



**PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
October 13, 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 October 13, 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:

Patrick Bonnett	Ted Japp
Larry Bradley	Kevyn Sopinski
Fred Conley	Rich Tesar
Phil Davidson	Jim Thompson
Tim Fowler	

ADOPTION OF AGENDA:

- **MOTION NO. 1:** It was moved by Director Tesar 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:	Bonnett, Bradley, Conley, Davidson, Fowler, Japp, Tesar, Thompson, Sopinski
Voting Nay:	None
Abstaining:	None
Excused Absence:	McCormick
Absent:	McCormick

ADOPTION OF CONSENT AGENDA:

- **MOTION NO. 2:** It was moved by Director Tesar 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 Director(s) from the October 13, 2022 Board of Directors Meeting are excused:

Tim McCormick.

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

BE IT RESOLVED that the September 8, 2022 Papio-Missouri River NRD Board Meeting Minutes and the September 14, 2022 Dakota County Rural Water Advisory Board Meeting Minutes are approved as printed.

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

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

PROOFS OF PUBLICATION OF MEETING NOTICE: Notice of the meeting was published in the Omaha World Herald on October 6, 2022. The District's August 12-September 8, 2022 expenditures were published in the Dakota County Star on September 15, 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, District Conservationist submitted a written report on NRCS activities for the month of October.
- B. Nebraska Association of Resources Districts: Director Rich Tesar gave the report on the 2022 NARD Annual Meeting that was held on September 26-27, 2022, in Kearney, NE.
- C. Legislative Report: GM Winkler provided an update on the status of on-going legislative activities.

Reports can be heard on the District's podcast at www.papionrd.org/meeting-podcasts/

SUBCOMMITTEE REPORTS:

A. Executive Subcommittee: Chairman Sopinski reported that the EXE Subcommittee met on October 6, 2022 and gave a brief recap of the meeting.

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

EXE Recommendation #1: Filling Subdistrict 7 Vacancy: Recommendation that:

1. Josh Henningsen be selected as the candidate to fill the vacancy in Subdistrict 7.
2. Further nominations of qualified candidates may be made by any Board member at the October 13, 2022 Board meeting upon a nomination and second of a prospective candidate.
3. The individual selected by the Executive Subcommittee or nominated as herein provided may address the Board for up to five minutes prior to public comment and Board discussion and voting.

- ◆ Election of Director to fill vacancy in Subdistrict 7

PAPIO-MISSOURI RIVER
NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS
Resolution

WHEREAS, the Chairperson of the Board of directors of the Papio-Missouri River Natural Resources District has notified the Board of the resignation of Subdistrict 7 Director Danny Begley; and,

WHEREAS, the Board of Directors has the responsibility and authority to select a successor,

NOW THEREFORE BE IT RESOLVED that Josh Henningsen be and is hereby appointed as Director of the Papio-Missouri River Natural Resources District for the remainder of the unexpired term of the Subdistrict 7 position and until a successor is elected and qualified, with effective date of the appointment being October 13, 2022.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the Secretary of State, State of Nebraska, as required by law. The following individuals addressed the Board:

- David Corbin, 1002 N. 49th Street, Omaha, NE, 68152
- Josh Henningsen, 5113 Franklin Street, Omaha, NE 68104

Call The Question It was moved by Director Tesar and seconded by Director Fowler to call the question and cease debate.

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

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

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

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

Josh Henningsen was sworn in immediately following the roll call vote.

B. Programs, Projects and Operations Subcommittee: Director Conley reported that the PPO Subcommittee met on October 11, 2022 and gave a brief recap of the meeting.

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

PPO Recommendation #1: Renewal of USGS Maintenance Agreement for Papio Floodwarning System Gages: Recommendation that the General Manager be authorized to execute the proposed Joint Funding Agreement with the USGS in the amount of \$131,640 in District funds for the operation of the District's floodwarning system for 2023, subject to changes deemed necessary by the General Manager.

There was discussion on the cost of the USGS Maintenance agreement and how the cost of the services was arrived at. Assistant GM Grint addressed questions and concerns.

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

Voting Yea: Bonnett, Bradley, Conley, Davidson, Fowler, Japp, Tesar, Sopinski
Voting Nay: Thompson
Abstaining: Henningsen
Excused Absence: McCormick
Absent: McCormick

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

PPO Recommendation #2: Groundwater Monitoring Joint Funding Agreement with USGS: Recommendation that the General Manager be authorized to execute a Joint Funding Agreement with U.S. Geological Survey for a total

cost to the District of \$13,720 for the continuation of groundwater monitoring in the Platte and Elkhorn River valley, 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 9-yea and 1-abstention.

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

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

PPO Recommendation #3: Lower Platte Collective Groundwater Modeling Interlocal Agreement: Recommendation that the General Manager be authorized to execute the Lower Platte River Basin Sub-Regional Groundwater Modeling Interlocal Cooperation Agreement with the Department of Natural Resources, Lower Platte North NRD, and Lower Platte South NRD, 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	Bonnett, Bradley, Conley, Davidson, Fowler, Henningsen, Japp, Tesar, Thompson, Sopinski
Voting Nay	None
Abstaining	None
Excused Absence	McCormick
Absent	McCormick

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

PPO Recommendation #4: Amendment to Lower Platte River Consortium Interlocal Agreement: Recommendation that the General Manager be authorized to execute the proposed Lower Platte River Consortium Interlocal Cooperation Agreement with the Lower Platte South NRD, Lower Platte North NRD, City of Lincoln, Metropolitan Utilities District, and Nebraska Department of Natural Resources, 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	Bonnett, Bradley, Conley, Davidson, Fowler, Henningsen, Japp, Tesar, Thompson, Sopinski
Voting Nay	None
Abstaining	None
Excused Absence	McCormick
Absent	McCormick

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

PPO Recommendation #5: FY 2023 Long Range Implementation Plan (LRIP): Recommendation that proposed Fiscal Year 2023 Long Range implementation Plan be approved.

