

# PAPILLION CREEK WATERSHED PARTNERSHIP



## MEETING MINUTES

### Subcommittee Meeting January 7, 2009 – 9:00 AM to 11:00 AM – Board Room Natural Resource Center, 8901 S 154<sup>th</sup> Street, Omaha, NE

#### Attendants:

The following were in attendance: Lyle Christensen (HDR), Amanda Grint (PMRNRD), Jim Kee (Omaha), Nina Cudahy (Omaha), Kent Holm (Douglas County), Mark Stursma (Papillion), Marlin Petermann (PMRNRD), Steve Perry (Gretna), Courtney Harter (Sarpy County) and Rebecca Horner (Sarpy County)

#### Purpose

A meeting of the Partnership was held on the above date in order to discuss topics stated in the attached agenda. The meeting began at approximately 9:10 AM.

#### 1. Introductions

- An agenda, sign-up sheet, and handouts were distributed. Marlin Petermann (PMRNRD) started the meeting and asked for everyone to introduce themselves.

#### 2. Discussion on Stormwater Management Policies and Watershed Management Plan (All)

Lyle Christensen (HDR) reviewed the draft Executive Summary for the group. Marlin Petermann (PMRNRD) noted that the water quality section should be expanded to add in water quality basins, the water quality ordinance and the 2 year no net increase. Those items all make up the water quality element of the watershed plan. Kent Holm (Douglas County) asked to describe the transition from Plan C to Plan D. The group then discussed the points on page E12 of the summary which outline the decisions to remove Maximum LID from Douglas and Sarpy County. The key points involve additional land consumption costs, O&M concerns by communities, lack of confidence in permeable paving, and concern by planning departments on maintaining desired development densities with maximum LID. It was noted that Sarpy County has a flashier system and that reservoirs may be necessary as a solution but potentially some maximum LID should be considered in Douglas County. Kent Holm noted that some element could be added to the plan as a backup in case a reservoir site is encroached on with development, perhaps adding a note about implementing maximum LID if a reservoir site becomes unpractical.

Kent Holm also noted that the County is looking to retain Conservation Design Forum to look at all their zoning and stormwater regulations as a whole.



The group then discussed the Watershed Management Plan and Implementation Plan maps. It was noted that the maps do not include creek setback segment in Washington County. This appears to have been an oversight and the map will be corrected to show creek setback segments on all major (or named) systems. Also, the implementation plan shows a subbasin of Washington County being built out in the next three years. It was decided that since this area is only representative of some build out and not attempting to show a growth pattern that it should be removed from the map and a note added that any development in Washington County would be subject to maximum LID.

### 3. Discussion on Upcoming Elected Officials Meeting

The group discussed the format of the upcoming elected officials meeting on February 14<sup>th</sup> from 9am to 12 pm. The meeting will be held at the Scott Conference Center. The Partnership plans to present the Watershed Management Plan (Plan D), Revised Stormwater Policies and an Implementation Plan to outline the first three years of the Watershed Management Plan. It was noted that the Interlocal Agreement for the Partnership should stay as a five year agreement on line with the permit cycle however, a provision added that the implementation plan for the Watershed Management Plan be reviewed every three years.

A workshop format was agreed upon for the best suited format for the elected officials meeting. The PMRNRD would possibly provide a welcome and introduction as the administrators of the Partnership and then there would be a short presentation on the Watershed Management Plan, Policies and Implementation. A specified time would be set aside for elected official's questions. Before and after the presentation, stations will be set up for one on one discussions. The group decided that focusing what has transpired since the last elected officials meeting will be key. The main change and thus the focus of the presentation will be water quality. Also, the compromise in policies between the PCWP and Douglas/Washington Counties should be noted.

The PMRNRD will handle the room reservations and invitations. Possibly a fact sheet will need to be created for distribution and boards made of the Plan and the Implementation maps.

