



**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
October 12, 2006**

***Agenda Item 4 - Agenda**

BE IT RESOLVED that the agenda be adopted.

***Agenda Item 5 – 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 12, 2006, Board of Directors Meeting:

Rick Patterson

Agenda Item 7 A.:

BE IT RESOLVED that the September 14, 2006, Papio-Missouri River NRD Board meeting minutes be approved as printed.

***Agenda Item 10.A. – Ad Hoc General Manager Selection Subcommittee**

BE IT RESOLVED that the minutes of the September 27, 2006, Ad Hoc General Manager Selection Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee is hereby adopted and approved.

1. Selection of P-MRNRD General Manager – It is the unanimous recommendation of the Ad Hoc Subcommittee that John G. Winkler be selected to serve as the General Manager of the Papio-Missouri River NRD and that the Chairperson be authorized to execute an Employment Agreement with Mr. Winkler in the form as presented at the Board meeting.

*Agenda Item 10.B. – Programs, Projects and Operations Subcommittee

BE IT RESOLVED that the minutes of the October 10, 2006, 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. Repairs to West Maple Ramp at Elkhorn River Public Access Site – Managements' recommendation to equally share the cost of repair of the project with BCDM was rejected by the Subcommittee. Therefore, Management recommended a suggested resolution is as follows:

Management is directed to transmit a letter to BCDM requesting that BCDM provide necessary repairs to the project at BCDM's own expense by December 31, 2006, and provide all engineering and observation services needed to affect such repairs.

2. Request from Olsson and Associates for Additional Design and Contract Administration Fees for Silver Creek Watershed – Recommendation that the maximum not to exceed fee amount for the professional services contract with Olsson Associates for the Silver Creek Watershed Project be increased to \$495,233.24
3. 2007 Mack Dump Truck – Recommendation that the District reject all dump truck bids and re-advertise for the purchase of a dump truck with Mack truck specifications or their equivalents.
4. Long Range Implementation Plan – Recommendation that the Fiscal Year 2007 Long Range Implementation Plan, in the form as presented to the Subcommittee meeting, be approved.
5. Purchase Agreement with Horgan Development Company for Wetland Mitigation Bank Site near 132nd and State Street – Recommendation that the Acting General Manager be authorized to execute an Agreement with LOHO, LLC, providing for the District's purchase of a parcel of land in the NE ¼ of Section 25, Township 16, Range 11 E of the 6th P.M, Douglas County Nebraska for enhancement of the District's Wetland Mitigation Bank, in the form as presented to the Subcommittee meeting, but with the revised acreage of 59.486, with the revised purchase price of \$511,670, and with such other conditions as deemed necessary by the Acting General Manager and approved as to form by District legal Counsel.
6. Papillion Creek Watershed Partnership Policies (P-MRNRD Policy 17.16 – District Programs – Urban Stormwater Management Program) – Recommendation that District policy 17.16 – Urban Stormwater Management – be amended as follows, to incorporate proposed Papillion Creek Watershed Partnership Stormwater Management Policies:

17.16 District Programs - Urban Stormwater Management Program. The Urban Stormwater Management Program is an authorized program of the District. To promote the health, safety and well-being of the public, it is the present and long range intent of the District to:

A. Serve as a regional coordination and management agency for major urban drainage and flood control systems which are those systems that involve open channels where the drainage area is more than approximately 200 acres. Coordination of actions affecting these systems is necessary to achieve the best possible results in the District.

B. Develop Urban Drainage Master Plans which define policies and outline plans for the development, financing, implementation and continued maintenance of urban drainage and flood control systems in each basin. This will be done with the assistance of and in consultation with other local governmental agencies. The master plan will be presented for adoption to each local governmental agency identified as responsible for implementing all or portions of the plan.

In accordance with this policy, Stormwater Management Policies (hereinafter referred to as the “Policies”) were developed through a community-based process known as Watershed By Design involving the development community, Papillion Creek Watershed Partnership members, public agencies, non-profit organizations, other stakeholder groups and the general public. The Policies developed through the WBD process consist of six (6) Policy Groups, headed as follows:

- #1 Stormwater Management Financing
- #2 Peak Flow Reduction
- #3 Pollution Control
- #4 Landscape Preservation, Restoration, and Conservation
- #5 Erosion and Sediment Control and Other BMPs
- #6 Floodplain Management

These Policies are attached hereto as Appendix “S” and incorporated herein by reference, and provide guidance for a comprehensive approach to stormwater quality and quantity, subject to the following:

- As outlined in Policy Groups 1 and 2, the District intends to implement construction of Regional Detention and Water Quality Basins proposed in the conceptual Watershed Drainage Plan, as deemed necessary by the District and subject to available funding as determined by the District.
- The District will recommend to local zoning jurisdictions that all new development or significant redevelopment be required to consider Low Impact/Conservation Development strategies or best management practices.
- The District will recommend to local zoning jurisdictions that all new development or significant redevelopment be encouraged to evaluate local basins to reduce runoff and pollutants, especially if not located above regional basins.

C. Expect and continue to rely on other local governmental subdivisions (cities, counties and SID's) to continue to develop, finance, implement, operate and maintain urban drainage and flood control systems that involve enclosed conduits (storm sewers), road crossing and other similar appurtenant systems.

D. Assume responsibility for major urban drainage and flood control systems in the District in accordance with the Urban Drainage Master Plan. For areas where no Urban Drainage Master Plan is currently available, the District will consider the planning, development, improvement, financing, implementation and continued maintenance of existing and proposed improvements to major urban drainage and flood control systems on an individual basis.

E. Expect, concurrent with or prior to assumption of responsibility for an urban drainage and flood control system, that the local subdivision with regulatory responsibility and authority enact for existing and proposed urban development Sediment and Erosion Control ordinances and Stormwater Management ordinances that provide for District review and concurrence of basin development proposals to ensure that they comply with Urban Drainage Master Plans if the District is expected to assume responsibility for any portion of the development plan.

F. Financing of the additional duties and responsibilities envisioned by this policy statement could be through:

1. District general tax levy revenue
2. Stormwater utility fees, and,
3. Federal, state and local funds that may be available to assist the District

[February 7, 1985; October 12, 2006].

***Agenda Item 10.C. – Finance, Expenditures and Legal Subcommittee**

BE IT RESOLVED that the minutes of the October 10, 2006, Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. MoPac Trail (Hwy 50 to Lied Bridge) Right of Way Acquisition – Citta Parcels – Recommendation that the Acting General Manager be authorized to execute the proposed purchase agreement with Frank Citta to acquire right-of-way for the Mopac Trail (Hwy 50 to Lied Bridge) Project.
2. Purchase Agreements for Floodway Properties - Lots 37 and 38, Q Street Acres, Douglas County, Nebraska – Recommendation that staff be directed to re-negotiate with the Landowner for a lower acquisition price for the floodway properties at Lots 37 and 38, Q Street Acres.

***Agenda Item 11. A.-I. - Financials**

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the September, 2006, 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, 2006, 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.

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