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

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

B. Finance, Expenditure, and Legal Subcommittee: Director Tesar reported that the FEL Subcommittee met on October 11, 2022 and gave a brief recap of the meeting.

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

FEL Recommendation #1: Issuance of a Water System Revenue Bond – Dakota County Rural Water: Recommendation that the following Resolution be adopted:

STATE OF NEBRASKA
PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT

WATER SYSTEM REVENUE BOND, SERIES 2022

\$1,954,000

KNOW ALL PERSONS BY THESE PRESENTS: That the Papio-Missouri River Natural Resources District, in the State of Nebraska (the "District"), for value received, promises to pay, but only from the special fund hereinafter described, to the United States of America, acting through the Rural Utilities Service or successor Agency, United States Department of Agriculture, as initial registered owner hereof, or registered assigns, the sum of One Million Nine Hundred Fifty-Four Thousand Dollars (\$1,954,000) in lawful money of the United States of America, with interest on the unpaid principal balance thereof from the date hereof until paid at 2.625% per year. The principal hereof and interest hereon shall be payable in equal annual installments of \$79,489.00 due on

_____, of each year, commencing on _____, and continuing for a term of 39 years until the outstanding principal balance thereof has been paid in full, provided that the entire remaining principal balance, together with all accrued interest thereon, if not sooner paid, shall fall due and payable on _____, 20__ (insert date which is the fortieth anniversary of the closing of the loan evidenced by this bond). All such payments shall be applied first to accrued interest and then to principal. Interest and principal installment payments on this Bond shall be payable by the District Treasurer of the Papio-Missouri River Natural Resources District, in the State of Nebraska, as paying agent, for remittance by said paying agent to the registered owner of this Bond in accordance with written instructions on file with said paying agent.

The District, however, reserves the right and option of prepaying any or all of the unpaid principal balance hereof at any time without penalty or redemption premium. Refunds and extra payments as defined in the regulations of the United States Department of Agriculture, according to the source of the funds involved, shall, after payment of interest, be applied to the installments last to become due under this Bond and shall not affect the obligation of the District to pay remaining installments as scheduled herein.

This Bond in the principal amount of \$1,954,000 is issued by the District for the purpose of paying the costs of constructing additions and improvements to the Water System of the District under the provisions of Section 2-3226, R.R.S. Neb. 2012. The issuance of this Bond has been authorized by a resolution lawfully enacted and by proceedings duly had by the Chairperson and Board of Directors of said District (the "Resolution").

The "Revenues" of the Water System (as defined in the Resolution) have been pledged and hypothecated for the payment of the Bond, both principal and interest, and this Bond is a lien only upon said revenues and earnings and not a general obligation of the Papio-Missouri River Natural Resources District.

The Resolution sets forth the covenants and obligations of the District with respect to its Water System and the application of the revenues to be derived therefrom which revenues are under the terms of said Resolution to be deposited into the "Water System Fund" and disbursed to pay costs of operation and maintenance, make payments of principal and interest on this Bond and make other payments as specified in said Resolution. Said Resolution also designates the terms and conditions upon which additional bonds of lien equal to that of this Bond may be issued in the future.

It is hereby certified and warranted that all conditions acts and things required by law to exist or to be done precedent to and in the issuance of this Bond did happen and were done in regular and due form and time as provided by law.

The District hereby covenants and agrees with the registered owner of this Bond to keep and perform all covenants and agreements contained in the Resolution. This Bond shall be registered as to both principal and interest and shall be transferable only in accordance with the provisions printed on this Bond and subject to the terms and conditions set out in the Resolution.

The registered owner hereof may request that the indebtedness evidenced by this Bond be repaid prior to the maturity hereof subject to and in accordance with the terms of the Resolution. Defeasance of this Bond shall be made in accordance with the terms of the Resolution.

To the extent provided in the Resolution, the provisions of this Bond or of the Resolution, including any amendment or supplement thereto, may be modified or amended by the District only with the written consent of the registered owner hereof, and it shall not be necessary to note hereon any reference to such modification or amendment.

As and to the extent the terms of this Bond conflict with the terms of the Loan Resolution, as defined in the Resolution, the terms of the Loan Resolution shall be controlling.

IN WITNESS WHEREOF, the Chairperson and the Board Members of the Papio-Missouri River Natural Resources District, in the State of Nebraska, have caused this Bond to be executed on behalf of the District by being signed by the Chairperson and Secretary.

DATED this ____ day of _____, 2022.

PAPIO-MISSOURI RIVER NATURAL
RESOURCES DISTRICT, IN THE STATE OF
NEBRASKA

By: _____ (do not sign)
Chairperson

ATTEST:

(do not sign)
Secretary

PROVISIONS FOR REGISTRATION

The ownership of this Bond shall be registered as to both principal and interest on the books and records of the Pappio-Missouri River Natural Resources District, in the State of Nebraska, kept by the District Treasurer of said District, who shall make notation of such registration in the registration blank below, and the transfer of this Bond may thereafter be registered only upon an assignment duly executed by the registered owner or such owner's attorney or legal representative, in such form as shall be satisfactory to the District Treasurer, such registration of transfer to be made on such books and endorsed hereon by the District Treasurer. The principal and interest of this Bond shall be payable only to or upon the order of the registered owner or such owner's legal representative.

