

**Finance, Expenditure and Legal
Subcommittee Meeting Minutes
September 9, 2014**

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 September 9, 2014. The meeting was called to order by Chairperson Tesar at 7:52 p.m.

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

| Subcommittee Present | Members | Subcommittee Members Absent | Other Directors Present | Others in Attendance |
|-----------------------------|----------------|------------------------------------|--------------------------------|-----------------------------|
| John Conley | | | Patrick Bonnett | John Winkler |
| Curt Frost | | | Fred Conley | Marlin J. Petermann |
| Ron Woodle | | | Tim Fowler | Dave Newman |
| Jim Thompson (Vice-Chair) | | | Scott Japp | Jim Becic |
| Rich Tesar (Chairperson) | | | Dave Klug | Heather Borkowski |
| | | | Patrick Leahy | Bill Brush |
| | | | | Martin Cleveland |
| | | | | Emmett Egr |
| | | | | Carey Fry |
| | | | | Amanda Grint |
| | | | | Brian Henkel |
| | | | | Lori Laster |
| | | | | Zach Nelson |
| | | | | Terry Schumacher |
| | | | | Barb Sudrla |
| | | | | Jean Tait |
| | | | | Bill Warren |
| | | | | Eric Williams |
| | | | | John Zaugg |
| | | | | Gary Lambrecht |
| | | | | Marie Rodrigue, Midwest ROW |

- * Absence
- ** Alternate Voting Member

ADOPTION OF AGENDA:

- **It was moved by Director Thompson and seconded by Director Woodle that the agenda be adopted.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea and 1-nay.

Voting Yea: J. Conley, Thompson, Woodle, Tesar
 Voting Nay: Frost
 Abstaining: None
 Excused Absence: 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 September 4, 2014. The proof of publication affidavit is included with the file copy of these minutes.

1. Review and Recommendation on Thompson Creek Levee Improvement Project ROW Purchase – Martin Cleveland:

Martin Cleveland gave a presentation to provide a summary of the Thompson Creek Levee Improvement Project and provided maps to show where each parcel of property is located. The City of La Vista will be donating their parcels of property for the project.

A. Stepanek Purchase:

- **It was moved by Director Conley and seconded by Director Woodle that the Subcommittee recommends to the Board that the General Manager be authorized to execute the proposed Purchase Agreements with Victor Stepanek, for the purchase price of \$64,400 for Tract 3, 1.61 acres fee title, and \$26,250 for Tract 6, 2.012 acres permanent and 2.996 acres temporary easements, for Thompson Creek Levee Improvement Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea and 0-nay.

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| Voting Yea: | J. Conley, Frost, Thompson, Woodle, Tesar |
| Voting Nay: | None |
| Abstaining: | None |
| Excused Absence: | None |
| Absent: | None |

B. Fricke Purchase:

- **It was moved by Director Conley and seconded by Director Thompson that the Subcommittee recommends to the Board of Directors that the General Manager be authorized to execute the proposed Purchase Agreement with Fricke Inc. for the purchase price of \$45,925 for Tract 1, 3.961 acres permanent easement and 4.836 acres temporary easement, for Thompson Creek Levee Improvement Project, subject to changes deemed necessary by the General Manager and approval as to form by District Legal Counsel.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea and 0-nay.

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| Voting Yea: | J. Conley, Frost, Thompson, Woodle, Tesar |
| Voting Nay: | None |
| Abstaining: | None |
| Excused Absence: | None |
| Absent: | None |

2. Review and Recommendation on Nebraska Game and Parks Cost Share Request for Summit Lake – Jim Becic:

Jim Becic explained that the Nebraska Game and Parks Commission (G&PC) received a grant of approximately \$150,000 from the Donald Nielsen Foundation for the construction of a modern shower latrine and a fishing pier to be built at Summit Lake State Recreation Area. It is anticipated that the G&PC will contribute \$20,000 to the project and that the PMRNRD will contribute an additional \$20,000 in matching funds.

- It was moved by Director Thompson and seconded by Director Frost that the Subcommittee recommends to the Board of Directors that the General Manager be authorized to cost share with the Nebraska Game and Parks Commission on the construction of a shower latrine and fishing pier at the Summit Lake State Recreation Area in the amount of \$20,000. It is also recommended that the Subcommittee recommend to the Board of Directors that naming rights for this project be granted to the Donald Nielsen Foundation.

Roll call was taken on the motion. The motion carried on a vote of 5-yea and 0-nay.

Voting Yea: J. Conley, Frost, Thompson, Woodle, Tesar
 Voting Nay: None
 Abstaining: None
 Excused Absence: None
 Absent: None

3. Review and Recommendation on FY 2015 Budget – Set Property Tax Levy at 0.032753 and Adopt the FY 2015 Budget - John Winkler:

General Manager John Winkler briefed the Subcommittee on the final version of the District’s budget for FY 2015. He also noted that the Public Hearing to Adopt the FY 2015 Budget and Public Hearing to Set the Property Tax Levy for FY 2015 will be held at the September 11, 2014, Board Meeting in Dakota City, Nebraska.

There was general discussion among subcommittee members. Director Scott Japp asked a series of questions that General Manager John Winkler and staff answered.

- It was moved by Director Conley and seconded by Director Thompson 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 \$83,446,074 as follows,

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|---|---------------------|
| Operating Budget | \$83,396,074 |
| Uninsured Liability Sinking Fund | \$50,000 |

and Property Tax Requirement of \$18,031,221.85 be and is hereby adopted as the Fiscal Year 2015 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 11, 2014, 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 2015 property tax request be set at \$18,031,221.85 with a tax levy of 0.032753/\$100.**
2. **And, that a copy of this resolution be certified and forwarded to the County Clerks within the District prior to September 20, 2014.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea to 1-nay.

Voting Yea: J. Conley, Thompson, Woodle, Tesar
 Voting Nay: Frost
 Abstaining: None
 Excused Absence: None
 Absent: None

4. Review and Recommendation on Dam Site 15A Land Acquisition – Lori Laster:

- **It was moved by Director Conley and seconded by Director Thompson that the Subcommittee go into Executive Session at 8:23 p.m. for the purpose of discussing land acquisition at Dam Site 15A.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea and 0-nay.

Voting Yea: J. Conley, Frost, Thompson, Woodle, Tesar
 Voting Nay: None
 Abstaining: None
 Excused Absence: None
 Absent: None

- **It was moved by Director Conley and seconded by Director Thompson that the Subcommittee come out of Executive Session at 8:31 p.m.**

Roll call was taken on the motion. The motion carried on a vote of 5-yea and 0-nay.

Voting Yea: J. Conley, Frost, Thompson, Woodle, Tesar
 Voting Nay: None
 Abstaining: None
 Excused Absence: None
 Absent: None

- **It was moved by Director Thompson and seconded by Director Conley that the Subcommittee recommends that the Board of Directors reject the counteroffer received from landowners of Papio Dam Site 15A Project Tract 5 in the amount of \$399,350, including the construction of a new driveway estimated to cost \$120,000.**

Roll call was taken on the motion. The motion carried on a vote of 4-yea and 1-nay.

Voting Yea: J. Conley, Thompson, Woodle, Tesar
 Voting Nay: Frost
 Abstaining: None
 Excused Absence: None
 Absent: None

ADJOURNMENT: Being no further business, the meeting adjourned by acclamation at 8:34 p.m.

Minutes were prepared by Zach Nelson.