



**PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
September 12, 2019**

PLEDGE OF ALLEGIANCE

MEETING CALLED TO ORDER: A regular meeting of the Papio-Missouri River Natural Resources District Board of Directors was held at the Dakota County Service Center, 1505 Broadway, Dakota City, NE on September 12, 2019. The meeting was called to order by Chairperson Thompson at 7:00 p.m.

NOTIFICATION OF OPEN MEETINGS ACT POSTING AND MEETING PROCEDURE

QUORUM CALL: The following Directors were present for the Quorum Call:

Danny Begley	Ted Japp
Larry Bradley	Kevyn Sopinski
Fred Conley	Jim Thompson
Tim Fowler	John Wiese
Mark Gruenewald	

ADOPTION OF AGENDA:

- **MOTION NO. 1:** It was moved by Director Conley and seconded by Director Fowler that the meeting agenda be adopted.

Roll call vote was held on motion. The motion carried on a vote of 9-yea.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Gruenewald, Japp, Sopinski, Wiese, Thompson
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	McCormick, Tesar
Absent	-	McCormick, Tesar

ADOPTION OF CONSENT AGENDA:

- **MOTION NO. 2:** It was moved by Director Conley and seconded by Director Bradley that the following resolution be adopted:

BE IT RESOLVED that the following resolutions on the consent agenda are hereby adopted.

Agenda Item 3.A.:

BE IT RESOLVED that the absences of the following Directors from the September 12, 2019 Board of Directors Meeting are excused: Tim McCormick and Rich Tesar.

Agenda Item 7.A., 7.B., and 7.C.:

BE IT RESOLVED that the August 8, 2019 Papio-Missouri River NRD Board meeting minutes, the August 14, 2019 Dakota County Rural Water Advisory Board meeting minutes and the September 10, 2019 Public Hearing for Land Acquisition for the Dam Site 19 Project meeting minutes are approved as printed.

Roll call vote was held on motion. The motion carried on a vote of 8-yea and 1-nay.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Japp, Sopinski, Wiese, Thompson
Voting Nay	-	Gruenewald
Abstaining	-	None
Excused Absence	-	McCormick, Tesar
Absent	-	McCormick, Tesar

PROOFS OF PUBLICATION OF MEETING NOTICE: Notice of the meeting was published in the Omaha World Herald on September 5, 2019. The District's July 12, 2019 through August 8, 2019 expenditures were published in the Dakota County Star on August 15, 2019. The Chairperson ordered the Proofs of Publication recorded in the minutes of this meeting. They are contained as part of the file copy of these minutes.

AGENCY AND ASSOCIATION REPORTS:

A. Nebraska Association of Resources Districts: Director Fowler noted that the NARD Annual Meeting will be held September 22-24, 2019 in Kearney, NE.

B. Report on Dakota City Activities: Alyssa Silhacek, Dakota City Administrator updated the Board on the current events and activities going on in Dakota City.

C. Report on South Sioux City Activities: Lance Hedquist, South Sioux City Administrator updated the Board on the current events and activities going on in South Sioux City. He also presented the Board with a plaque that was given by Nebraska Concrete Paving Association for recognition for the high-quality concrete pavement on the South Sioux City Atokad Trail, which was rated the best Recreational Trails project for 2018.

D. Informational Report of Feasibility Study to Extend Dakota County Rural Water System to Kramper Lake – Danish Alps Recreation Area: Project Manager Zach Nelson gave a presentation on a study prepared by Olsson to extend the Dakota County Rural Water System to Kramper Lake/Hubbard and Fiddler Creek. He addressed the Directors questions.

BUDGET HEARING – Adoption of Fiscal Year 2020 Budget:

Chairperson Thompson appointed General Manager Winkler as the Hearing Officer and he called the hearing to order at 7:26 p.m. Hearing Officer Winkler submitted the following exhibits for the record:

- Exhibit 1** Agenda
- Exhibit 2** Proof of Publication of Hearing Notice
 - ◆ Omaha World Herald – September 5, 2019 – Public Hearing Notice
 - ◆ Omaha World Herald – September 6, 2019 – Notice of Budget Hearing and Budget Summary
- Exhibit 3** Fact Sheet – FY 2020 Budget
- Exhibit 4** Pie Charts – FY 2020 Adopted Revenues and Expenditures
- Exhibit 5** FY 2020 Budget Worksheets
- Exhibit 6** Resolution to Set Property Tax Request for FY 2020 at \$26,379,012.50 with a tax levy of 0.037384/\$100

Hearing Officer Winkler briefed the audience on the purpose of the Public Hearing. The District has received Final Valuations from the county offices. The tax requirement is \$26,379,012.50 with a tax levy of 0.037384/\$100. He also presented the FY 2020 Budget Fact Sheet. Hearing Officer Winkler opened the floor to the public. There were no comments. Hearing Officer Winkler closed the Public Hearing at 7:28 p.m. and returned the floor to Chairperson Thompson.