### 4. NPDES Permit Compliance

#### ➤ *Stormwater Ordinance Amendment Update (All)*

Steve Perry (Gretna) noted that Gretna will have the first reading of the stormwater ordinance amendment on January 16<sup>th</sup>. Papillion has approved the ordinance amendment as of January 6, 2009. Douglas County reported that they have delayed the amendment due to the plan for CDF to do a complete review of their stormwater and zoning regulations. Sarpy County has approved the ordinance amendment.

#### ➤ *NPDES Storm Water Management Plan for permit renewal*

The City of Omaha Storm Water Management Plan (approved by NDEQ) will be emailed to the PCWP subcommittee members and their input requested by Monday, January 12<sup>th</sup>. That information will be compiled and brought to the Partnership on January 14<sup>th</sup>. A consensus needs to be reached in order to submit the permit renewal in January. The City of Omaha plan can be modified to remove Element #7 Industrial permitting. Other minor modifications will be necessary and are anticipated. A letter should suffice as a notice of intent to renew

the permit. Nina Cudahy (Omaha) will email Amanda Grint a draft letter that Omaha has used.

#### 5. Other Items of Interest

It was noted that a draft of an interlocal agreement had been circulated approximately one year ago. That draft needs to be revisited and distributed to the Partnership for review.

#### 6. Next Meeting Date

- The next Partnership meeting is scheduled for Thursday, January 14 at 9:00 AM at the NRD office. Please note the time and date change.

#### 7. Adjourn

- The meeting adjourned at approximately 12:05 PM. An agenda, attendance list, and the handouts passed out at the meeting are available upon request.

Please contact Amanda Grint at 444-6222 regarding any questions or comments concerning these meeting minutes.

# PAPILLION CREEK WATERSHED PARTNERSHIP



## MEETING MINUTES

### Subcommittee Meeting January 30, 2009 – 1:00 PM to 3:00 PM – Board Room Natural Resource Center, 8901 S 154<sup>th</sup> Street, Omaha, NE

#### Attendants:

The following were in attendance: Lyle Christensen (HDR), Laurie Carrette Zook (HDR), Jim Kee (Omaha), Nina Cudahy (Omaha), Marty Grate (Omaha), Kent Holm (Douglas County), Marlin Petermann (PMRNRD), Mark Stursma (Papillion), Scott Japp (PMRNRD Director), Robert Hayes (Boys Town), Amanda Grint (PMRNRD), and Lori Laster (PMRNRD)

#### Purpose

A meeting of the Partnership was held on the above date in order to discuss topics stated in the attached agenda. The meeting began at approximately 1:10 PM.

#### 1. Introductions

- An agenda, sign-up sheet, and handouts were distributed.

#### 2. NPDES Permit Compliance

##### ➤ *Phase II Communities discussion application submission*

Amanda Grint (PMRNRD) asked the group if anyone had any issues submitting the intent to renew for their NPDES permit. After the last Partnership meeting NDEQ approved a permit renewal application and so that document was substituted for the letter that the Partnership had planned to draft. The communities present, Sarpy, Douglas, and Boys Town noted that they had submitted the permit application. The group discussed a few items that had come up with only the urbanized areas of the county being under the permit and that even though the city or community has an ETJ, the county is still liable for any permit violations in the area between the city's corporate limit and a city's ETJ. It was noted that this was just a fault of the way the permit was written.

##### ➤ *Jurisdictional Limits and Permit Coverage*

Within Douglas County, there are areas that are listed in the permit, but DC has no jurisdiction in those areas.

#### 1. Watershed Management Plan Update (HDR)

- *Watershed Management Plan Executive Summary Discussion*



Lyle Christensen and Laurie Carrette Zook (HDR) discussed changes that were made to the executive summary to incorporate comments received from PCWP members. It was noted that Section E.5.1, Maximum LID Concerns, should be moved to Section E.3.1 or E.3.3 as these sections discuss LID. An additional revision that was discussed was the developed acres used for Washington County LID in Table E-3. It should be noted that the area is not full build out and is a projection of what will be built by 2050 or full build out conditions should be used regardless of the timeframe. An error was noted in the example calculation in the financial framework. It was noted that the example will be updated using the commercial fee rather than the high density fee. The group discussed the financial considerations and it was noted that the executive summary had been revised to note that Washington and Douglas County were opposed to the PMRNRD bonding authority.

