



General Manager's Report

MEMORANDUM to the Board

John Winkler, General Manager

November 2, 2023

A. INFORMATION/EDUCATION HIGHLIGHTS:

Now that the Information and Awareness Initiative is complete, the information department is taking inventory of all communications materials the District uses to promote/educate constituents about the Papio NRD, our programs, projects, services, etc. This effort is to determine and prioritize the materials that need to be updated in general and to our new brand standards. Once this step is complete, the initial phases of developing new promotional materials, such as brochures, can begin.

B. PERSONNEL/MISCELLANEOUS ITEMS:

1. The District received a close-out letter from the Corps of Engineers regarding the Western Sarpy/Clear Creek Flood Reduction Project, a significant project that started after the 1993 flood. More than 20 years of work and expenditures by the Papio NRD, Lower Platte North NRD and Lower Platte South NRD, along with financial assistance from the State of Nebraska and Sarpy County, allowed local entities to leverage considerable financial assistance from the Corps of Engineers to complete the project. The letter is attached.

C. REPORT ON PURCHASES – CONSTRUCTION SERVICES, PROFESSIONAL SERVICES AND PERSONAL PROPERTY: Pursuant to Board direction, the report indicating construction services, professional services, and personal property purchases from the month of October is attached for your review.

D. CURRENT AND ON-GOING PROJECTS – PAPIO NRD LEGAL COUNSEL: A copy of current and on-going projects for District Legal Counsel, Husch Blackwell, as of October 16 is attached for your review.

E. PAPILLION CREEK WATERSHED PARTNERSHIP REPORT: PCWP meetings were held October 19th and 26th. The next meeting is scheduled for Thursday, November 30. The meeting minutes are attached.



PAPIO
MISSOURI RIVER
NATURAL RESOURCES DISTRICT

INFORMATION AND EDUCATION REPORT

OCTOBER 2023

DISTRICT COMMUNICATIONS MATERIALS INVENTORY

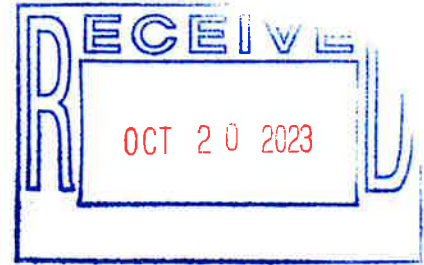


Now that the Information and Awareness Initiative is complete, the information department is taking inventory of all communications materials the District uses to promote/educate constituents about the Papiro NRD, our programs, projects, services, etc. This effort is to determine and prioritize the materials that need to be updated in general and to our new brand standards. Once this step is complete, the initial phases of developing new promotional materials, such as brochures, can begin.



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, OMAHA DISTRICT
1616 CAPITOL AVENUE
OMAHA, NE 68102

July 17, 2023



Planning, Programs and Project Management Division

Mr. John Winkler
General Manager
Papio-Missouri River NRD
8901 South 154th St.
Omaha, NE 68138

Dear Mr. Winkler:

We are pleased to have partnered with the Papio-Missouri River Natural Resources District, the Lower Platte North Natural Resources District, and the Lower Platte South Natural Resources District for the Western Sarpy/Clear Creek Flood Reduction Project. Construction for the project was completed in July 2017 and LERRD amounts were certified in May 2018. The Operation and Maintenance Manuals were finalized in 2021. Since these actions, a final accounting of project costs has been performed, in accordance with the requirements of Article VI of the Project Cooperation Agreement (PCA).

The final accounting of costs involved review of project funding and costs and Non-Federal Sponsor documentation for lands, easements, rights-of-way, relocations, disposal areas, commonly referred to as LERRD. Article VI.D of the PCA signed April 28, 2004, specifies that the results of the final accounting shall be provided to the Non-Federal Sponsor. A summary of the project's final accounting analysis of the cost-shared portion is as follows:

The total cost of the Western Sarpy/Clear Creek Flood Reduction Project is \$42,730,815.52. Federal contributions equal \$27,762,291.29. To date, the total contributions from non-Federal sponsors equal \$14,968,524.23 of which total cash contributions amount to \$10,201,706.00 and LERRD contributions amount to \$4,766,818.23. Based upon the cost share provisions of the PCA, the non-Federal sponsor funds meet the requirements of the minimum contribution of 35% of the structural flood control costs and the maximum contribution of 50% of structural flood control costs. The Western Sarpy Clear Creek Accounting file (enclosed) summarizes the final accounting of the project.

We thank you for your contributions in completing this project. If you have any further questions regarding this letter, please contact Ms. Carlie Hively, Project Manager, at (402) 995-2089 or email at carlie.l.hively@usace.army.mil.