Date of Registration	Name of Registered Owner	Signature of District Treasurer
United States of America, acting through the Rural Utilities Service, United States Department of Agriculture		

Section 5. The Bond shall be executed on behalf of the District with the signatures of the Chairperson and Secretary. Upon execution and registration of said Bond, it shall be delivered to the District Treasurer, who is hereby authorized to register and deliver it to the United States of America, acting through the Rural Utilities Service or successor Agency, United States Department of Agriculture, as purchaser thereof, upon receipt of the principal amount of said Bond, and said Treasurer is hereby authorized to date said Bond as of the Date of Delivery and insert the appropriate date of final payment therein. The Secretary, in connection with the issuance and sale of the Bond, is hereby authorized to prepare and certify such number of complete transcripts of the proceedings had and done precedent to the issuance of the Bond as shall be required by said purchaser and bond counsel.

Section 6. The principal amount received from the sale of the Bond shall be deposited in a separate fund, to be designated as the “Papio-Missouri River Natural Resources District Water System Revenue Construction Fund,” with some bank, in an amount which is insured by the Federal Deposit Insurance Corporation, and shall be used by the District solely for the purpose of paying the costs of the Project as described in Section 1 hereof. Any amounts from the proceeds of the Bond which are attributable to and required to pay capitalized interest on the Bond shall be paid into the “Water System Revenue Bond Payment Account,” as hereinafter created. Any Bond proceeds remaining in said Construction Fund after completion of construction which are not required to pay the unpaid costs of construction shall be applied to the payment of principal of the Bond, as an extra payment, as defined by the regulations of Rural Utilities Service, United States Department of Agriculture.

Section 7. The District hereby pledges and hypothecates the Revenues for the payment of the Bond. The pledge and hypothecation for the Bond and any Additional Bonds provided for in this Resolution is intended to and shall provide for a first and prior pledge for, lien upon and security interest in the Revenues superior to any pledge, lien or security interest made or given with respect to

any other indebtedness of the District as to its Water System and is intended as a full exercise of the powers of the District provided for in Section 2-3226, R.R.S. Neb. 2012, as now or hereafter amended, with respect to the District's Water System.

Section 8. The District agrees that it shall maintain and collect rates and charges for all service furnished by the Water System adequate to produce Revenues sufficient at all times:

- (a) To provide moneys in the District's Water System Fund sufficient to pay interest on and principal of the Bond as the same falls due.
- (b) To pay all reasonable costs of operation and maintenance of the Water System and to pay for necessary repairs, replacements and extensions to the Water System.
- (c) To provide funds sufficient to provide for the required deposits to be made to those Accounts as are described in Section 9 of this Resolution.

Section 9. The Revenues derived from the operation of the Water System shall be set aside as collected and deposited in a separate fund, which is hereby ordered, created and established and designated as the "Water System Fund". The District hereby agrees with the holder of the Bond to establish and maintain in the Water System Fund accounts as follows:

- (1) WATER SYSTEM REVENUE BOND PAYMENT ACCOUNT - There is hereby ordered created and established an account designated as the "Water System Revenue Bond Payment Account" into which the District shall deposit, out of the Water System Fund, the following amounts:
 - (a) Commencing with the fifteenth day of the month following the Date of Delivery (the "Initial Deposit Date"), and continuing on the same day of each month thereafter, an amount which, when combined with additional equal monthly amounts to be deposited pursuant to this subparagraph prior to the next falling interest payment date, will be sufficient to provide funds to pay the installment of interest due with respect to the Bond; and
 - (b) Commencing with the Initial Deposit Date, and continuing on the corresponding day of each month thereafter, an amount which, when combined with additional equal monthly amounts to be deposited pursuant to this subparagraph prior to the next principal maturity will be sufficient to provide funds to pay such maturing principal amount (or make such mandatory sinking fund redemption payment, if applicable) on such date.

The District Treasurer is hereby authorized and directed, without further authorization, to withdraw monies credited to the Water System Revenue Bond Payment Account, or if the

monies in such Account are insufficient, then first from the Surplus Account and next thereafter from the Debt Service Reserve Account, an amount sufficient to pay, when due, the principal of and interest on the Bond or any Additional Bonds and to transfer the appropriate amounts due the owner or owners of the Bond (including any automatic bank account withdrawals required by USDA/RUS while being the registered owner). Upon the issuance of any Additional Bonds pursuant to this Resolution, appropriate additional credits to the Water System Revenue Bond Payment Account shall be provided for sufficient to pay principal and interest on said Additional Bonds;

(2) OPERATION AND MAINTENANCE ACCOUNT - There is hereby ordered created and established an account designated as the "Operation and Maintenance Account" into which the District shall deposit, out of the Water System Fund, such amounts as the District shall from time to time determine to be necessary to pay the reasonable and necessary expenses of operating and maintaining the Water System and the District may withdraw funds credited to the Operation and Maintenance Account as necessary from time to time to pay such expenses;

(3) DEBT SERVICE RESERVE ACCOUNT – There is hereby ordered created and established an account designated as the "Debt Service Reserve Account" into which there shall be deposited each month the sum of \$663.00, with such sum to be so deposited monthly until the amount of \$79,489 has been accumulated in the account. Amounts may be withdrawn from such account to make payments on the Bond, if needed, as described in Section 9(1) above. Provided, however, that so long as USDA/RUS is the owner of the Bond, any withdrawals from such Debt Service Reserve Account must be approved in writing by USDA/RUS prior to any such withdrawal;

(4) SHORT-LIVED RESERVE ACCOUNT - There is hereby ordered created and established an account designated as the "Short-Lived Reserve Account" into which the District shall deposit the sum of \$17,037.00 annually, and the District shall annually review the funding requirements of such Short-Lived Reserve Account, and may adjust the annual contribution to account for inflation, until the Bond is no longer outstanding or so long as the USDA/RUS is the holder of the Bond. Amounts may be withdrawn from such account for replacement of short-lived assets. Amounts in the Short-Lived Reserve Account are not directly or indirectly pledged to pay principal or interest on the Bond, and are not reasonably expected to be available to pay principal or interest on the issue even if the District encounters financial difficulties. Provided, however, that so long as USDA/RUS is the owner of the Bond, any withdrawals from such Short-Lived Reserve Account must be approved in writing by USDA/RUS prior to any such withdrawal. So long as the Bond remains outstanding and unpaid, the District covenants and agrees that it will maintain said account as a separate bookkeeping account and will administer the same in accordance with the provisions contained in this Resolution; and

