



**PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
August 11, 2022**

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 Natural Resources Center, 8901 S. 154th Street, Omaha, NE, on August 11, 2022. The meeting was called to order by Chairman Kevyn Sopinski at 4:00 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
Patrick Bonnett	Kevyn Sopinski
Larry Bradley	Rich Tesar
Fred Conley	Jim Thompson
Phil Davidson	

ADOPTION OF AGENDA:

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

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

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

ADOPTION OF CONSENT AGENDA:

- **MOTION NO. 2:** It was moved by Director Tesar and seconded by Director Thompson 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 absence(s) of the following Director(s) from the August 11, 2022 Board of Directors Meeting is excused:

Tim Fowler.

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

BE IT RESOLVED that the July 14, 2022 Papio-Missouri River NRD Board Meeting minutes and the July 13, 2022 Dakota County Rural Water Advisory Board Meeting minutes are approved as printed.

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

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

PROOFS OF PUBLICATION OF MEETING NOTICE: Notice of the meeting was published in the Omaha World Herald on August 4, 2022. The District's June 10, 2022 through July 14, 2022 expenditures were published in the Dakota County Star on July 28, 2022. The Chairman 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. Natural Resources Conservation Service Report: Andy Bohnenkamp, NRCS District Conservationist submitted a written report on NRCS activities for the month of August. A copy of the report is contained in the file copy of these meeting minutes.

B. Nebraska Association of Resources Districts: Director Tesar stated the NRDs 2022 Annual Conference is being held in Kearney, NE on September 26-27, 2022.

C. Legislative Report: General Manager John Winkler said he had nothing to report.

D. Nebraska Natural Resources Commission: Director Bradley provided an update from the Nebraska Natural Resources Commission meeting that met in Kearney, NE on August, 11, 2022.

The audio of these reports can be heard on the District's podcast at www.papionrd.org/meeting-podcasts/.

For the record, Director Tim McCormick arrived at 4:05 p.m.

PUBLIC COMMENT AND INPUT ON P-MRNRD FY 2023 BUDGET: General Manager Winkler updated the Board on the second draft of the FY 2023 budget. He then opened the floor to the public to give comment and input on the proposed budget. The following individuals addressed the Board:

- Doug Kagan, Nebraska Taxpayers for Freedom, 416 S. 130th Street, Omaha, NE
- Shawn Melotz, 10401 N. 132nd Street, Omaha, NE (a copy of Ms. Melotz's written testimony is attached to the file copy of these minutes)

The Budget Hearing and Budget Summary on the Adoption of the Proposed FY 2023 Budget and Special Hearing to Set Final Tax Request are scheduled for September 8, 2022.

SUBCOMMITTEE REPORTS:

A. Programs, Projects and Operations Subcommittee: Director Conley reported that the PPO Subcommittee met on August 9, 2022 and gave a brief recap of the meeting.

Madeline Johnson, NDNR gave a presentation on the Integrated Management Plan Annual Report. No action was taken by the Subcommittee.

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

PPO Recommendation #1: Amendment 3 with Houston Engineering, Inc. for Missouri River Levees: Recommendation that the General Manager be authorized to execute the proposed Amendment No. 3 to the Professional Services Agreement between the District and Houston Engineering, Inc, for the Modifications of Federal Levee Systems R-613/R-616-613 Project for the maximum amount of \$395,500, bringing the total maximum not-to-exceed amount to \$4,121,110.50, 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 carried on a vote of 10-yea.

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

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

PPO Recommendation #2: Amendment to the Professional Services Contract with Olsson for the design of Kramper Lake Water Main Extension Project:

Recommendation that the General Manager be authorized to execute the proposed Amendment to the Professional Services Contract with Olsson for the design of Kramper Lake Water Main Extension Project, increasing the contract maximum, not-to-exceed, amount to \$447,539, 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 carried on a vote of 10-yea.

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

B. Finance, Expenditures and Legal Subcommittee: Director Tesar reported that the FEL Subcommittee met on August 9, 2022 and gave a brief recap of the meeting.

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

FEL Recommendation #1: FY 2023 Budget - Draft 2: Recommendation that the FY 2023 draft budget be forwarded for review at the September 8, 2022 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 vote was held on the motion. The motion carried on a vote of 10-yea.

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

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

FEL Recommendation #2: Missouri River Levee Surplus Land and Sale: Recommendation that the General Manager be authorized to declare 12.286 acres of land surplus and to execute a purchase agreement with Rodney Alan Iske and Karen M. Iske for the sale of 12.286 acres for the total amount of \$127,644, subject to such other terms and conditions as the General Manager determines necessary and Legal Counsel approves to form.

Director Japp inquired to where the dollars for the sale of this surplus property would go. General

Manager Winkler said the funds would go into the Missouri River Levee account.

Roll call vote was held on the motion. The motion carried on a vote of 10-yea.

