject of the emergency meeting. Minutes specifying the nature of the emergency and any formal action taken will be available to the public no later than the end of the next regular business day.

[December 5, 1986; May 12, 2005]

**15.9 Purchasing – Cost-shared Projects.** Paragraphs 15.0 through 15.8 of these policies shall not apply to projects constructed by other governmental agencies, developers or other cooperators in accordance with cost-sharing agreements with the District that are specifically authorized by the Board. Paragraph 15.2 of these policies shall not apply to projects engineered by other governmental agencies, developers or other cooperators in

accordance with cost-sharing agreements with the District that are specifically authorized by the Board.

[May 12, 2005]

**16.9 District Property – Geocaching Regulations on All Properties Open for Public Use and Operated by P-MRNRD:**

**I. TERMS DEFINED:**

- a) *GEOCACHING* means an adventure game for users of GPS devices whereby individuals and organizations set up geocaches and share the locations of these geocaches on the internet. Other users of GPS devices then use such location coordinates to find the geocaches. Once found, a geocache may provide the finder with a variety of rewards. The finder often is asked leave something for the geocache.
- b) *GPS DEVICE* means an electronic device that can determine an approximate location on the planet using the federal satellite Global Positioning System.

**II. GEOCACHE PERMITS:**

- a) Placement of a geocache on District property must be preceded by the securing of a Special Use Permit. District property allowing the permitted placement of geocaches includes: Park and Recreation Areas, Management Areas, Conservation Corridors and Wildlife Management Areas. Permits may be obtained by contacting the District’s office at (402) 444-6222, on-line at [www.papionrd.org](http://www.papionrd.org) or in person at 8901 S. 154<sup>th</sup> Street, Omaha, Nebraska 68138.
- b) The applicant for a permit must provide a valid address, telephone number, e-mail address, vehicle license number, driver’s license number, and the web site address(es) on which the geocache location will be posted.
- c) The location of the geocache must be pre-approved by the General Manager or Park Superintendent, whose main concerns will be public safety and the prevention of undesirable impacts to natural and cultural resources. The General Manager or Park Superintendent will advise of any off-limits areas, other permitted geocaches and possible prescribed burn areas for the calendar year.
- d) Once a geocache is placed, the applicant must return to the District office to record the exact geocache location, including GPS coordinates, which then will be endorsed on the permit.
- e) All permits will be in effect for a calendar year. A new permit will need to be applied for and authorized each calendar year. If during the effective period of a permit, a permit holder wants to change the location of a geocache, a new permit must be issued and the effective permit cancelled.
- f) Upon the expiration of a permit, the permit holder is responsible for removing the geocache and for deleting the geocache location from all web sites and any other information sources. If the permit holder fails to remove the geocache, it will be removed by District staff and held for ten (10) days after which staff will dispose of the geocache and its contents. Confiscation and disposal by staff will be recorded and filed.

### III. GEOCACHE CONTAINERS AND CONTENTS:

- a) Geocache containers must be approved by the District.
- b) Geocache containers must be non-breakable, waterproof and have some form of latch or other closing mechanism to prohibit content exposure to wildlife.
- c) Geocache containers must be marked "Geocache Container" on the outside of the container.
- d) Geocache may not contain inappropriate or dangerous items, such as food, medications, personal/hygiene products, pornography, or weapons of any type. Log books are encouraged in lieu of exchange items.
- e) All geocaches are subject to random inspection by District staff, which may immediately remove any item held in a geocache deemed unacceptable.
- f) Non-permitted geocaches will be removed by District staff and held for 30 days. An attempt will be made to locate the geocache owner. If the geocache is not claimed in 30 days, staff will dispose of the geocache container and contents.