(5) SURPLUS ACCOUNT - There is hereby ordered, created and established an account designated as the "Surplus Account." Monies in the Water System Fund remaining after the credits required in the foregoing Subsections 9(1), 9(2), 9(3) and 9(4) shall be credited to the Surplus Account. Monies in the Surplus Account may be used to make up any deficiencies in any of the preceding Accounts, to provide for any additional reserves as may now or hereafter be required by USDA/RUS under any applicable regulations or contract terms, to

retire the Bond or any portion thereof or any Additional Bonds prior to their maturity, to pay principal of and interest on any junior lien indebtedness incurred with respect to the Water System or to provide for improvements or replacements for the Water System.

The provisions of this Section shall require the District to maintain a set of books and records in accordance with such accounting methods and procedures as are generally applicable to municipal utility enterprises, which books and records shall show credits to and expenditures from the several sub-accounts required by this Section. The District shall not be required to establish separate bank or investment accounts for said Accounts in this Section.

Moneys in any of the above-described Accounts may be invested in securities eligible for investment of other District funds. Income from or profit realized from any such investment shall be credited to the respective Account from which such investment is made until such Account contains the maximum amount required to be therein and thereafter such income or profit shall be transferred to the Water System Fund and treated as other revenues from the operation of the Water System.

Section 10. The term "Additional Bonds" as used in this Resolution shall refer only to such bonds as are issued in accordance with the provisions of this Section 10. To provide funds for the purpose of extending, improving enlarging and equipping the Water System, the District may issue Additional Bonds payable from the revenues of the Water System fund, having equal priority to and being on a par with the Bond only upon compliance with the following conditions:

(a) Such Additional Bonds shall be issued only pursuant to a resolution which shall provide for an increase in the monthly allocations to be made of monies in the Water System to the appropriate accounts in amounts sufficient to pay when due the principal of and interest on the Bond and such Additional Bonds.

(b) The District shall have Net Revenues derived by it from the Water System for the fiscal year next preceding the issuance of such Additional Bonds which shall have been at least equal to 1.20 times the average annual debt service requirements of the Bond and of any Additional Bonds, then outstanding, and of the proposed Additional Bonds. For purpose of such determination "Net Revenues" shall mean the Revenues (excluding receipts from insurance or attributable to condemnation of the Water System or any part thereof) less ordinary expenses of operating and maintaining the Water System payable from the Operation and Maintenance Account. Operation and Maintenance expenses for such purpose shall not include depreciation, amortization or interest on any bonds or other indebtedness. Also for

such purposes “average annual debt service” shall be determined by adding all the principal and interest which will become due when computed to the absolute maturity on the Bond and any Additional Bonds then outstanding and together with the total principal and interest which will become due when computed to absolute maturity on the proposed Additional Bonds and dividing such total by the number of years remaining that the longest bond of any such issue of bonds has to run to maturity, including the proposed Additional Bonds.

Anything in this Section 10 to the contrary notwithstanding, no Additional Bonds shall be issued without the prior written consent of the USDA/RUS so long as the USDA/RUS is the holder of the Bond.

Section 11. The District reserves the right to issue bonds or notes which are inferior in lien to the Bond and any Additional Bonds, with the principal and interest of such bonds or notes to be payable from any unrestricted monies in the District’s Surplus Account, as provided in Section 9 above. Anything in this Section 11 to the contrary notwithstanding, no bonds or notes which are inferior in lien to the Bond or any Additional Bonds shall be issued without the prior written consent of the USDA/RUS so long as the USDA/RUS is the holder of the Bond.

Section 12. With the consent of the initial registered owner, evidenced by a writing signed by the State Director for the State of Nebraska of Rural Utilities Service, United States Department of Agriculture, or such director’s successor or equivalent under the Statutes and Regulations of the United States of America then in force the District may issue Additional Bonds without compliance with the requirements of Section 10 of this Resolution and any such Additional Bonds issued with such consent shall have the rights and standing under the terms of this Resolution as if such bonds had been issued after full compliance with Section 10.

Section 13. The District hereby finds and determines and certifies that it is unable to obtain sufficient credit, without purchase of the Bond by the initial registered owner as described herein, to finance its actual needs at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in or near its community for similar purposes and periods of time. In accordance with 7 U.S.C. § 1983, the District hereby covenants and agrees with the initial registered

owner hereof that, in consideration of advantages accruing to the District from said initial registered owner's purchase of the Bond, if at any time while the Bond is held by said initial registered owner, it shall appear to said initial registered owner that the District may be able to obtain credit from other sources at reasonable rates and terms for loans for similar purposes and periods of time, the District, within the limitations of its then existing legal powers, at the request of said initial registered owner, will make an effort in good faith to pay in full all principal remaining on the Bond then held by said initial registered owner, by issuing refunding bonds or otherwise.

