

**Finance, Expenditure and Legal  
Subcommittee Meeting Minutes  
August 7, 2018**

A meeting of the Papio-Missouri River Natural Resources District’s Finance, Expenditure and Legal Subcommittee was held at the Natural Resources Center, 8901 South 154<sup>th</sup> Street, Omaha, NE, on August 7, 2018. The meeting was called to order by Chairperson Tesar at 7:34 p.m.

**QUORUM CALL:** Quorum call was taken. The following subcommittee members were in attendance.

<b>Subcommittee Members Present</b>	<b>Subcommittee Members Absent</b>	<b>Other Directors Present</b>	<b>Others in Attendance</b>
Rich Tesar, Chairperson	Larry Bradley *	Tim Fowler	John Winkler
Jim Thompson, Vice Chairperson	John Wiese *	Ted Japp	Marlin Petermann
Fred Conley **		David Klug	Brent Meyer, Legal Counsel
John Conley		Patrick Leahy	Tracy Thompson
			Martin Cleveland
			Lori Laster
			Other Staff Members

\* Absent

\*\* Alternate Voting Member

**ADOPTION OF AGENDA:**

- **It was moved by Director Thompson and seconded by Director F. Conley that the agenda be adopted.**

Roll call was taken on the motion. The motion carried on a vote of 3-yea.

Voting Yea: F. Conley, Thompson, Tesar  
 Voting Nay: None  
 Abstaining: None  
 Absent: Bradley, Wiese

(J. Conley was out of the room during the vote)

**PROOF OF PUBLICATION:** Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on August 2, 2018. The proof of publication affidavit is included with the file copy of these minutes.

**1. Review and Recommendation of FY 2019 Budget – Draft 2 – John Winkler:**

General Manager Winkler presented the second draft of the District’s Fiscal Year 2019 budget and described the revisions since the first draft. John answered Directors questions.

- **It was moved by Director Thompson and seconded by Director J. Conley that the Subcommittee recommend to the Board of Directors that the FY 2019 draft budget be forwarded for review at the September 13, 2018 Budget Hearing with the provision that the General Manager be authorized to make necessary adjustments once final figures are available to achieve compliance of state statutes regarding the lid.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea.

Voting Yea: F. Conley, J. Conley, Thompson, Tesar  
Voting Nay: None  
Abstaining: None  
Absent: Bradley, Wiese

**2. Review and Recommendation of FY 2019 Budget – Lid Computation (1% Resolution) – John Winkler:**

General Manager Winkler briefed the Subcommittee on the optional 1% increase to the restricted funds authority with the Directors and explained how it was to be used if approved. The additional 1% requires the affirmative vote of 75% of the Board members present at Thursday night’s meeting to be approved. John answered Directors questions.

- **It was moved by Director Thompson and seconded by Director F. Conley that the Subcommittee recommend to the Board of Directors that the following resolution be adopted:**

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

Roll call was taken on the motion. The motion carried on a vote of 4-yea.

Voting Yea: F. Conley, J. Conley, Thompson, Tesar  
Voting Nay: None  
Abstaining: None  
Absent: Bradley, Wiese

**3. Review and Recommendation on Thompson Creek Levee Improvement Project Permanent Easement Agreement with City of LaVista – Martin Cleveland:**

Project Manager Martin Cleveland provided an update to Thompson Creek Levee Improvement Project. As part of the right-of-way acquisition for the project, the District acquired (deed) a 1.61 acre parcel of property with a house (acreage). The parcel was larger than needed for the levee improvement project but was acquired in whole due to the levee project impact on the parcel of land. After the home was removed and the levee project built, an 0.812 acre portion of the 1.61 acre parcel is beyond the levee footprint and now considered as surplus area. The City of LaVista has requested the use of this 0.812 acre parcel for recreational area use to help offset some of their sports field loss (1.64 acres) that occurred with the District permanent easement acquisition in 2014.

- **It was moved by Director F. Conley and seconded by Director J. Conley that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute the proposed Thompson Creek Permanent Easement Agreement with the City of LaVista, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea.

Voting Yea: F. Conley, J. Conley, Thompson, Tesar  
Voting Nay: None  
Abstaining: None  
Absent: Bradley, Wiese

**4. Review and Recommendation on Land Acquisition for West Papillion Regional Basin Number 4 (WP4) [Executive Session – if needed] – Lori Laster:**

The owner of land identified as necessary for the District’s WP-4 project approached the District with a purchase offer. The District commissioned an appraisal of the 20.27-acre parcel. LV Partners, LLC has agreed to the District’s appraisal price of \$1,010,000. The District will take ownership upon closing and will make three equal annual payments, the first due one year after closing.

- **It was moved by Director F. Conley and seconded by Director Thompson that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute for and on behalf of the District the Purchase Agreement in the form as presented to this meeting providing for the purchase by the District from LV Partners, LLC their property located at 204th Street and Schram Road in Sarpy County, Nebraska for the purchase price of \$1,010,000, payable in three annual installments, subject to changes deemed necessary by the General Manager and approved as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea.

Voting Yea:	F. Conley, J. Conley, Thompson, Tesar
Voting Nay:	None
Abstaining:	None
Absent:	Bradley, Wiese

**ADJOURNMENT:** Being no further business, the meeting adjourned by acclamation at 7:49 p.m.