### IV. GEOCACHE LOCATIONS:

- a) The location of a geocache must be pre-approved by the General Manager, or Park Superintendent.
- b) Physical geocaches are prohibited inside, or attached to, any District facility or structure.
- c) Geocaches may not be placed in locations that may lead to the creation of spur trails.
- d) Geocaches may not be placed in dangerous, inappropriate, or protected areas and habitats, on cliffs, underground or underwater.
- e) No digging is permitted. Geocaches cannot be buried, nor may soil, vegetation or stones be disturbed to place a geocache.
- f) It's up to the geocache owner to periodically inspect the cache and the area to ensure that its impact on the area is minimal, if not nonexistent.

### V. COMPLIANCE

- a) The use of metal detectors in geocache searches is expressly prohibited.
- b) If geocaching activities as a whole are found to have negative impact on park resources, or if safety becomes an issue in geocache searches, the General Manager, or Park Superintendent may ban geocaching from certain areas of District property.
- c) Failure to comply with District guidelines will result in the revocation of effective geocaching permits. Continued failure to comply with these guidelines will prevent the issuance of any further geocaching permits to the non-compliant group or individual.
- d) All individuals participating in geocaching must park in designated parking lots. No off road parking is allowed.

[May 12, 2005]

Christine Jacobsen, Education/Volunteer Specialist, then reviewed Policy 16.9 that would establish rules and regulations to allow geocaching on all properties open for public use and operated by the P-MRNRD. She noted that if the Board approves this policy, the application form would be available on the District website.

The following individuals addressed the Board:

- Shawn Melotz, 10404 N. 132<sup>nd</sup> St., Omaha, NE in opposition to Policy 15.9.
- Tyler Mohr, 12101 Pawnee Road, Omaha, NE in opposition to Policy changes.
- John Timmermier, 14688 County Road 40, Kennard, NE, formally objected to Policy 15.9 on behalf of his wife and himself.
- LeRoy Sievers, 1248 O Street, Suite 100, Lincoln, NE filed a written objection to Policy 15.9. A copy of Mr. Sievers' objection is attached to the file copy of the minutes.
- Shawn Melotz, 10404 N. 132<sup>nd</sup> St., Omaha, NE, Vice President of the Papio Valley Preservation Association, stated that on behalf of the 500+ members, they join Mr. Sievers in his objection.

It was noted that a roll call vote had not been taken on Motion No. 4.

Roll call vote was held on Motion No. 4. The motion carried unanimously.

Voting Yea	-	Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	Connealy, Fowler, Neary
Absent	-	Connealy, Fowler, Neary

There was discussion.

**Amendment No. 1 to Motion No. 5** It was moved by Director Schwope and seconded by Director Lanphier that the policy amendments/changes be considered one by one.

Roll call vote was held on Amendment No. 1 to Motion No. 5. The amendment failed on a vote of 3-yea and 5-nay.

Voting Yea	-	Conley (Fred), Lanphier, Schwope
Voting Nay	-	Conley (John), Kolowski, Tesar, Thompson, Jansen
Abstaining	-	None
Excused Absence	-	Connealy, Fowler, Neary
Absent	-	Connealy, Fowler, Neary



- John Timmermier reiterated his objection to Policy 15.9.
- LeRoy Sievers reiterated his objection to Policy 15.9
- Shawn Melotz representing the Papio Valley Preservation Association joined Mr. Timmermier and Mr. Sievers in their objection.

Roll call vote was taken on Motion No. 5. The motion carried on a vote of 7-yea and 1-nay.

Voting Yea - Conley (Fred), Conley (John), Kolowski, Schwope, Tesar, Thompson, Jansen  
 Voting Nay - Lanphier  
 Abstaining - None  
 Excused Absence - Connealy, Fowler, Neary  
 Absent - Connealy, Fowler, Neary

- **MOTION NO. 5.** It was moved by Director Tesar and seconded by Director Fred Conley that the amendments to Policy 4.0 (see below) not be approved.