Section 14. The Bond or the interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Resolution if there has been deposited with a commercial bank or trust company located in the State of Nebraska and having full trust powers, at or prior to the stated maturity or redemption date of said Bond, in trust for and irrevocably appropriated thereto, money and/or Defeasance Obligations (as hereinafter defined) which, together with the interest to be earned thereon, will be sufficient for the payment of the principal or redemption price of said Bond, and interest to accrue on such Bond to the stated maturity or redemption date, as the case may be; provided, however, that if the Bond shall be redeemed prior to the stated maturity thereof, (1) the District shall have elected to redeem such Bond, and (2) either notice of such redemption shall have been given, or the District shall have given irrevocable instructions to the District Treasurer to redeem such Bond in accordance with the terms of this Resolution. Any money and Defeasance Obligations that at any time shall be deposited with a commercial bank or trust company by or on behalf of the District, for the purpose of paying and discharging the Bond or the interest payments thereon, shall be and are hereby assigned, transferred and set over to such bank or trust company in trust for the registered owner of the Bond, and such money and Defeasance Obligation shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All moneys and Defeasance

Obligations deposited with such bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Resolution.

Notwithstanding anything in this Resolution to the contrary, as long as the Bond is owned or insured by USDA/RUS, the District will not issue any additional bonds or other obligations for the purpose of providing funds to refund all or part of the Bond unless either (i) the bond is paid, retired and cancelled concurrently with the issuance of such refunding bonds or obligations or at the next occurring stated maturity, or (ii) written consent to the issuance of such refunding bonds or obligations is given by USDA/RUS.

Section 15. For purposes of this Resolution, the phrase "Defeasance Obligations" shall mean any United States Government Obligations that are not subject to redemption in advance of their maturity dates.

Section 16. The District will maintain the Water System, including extensions and improvements, in good condition and operate the same in an efficient manner and at a reasonable cost. The District agrees with the registered owner from time to time of the Bond that the District will continue to own, free from all liens and encumbrances (other than as permitted under the terms of this Resolution) and will adequately maintain and efficiently operate the Water System and the District will not incur or suffer to be created any lien or charges on or pledge of the revenues of the Water System which shall be superior to or on a parity with the lien, charge and pledge in favor of the Bond, except as provided for in Sections 10 and 12 of this Resolution.

Section 17. So long as the Bond is outstanding, the District hereby covenants and agrees as follows:

- (a) The District will maintain the Water System in good condition and will continuously operate the same in a reasonable and efficient manner, and the District will punctually perform all the duties with reference to said system required by the statutes of the State of Nebraska, but this covenant shall not prevent the District from discontinuing the use and operation of all or any portion of the Water System so long as the revenues derived from the District's

ownership of the properties constituting the Water System shall be sufficient to fulfill the District's obligations under this Resolution.

(b) The District will not grant any franchise or right to any person, firm or corporation to own or operate any utility system in competition with the Water System or any part thereof.

(c) The District will maintain insurance on the property constituting the Water System (other than such portions of the Water System as are not normally insured against loss by casualty) in the amounts and against the risks customarily carried by similar utilities, but including fire and extended coverage insurance in an amount which would enable the District to repair, restore or replace the property damaged to the extent necessary to make the Water System operable in an efficient and proper manner to carry out the District's obligations under this Resolution. The Chairperson and Board Members shall annually, within one month after the end of each fiscal year adopted by the District for the Water System examine the amount of insurance carried with respect to the Water System and shall evidence approval of such insurance by resolution. The proceeds of any such insurance received by the District shall be used to repair, replace or restore the property damaged or destroyed to the extent necessary to make the Water System operable in an efficient and proper manner, and any amount of insurance proceeds not so used shall be used to make an extra payment on the Bond. In the event of any such insured casualty loss, the District may advance funds to make temporary repairs or provide for an advance on costs of the permanent repair, restoration or replacement from the Operation and Maintenance Account and any such advances shall be repaid from insurance proceeds received.

(d) The District will keep proper books, records and accounts separate from all other records and accounts in which complete and correct entries will be made of all transactions relating to the Water System. The District will have its operating and financial statements relating to the Water System audited annually by a certified public accountant or firm of certified public accountants in accordance with Staff Instruction 1780-4 of the United States Department of Agriculture, Rural Utilities Service. The District will furnish to the registered owner (or owners) of the Bond, as soon as practicable after the end of each fiscal year of the Water System, a copy of the financial statements for the Water System and the report thereon of the certified public accountants.

(e) The District shall cause each person handling any of the monies in the Water System Fund to be bonded by an insurance company licensed to do business in Nebraska in an amount or amounts sufficient to cover at all times the maximum amount of money belonging to the Water System Fund in the possession or control of any such person. The amount of such bond or bonds shall be fixed by the Chairperson and Board Members and the costs thereof shall be paid as an operating and maintenance expense from the Operation and Maintenance Account.

Section 18. The terms and provisions of this Resolution do and shall constitute a contract between the District and the registered owner or owners of the Bond and no changes, variations or alterations of any kind (except for changes necessary to cure any ambiguity, formal defect or omission) shall be made to this Resolution without the written consent of said registered owner or

owners. The registered owner or owners of the Bond may, either in law or in equity, by suit, action, mandamus or other proceeding, enforce or compel performance of any and all of the acts and duties required by this Resolution, and any court of competent jurisdiction may, on application of any such owner, appoint a receiver to take charge of the Water System and operate the same and apply the earnings thereof in accordance with the provisions hereof.

Section 19. The Authorized Officers of the District are hereby authorized to do all things and execute all such documents as may by them be deemed necessary and proper to complete the issuance and sale of the Bond as contemplated by this Resolution.

Section 20. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution.

Section 21. References herein made to the "Loan Resolution" shall mean that certain loan resolution previously adopted, or adopted contemporaneously herewith, by the District as required by USDA/RUS with respect to the loan evidenced by the Bond. As and to the extent the terms of this Resolution conflict with the terms of the Loan Resolution, the terms of the Loan Resolution shall be controlling.

