

**Finance, Expenditure and Legal  
Subcommittee Meeting Minutes  
February 12, 2019**

A meeting of the Pappio-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 February 12, 2019. The meeting was called to order by Vice-Chairperson Thompson at 7:18 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
Tim McCormick		Mark Gruenewald	Brent Meyer, Legal Counsel
John Wiese		Ted Japp	Nicole Gust
Fred Conley**		Kevyn Sopinski	Amanda Grint
Jim Thompson – Vice Chairperson			Paul Woodward
			Other Staff Members

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

**ADOPTION OF AGENDA:**

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

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

Voting Yea: Bradley, Conley, McCormick, Wiese, Thompson  
 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 February 7, 2019. The proof of publication affidavit is included with the file copy of these minutes.

**1. Review and Recommendation on Transfer of Funds from Construction to Land Rights for Zorinsky Water Quality Basin #2 – Amanda Grint:**

Project Manager Amanda Grint reminded the Directors that the Zorinsky Water Quality Basin #2 FY19 budget for construction cost is \$3,200,000, and that no dollars were budgeted for the land rights account. Amanda stated that while there was a last payment for a portion of the Zorinsky Water Quality Basin #2 land scheduled in FY19 that was inadvertently not placed in the budget, the construction budget will not be entirely used in FY19. Amanda went on to say that there are no changes proposed in what was anticipated to be spent on the land or construction but requested that \$468,736 be moved to the land rights account and that the construction account be decreased by that amount. Amanda answered Directors questions.

- **It was moved by Director Conley and seconded by Director Wiese that the FEL Subcommittee recommend to the Board of Directors, that the FY19 accounts for Zorinsky #2 Water Quality**

**Basin Construction (02-01-558-4410) and Zorinsky #2 Water Quality Basin Land Rights (02-01-558-4430) be revised to \$2,731,264 and \$468,736 respectively.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

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

**2. Review and Recommendation to Approve Report of Appraisers for the Missouri River R-613/R-616 Levee Improvement Project [Executive Session – if needed] – Paul Woodward and Brent Meyer, Husch Blackwell LLP:**

- **It was moved by Director Conley and seconded by Director Bradley 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 5-yea. The Subcommittee went into Executive Session at 7:23 p.m.

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

- **It was moved by Director Conley 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 5-yea. The Subcommittee came out of Executive Session at 7:31 p.m.

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

- **It was moved by Director Conley and seconded by Director McCormick that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to deposit \$222,668 with the Sarpy County Court for the following: \$105,655 for the damages for the partial taking of property known as R-613 Tract 15; \$87,382 for the damages for the partial taking of property known as R-613 Tract 18; \$25,806 for the damages of the partial taking of property known as R-613 Tract 19; \$3,825 to pay the Board of Appraisers' fees as required by law; and furthermore that the District not appeal the Board of Appraisers awards as set forth in the Report of Appraisals filed in Civil Action No. CI-18-5834, Sarpy County Court, Nebraska.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

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

**3. Review and Recommendation on Land Rights for Missouri River Levee Certification Account 01-03-560-4430 Over 110% – Paul Woodward:**

Project Manager Paul Woodward reminded the Directors that the FY19 budget for land rights for the Missouri River Levee Certification Project was set at \$1,000,000. Paul stated that since the budget was set there have been revisions to the amount of land rights necessary as well as revisions to the appraised values. 13 of the 21 properties have closed for a total of \$1,040,817. The total to close the remaining 8 properties is approximately \$780,000 bringing the land rights acquisition cost to \$1,820,000. Paul answered Directors questions.

- **It was moved by Director Conley and seconded by Director McCormick that the Subcommittee recommend to the Board of Directors that the amount for Missouri River Levee Certification Land Rights (01-03-560-4430) be allowed to exceed the budgeted amount up to \$1,820,000 without further approval by the Board.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea.

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

**ADJOURNMENT:** Being no further business, the meeting adjourned by acclamation at 7:35 p.m.