

**Finance, Expenditure and Legal  
Subcommittee Meeting Minutes  
January 8, 2019**

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 January 8, 2019. The meeting was called to order by Director Conley at 7:24 p.m.

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

Subcommittee Members Present	Subcommittee Members Absent	Other Directors Present	Others in Attendance
Larry Bradley	Rich Tesar*	Tim Fowler	John Winkler
Fred Conley		Mark Gruenewald	Marlin Petermann
John Wiese		Ted Japp	Brent Meyer, Legal Counsel
		Kevyn Sopinski	Nicole Gust
		Jim Thompson	Amanda Grint
			Paul Woodward
			Maria Rodriguez, Midwest ROW
			Other Staff Members

- \* Absent
- \*\* Alternate Voting Member

**ADOPTION OF AGENDA:**

- **It was moved by Director Bradley and seconded by Director Wiese that the agenda be adopted.**

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

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

**PROOF OF PUBLICATION:** Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on January 3, 2019. The proof of publication affidavit is included with the file copy of these minutes.

**1. Review and Recommendation on Land Rights for West Papillion Regional Basin Number 7 (WP7), Account 02-01-557-4430, Over 110% - Amanda Grint:**

Project Manager Amanda Grint reminded the Subcommittee that purchase of Tract 3 for the WP7 project was approved by the Board in the amount of \$40,305.64 and that closing was anticipated for FY18. Amanda stated that the Tract 3 closing was delayed and pushed into FY19 and in doing so has exceeded the FY19 budgeted amount by 124%.

- **It was moved by Director Bradley and seconded by Director Wiese that the FEL Subcommittee recommend to the Board of Directors, that the account for WP7 Land Rights (02-01-557-4430) be allowed to exceed the budgeted amount up to \$200,000 without further approval by the Board.**

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

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

**2. Review and Recommendation on Land Acquisition for Missouri River Levee R613/R616 Levee Improvement Project [Executive Session if Needed] – Paul Woodward:**

- **It was moved by Director Bradley and seconded by Director Wiese that the Subcommittee move into Executive Session for the purpose of discussing land acquisition for the Missouri River R613/R616 Levee Improvement Project.**

Roll call was taken on the motion. The motion carried on a vote of 3-yea. The Subcommittee went into Executive Session at 7:27 p.m.

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

- **It was moved by Director Wiese and seconded by Director Bradley that the Subcommittee come out of Executive Session.**

Roll call was taken on the motion. The motion carried on a vote of 3-yea. The Subcommittee came out of Executive Session at 7:45 p.m.

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

- **It was moved by Director Conley and seconded by Director Bradley that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a purchase agreement with Peter Ciaccio Living Trust Dated June 1, 2007, in the amount of \$20,106.00 for an area containing 4.772 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to such other terms and conditions as the General Manager determines necessary and District Legal Counsel approves as to form.**

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

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

- **It was moved by Director Conley and seconded by Director Bradley that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a purchase agreement with PCS Nitrogen Fertilizer Limited Partnership, a Delaware limited partnership in the amount of \$186,623.00 for an area containing 37.532 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to such other terms and**

**conditions as the General Manager determines necessary and District Legal Counsel approves as to form.**

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

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

- **It was moved by Director Conley and seconded by Director Wiese that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a purchase agreement with Arcadian Fertilizer LP, a Delaware limited partnership, now owned by PCS Nitrogen Fertilizer Limited Partnership, a Delaware limited partnership, in the amount of \$115,877.00 for an area containing 23.716 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to such other terms and conditions as the General Manager determines necessary and District Legal Counsel approves as to form.**

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

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

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