Section 22. The District hereby covenants to the registered owner of the Bond that it will make no use of the proceeds of said Bond, including monies held in any sinking fund attributable to said Bond, which would cause the Bond to be "arbitrage bonds" within the meaning of Sections 103(b) and 148 of the Internal Revenue Code of 1986, as amended, and further covenants to comply with said Sections 103(b) and 148 and all applicable regulations thereunder throughout the term of said issue. The District hereby covenants and agrees to take all action necessary under the Internal Revenue Code of 1986, as amended, to maintain the tax-exempt status (as to taxpayers generally) of interest payable on the Bond. The District hereby designates the Bond as one of its

“qualified tax-exempt obligations” pursuant to Section 265(b)(3)(B)(i)(III) of the Internal Revenue Code of 1986, as amended, and covenants and warrants that it does not reasonably expect to issue bonds or other obligations aggregating in principal amount more than \$10,000,000 during calendar 2022.

Section 23. In order to promote compliance with certain federal tax and securities laws relating to the bonds herein authorized (as well as other outstanding bonds) the policy and procedures attached hereto as Exhibit “A” (the “Post-Issuance Compliance Policy and Procedures”) are hereby adopted and approved in all respects. To the extent that there is any inconsistency between the attached Post-Issuance Compliance Policy and Procedures and any similar policy or procedures previously adopted and approved, the Post-Issuance Compliance Policy and Procedures shall control.

Section 24. This Resolution shall be published in pamphlet form and shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED this ____ day of _____, 2022.

Chairperson

Secretary

EXHIBIT "A"
POLICY AND PROCEDURES

[SEE ATTACHED]

Policy and Procedures
Federal Tax Law and Disclosure Requirements for
Tax-Exempt Bonds and other Federally Tax-Advantaged Bonds

ISSUER NAME: PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT

COMPLIANCE OFFICER (BY TITLE): General Manager

POLICY

It is the policy of the Issuer identified above (the “Issuer”) to comply with all Federal tax requirements and securities law continuing disclosure obligations for its obligations issued as tax-exempt bonds and other federally tax-advantaged bonds.

PROCEDURES

Compliance Officer. Review of compliance with Federal tax requirements and securities law continuing disclosure obligations as generally outlined below shall be conducted by the Compliance Officer identified above (the “Compliance Officer”). To the extent more than one person has been delegated specific responsibilities, the Compliance Officer shall be responsible for ensuring coordination of all compliance review efforts.

Training. The Compliance Officer shall evaluate and review educational resources regarding post-issuance compliance with Federal tax and securities laws, including periodic review of resources published for issuers of tax-exempt obligations by the Internal Revenue Service (either on its website at <http://www.irs.gov/taxexemptbond>, or elsewhere) and the Municipal Securities Rulemaking Board (either on its Electronic Municipal Market Access website [“EMMA”] at <http://www.emma.msrb.org>, or elsewhere).

Compliance Review. A compliance review shall be conducted at least annually by or at the direction of the Compliance Officer. The review shall occur at the time the Issuer’s annual audit takes place, unless the Compliance Officer otherwise specifically determines a different time period or frequency of review would be more appropriate.

Scope of Review.

Document Review. At the compliance review, the following documents (the “Bond Documents”) shall be reviewed for general compliance with covenants and agreements and applicable regulations with respect to each outstanding bond issue:

- (a) the resolution(s) and/or ordinance(s), as applicable, adopted by the governing body of the Issuer authorizing the issuance of its outstanding bonds, together with any documents setting the final rates and terms of such bonds (the “Authorizing Proceedings”),
- (b) the tax documentation associated with each bond issue, which may include some or all of the following (the “Tax Documents”):

- (i) covenants, certifications and expectations regarding Federal tax requirements which are described in the Authorizing Proceedings;
 - (ii) Form 8038 series filed with the Internal Revenue Service;
 - (iii) tax certificates, tax compliance agreements, tax regulatory agreement or similar documents;
 - (iv) covenants, agreements, instructions or memoranda with respect to rebate or private use;
 - (v) any reports from rebate analysts received as a result of prior compliance review or evaluation efforts; and
 - (vi) any and all other agreements, certificates and documents contained in the transcript associated with the Authorizing Proceedings relating to federal tax matters.
- (c) the Issuer's continuing disclosure obligations, if any, contained in the Authorizing Proceedings or in a separate agreement (the "Continuing Disclosure Obligations"), and
- (d) any communications or other materials received by the Issuer or its counsel, from bond counsel, the underwriter or placement agent or its counsel, the IRS, or any other material correspondence relating to the tax-exempt status of the Issuer's bonds or relating to the Issuer's Continuing Disclosure Obligations.

Use and Timely Expenditure of Bond Proceeds. Expenditure of bond proceeds shall be reviewed by the Compliance Officer to ensure (a) such proceeds are spent for the purpose stated in the Authorizing Proceedings and as described in the Tax Documents and (b) that the proceeds, together with investment earnings on such proceeds, are spent within the timeframes described in the Tax Documents, and (c) that any mandatory redemptions from excess bond proceeds are timely made if required under the Authorizing Proceedings and Tax Documents.

Arbitrage Yield Restrictions and Rebate Matters. The Tax Documents shall be reviewed by the Compliance Officer to ensure compliance with any applicable yield restriction requirements under Section 148(a) of the Internal Revenue Code (the "Code") and timely calculation and payment of any rebate and the filing of any associated returns pursuant to Section 148(f) of the Code. A qualified rebate analyst shall be engaged as appropriate or as may be required under the Tax Documents.

Use of Bond Financed Property. Expectations and covenants contained in the Bond Documents regarding private use shall be reviewed by the Compliance Officer to ensure compliance. Bond-financed properties shall be clearly identified (by mapping or other reasonable means). Prior to execution, the Compliance Officer (and bond counsel, if deemed appropriate by the Compliance Officer) shall review (a) all proposed leases, contracts related to operation or management of bond-financed property, sponsored research agreements, take-or-pay contracts or other agreements or arrangements or proposed uses which have the potential to give any entity any special legal entitlement to the bond-financed property, (b) all proposed agreements which would result in disposal of any bond-financed property, and (c) all proposed uses of bond-financed property which were not anticipated at the time the bonds were issued. Such actions could be prohibited by the Authorizing Proceedings, the Tax Documents or Federal tax law.