#### 4. Watershed Management Plan and Policies

##### ➤ *Policies*

Policy Group #2 wording was changed in Sub-Policy 1 to re-instate “Regional stormwater detention facilities” from the previous draft of the policies.

A cover sheet should be drafted to explain what the changes have been from the policies that have been adopted. An introductory paragraph and a bullet point list of the changes will be drafted and attached to the policies for distribution at the public officials workshop.

#### 5. Upcoming Elected Officials Meeting

##### ➤ *Visual Aids*

Three stations were discussed to be set up, one describing the Watershed, one describing the Implementation Plan, and one describing the Policies. Marlin Petermann (PMRNRD) also suggested a station should also be set up to demonstrate the current floodplain, the future floodplain, and the floodplain resulting from implementation of the Watershed Management Plan. Since Tom Price from CDF is planning to be at the meeting, it was determined that a station should be set up for individuals to ask questions regarding the water quality LID and other low impact development issues. A total of five stations will be set up. Amanda Grint (PMRNRD) will send an email to the Partnership members and assign two people to work each station.

##### ➤ *Workshop Format*

There will be an open house from 9:00 am to 9:30 am. At 9:30, Marty Grate (Omaha) will give a half hour presentation. After the presentation, at approximately 10:00 am, public officials will be allowed to ask questions of the panel. The panel will be Partnership members and an HDR representative. Tom Price from CDF is planning to be at the meeting to answer technical questions on low impact development. A booth will be set up to allow the general public to submit written or electronic comments. Jim Kee (Omaha) will set up a database similar to the one used for the seven public meetings. The general public will not be allowed to ask questions during the public official Q&A, but will be able to talk with PCWP members during the open house.

##### ➤ *Handout Materials*

The draft policies should be handed out at the workshop with a cover sheet explaining what has changed since the original policies were adopted. The executive summary will be available on the PCWP website, but will not be available as a handout. The agenda and any handouts will be posted on the PCWP website one week before the workshop. The Power Point presentation will be available after the workshop.

➤ *Presentation*

It was decided that Jim Thompson should announce the guidelines for the workshop during the welcome address. There should be a discussion of the policies that were adopted in 2006 and what has been changed since then. Marty Grate (Omaha) had made some revisions to the presentation and he and Laurie Carrette Zook (HDR) were coordinating and incorporating comments.

6. Other Items of Interest

➤ *MOBA Letter*

A letter from Metro Omaha Builders Association was sent to the NRD commenting on the stormwater management policies. The letter will be discussed at the next meeting so a formal response can be drafted.

- It was noted that a copy of the TMDL reports for the Papillion Creek and the Elkhorn River basin were available for public comment. These reports on the NDEQ website and a link will be forwarded to the Partners.

➤ *Upcoming Events*

It was noted that an employee of Tetra Tech has volunteered to come speak to the Partnership on Sustainable Cities. This individual has worked extensively on the Kansas City Sustainable Cities program and this would be a good opportunity for the Partnership to hear more about this program. We will discuss at the next Partnership meeting when a good time would be.

7. Next Meeting Date

- The next Partnership meeting is scheduled for Thursday, February 26 at 10:00 AM at the NRD office.

8. Adjourn

- The meeting adjourned at approximately 3:30 PM. An agenda, attendance list, and the handouts passed out at the meeting are available upon request.

Please contact Amanda Grint at 444-6222 regarding any questions or comments concerning these meeting minutes.