Sincerely,

Kayla A. Eckert Uptmor, PMP
Chief, Civil Works Branch

U.S. ARMY CORPS OF ENGINEERS, OMAHA DISTRICT			
FINAL ACCOUNTING OF COST SHARE ACCOUNTS FOR WESTERN SARPY CLEAR CREEK			
JUNE 2023			
Combined Federal Outlays (Flood Control)		Combined Non-Federal Outlays (Flood Control)	
Appropriation	Source	Expenditures	Expenditures
3121	PED	765,000.00	255,000.00
3122	Construction	12,903,000.00	131,940.00
			4,598,689.76
3134	Construction	14,094,291.29	4,766,818.23
			5,226,076.24
		Total Federal Outlays:	Total Sponsor Outlays:
		27,762,291.29	14,968,524.23
		42,730,815.52	39,590.00
COST SHARE BALANCING OF STRUCTURAL FLOOD CONTROL FEATURE			
Federal Funds (Structural Flood Control Feature) Final:			
Outlays:		27,762,291.29	14,968,524.23
Existing Commitments:		-	
Undelivered Orders		-	
Total Fed before balancing:		27,762,291.29	
Total Cost:		42,730,815.52	
Fed 65% of TPC (FC)		27,775,030.09	14,955,785.43
Fed Flood Control Outlays		27,762,291.29	14,968,524.23
Cost Share Adjustment		12,738.80	(12,738.80)
(if funds available)			
			21,365,407.76
			4,766,818.23
			14,968,524.23
			14,955,785.43
			14,968,524.23
			12,738.80
Remaining available Fed funds		\$0.00	\$0.00
General Information: Specifically Authorized Project, Non-Federal share @ 35% not to exceed 50% with a minimum 5% cash contribution			
Reference Project Cooperation Agreement & amendment with the Papio-Missouri River Natural Resources District, the Lower Platte North Natural Resources District, and the Lower Platte South Natural Resources District			
This final accounting includes cost share 333, 372, 434, and 574			

U.S. ARMY CORPS OF ENGINEERS, OMAHA DISTRICT
 FINAL ACCOUNTING OF COST SHARE ACCOUNTS FOR WESTERN SARPY CLEAR CREEK
 JUNE 2023

Combined Federal Outlays (Flood Control)			Combined Non-Federal Outlays (Flood Control)		
Appropriation Source	Title	Expenditures	Appropriation Source	Title	Expenditures
3121	Construction	765,000.00	8862	Lower Platte North NRD	255,000.00
3122	Construction	12,903,000.00	8862	Papio-Missouri River NRD	131,940.00
			8862	LERRDs	4,588,689.76
			N/A	Papio-Missouri River NRD	4,766,818.23
3134	Construction	14,094,291.29	8862	Papio-Missouri River NRD	5,226,076.24
Total Federal Outlays:		27,762,291.29	Total Sponsor Outlays:		14,968,524.23
Total Project Cost		42,730,815.52	Cost Share 574 Betterments		39,580.00

COST SHARE BALANCING OF STRUCTURAL FLOOD CONTROL FEATURE

Federal Funds (Structural Flood Control Feature) Final:			Sponsor Funds (Structural Flood Control) Final:		
Outlays:		27,762,291.29	Outlays:		14,968,524.23
Existing Commitments:		-	Non-Fed Final Total Structural Flood Control Contribution		14,968,524.23
Undelivered Orders		-	LERRDs		4,766,818.23
Total Fed before balancing:		27,762,291.29			
Total Cost		42,730,815.52			
Remaining available Fed funds		\$0.00	Cost Share Percentage Test*:		
Remaining available Non-Fed funds		\$0.00	Non-Fed Structural Flood Control minimum requirement (35%)		14,955,785.43
			Non-Fed Structural Flood Control Contributions		14,968,524.23
			Non-Fed Structural Flood Control maximum requirement (50%)		21,365,407.76

General Information: Specifically Authorized Project. Non-Federal share @ 35% not to exceed 50% with a minimum 5% cash contribution
Reference Project Cooperation Agreement & amendment with the Papio-Missouri River Natural Resources District, the Lower Platte North Natural Resources District, and the Lower Platte South Natural Resources District
This final accounting includes cost share 333, 372, 434, and 574
***The sponsor contributions of \$14,968,524.23 satisfy the parameters of the cost share agreement.**



Updated: October 16, 2023

Current and On-Going Projects Legal Counsel

A = Active Project
B = Next Board Meeting
N = New Assignment

Little Papio: (Cleveland)

- City of Omaha Culvert Group B Interlocal Agreement (B)
- Cooperation Agreement with OMG Midwest Inc. for Replacement of LP R-14 (A)

Big Papio: (Cleveland)

West Branch: (Cleveland/Grint)

Western Sarpy Dike, Union Dike and No Name Dike: (Cleveland)