SPECIAL HEARING – To Set Property Tax Levy for Fiscal Year 2020:

Chairperson Thompson appointed General Manager Winkler as the Hearing Officer and he called the hearing to order at 7:28 p.m. Hearing Officer Winkler submitted the following exhibits for the record:

- Exhibit 1** Agenda
- Exhibit 2** Proof of Publication of Hearing Notice
 - ◆ Omaha World Herald – September 5, 2019 – Public Hearing Notice
 - ◆ Omaha World Herald – September 6, 2019 – Notice of Special Hearing to Set Final Tax Request
- Exhibit 3** Fact Sheet - FY 2020 Budget
- Exhibit 4** Pie Charts – FY 2020 Adopted Revenues and Expenditures
- Exhibit 5** FY 2020 Budget Worksheets
- Exhibit 6** Resolution to Set Property Tax Request for FY 2020 at \$26,379,012.50 with a tax levy of 0.037384/\$100

Hearing Officer Winkler stated that the purpose of the Public Hearing was to set the tax levy for Fiscal Year 2020. The tax levy requirement is \$26,379,012.50 which is an overall increase of \$1,555,062.82 from last year, with a tax levy of 0.037384. Hearing Officer Winkler opened the floor to the public. There was no public comment. Hearing Officer Winkler closed the Public Hearing at 7:29 p.m. and returned the floor to Chairperson Thompson.

SUBCOMMITTEE REPORTS:

A. Personnel, Legislative and Public Affairs Subcommittee: Director Conley reported that the PLPA Subcommittee met on September 10, 2019 and gave a brief recap of the meeting.

- **MOTION NO. 3:** It was moved by Director Conley that the following recommendation be adopted:

PLPA Recommendation #1: Resolution 2019-1 Nebraska Natural Resources Commission Membership to be Considered at the 2019 NARD Annual Conference: Be it resolved that the P-MRNRD Voting Delegate and/or Alternate is hereby authorized to vote to support Resolution 2019-1 Nebraska Natural Resources Commission Membership, being considered at the NARD Annual Conference

Roll call vote was held on motion. The motion carried on a vote of 9-yea.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Gruenewald, Japp, Sopinski, Wiese, Thompson
Voting Nay	-	None
Abstaining	-	None
Excused Absence	-	McCormick, Tesar
Absent	-	McCormick, Tesar

- **MOTION NO. 4:** It was moved by Director Conley that the following recommendation be adopted:

PLPA Recommendation #2: Resolution 2019-2 Enhance Bonding Authorities to be Considered at the 2019 NARD Annual Conference: Be it resolved that the P-MRNRD Voting Delegate and/or Alternate is hereby authorized to vote to support Resolution 2019-2 Enhance Bonding Authorities, being considered at the NARD Annual Conference.

Director Gruenewald reiterated his concerns stated at the Tuesday night meeting.

Roll call vote was held on motion. The motion carried on a vote of 6-yea and 3-nay.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Sopinski, Thompson
Voting Nay	-	Gruenewald, Japp, Wiese
Abstaining	-	None

Excused Absence - McCormick, Tesar
Absent - McCormick, Tesar

B. Finance, Expenditures and Legal Subcommittee: Director Bradley reported that the FEL Subcommittee met on September 12, 2019 and gave a brief recap of the meeting.

•• **MOTION NO. 5:** It was moved by Director Bradley that the following recommendation be adopted:

FEL Recommendation #1: Adoption of the FY 2020 Budget and Set Property Tax Levy at 0.037384 for the FY 2020 Budget: Recommendation that the following resolutions be adopted:

BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District that the attached budget document incorporated herein by reference, showing Total Requirements of \$119,985,574.60 as follows,

Operating Budget	\$108,061,837.60
Project and Operations Cash Reserves	\$11,873,737.00
Uninsured Liability Sinking Fund	\$50,000

and Property Tax Requirement of \$26,379,012.50 (\$21,885,157.50 general and \$4,493,855.00 bond) be and is hereby adopted as the Fiscal Year 2020 budget of the Papio-Missouri River Natural Resources District.

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the Papio-Missouri River NRD passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and,

WHEREAS, a special public hearing held on September 12, 2019, as required by law to hear and consider comments concerning the property tax request; and,

WHEREAS, it is in the best interest of the Papio-Missouri River NRD that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Papio-Missouri River Natural Resources District by a majority vote, resolved that:

1. The FY 2020 property tax request be set at \$26,379,012.50 (\$21,885,157.50 general and \$4,493,855.00 bond).
2. The total assessed value of property differs from last year's total assessed value by 6.86%.

3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$0.035180 per \$100 of assessed value.
4. The Papio-Missouri River Natural Resources District proposes to adopt a property tax request that will cause its tax rate to be \$0.037384 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Papio-Missouri River Natural Resources District will exceed last year's by 49.60%.
6. And that a copy of this resolution be certified and forwarded to the County Clerks within the District prior to September 20, 2019.

