

Final: September 8, 2004

**Papio-Missouri River  
Natural Resources District  
Board of Directors Meeting  
September 9, 2004  
8:00 p.m.  
Council Chambers, 1511 Broadway  
Dakota City, NE**

**AGENDA**

\* = Board action required

\*\* = Items to be approved with adoption of Consent Agenda

**PLEDGE OF ALLEGIANCE**

1. **Meeting Called to Order** -- Chairperson Rich Jansen
2. **Quorum Call**
  - \*\* A. Excused Absences
- \*3. **Adoption of Agenda**
- \*4. **Adoption of Consent Agenda** (All agenda items indicated by a double asterisk will comprise the consent agenda and will be acted on in a single motion. Items may be deleted from the consent agenda by request of any Board member.)
5. **Proofs of Publication of Meeting Notice**
- \*\*6. **Approval of Minutes:**
  - A. Approval of August 12, 2004, Board Meeting Minutes
  - B. Approval of August 11, 2004, Dakota County Rural Water Advisory Committee

**7. Agency and Association Reports:**

- A. Natural Resources Conservation Service Report – Neil Stockfleth, Acting District Conservationist
- B. Nebraska Association of Resources Districts – Director Tesar
  - 1. NARD Annual Conference, September 26-28, 2004, Kearney, NE
- C. Lower Platte River Corridor Alliance Report – Rodney Verhoeff
- D. Report on South Sioux City Activities – Lance Hedquist, City Administrator
- E. Report on Dakota City Activities – Bob Peters, City Administrator
- F. Report from Vince Kramper:
  - 1. Nebraska Environmental Trust Fund
  - 2. Nebraska Natural Resources Commission

**8. Subcommittee Reports:**

- \*A. Personnel, Legislative and Public Affairs Subcommittee (September 7, 2004) – Director Nichols
  - 1. Resolutions to be Considered at the NARD Annual Conference:  
Recommendation that the Pappio-Missouri River NRD take the following positions on resolutions to be considered at the NARD Annual Conference

Reso #	Description	Recommended Position
2004-1	Change in Water Well Decommissioning Fund Allocation Procedure, Submitted by the Lower Loup	<b>Support</b>
2004 -2	Amendments to Water Well Standards and Contractors' NRD Licensing Act (46-1201 to 46-1241), Submitted by the Middle Republican NRD	<b>Monitor</b>
2004-3	Authorize Water Use Fees, Submitted by the Upper Republican NRD	<b>Support</b>
2004-4	Annual Limits on Per Diem Payments to Board Members, Submitted by North Plate NRD	<b>Support</b>
2004-5	Utilize fees for Scrap Tire Grants, Submitted by Lower Elkhorn NRD	<b>Oppose</b>

2. Report on Legislative Hearing (held at NRC August 31, 2004): Recommendation that the General Manager be authorized to seek general obligation bonding authority for the Papio-Missouri River NRD.
- \*B. Programs, Projects and Operations Subcommittee (September 7, 2004) – Director John Conley
1. Request by Judith L. Adler to Allow Horseback Riding at Prairie View Rec Area (West side of 180<sup>th</sup> Street between Hwy 36 and Bennington Road) – No action taken.
  2. Draft Cooperative Agreement with Game and Parks for Mentored Youth Hunting on Vencil’s Island – Recommendation that the General Manager be authorized to execute an agreement with the Nebraska Game and Parks Commission to only allow for mentored youth archery big game hunting, archery turkey hunting and waterfowl hunting during the two-day youth waterfowl season, subject to changes deemed necessary by the General Manager and approved as to form by the District’s Legal Counsel.
  3. Amendment No. 2 to Interlocal Agreement for the Lower Platte River Corridor Alliance – Recommendation that the General Manager be authorized to execute Amendment No. 2 to the 1997 Amended Lower Platte River Corridor Alliance Interlocal Agreement that provides for the establishment of the LPRCA Fund.
  4. Sale of Dakota County Waterline to South Sioux City – Recommendation that the General Manager be authorized to execute an agreement with South Sioux City for the transfer and sale of water lines, service meters, and appurtenances, of the Dakota County Rural Water System along portions of C Avenue, 164<sup>th</sup> Street and Dakota Avenue, subject to changes deemed necessary by the General Manager and approved as to form by the District’s Legal Counsel.
  5. P-MRNRD/Village of Waterloo Agreement for Development of Elkhorn River Public Access Site on West Maple Road – Recommendation that the General Manager be authorized to execute an Inter-Local Cooperation Act Agreement with the Village of Waterloo, NE for the Elkhorn River Canoe Access Site and that the District be co-applicant with the Village for federal and state aid program grants for the project.
  6. Contribution Agreement with Natural Resources Conservation Service to Expedite Silver Creek Structures – Recommendation that the District enter into the Contribution Agreement with the Natural Resources Conservation Service for the Silver Creek Watershed Project and that the General Manager be authorized to execute the necessary contract documents subject to approval as to form by the District’s Legal Counsel.