Continuing Disclosure. Compliance with the Continuing Disclosure Obligations with respect to each bond issue shall be evaluated (a) to ensure timely compliance with any annual disclosure

requirement, and (b) to ensure that any material events have been properly disclosed as required by the Continuing Disclosure Obligation.

Record Keeping. If not otherwise specified in the Bond Documents, all records related to each bond issue shall be kept for the life of the indebtedness associated with such bond issue (including all tax-exempt refundings) plus six (6) years.

Incorporation of Tax Documents. The requirements, agreements and procedures set forth in the Tax Documents, now or hereafter in existence, are hereby incorporated into these procedures by this reference and are adopted as procedures of the Issuer with respect to the series of bonds to which such Tax Documents relate.

Consultation Regarding Questions or Concerns. Any questions or concerns which arise as a result of any review by the Compliance Officer shall be raised by the Compliance Officer with the Issuer's counsel or with bond counsel to determine whether non-compliance exists and what measures should be taken with respect to any non-compliance.

VCAP and Remedial Actions. The Issuer is aware of (a) the Voluntary Closing Agreement Program (known as "VCAP") operated by the Internal Revenue Service which allows issuers under certain circumstances to voluntarily enter into a closing agreement in the event of certain non-compliance with Federal tax requirements and (b) the remedial actions available to issuers of certain bonds under Section 1.141-12 of the Income Tax Regulations for private use of bond financed property which was not expected at the time the bonds were issued.

The motion for adoption was seconded by Board Member _____. The Chairperson then stated the question was, "Shall this Resolution be passed and adopted?" Upon roll call vote, the following Board Members voted YEA: _____

_____ ; the following voted NAY: _____. The passage and adoption of said resolution having been concurred in by two thirds of all members of the Board, the Chairperson declared the resolution adopted and the Chairperson, in the presence of the Board of Directors, signed and approved the resolution and the Secretary attested the passage and approval of the same and affixed his signature thereto.

DATED THIS October __, 2022.

ATTEST:

Chairperson

Secretary

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

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

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

FEL Recommendation #2: No Name Dike High Ground Easement Purchase Lot #44 - Lastovica: Recommendation that the General Manager be authorized to execute the proposed Purchase Agreement with Jarod and Brittany Lastovica for the purchase price of \$1,700 for Lot #44 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: Bonnett, Bradley, Conley, Davidson, Fowler, Henningsen, Japp, Tesar, Thompson, Sopinski
Voting Nay: None
Abstaining: None
Excused Absence: McCormick
Absent: McCormick

•• **MOTION NO. 11:** It was moved by Director Tesar that the following recommendation be accepted:

FEL Recommendation #3: Land Rights for No Name Dike High Ground Easement: Recommendation that the following Resolution be adopted:

WHEREAS, the Papio-Missouri River Natural Resources District (“the DISTRICT”) has constructed, modified and improved and continues to maintain and operate the No Name Dike (the “PROJECT”) in Douglas County, Nebraska; and,

WHEREAS, the PROJECT was and continues to be a plan, facility, work and program within the contemplation of Neb. Rev. Stat. § 2-3229, which provides as follows, to-wit:

2-3229 Districts; purposes. The purposes of natural resources districts shall be to develop and execute, through the exercise of powers and authorities granted by law, plans, facilities, works, and programs relating to (1) erosion prevention and control, (2) prevention of damages from flood water and sediment, (3) flood prevention and control, (4) soil conservation, (5) water supply for any beneficial uses, (6) development, management, utilization, and conservation of ground water and surface water, (7) pollution control, (8) solid waste disposal and sanitary drainage, (9) drainage improvement and channel rectification, (10) development and management of fish and wildlife habitat, (11) development and management of recreational and park facilities, and (12) forestry and range management.

and,

WHEREAS, the Board of Directors of the DISTRICT does hereby find and determine as follows, to-wit:

A. The PROJECT is reasonable and feasible and is and will be of predominantly general benefit to the DISTRICT, with only incidental special benefit, within the contemplation of Neb. Rev. Stat. § 2-3252; and, the PROJECT will be carried out with any available funds of the DISTRICT; and,

B. The DISTRICT has identified certain permanent restrictive easements (hereinafter referred to as the “PERMANENT EASEMENTS”), hereinafter described, in, on, over and across lands owned by Christian G. Otwell, Philip Cahoy and Bernice F. Cahoy, joint tenants, and

Kenneth Boicourt and Jean Boicourt, Trustees of the Inter Vivos Trust dated on the 7th of April, 2004 (“CONDEMNNEES”) Lots 39, 40, 45 and 54 of Sokol Camp Addition, Douglas County, Nebraska, that are necessary for the PROJECT; and,

C. The DISTRICT previously negotiated in good faith with CONDEMNNEES in that: the DISTRICT offered to CONDEMNNEES an amount of money equal to the full fair market value of the appraised damages that would be sustained by CONDEMNNEES as a result of the DISTRICT’S acquisition of the EASEMENTS; and, the DISTRICT’S representatives made reasonable efforts to induce CONDEMNNEES to accept the DISTRICT’S offer, but such offer was rejected by CONDEMNNEES, through a counteroffer that significantly exceeded the appraised damages presented to the DISTRICT, leaving the negotiations at an impasse.

D. Economic and physical feasibility necessitates that the PROJECT be constructed in the location of the PERMANENT EASEMENTS.