Roll call vote was held on motion. The motion carried on a vote of 6-yea and 3-nay.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Sopinski, Thompson
Voting Nay	-	Gruenewald, Japp, Wiese
Abstaining	-	None
Excused Absence	-	McCormick, Tesar
Absent	-	McCormick, Tesar

- **MOTION NO. 6:** It was moved by Director Bradley that the following recommendation be adopted:

FEL Recommendation #2: Zorinsky Basin 2 Surplus Land Sale Agreement: Recommendation that the General Manager be authorized to execute the purchase agreement with Lanoha Pacific, Inc. for the sale of 6.307 acres of Zorinsky Water Quality Basin 2 Project Surplus Land in the amount of \$346,885, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Director Japp asked if the original land purchase was with bond dollars. The General Manager said bond money was not used for the original land purchase.

Roll call vote was held on the motion. The motion passed on a vote of 8-yea and 1-nay.

Voting Yea	-	Begley, Bradley, Conley, Fowler, Japp, Sopinski, Wiese, Thompson
Voting Nay	-	Gruenewald
Abstaining	-	None
Excused Absence	-	McCormick, Tesar
Absent	-	McCormick, Tesar

- **MOTION NO. 7:** It was moved by Director Bradley that the following recommendation be adopted:

FEL Recommendation #3: West Papillion Regional Basin 6 Surplus Land Sale Agreement: Recommendation that the General Manager be authorized to execute the purchase agreement with BHI, Inc. for the sale of 2.693 acres of West Papillion Regional Basin 6 Project Surplus Land in the amount of \$118,492, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.

Roll call vote was held on the motion. The motion passed on a vote of 8-yea and 1-nay.

Voting Yea - Begley, Bradley, Conley, Fowler, Japp, Sopinski, Wiese, Thompson
Voting Nay - Gruenewald
Abstaining - None
Excused Absence - McCormick, Tesar
Absent - McCormick, Tesar

TREASURER'S REPORT:

•• **MOTION NO. 8:** It was moved by Director Bradley and seconded by Director Conley that the following resolution be adopted:

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (l) claims listed in the August, 2019 financial report; and, (2) any claims made prior to the next Board meeting for (a) earned salaries of District employees, (b) withholding taxes, (c) social security payments, (d) retirement program contributions, (e) utilities, (f) registration fees and expenses for upcoming meetings and conferences, (g) certified completed CAP and Special Project Area applications, (h) invoices which offer a credit or discount for payment made prior to the next Board meeting, (i) postage, and, (j) building and grounds contract expenses.

BE IT FURTHER RESOLVED that the Treasurer is authorized to pay, from the respective operating accounts of the Washington County, Dakota County, and Thurston County Water Supply System, the Elkhorn Breakout Project, the Elkhorn River Stabilization Project, the Elk/Pigeon Creek Drainage Project, the Western Sarpy Drainage Project, the Papillion Creek Watershed Partnership, and the Southern Sarpy Watershed Partnership project bills listed on the August, 2019 financial report, and future claims for project utilities.

BE IT FURTHER RESOLVED that the financial reports be affixed to and made a part of the minutes.

Roll call vote was held on motion. The motion carried on a vote of 8-yea and 1-nay.

Voting Yea - Begley, Bradley, Conley, Fowler, Japp, Sopinski, Wiese, Thompson

Voting Nay - Gruenewald
Abstaining - None
Excused Absence - McCormick, Tesar
Absent - McCormick, Tesar

CHAIRPERSON'S REPORT: At the beginning of the meeting Chairperson Thompson thanked Vince and Dorothy Kramper for their hospitality prior to the meeting.

GENERAL MANAGER'S REPORT: The General Manager reviewed his written report with the Board and noted that the report had been posted to the website. He thanked Vince and Dorothy Kramper for the 31 years of hospitality for hosting the annual dinner at their farm. He also recognized Vince for his service to not only Dakota County but also to the state while serving on the Nebraska Natural Resources Commission and Nebraska Environmental Trust Board. His accomplishments were instrumental in the building of Danish Alps/Kramper Lake Recreation Area.

INFORMATIONAL ITEMS:

A. Future Meetings:

September 22-24, 2019 NARD Annual Conference, Kearney, NE

September 26, 2019 Papillion Creek Watershed Partnership Meeting, 10:00 a.m.,
NRC

October 8, 2019 P-MRNRD Subcommittee Meetings

October 10, 2019 P-MRNRD Board Meeting

October 24, 2019 Papillion Creek Watershed Partnership Meeting,
10:00 a.m., NRC

B. Next Meeting – The next scheduled meeting of the P-MRNRD Board of Directors will be held on October 10, 2019 at the NRC

ADJOURNMENT: Being no further business, the Chairperson declared that the meeting was adjourned at 7:40 p.m.

NOTE: These minutes reflect the actions and votes taken at the September 12, 2019 Board of Directors Meeting of the Papio-Missouri River Natural Resources District and are not an official transcript of the meeting. The audio cast of this meeting can be found on our website at www.papionrd.org.

I, the undersigned, Secretary of the Papio-Missouri River Natural Resources District, hereby certify that the foregoing are true and correct minutes of a meeting of the Board of Directors of the District held on September 12, 2019 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the District; that such subjects were contained in said agenda at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; and, that all news media requesting notification of the meeting of said body were provided advance notification of the time and place of said meeting.

Richard Tesar
District Secretary