7. Bids for Construction of Natural Resources Center at Dakota City – Recommendation that the bid of Halman Construction, Inc., of \$950,855.00 for construction of the Natural Resources Center in Dakota City be accepted and that the General Manager be authorized to execute the necessary contract documents.
8. Big Papio Trail (Center to Blondo) Cracking – No action taken.
9. Application for Nebraska Departments of Road Transportation Enhancement Program Funds for Platte River Trail Phase 3 (Hwy 370 to Springfield), Platte River Trail Phase 1 (Hwy 50 to Lied Bridge); and the Missouri River Trail Phase 1 (NP Dodge Park north to Ponca Road) – Recommendation that the Board approve the resolution to apply for funding assistance from the Transportation Enhancement Program for the construction of segments for the following:
  - ❖ Platte River Trail Phase 3 (Hwy 370 to Springfield)
  - ❖ Platte River Trail Phase 1 (Hwy 4 to Lied Bridge)
  - ❖ Missouri River Trail Phase 1 (N.P. Dodge Park north to Ponca Road)

\*C. Finance, Expenditures and Legal Subcommittee (September 7, 2004) – Director Connealy

1. FY 2005 Budget:

⇒ **PUBLIC HEARING - Set Property Tax Request for Fiscal Year 2005** --  
Steve Oltmans, Hearing Officer

⇒ **SET PROPERTY TAX REQUEST FOR FISCAL YEAR 2005**

Suggested FEL Recommendation:

**WHEREAS the Papio-Missouri River NRD Board of Directors at the August 12, 2004, meeting adopted the FY 2005 budget with a property tax request of \$14,975,911.03 and the total requirements at \$31,831,456.31;**

**NOW THEREFORE BE IT RESOLVED that the resolution setting the tax levy of 0.040620/\$100 for FY 2005 be adopted and certified copies of the resolution be forwarded to County Clerks of counties having taxable property within the District.**

2. Western Sarpy/Clear Creek Flood Reduction Project – Sarpy County Side Riverside Cabins Purchase Agreements: No action taken.

\*9. **Treasurer's Report** -- Director John Conley

- A. District
- B. Dakota County Rural Water Supply
- C. Washington County Rural Water Supply #1
- D. Washington County Rural Water Supply #2
- E. Thurston County Rural Water Supply
- F. Elkhorn River Improvement Project Area
- G. Elkhorn River Breakout Project
- H. Elk/Pigeon Creek Drainage Project
- I. Western Sarpy Drainage Improvement Project Area

10. **Chairperson's Report** – Chairperson Rich Jansen

\* A. P-MRNRD Board of Directors Meeting Schedule for 2005:

January 13, 2005	July 14, 2005
February 10, 2005	August 11, 2005
March 10, 2005	September 8, 2005
April 14, 2005	October 13, 2005
May 12, 2005	November 10, 2005
June 9, 2005	December 8, 2005

11. **General Manager's Report** – Steve Oltmans

- A. I&E Report
- B. Personnel/Miscellaneous Items
- C. Report on Purchases – Construction Services, Professional Services, Personal Property
- D. Current and On-Going Programs – P-MRNRD Legal Counsel
- E. Papio Creek Watershed Partnership
- F. Development of State Legislation
- G. News Clips

12. **Informational Items:**

A. Future Meetings:

Sept, 26-28, 2004	NARD Annual Conference, Kearney, NE
October 12, 2004	P-MRNRD Subcommittee Meetings

October 14, 2004 P-MRNRD Board Meeting

October 14-15, 2004 Law of the Missouri River – Water Rights, Management and Policy, Sheraton Hotel, Omaha, NE

November 16, 2004 P-MRNRD Subcommittee Meetings

November 18, 2004 P-MRNRD Board Meeting

B. Other Informational Items

C. Next Meeting – October 14, 2004, NRC

### **13. Adjournment**

**PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT  
BOARD MEETINGS  
RIGHT TO SPEAK**

The following rules and regulations shall govern the conduct and privilege to speak of persons attending open meetings of the District:

- A. Prior to the convening of the meeting, the General Manager shall post an agenda at the door of the meeting room.
- B. A Request to Address the Board sheet shall be posted with the agenda and citizens wishing to speak at the meeting shall so indicate on this sheet and specify the agenda item or items on which they desire to be heard.
- C. During the consideration of each agenda item the Chairperson shall call upon citizens who have indicated a desire to be heard on such item, in the order in which the Chairperson shall determine. The Chairperson, in his or her discretion, may also allow other citizens to be heard after all those who have given prior indication of a desire to speak have been heard on such item.
- D. Every citizen speaking at the meeting shall begin his or her remarks by stating his or her name and postal address.
- E. All citizens' remarks shall be directed to the Chairperson who shall determine by whom any appropriate response shall be made.
- F. The Chairperson may limit or allot the time allowed for the remarks of citizens called upon to be heard, and may rule any such citizen out of order for exceeding such limitation, or for remarks which are repetitious or irrelevant.

Papio-Missouri River Natural Resources District Directors' Policy Handbook  
Operations Policy 4.8 Board Meetings - Right to Speak  
[December 5, 1986]