

**Papio-Missouri River Natural Resources District
Board of Directors Meeting
Suggested Resolutions/Recommendations
September 13, 2007**

***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 September 13, 2007, Board of Directors Meeting:

Rick Patterson

Agenda Item 7 A.:

BE IT RESOLVED that the August 9, 2007, Papio-Missouri River NRD Board meeting minutes and the August 8, 2007 Dakota County Rural Water Advisory Board meeting minutes be approved as printed.

***Agenda Item 10.A. – Dakota County Floodplain Mapping Project Ad Hoc Consultant Selection Subcommittee**

BE IT RESOLVED that the minutes of the August 30, 2007, Dakota County Floodplain Mapping Project Ad Hoc Consultant Selection Subcommittee are accepted, incorporated in these minutes, and the following recommendation(s) of the Subcommittee are hereby adopted and approved.

1. Recommendation on Firm to Be Hired – Recommendation that the General Manager be authorized to negotiate a professional services contract with PBS&J, as the first choice, and if an agreement cannot be reached, that the General Manager be authorized to negotiate with Olsson Associates as the second choice of the Ad Hoc Subcommittee for the Dakota County Floodplain Mapping Project.

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

BE IT RESOLVED that the minutes of the September 12, 2007, 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. Contract for Design and Engineering of Pigeon/Jones Site #15 Dam Project – Recommendation that the General Manager be authorized to execute a professional services contract with Olsson Associates for the final design of Pigeon/Jones Watershed Site #15 Dam, downstream improvements and upstream county road improvements for a maximum, not to exceed fee of \$534,573, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.
2. Interlocal Agreement with Newport Hill (SID #544) for Trail and Storm Sewer Connections to Prairie View – Recommendation that the General Manager be authorized to execute the proposed interlocal agreement with Douglas County SID #544 (Newport Hill) providing for the installation by SID #544 of a trail and storm sewer outlets in the Prairie View Recreation Area.
3. Floodplain and Mapping Assistance Agreement with South Sioux City – Recommendation that the General Manager be authorized to execute the proposed Agreement with South Sioux City for Flood Mitigation and Mapping Assistance, providing for a City contribution not to exceed \$25,000.

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

BE IT RESOLVED that the minutes of the September 11, 2007, Finance, Expenditures and Legal Subcommittee are accepted, incorporated in these minutes, and the following recommendations of the Subcommittee are hereby adopted and approved.

1. FY 2008 Budget –
 - a. 1% Increase to the Budgeted Restricted Funds for Lid Calculation – Recommendation that the following resolution be adopted:

BE IT RESOLVED that the Board of Directors of the Papio-Missouri River NRD hereby approves an additional increase of 1% in the Total Funds Subject to Limitation, pursuant to Neb. Rev. State. §§ 13-518 through 13-522.

- b. SET PROPERTY TAX REQUEST FOR FY 2008 – 0.034848/\$100 - Recommendation that the following resolution be adopted:

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the

County Board of Equalization unless the Governing Body of the Papio-Missouri River NRD passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and,

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and,

WHEREAS, it is in the best interest of the Papio-Missouri River NRD that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District by a majority vote, that:

- 1. The FY 2008 property tax request be set at \$16,444,611.41 with a tax levy of 0.034848/\$100; and, that**
 - 2. A copy of this resolution be certified and forwarded to the County Clerks within the District prior to October 13, 2007.**
2. Right of Way Acquisition – MoPac Trail (Hwy 50 to Lied Bridge) – NEBCO Parcel – Recommendation that the General Manager be authorized to execute a purchase agreement with NEBCO, Inc., providing for acquisition by the District of necessary right-of-way for the Mopac Trail (Hwy. 50 to Lied Bridge) Project for the amount of \$370.00.

***Agenda Item 10.D. – Personnel, Legislative and Public Affairs Subcommittee**

BE IT RESOLVED that the minutes of the September 12, 2007, Personnel, Legislative and Public Affairs Subcommittee are accepted, incorporated in these minutes, and the following recommendations of the Subcommittee are hereby adopted and approved.

1. Resolutions to be Considered at the NARD Annual Conference – Recommendation that the Papio-Missouri River NRD take the following positions on resolutions to be considered at the NARD Annual Conference:

Reso #	Description	Recommended Position
2007-1	State Prescribed Burning, Central Platte NRD	Support
2007-2	Reaffirm Qualifications of Director of the Department of Natural Resources, Upper Republican NRD	Support
2007-3	Interrelated Water Review Board Structure, Upper Republican NRD	Support
2007-4	Support for Conservation and Survey Division, Upper Republican NRD	Support

2007-5	Supplemental Wells, Upper Republican NRD	Support
2007-6	Accounting for Purchased or Leased Water Using River Flood Enhancement Bonds or River Flow Resulting from Programs that Reduce Groundwater Pumping to Enhance Streamflow, Upper Republican NRD	Support
2007-7	Relationship between an Integrated Management Plan and the District's Groundwater Management Area Rules and Regulations, Upper Republican NRD	Support

***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 August, 2007, 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 August, 2007, 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.

***Agenda Item 11. J. – Appointment of Assistant Treasurer**

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River NRD that the Treasurer's designation of Fred Conley as Assistant Treasurer is concurred in by the Board of Directors.

***Agenda Item 13. J. – Papio-Missouri River NRD v. Mary P. Moore, etal**

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River NRD that the General Manager should be, and is hereby, authorized to determine (if the decision is necessary to be made prior to the next Board meeting) whether Legal Counsel should file an appeal to the District Court of Sarpy County from the Report of Appraisers rendered on September 12, 2007, in the eminent domain case of Papio-Missouri River NRD v. Mary P. Moore, etal, Case No. CI 07-2812, Sarpy County Court.