# PAPILLION CREEK WATERSHED PARTNERSHIP



## MEETING MINUTES

### Subcommittee Meeting

March 31, 2009 – 1:00 PM to 3:00 PM – County Courthouse  
1555 Colfax Street, Blair, NE 68008

#### Attendants:

The following were in attendance: Duane Wilcox (Washington County Supervisor), Kent Clausen (Washington County Supervisor), Jeff Quist (Washington County Supervisor), Merry Truhlsen (Washington County Clerk), Nina Cudahy (Omaha), Marty Grate (Omaha), Joe Soucie (La Vista), Marlin Petermann (PMRNRD), Mark Stursma (Papillion), Jim Thompson (PMRNRD Director), and Lori Laster (PMRNRD)

#### Purpose

A meeting of the Partnership subcommittee with Washington County Supervisors was held on the above date in order to discuss topics stated in the attached agenda. The meeting began at approximately 1:05 PM.

#### 1. Introductions

- An agenda, sign-up sheet, and handouts were distributed.

#### 2. Update on Stage IV Study report and Washington County Letter

- The changes to the report proposed by PCWP to address the February letter from Washington County in which they requested to be removed from any discussion on the financial framework of the Watershed Management Plan were explained to the Washington County Supervisors. The PCWP members also pointed out that there are smaller water quality basins that are planned in Washington County upstream of Cunningham Lake. These basins are planned approximately 40 years into the future.

Washington County asked why terraces and farm ponds are not encouraged more for flood control. Marlin Petermann stated that some cost-share funding is available through the NRCS and the NRD. However, there is no technical data available to support the use of terraces and small ponds to control a 100-year storm event.

Washington County will discuss the proposed changes to the report.



### 3. Discussion on Watershed Plan, Implementation Plan, and Interlocal Agreement

- An invitation to join PCWP was issued to Washington County. The new interlocal agreement adopts the new stormwater policies, the Watershed Management Plan, and the Implementation Plan. The floodplain management policies are beyond the minimum state and federal requirements. The membership dues are calculated based on jurisdictional area in the watershed and population.

Washington County stated that they are concerned about the lack of regulating development in the floodplain in Douglas and Sarpy Counties. Current policies limit development in the floodplain, but most development in the floodplain occurred more than 30 years ago. Also, much of the increase in runoff is caused by development in areas upstream of the floodplain. The policies proposed in the new stormwater policies to be adopted with the new interlocal agreement are beyond what is required by federal and state regulations.

Jim Thompson (PMRNRD Director) explained that the NRD is seeking legislation to allow the NRD to have bonding authority. LB 160 will allow the NRD to build the proposed flood control structures, but allow the local government to veto the project if they oppose it.

### 4. Adjourn

- The meeting adjourned at approximately 2:55 PM. An agenda, attendance list, and the handouts passed out at the meeting are available upon request.

Please contact Lori Laster at 444-6222 regarding any questions or comments concerning these meeting minutes.



# PAPILLION CREEK WATERSHED PARTNERSHIP



## MEETING MINUTES

### Subcommittee Meeting April 27, 2009 – 1:00 PM to 3:00 PM – Board Room Natural Resource Center, 8901 S 154<sup>th</sup> Street, Omaha, NE

#### Attendants:

The following were in attendance: Nina Cudahy (Omaha), Marty Grate (Omaha), Joe Soucie (La Vista), Lucas Billesbach (JEO/Bennington), Robert Hayes (Boys Town), Scott Bovick (Sarpy County), Paul Woodward (Olsson Associates), Marlin Petermann (PMRNRD), Amanda Grint (PMRNRD) and Lori Laster (PMRNRD)

#### Purpose

A meeting of the Partnership subcommittee was held on the above date in order to discuss topics stated in the attached agenda. The meeting began at approximately 1:10 PM.

#### 1. Introductions

- An agenda, sign-up sheet, and handouts were distributed.

#### 2. Update on Stage IV Study report

- The changes to the report proposed by PCWP to address the February letter from Washington County in which they requested to be removed from any discussion on the financial framework of the Watershed Management Plan were presented to the subcommittee. HDR will make the changes and the report finalized.