E. Approvals by other agencies of this action are not required; and,

F. It is necessary that the DISTRICT exercise the right of eminent domain, granted to it by Neb. Rev. Stat. § 2-3234, in order to acquire for the PROJECT the PERMANENT EASEMENTS, evidenced and legally described as Lot 39, Sokol Camp Addition, Douglas County, Nebraska; Lot 40, Sokol Camp Addition, Douglas County, Nebraska; Lot 45, Sokol Camp Addition, Douglas County, Nebraska; and Lot 54, Sokol Camp Addition, Douglas County, Nebraska (each individually, “HIGH GROUND EASEMENT AREA”), conditioned as follows, to-wit:

High Ground Easement and Restrictions. GRANTOR shall have the permanent, reserved and discretionary rights to maintain and repair existing residential structures and existing facilities in the HIGH GROUND EASEMENT AREA and use and maintain the GRANTOR'S PROPERTY for any lawful purposes, provided, however, such rights shall be upon condition that GRANTOR shall not for any purpose excavate or penetrate, nor permit or allow excavations or penetrations, of the HIGH GROUND EASEMENT AREA to any depth deeper than elevation [1146.43 (Lot 39); 1146.36 (Lot 40); 1146.00 (Lot 45); and 1145.40 (Lot 54)] feet above mean sea level (Datum: NAVD 1988) (except penetrations for vertical support of above-ground residential structures or for domestic utilities such as sanitary and storm sewers, water, septic tanks, wells, natural gas, electric power and communication lines).

Subject to good cause shown to and written approval by the DISTRICT, GRANTOR may modify features at elevations below the restricted elevation set forth herein of the HIGH GROUND EASEMENT AREA in accordance with all specifications, conditions and restrictions hereof and as may be required by the DISTRICT.

Permanent Access Easements. For the purpose of determining compliance with this easement and restrictions, the DISTRICT shall have the permanent right of ingress and egress at any time over GRANTOR'S PROPERTY upon the DISTRICT providing twenty-four (24) hour notice of its intent to enter GRANTOR’S PROPERTY.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the DISTRICT that the foregoing findings and determinations should be and are hereby made and adopted; and that, in the absence of voluntary conveyances of the PERMANENT EASEMENTS, the

DISTRICT'S Legal Counsel should be, and is hereby, authorized and directed to initiate the filing of a petition in the County Court of Douglas County, Nebraska, on behalf of the DISTRICT, pursuant to the procedures governing eminent domain provided by Neb. Rev. Stat. § 76-701, et seq., for the appointment of appraisers to ascertain and determine the damages that will be sustained by the respective landowners from the DISTRICT'S acquisition of the PERMANENT EASEMENTS.

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

Voting Yea:	Bonnett, Bradley, Conley, Davidson, Fowler, Tesar, Thompson, Sopinski
Voting Nay:	Japp
Abstaining:	Henningsen
Excused Absence:	McCormick
Absent:	McCormick

TREASURER'S REPORT:

- **MOTION NO. 12:** It was moved by Director Fowler 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 September 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 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 September 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 motion. The motion carried on a vote of 10-yea.

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

CHAIRPERSON’S REPORT – P-MRNRD BOARD OF DIRECTORS MEETING SCHEDULE FOR 2023:

- **MOTION NO. 13:** It was moved by Chairman Sopinski and seconded by Director Thompson that the following resolution be adopted:

BE IT RESOLVED that the following be adopted as the schedule for Papio-Missouri River NRD Board of Directors meetings for calendar year 2023:

January 12, 2023	July 13, 2023
February 9, 2023	August 10, 2023
March 9, 2023	September 14, 2023
April 13, 2023	October 12, 2023
May 11, 2023	November 9, 2023
June 8, 2023	December 14, 2023

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

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

77TH NATIONAL ASSOCIATION of CONSERVATION DISTRICTS 2023 ANNUAL MEETING: Chairman Sopinski informed the Board that Directors Fowler and Sopinski would be representing the District at the NACD Annual Meeting. He asked other Directors interested in attending to contact him.

Chairman Sopinski concluded his report by thanking staff and directors for their planning and participation in the Sarpy County Scrap Tire Collection. He also passed on his thanks to the Cities of Bellevue, Springfield, and Gretna. Special thanks to Sarpy County for allowing us to hold this event at the Sarpy County Fairgrounds. The event collected 490,000 pounds of tires.

GENERAL MANAGER'S REPORT: General Manager Winkler reviewed the GM Report with the Board and noted that the report had been posted to the website. He updated the Board on the FY 2023 vehicle bid process and his direction authorizing staff to purchase this year’s vehicles using the District’s Informal Competitive Bid Policy 15.6.B. He then asked the Board to ratify the vehicle purchases.

- **MOTION NO. 14:** It was moved by Chairman Sopinski and seconded by Director Tesar that the following resolution be adopted:

BE IT RESOLVED that the Pappio-Missouri River NRD Board of Directors ratify the General Manager's authorized purchases for the FY 2023 District Vehicles.

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

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

INFORMATIONAL ITEMS:

A. Future Meetings: The Chairman reviewed the following upcoming meetings with the Directors:

- November 8, 2022 P-MRNRD Subcommittee Meetings
- November 10, 2022 P-MRNRD Board of Directors Meeting
- November 11, 2022 Veteran's Day – P-MRNRD Offices Closed
- November 24-25, 2022 Thanksgiving Holiday – P-MRNRD Offices Closed

B. Next Meeting – The next scheduled meeting of the P-MRNRD Board of Directors will be held on Thursday, November 10, 2022 at the NRC.

ADJOURNMENT: Being no further business, the Chairperson declared that the meeting was adjourned at 4:54 p.m.

NOTE: These minutes reflect the actions and votes taken at the October 13, 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 October 13, 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