

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
October 13, 2005**

***Agenda Item 3 - Agenda**

BE IT RESOLVED that the agenda be adopted.

***Agenda Item 4 – Consent Agenda**

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 October 13, 2005 Board of Directors Meeting:

John Conley

Agenda Item 6 A.:

BE IT RESOLVED that the September 15, 2005, Papio-Missouri River NRD Board meeting minutes be approved as printed.

***Agenda Item 8.A. – Papio Dam Sites 3C and 1 Preliminary Design Ad Hoc
Consultant Selection Subcommittee**

BE IT RESOLVED that the minutes of the October 11, 2005, Papio Dam Sites 3C and 1 Preliminary Design Ad Hoc Consultant Selection Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted or approved.

1. Selection of Consulting Firms to be Interviewed: Recommendation that the firms of Olsson Associates and HDR Engineering Inc., be interviewed for the Papio Dam Sites 1 and 3C preliminary Design Proposals.

***Agenda Item 8.B. – Programs, Projects and Operations Subcommittee**

BE IT RESOLVED that the minutes of the October 11, 2005, Programs, Projects and Operations Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Nebraska Land Trust Presentation – No action required.
2. Request from Village of Arlington for Water Quality Grant of \$350,000 – No action required at this time.
3. Management Agreement with Friends of Heron Haven – Recommendation that the General Manager be authorized to enter into the Management Agreement between the Papio-Missouri River Natural Resources District and the Friends of Heron Haven for the Heron Haven Wetlands Project, as presented to this meeting, subject to changes deemed necessary by the General Manager and approval as to form by the District Legal Counsel.
4. Second Addendum to Papio Dam Site 13 Purchase Agreement with Lyman Richey Corporation – Recommendation that the following resolution be adopted:

WHEREAS, on November 18, 2004, this Board of Directors determined that the District's project for purchase of rights-of-way and construction of a multi-purpose flood control dam and reservoir at the site of the formerly-proposed Corps of Engineers' Papillion Creek and Tributaries Lakes Project Dam Site 13, between Dodge and Blondo Streets and west of 192nd Street in Douglas County, would be of general benefit to the District, with only an incidental special benefit, and that such Dam Site 13 project should be carried out with general funds of the District; and,

WHEREAS, on December 9, 2004, this Board of Directors authorized the execution of a purchase agreement with Lyman Richey Corporation providing for the District's voluntary purchase of approximately 25 acres of land for such project, and providing for the exchange of certain easements, for a purchase price to be paid to Lyman-Richey Corporation in the sum of \$1,286,000, such purchase agreement being executed by the parties on or about March 1, 2005; and,

WHEREAS, on September 15, 2005, this Board of Directors authorized the execution of a First Addendum to Purchase Agreement, extending the closing of such purchase to October 28, 2005; and,

WHEREAS, additional modifications to the Purchase Agreement are necessary; and, therefore, a Second Addendum to Purchase Agreement, in the form as presented to this meeting, containing such modifications, including a reduction in the purchase price to be paid Lyman Richey Corporation to \$1,264,056.45, should be authorized and executed.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Papio-Missouri River Natural Resources District hereby confirms that the District's Dam Site 13 project, including, without limitation, the purchase of lands from and an exchange of easements with Lyman-Richey Corporation, will be of general benefit to the District, with only an incidental special benefit, and that such Dam Site 13 project should be carried out with general funds of the District; and, accordingly, resolves that the General Manager should be, and is hereby, authorized and directed to execute for and on behalf of the District the proposed Second Addendum to Purchase Agreement between the District and Lyman-Richey Corporation together with such other and further documents, approved as to form by District legal counsel, that are either part of such Purchase Agreement as modified by such First Addendum and such Second Addendum, or are documents that the General Manager determines necessary to effectuate the transactions called for by such purchase agreement, as modified by such First Addendum and such Second Addendum.

5. Update on HDR Engineering, Inc., Professional Services Contract for Papio Dam Site 13 – No action required at this time.
6. Aerial Photography Agreement with MAPA of Papio Watershed in Washington County – Recommendation that the General Manager be authorized to execute the Interlocal Agreement with the Metropolitan Area Planning Agency to obtain contours within the Papillion Creek Watershed in Washington County for the sum of \$56,175.00, as approved to form by District legal counsel.
7. Review of Final Design for the Elkhorn River/Hwy 64 Public Access – No action required.
8. FY 2006 Vehicle and Equipment Bids:
 - a. Purchase of 2006 Vehicles
 - (1.) Compact 4X4 Extended Cab Pickup – Recommendation that the low bid of \$12,467 from Gregg Young Chevrolet be accepted for a 2006 Chevrolet Colorado with trade-in of the District's 2001 Ford F150 pickup truck.
 - (2.) ¾ Ton 4X4 Regular Cab Longbed Pickup – Recommendation that the low bid of \$10,960.80 from Atchley Ford be accepted for a 2006 Ford F-250 with trade-in of the District's 2002 Chevrolet ¾ ton pickup truck.
 - (3.) ¾ Ton 4X4 Extended Cab Longbed Pickup – Recommendation that the low bid of \$14,176.80 from Atchley Ford be accepted for a 2006 Ford F-250 with trade-in of the District's 2000 Ford F-250 pickup truck.

- (4.) ¾ Ton Chassis-Cab w/o Service Body 4X4 Utility Truck – Recommendation that the low bid of \$11,449 from Lee Sapp Ford be accepted for a 2006 Ford F-250 with trade-in of the District's 2001 Ford F-150 pickup truck.
- b. Purchase of 2006 Mack Low-Boy Tractor - Recommendation that the low bid of \$74,855 from Wise-Mack, Inc., be accepted for the purchase of a Mack Low-Boy Tractor with the trade-in of the 1980 Mack Low-Boy Tractor and the 1973 Ford flatbed truck.

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

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