#### 3. Discussion on new PCWP Interlocal Agreement

- A red-lined draft of the interlocal agreement with comments from Kent Holm (Douglas County) was given to the group. His suggestions were to emphasize water quality as a justification for continuation of the partnership, define a voting procedure and follow the regulations of the Open Meetings Act. Members were agreeable to the emphasis on water quality and the voting procedure. A definition of a quorum was added as well as a timeframe for notice of a vote. Members discussed the Open Meetings Act; it may be too cumbersome and costly and may give the impression that the partnership has the authority of a governing body.
- Paul Woodward (Olsson Associates) prepared an updated budget for the new interlocal agreement. Based on items required through the NPDES permits, he projected that new yearly budget would be \$456,520. It was decided that the budget should remain the same as previous years (\$434,500).



#### 4. Schedule on Recommendations

- The interlocal agreement needs to be ready to present to boards/councils in mid-May

#### 5. Adjourn

- The meeting adjourned at approximately 3:10 PM. An agenda, attendance list, and the handouts passed out at the meeting are available upon request.

Please contact Lori Laster at 444-6222 regarding any questions or comments concerning these meeting minutes.

# PAPILLION CREEK WATERSHED PARTNERSHIP



## MEETING MINUTES

### Subcommittee Meeting

**June 11, 2009 – 10:00 AM to 12:00 PM – Lower Level Conference Room  
Natural Resource Center, 8901 S 154<sup>th</sup> Street, Omaha, NE**

#### Attendants:

The following were in attendance: Nina Cudahy (Omaha), Marty Grate (Omaha), Selma Kessler (Omaha), Jim Kee (Omaha), Holly O’Dell (JEO/Bennington), Robert Hayes (Boys Town), Rebecca Horner (Sarpy County), Mark Stursma (Papillion), Marlin Petermann (PMRNRD), Amanda Grint (PMRNRD) and Lori Laster (PMRNRD)

#### Purpose

A meeting of the Partnership subcommittee was held on the above date in order to discuss topics stated in the attached agenda. The meeting began at approximately 1:10 PM.

#### 1. Introductions

- An agenda, sign-up sheet, and handouts were distributed.

#### 2. Update on PCWP Interlocal Agreement

- A paragraph was added by NRD legal counsel to clarify that the Administering Agent has the right to determine if the recommendations and requests of the Partnership are lawful, feasible and reasonable.
- The City of Omaha reported that they have to first get approval from the Planning Board, and then take the IA to the City Council.
- Boys Town does not have the authority to levy fees or collect taxes, so they will not be collecting Watershed Fees from development. They will sign the agreement once the wording has been finalized.
- The City of Papillion will take the IA to Planning Commission in July.
- Sarpy County will take the IA to the County Board, then to the Planning Commission.

#### 4. Post Construction Stormwater Management Plan

- Application Process – The City of Omaha requires a conceptual PCSMP at Preliminary Plat and a final PCSMP at Final Plat. A Certificate of Occupancy is not issued until all documents have been approved. Need to determine the process other communities will be using to include in the Guidance Manual.



- Guidance Document – The guidance manual for the PCSMP has been completed by the City of Omaha. The manual includes a drainage study checklist and a Maintenance Agreement and Easement form. The Stormwater Manual needs to be revised to include the PCSMP manual and BMPs that are acceptable for use.
- PCSMP Workshop – The PCSMP Workshop will be held October 8, 2009 at the Scott Conference Center, UNO. Three case studies will be presented, as well as guidelines for the application process.

#### 6. Green Garden Project Update

- The City of Omaha and UNL Extension Office have begun this program which will develop manuals for contractors and homeowners for the installation of rain gardens. Workshops will be held for both contractors and homeowners in the fall and spring.

#### 6. Adjourn

- The meeting adjourned at approximately 11:45 AM. An agenda, attendance list, and the handouts passed out at the meeting are available upon request.

Please contact Lori Laster at 444-6222 regarding any questions or comments concerning these meeting minutes.