Floodway Purchase Program: (Laster/Grint)

- Purchase Agreements for Washington/Douglas/Sarpy Acquisition Projects (A)

Trail Projects: (Williams)

- West Papio Trail, West Maple Underpass Interlocal Agreement (A)
- Applewood Creek Trail Interlocal Agreement (A)
- Elkhorn River Trail Bridge Interlocal Agreement (A)
- Beltline Trail, Phase 3 – Land Rights (N)

Missouri River Corridor Project:

USDA PL 566 Projects, Silver Creek and Pigeon/Jones Watershed: (Schumacher/Cleveland/Grint)

- Silver Creek 30 & 33 Construction Contract Review (N)

Papio Watershed Dam Sites: (Grint/Laster/Ghanavati)

- WP1 Interlocal Agreement (B)
- DS19 Land Acquisition – Closing (A)
- DS12 Magnolia Trails Public Access Easement (N)

- WP2 Construction Contract Review (A)

Papio Creek Watershed Partnership (Stormwater): (Grint/Laster)

Southern Sarpy Watershed Partnership (Stormwater): (Ghanavati)

Missouri River R-613 and R-616 Levees: (Cleveland/Grint)

- Offutt Ditch O&M Agreement (A)
- Offutt AFB Storm Sewer Outlets O&M Agreement (A)

Rural Water Projects: (Novak)

Other:

- E-500 Professional Service Agreement (2000 edition) (Project Managers) (A)
- Dunker Wet Retention Basin Easement (N)
- Dunker Purchase Agreement (A)
- Cole Creek Interlocal Agreement Amendment (N)
- Summit Carbon Solutions Permanent Easement Dakota County (A)
- District Policy Manual Updates (A)



Subcommittee Meeting Minutes
October 19, 2023

Attendees: See attached sign in sheet

The meeting began at 9:05 am.

1. Introductions
 - a. Lori Laster (Papio NRD) facilitated introductions.
2. Foundations of the PCWP
 - a. Lori Laster reviewed the mission statement of the Papio Partnership and why the Partnership was formed.
 - b. The NRD role in the Papio Partnership was also discussed. The NRD acts as the administering agent and is responsible for organizing meetings, holding and disbursing funds, and executing contracts as directed by the Partnership.
 - c. Outside of this, the NRD also has programs to provide assistance and cost-share for projects for communities within the District. These programs address some of the same issues that potential policy updates are trying to prevent.
 - d. Eric Williams discussed that the urban cost share programs, especially those that assist with stream issues, have more requests than the NRD can fund. Long-term, preventing issues is better as we cannot guarantee that these funds will always be available to meet the needs of the communities.
3. Listening Session Follow Up Discussion
 - a. One of the key themes from the Listening Sessions was that there is a lack of data to show that the current policy isn't sufficient. Lori explained that there have been multiple studies completed in the Papio Watershed and that data has been presented multiple times. However, the data is technical and may not be easily understood by people without a technical background.
 - b. The 2021 stream setback policy recommendation was a result of a request by the City of Gretna and Sarpy County to look at ways to prevent public repair costs when developments are constructed too close to poor-condition streams. However, this recommendation was met with opposition from the development stakeholders.
 - c. Since the policy was proposed, the NRD has continued to work to solve some of the issues mentioned in opposition of the policy. The biggest issue



was the potential time delays for obtaining 404 permits from USACE. The NRD has been working with HDR to prepare standard permitting documents for in-stream grade control.

- d. Another suggestion from the listening sessions was to have a more graduated setback calculation based on drainage area. The communities in attendance agreed that this approach would be difficult to implement and enforce and would prefer a standard setback for all areas.
 - e. The discussion turned to trail connectivity and green space corridors as amenities and how setback areas could be used to meet this use as well. The Southern Sarpy Watershed Partnership has a draft policy that would allow passive recreation features to be built within the outer 30 feet of the setback area. This would include things like trails and playgrounds that don't require significant ground disturbance and would have a low damage potential.
 - f. Lisa Smith (Omaha) stated that this could be tied into the climate action plans being developed by the City of Omaha, MAPA, and the State of Nebraska.
 - g. The group in attendance agreed that removing the consideration of the future degradation in determining the setback area is acceptable for the new policy. However, the group would like the right to determine if additional measures are required when the stream conditions are already poor.
 - h. Lori will develop some statements that could be included in future policy updates and send to the Partners to review. A working group with a cross section of stakeholders will meet in November to discuss the proposed policy changes before reaching out to a larger stakeholder group.
4. Update PCWP Member Dues
 - a. Member dues have been calculated based on population and area within the ETJ of each jurisdiction. At this time there is no proposal to adjust the total amount of funds collected each year, but the area and population numbers will be updated so the dues may shift for individual partners.
 5. Other Items of Interest
 - a. Patrick Ducey from Nebraska Department of Environment and Energy will attend the next regular meeting to discuss the status of MS4 permits.
 6. Next Meeting Date
 - a. The next regular meeting is scheduled October 26, 2023.
 7. Adjourn
 - a. The meeting adjourned at 10:08 am.