**4.0 Board Meetings - Regular Monthly Meetings.** Unless otherwise designated by the Board, the regularly scheduled monthly meeting of the Board shall be held on the second Thursday of each month, at the principal office of the District. Each meeting shall begin at 7:00 o'clock, p.m., in November through April and 8:00 o'clock, p.m. in May through October, unless otherwise designated. If, prior to the meeting time the General Manager and the Chairperson determine that weather conditions are or will be dangerous for travel to and from the meeting, the regularly scheduled monthly meeting shall be postponed until 8:00 o'clock p.m. on the Thursday following such scheduled meeting date, or, if such date is a legal holiday, until 8:00 p.m. on the second Thursday following such scheduled meeting date. The General Manager shall cause every reasonable effort to be made to notify each director of such postponement.

Roll call vote was taken on the motion. The motion carried on a vote of 6-yea and 2-nay.

Voting Yea - Conley (Fred), Conley (John), Kolowski, Tesar, Thompson, Jansen  
 Voting Nay - Lanphier, Schwope  
 Abstaining - None  
 Excused Absence - Connealy, Fowler, Neary  
 Absent - Connealy, Fowler, Neary

**SUBCOMMITTEE REPORTS:**

A. Finance, Expenditures and Legal Subcommittee: Director Thompson reported that the FEL Subcommittee met on May 10, 2005 and gave a brief report of the meeting.

- **MOTION NO. 7** It was moved by Director Thompson and seconded by Director Fred Conley that the following recommendation be adopted:

*FEL Recommendation #1*

Transfer of Lands at Boyer Chute National Wildlife Refuge to the Fish and Wildlife Service – Recommendation that the General Manager be authorized to sign the Agreement for the Purchase of Lands transferring ownership to the United States Fish and Wildlife Service of the 250 acre Nathan’s Lake site, the 400.17 acre Stratbucker property, the 40.43 acre Nebraska Board of Educational lands and Funds parcel and the 19.96 acre Roger’s tract, more or less, for the price of \$54,000, 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), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

•• **MOTION NO. 8** It was moved by Director Tesar and seconded by Director Fred Conley that the following recommendation be adopted:

*FEL Recommendation #2*

G&G Property Donation to P-MRNRD for Elkhorn River Public Access Site – Recommendation that the General Manager be authorized to execute the restrictive covenant and accept donated property from G&G Manufacturing Co. for the future establishment of a West Dodge Road public access site to the Elkhorn River.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

•• **MOTION NO. 9** It was moved by Director Tesar Conley and seconded by Director John Conley that the following recommendation be adopted:

*FEL Recommendation #3*

Deposit of Condemnation Award in Sarpy County Court for West Branch Channel Project ROW (Dittus) – Recommendation that the District deposit \$86,000 with the Clerk of the Sarpy County Court, allow such \$86,000 to be withdrawn by Condemnee Dittus, and not appeal to the District Court from the Award of Appraisers in

such eminent domain proceedings for fee simple title to the Dittus Tract #5 for the West Branch Channel Project; and, that the General Manager is authorized to execute an agreement to sell the District's 1.07 acres of adjacent former railroad right of way to Condemnee Dittus for \$21,400 if no appeal is filed by such Condemnee.

Paul Peters reported that he had received a counter offer from the Dittus family's attorney indicating that the Dittus family will accept the NRD's proposal if the NRD will add \$1,264 to the \$86,000 county court award for a total of \$87,264.

**Amendment No. 1 to Motion No. 9** It was moved by Director Fred Conley and seconded by Director Lanphier that \$1,264 be added to the \$86,000 award for a total award of \$87,264.

Roll call vote was held on the amendment. The amendment failed on a vote of 2-yea and 6-nay.

Voting Yea - Conley (Fred), Lanphier  
Voting Nay - Conley (John), Kolowski, Schwope, Tesar, Thompson, Jansen  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

Roll call vote was held on the original motion. The motion carried on a vote of 7-yea and 1-nay.

Voting Yea - Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - Conley (Fred)  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

B. Programs, Projects and Operations Subcommittee: Director John Conley reported that the PPO Subcommittee met on May 10, 2005 and gave a brief recap of the meeting.

