

**Executive Subcommittee  
Meeting Minutes  
July 9, 2013**

A meeting of the Papio-Missouri River Natural Resources District’s Executive Subcommittee was held at the Natural Resources Center, 8901 South 154<sup>th</sup> Street, Omaha, NE, on July 9, 2013. The meeting was called to order by Vice- Chairperson Dave Klug at 6:34 p.m.

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

<b>Subcommittee Present</b>	<b>Members</b>	<b>Subcommittee Members Absent</b>	<b>Other Directors Present</b>	<b>Others in Attendance</b>
John Conley		Fred Conley *	Patrick Bonnett	John Winkler
Dave Klug, Vice-Chairperson			Curt Frost	Marlin J. Petermann
Rich Tesar			Scott Japp	Paul Peters
			Jim Thompson	Jean Tait
			Ron Woodle	Heather Borkowski
				Jim Becic
				Gerry Bowen
				Martin Cleveland
				Emmett Egr
				Amanda Grint
				Brian Henkel
				Carey Fry
				Lori Laster
				Zach Nelson
				Terry Schumacher
				Barb Sudrla
				Bill Brush
				See attached sign in sheets

\* Absence

**Adoption of Agenda**

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

Roll call was taken on the motion. The motion carried on a vote of 3 to 0.

Voting Yea: John Conley, Tesar, Klug  
 Voting Nay: None  
 Abstaining: None  
 Absent: Fred Conley  
 Excused Absence: Fred Conley

**Proof of Publication:** Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on July 4, 2013. The proof of publication affidavit is included with the file copy of these minutes.

**1. Review and Recommendation on Director’s Expense Claim Reimbursements, John Winkler:**

General Manager Winkler updated the Executive Subcommittee on Director Scott Japp's Director Expense Claim forms from July 2012 and April 2013. Both forms claimed reimbursement for legal fees and the April 2013 form claimed copying charges of \$50 without a receipt. The General Manager is asking for a payment decision from the Executive Subcommittee per District's Director Policy Manual 14-3 Paragraph F, "...Any Director's expense item that is disputed by the General Manager (or Assistant General Manager) shall be referred to the Executive Subcommittee, which shall indicate in writing its decision on payment/non-payment of the item." Director Japp stated State Statute authorized him to expense the claims as it was in connection with his duties as a Director; and that he was not able to get needed documents from staff or Legal Counsel. The General Manager stated that all documents were mailed to Director Japp within a reasonable time frame. Director Tesar asked the General Manager how much money the District has spent in connection with Director Japp's requests. The General Manager stated that since January of 2013 to date, the District has spent \$50,000 to \$60,000.

- **It was moved by Director John Conley and seconded by Director Tesar to ratify the General Manager's action to deny the payment of the copying and legal fees from Director Japp's April 2013 expense claim and legal fees from his July 2012 expense claim.**

Roll call was taken on the motion. The motion carried on a vote of 3 to 0.

Voting Yea:	John Conley, Tesar, Klug
Voting Nay:	None
Abstaining:	None
Absent:	Fred Conley
Excused Absence:	Fred Conley

## **2. Review and Recommendation on Proposed Resolutions Clarifying Director Statutory Roles and Responsibilities, John Winkler:**

General Manager Winkler stated that the Executive Committee wanted to address this issue. Director Tesar passed out a written Resolution and read it on behalf of the Executive Subcommittee.

- **The Board of Directors of the Papio-Missouri River NRD hereby finds and determines that Director Scott Japp's alienating manner, and his extreme and reckless assertions and accusations concerning the NRD's [adopted policies, programs and projects, and concerning its] directors and staff, are a signal that his agenda is to interfere with the [operation of the] NRD [and its programs and projects], and that he has no genuine interest in working cooperatively or in a civil way to benefit either his sub-district or the NRD as a whole. There was a motion by Director Tesar and seconded by Director John Conley to approve the Resolution.**

Roll call was taken on the motion. The motion carried on a vote of 3 to 0.

Voting Yea:	John Conley, Tesar, Klug
Voting Nay:	None
Abstaining:	None
Absent:	Fred Conley
Excused Absence:	Fred Conley

**Adjournment:** Being no further business, the meeting adjourned by acclamation at 6:44 p.m.