Finance, Expenditure and Legal
Subcommittee Meeting Minutes
December 10, 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 154th Street, Omaha, NE, on December 10, 2019. The meeting was called to order by Chairperson Tesar at 8:25 p.m.

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

<table>
<thead>
<tr>
<th>Subcommittee Members</th>
<th>Subcommittee Members</th>
<th>Other Directors</th>
<th>Others in Attendance</th>
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<tbody>
<tr>
<td>Present</td>
<td>Absent</td>
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<tr>
<td>Rich Tesar – Chairperson</td>
<td>Fred Conley</td>
<td>John Winkler</td>
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<td>Larry Bradley – Vice-Chairperson</td>
<td>Mark Gruenewald</td>
<td>Marlin Petermann</td>
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<td>Danny Begley</td>
<td>Ted Japp</td>
<td>Brent Meyer, Legal Counsel</td>
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<td>Tim McCormick</td>
<td>Kevyn Sopinski</td>
<td>Nicole Gust</td>
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<td>John Wiese</td>
<td>Jim Thompson</td>
<td>Carey Fry</td>
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<td>Paul Woodward</td>
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<td>Josh Teut, BerganKDV</td>
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<td>Other Staff Members</td>
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* Absent
** Alternate Voting Member

**ADOPTION OF AGENDA:**

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

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

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

**PROOF OF PUBLICATION:** Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on December 5, 2019. The proof of publication affidavit is included with the file copy of these minutes.

1. **Review and Recommendation on the Fiscal Year 2019 Audit – Carey Fry and Josh Teut, BerganKDV:**

Josh Teut, BerganKDV, provided a summary of the District’s 2019 Audit. Josh commented on the accounting staff’s good internal controls and said the 2019 Audit reflected favorably on staff. Josh, District Accountant Carey Fry, and General Manager Winkler answered Directors questions.

- It was moved by Director Begley and seconded by Director Wiese that the Subcommittee recommend to the Board of Directors that the FY2019 Audit Report, prepared by BerganKDV, be accepted and that the General Manager be directed to file an authenticated copy of the audit report with the Nebraska Auditor of Public Accounts and the Nebraska Natural Resources Commission.
Roll call was taken on the motion. The motion carried on a vote of 5-yea.

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

2. **Review and Recommendation on Condemnation for Property Located within the R-613/R-616 Missouri River Levee Project /Executive Session – if needed / – Paul Woodward:**

   - It was moved by Director Tesar and seconded by Director Begley that the Subcommittee move into Executive Session for the purpose of discussing Condemnation for Property Located within the R-613/R-616 Missouri River Levee Project.

Roll call was taken on the motion. The motion carried on a vote of 5-yea. The Subcommittee went into Executive Session at 8:42 p.m.

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

   - It was moved by Director Begley 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 8:50 p.m.

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

   - It was moved by Director McCormick and seconded by Director Begley that the Subcommittee recommend to the Board of Directors that the General Manager be authorized to execute a purchase agreement with Horse Creek Farms, a Colorado Partnership, in the amount of $153,000.00 for an area containing 33.092 acres of land for the Missouri River R613/R616 Levee Improvement Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel, in exchange for the dismissal with prejudice of Horse Creek Farms’ appeal of the condemnation award in District Court of Sarpy County, Nebraska.

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

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

**ADJOURNMENT:** Being no further business, the meeting adjourned by acclamation at 8:51 p.m.