•• **MOTION NO. 10** It was moved by Director John Conley and seconded by Director Fred Conley that the following recommendation be adopted:

*PPO Recommendation #1* Equestrian Use of Existing Mo-Pac Trail from Springfield South to Louisville – Recommendation that this issue be tabled.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

- **MOTION NO.11** It was moved by Director John Conley and seconded by Director Kolowski that the following recommendation be adopted:

*PPO Recommendation #2* Interlocal Agreement with the City of Papillion on Operation and Maintenance of Walnut Creek Recreation Area – Recommendation that the General Manager be authorized to execute the proposed Interlocal Cooperation Act Agreement for Operation and Maintenance of Walnut Creek Lake and Recreation Area (Dam Site 21) with the City of Papillion, and such other and further documents as necessary to effectuate such agreement, including a provision that surplus District equipment from the site be donated to the City, all subject to approval by the Nebraska Natural Resources Commission and also subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

James Blinn, Mayor City of Papillion, addressed the Board. He stated that he appreciated the on-going cooperation that the City has had with the NRD and looked forward to continuing this relationship in the future.

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

Voting Yea	-	Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	Connealy, Fowler, Neary
Absent	-	Connealy, Fowler, Neary

- **MOTION NO. 12** It was moved by Director John Conley and seconded by Director Schwope that the following recommendation be adopted:

*PPO Recommendation #3:* Development Agreement with SID 267 and SID 264 and City of Papillion for Shadow Lake Flood and Sediment Control Projects – Recommendation that the General Manager be authorized to execute the proposed Development Agreement with the City of Papillion, 370 L.L.C., SID 267, Shadow Lake Development L.L.C., and SID 264 for the Shadow Lake Flood and Sediment Control Projects, and such other and further documents as necessary to effectuate such agreement, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.

The following individuals addressed the Board:

- LeRoy Sievers, 1248 O Street, Suite 1000, Lincoln, NE, submitted written objections earlier in the meeting to this proposal and stated that he stood on those

written objections.

- John Timmermier, 14688 County Road 40, Kennard, NE, objected to the passage of this motion on behalf of himself and his wife.

Roll call vote was held on the motion. The motion carried on a vote of 7-yea and 1-nay.

Voting Yea - Conley (Fred), Conley (John), Kolowski, Schwope, Tesar, Thompson, Jansen  
Voting Nay - Lanphier  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

- **MOTION NO. 13** It was moved by Director John Conley and seconded by Director Fred Conley that the following recommendation be adopted:

*PPO Recommendation #4.* Letter of Agreement with Corps of Engineers for District Flood Hazard Mitigation Plan – Recommendation that the General Manager be authorized to execute a \$155,000 Sub-Grant Award Agreement with NEMA and a lump sum \$206,667 Professional Services Agreement with the U.S. Army Corps of Engineers for preparation of a Regional Multi-Hazards Mitigation Plan for the entire District, both 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 on a vote of 7-yea and 1-nay.

Voting Yea - Conley (Fred), Conley (John), Kolowski, Schwope, Tesar, Thompson, Jansen  
Voting Nay - Lanphier  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

- **MOTION NO. 14** It was moved by Director John Conley and seconded by Director Kolowski that the following recommendation be adopted:

*PPO Recommendation 5.* Equipment Purchases/Replacements for FY 2006 – Recommendation that the Board approve the FY 2006 Equipment Requirements, as presented, subject to FY 2006 budget.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None

Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

Director Conley reported that the Subcommittee had discussed a request from Director Lanphier that staff provide two alternatives to compensate for not using competitive bidding on cost share projects, pursuant to the proposed Policy 15.9 – Purchasing – Cost Shared Projects. No action was taken by the Subcommittee. Director Lanphier stated that she was disappointed in the staff's response. She stated that it was time to analyze the success of the alternate methods and look at historical records to determine the accuracy of the engineer's estimates, the unit cost projections, etc. She stated if the District does have a better way than the old competitive bidding process, we should be able to look at the evidence and share the results. She stated she would like to place this on a future agenda of the Board. Director Lanphier stated she would be willing to work with staff and other Directors to determine if the District is doing a good job of handling the taxpayers' money.