Name/Organization	Email
Lori Laster/Papio NRD	llaster@papionrd.org
Amanda Grint/Papio NRD	agrint@papionrd.org
Ian Ghanavati/Papio NRD	ighanavati@papionrd.org
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Jim Kee/Omaha	james.kee@cityofomaha.org
Selma Kessler/Omaha	selma.kessler@cityofomaha.org
Chris Anderson/Omaha	
Heaven Davis/Omaha	heaven.davis@cityofomaha.org
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Kelly Jeck/Sarpy County	kjeck@sarpy.gov
Zach Hergenrader/Sarpy County	zhergenrader@sarpy.gov
Kevin Balentine/Sarpy County	kbalentine@sarpy.gov
Greg Perry/Gretna	gregp@eaengineeringgroup.com
Kristine Stokes/Gretna	kristine@cityofgretna.com
Alex Evans/Papillion	aevans@papillion.org
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Lisa Smith

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Pat Dowse/La Vista	pdowse@cityoflavista.org
Garrett Delgado/La Vista	gdelgado@cityoflavista.org
Matt Knight/Bellevue	matt.knight@bellevue.net
John Kogrove/Bellevue	john.kogrove@bellevue.net
Eric Williams	<i>Eric Williams @ Paris NRD.org</i>

T. G.



Meeting Minutes
October 26, 2023

Attendees: See attached sign in sheet

The meeting began at 10:03 am.

1. Introductions
 - a. Lori Laster (Papio NRD) facilitated introductions.
2. MS4 Permit Discussion
 - a. Patrick Ducey with Nebraska Department of Environment and Energy attended the meeting to discuss the status of stormwater permits and to provide NDEE staffing updates.
 - b. There are currently four new permit writers. All of them have stormwater experience, but are new to NDEE. There is also a new compliance section supervisor and Douglas County inspector.
 - c. NDEE anticipates a new MS4 general permit by July 1, 2024. There haven't been any substantial changes in regulations for MS4 permits so the new permit should be substantially the same as the current permit.
3. Watershed Plan Update
 - a. Sara Mechtenberg presented the first draft of the population/land use projection analysis.
 - b. GIS and Census data show that population growth and housing units are further along than the projections from the 2019 update. The starting numbers will be adjusted, however projection data from MAPA hasn't been updated since 2018 so growth rates will be assumed to be the same.
 - c. Partnership project costs have also been updated to reflect current land prices and inflation seen in recent construction projects.
 - d. These numbers will be refined and then presented at the November meeting to discuss what projects could be included in the 2024-2029 implementation plan.
4. October 19 Subcommittee Recap & Discussion
 - a. Lori Laster shared that the Subcommittee meeting on October 19 was well attended by Partner members and there was a lot of constructive discussion regarding potential policy updates for the next interlocal agreement.
 - b. A working group with representatives from member communities, developers, and designers will meet on November 15 to discuss potential



policy updates. Based on feedback during that meeting, the new policy language will be developed and presented at the November 30 Partnership meeting. There will also be stakeholder outreach to a larger audience in December (date to be determined).

5. Other Items of Interest
 - a. No other items of interest were noted.
6. Next Meeting Date
 - a. The next regular meeting is scheduled November 30, 2023.
7. Adjourn
 - a. The meeting adjourned at 10:45 am.



	Name/Organization	Email
X	Lori Laster/Papio NRD	llaster@papionrd.org
	Amanda Grint/Papio NRD	agrint@papionrd.org
	Ian Ghanavati/Papio NRD	ighanavati@papionrd.org
X	Andy Szatko/Omaha	andy.szatko@cityofomaha.org
oo	Jim Kee/Omaha	james.kee@cityofomaha.org
X	Selma Kessler/Omaha	selma.kessler@cityofomaha.org
X	Chris Anderson/Omaha	christopher.anderson@cityofomaha.org
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X	Jason Kubicek/Sarpy County	jkubicek@sarpy.gov
X	Kelly Jeck/Sarpy County	kjeck@sarpy.gov
X	Zach Hergenrader/Sarpy County	zhergenrader@sarpy.gov
X	Kevin Balentine/Sarpy County	kbalentine@sarpy.gov
X	Greg Perry/Gretna	gregp@earthengineeringgroup.com
X	Kristine Stokes/Gretna	kristine@cityofgretna.com
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	Travis Gibbons/Papillion	tgibbons@papillion.org
	Mark Stursma/Papillion	mstursma@papillion.org

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