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

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

Prior to the vote on the No Name Dike High Ground Easement Purchases, Director Japp asked for the number of remaining easements to be purchased to complete this project. Brent Meyer, District Legal Counsel addressed his questions.

FEL Recommendation #3.a.: No Name Dike High Ground Easement Purchase - Lot #43 – Lastovica: Recommendation that the General Manager be authorized to execute the proposed Purchase Agreement with David Lastovica for the purchase price of \$6,300 for Lot #43 permanent easement, for No Name Dike Flood Reduction Project High Ground Easement Project, 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 carried on a vote of 10-yea.

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

•• **MOTION NO. 8:** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #3.b.: No Name Dike High Ground Easement Purchase - Lot #49 and Lot #50 – Fanciullo: Recommendation that the General Manager be authorized to execute the proposed Purchase Agreement with David Fanciullo for the purchase price of \$11,500 for part of Lot #49 and all of Lot #50 permanent easement, for No Name Dike Flood Reduction Project High Ground Easement Project, 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 carried on a vote of 10-yea.

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

•• **MOTION NO. 9:** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #3.c.: No Name Dike High Ground Easement Purchase - Lot #51 – Bluvas: Recommendation that the General Manager be authorized to execute the proposed Purchase Agreement with Karen Bluvas for the purchase price of \$1,500 for Lot #51 permanent easement, for No Name Dike Flood Reduction Project High Ground Easement Project, 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 carried on a vote of 10-yea.

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

•• **MOTION NO. 10:** It was moved by Director Tesar that the following recommendation be adopted:

FEL Recommendation #3.d.: No Name Dike High Ground Easement Purchase - Lot #52 – Bluvas and Stoley: Recommendation that the General Manager be authorized to execute the proposed Purchase Agreement with Karen Bluvas and Betty Stoley for the purchase price of \$7,700 for Lot #52 permanent easement, for No Name Dike Flood Reduction Project High Ground Easement Project, 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 carried on a vote of 10-yea.

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

TREASURER'S REPORT:

- **MOTION NO. 11:** It was moved by Director Bonnett and seconded by Director Thompson that the following resolution be adopted:

BE IT RESOLVED that the Treasurer is authorized to expend general funds to pay: (1) claims listed in the July 2022 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 Dakota County, Thurston County and Washington County Rural Water Supply System, the Elkhorn River Bank Stabilization Project, the Elkhorn Breakout Project, the Elk/Pigeon Creek Drainage Project, the Western Sarpy Drainage District, the Papillion Creek Watershed Partnership, and the Southern Sarpy Watershed Partnership project bills listed on the July 2022 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 the motion. The motion carried on a vote of 10-yea.

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

A. **CHAIRMAN'S REPORT:** Chairman Sopinski reported he made changes to the standing subcommittees members that were impacted by the July 2022 Election of Executive Committee members. He noted that changes to the standing subcommittees required Board approval.

- **MOTION NO. 12:** It was moved by Director Tesar and seconded by Director McCormick that the following resolution be adopted:

BE IT RESOLVED that Standing Subcommittee appointments, as presented by the Chairman, are hereby approved.

Roll call vote was held on the motion. The motion carried on a vote of 10-yea.

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

Chairman Sopinski turned to floor over to Director Begley.

Director Danny Begley gave his notification of resignation effective August 31, 2022. He thanked directors and staff for their support and said he was proud to say he was a member of the Papio-Missouri River Natural Resources District Board. Chairman Sopinski thanked Director Begley for his service.

Chairman Sopinski briefed the Board on the upcoming Free Tire Disposal event being held at Sarpy County Fairgrounds on September 9, 2022 from 8:00 AM – 3 PM. He thanked staffed for their assistance and encouraged directors to volunteer to help out. He concluded his report by saying he was honored to be allowed to serve as the Board’s Chairman.

GENERAL MANAGER'S REPORT: GM Winkler reviewed his report with the Board and noted that the report had been posted to the website. He also thanked Director Begley for his service to the District. He concluded by introducing Ian Ghanavati as the Water Resources Engineer.

INFORMATIONAL ITEMS:

A. Future Meetings/Events:

September 5, 2022	Labor Day Holiday – P-MRNRD Offices Closed
September 6, 2022	P-MRNRD Subcommittee Meetings, 4:00 PM, at NRC
September 8, 2022	P-MRNRD Board of Directors Meeting, 4:00 PM, at NRC
September 9, 2022	Sarpy County Scrap Tire Collection, 8:00 AM – 3:00 PM, at Sarpy County Fairgrounds
September 26-27, 2022	NARD Annual Conference, Kearney, NE

B. Next Meeting – The next scheduled meeting of the P-MRNRD Board of Directors will be held on September 8, 2022 at the NRC.

ADJOURNMENT: Being no further business, the Chairman declared that the meeting was adjourned at 4:37 p.m.

NOTE: These minutes reflect the actions and votes taken at the August 11, 2022 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 August 11, 2022 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