C. West Branch Tributary Crossings Ad Hoc Consultant Selection Subcommittee:  
Director Kolowski reported that the Ad Hoc Subcommittee had met on May 10, 2005 and gave a brief recap of the meeting.

- **MOTION NO. 15** It was moved by Director Kolowski and seconded by Director John Conley that the following recommendation be adopted:

*Ad Hoc Recommendation #1* Selection of Consulting Firms to be Interviewed – Recommendation that the firms of Schemmer Associates, Kirkham Michael Associates and Ehrhart Griffin Associates be interviewed for the West Branch Tributary Crossing design.

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

Voting Yea - Conley (Fred), Conley (John), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen  
Voting Nay - None  
Abstaining - None  
Excused Absence - Connealy, Fowler, Neary  
Absent - Connealy, Fowler, Neary

### **TREASURER'S REPORT:**

- **MOTION NO. 13:** It was moved by Director John Conley and seconded by Director Thompson 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 April 2005, 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 April 2005, 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), Kolowski, Lanphier, Schwope, Tesar, Thompson, Jansen
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	Connealy, Fowler, Neary
Absent	-	Connealy, Fowler, Neary

**CHAIRPERSON'S REPORT:** Moved to 7.E. on the agenda.

**GENERAL MANAGER'S REPORT:** GM Oltmans noted that his report had been posted to the website and asked Directors to contact him if there were any questions. A news clip from Channel 42 regarding a Wildlife Program at Benson West Elementary that was sponsored by the District was shown. Christine Jacobsen, Education/Volunteer Specialist, then briefed the Board on the District's information/education activities. GM Oltmans also noted that Directors will be receiving a copy of the Draft Supplemental Watershed Plan/Environmental Assessment for Rehab of Papio Creek Watershed Structures S-27, 31 and 32 in Sarpy County. It is anticipated that this item will be on the June agenda.

**INFORMATIONAL ITEMS:**

A. Future Meetings: The Chairperson reviewed the following upcoming meetings with the Directors:

May 18-19, 2005	Nebraska Natural Resources Commission Meeting, Lower Platte North NRD Offices, Wahoo, NE
May 19, 2005	Watershed Field Day at Chalco Hills Rec Area (King Science Center Water Festival)
May 20-21, 2005	Nebraska Trails Conference, South Sioux City, NE
May 22-25, 2005	9 <sup>th</sup> Annual Missouri River Natural Resources Conference, Pierre, SD
May 26, 2005	West Branch Tributary Crossings Ad Hoc Consultant Selection Subcommittee at 7:00 p.m., NRC
May 27, 2005	Lower Platte River Corridor Alliance Quarterly Meeting,

9:30 a.m., NRC

June 4, 2005	National Trails Day
June 7, 2005	P-MRNRD Subcommittee Meetings
June 9, 2005	P-MRNRD Board Meeting
June 13-14, 2005	National Association of Conservation Districts Northern Plains Region Leaders Meeting, Hays, KS
June 20, 2005	NARD Board Meeting, York, NE
June 20-21, 2005	Blue River Basin Tour (departing from York, immediate following the NARD Board Meeting)

B. Other Information Items: Jennifer Andersen, 7272 County Road 25, Kennard, NE, distributed a news article from the April 8, 2005, Midlands Business Journal – “Papio-Missouri River NRD Spurs Development with Recreational Twist.”

C. Next Meeting: The next regularly scheduled meeting of the P-MRNRD Board of Directors will be held on June 9, 2005, at the NRC

**ADJOURNMENT**: Being no further business, the meeting adjourned at 9:40 p.m. by acclamation.

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 April 14, 2005, 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 for 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.

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Richard Tesar  
District Secretary