

**Finance, Expenditure and Legal
Subcommittee Meeting Minutes
June 10, 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 June 10, 2014. The meeting was called to order by Vice-Chairperson Thompson at 8:00 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		Rich Tesar	Patrick Bonnett	John Winkler
Curt Frost			Tim Fowler	Marlin J. Petermann
Ron Woodle			Scott Japp	Paul Peters
Jim Thompson (Vice-Chair)			Patrick Leahy	Jean Tait
Fred Conley **				Heather Borkowski
				Bill Brush
				Carey Fry
				Barb Sudrla
				Amanda Grint
				Zach Nelson
				Eric Williams
				Meghan Sittler, LPRCA
				Parker Schenken, Baird Holm, LLP.
				Marie Rodriguez & Dave Minino, Midwest ROW
				Dave Newman, Husch Blackwell
				Shawn Melotz

* Absence

** Alternate Voting Member

Adoption of Agenda

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

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

Voting Yea: F. Conley, J. Conley, Frost, Woodle, Thompson

Voting Nay: None

Abstaining: None

Excused Absence: Tesar

Absent: Tesar

Proof of Publication: Public notice of the meeting was posted at all District offices and published in the Omaha World-Herald on June 5, 2014. The proof of publication affidavit is included with the file copy of these minutes.

1. Review and Recommendation on 1% Increase to the Budgeted Restricted Funds for Lid Calculation for FY 2015 – John Winkler:

John Winkler, General Manager, briefed the Subcommittee on the optional 1% increase to the restricted funds authority with the Directors and explained how it was to be used if approved. GM Winkler emphasized that approving the lid increase does not mean an increase to the tax levy and requires a super-majority of the Board to be passed. There was discussion. The following individuals addressed the Subcommittee:

➤ Shawn Melotz, 10404 N 144th St., Omaha, NE

- **It was moved by Director John Conley and seconded by Director Fred Conley that the Subcommittee recommends to the Board of Directors that the following resolution be adopted:**

BE IT RESOLVED THAT the Board of Directors of the Papio-Missouri River NRD approves an additional increase of 1% in the Total Restricted Funds Authority, pursuant to Neb. Rev. State. §§ 13-518 through 13-522.

Roll call was taken on the motion. The motion carried on a vote of 3-yea and 2-nay.

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

2. Review and Recommendation on the Lower Platte River Corridor Alliance FY 2015 Budget – Meghan Sittler:

Meghan Sittler, Coordinator for the Lower Platter River Corridor Alliance, gave a presentation on the programs and projects of the Lower Platte River Corridor Alliance and reviewed the FY 2015 budget request in detail. There was discussion.

- **It was moved by Director Fred Conley and seconded by Director John Conley that the Subcommittee recommends to the Board of Directors that the Fiscal Year 2015 Budget for the Lower Platte River Corridor Alliance in the amount of \$198,835, be approved, subject to funds being included in the District’s FY 2015 Budget.**

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

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

Absent: Tesar

3. Review and Recommendation on Refinance of the Washington County Rural Water #2 System Bank Loan – Zach Nelson:

Staff member Zach Nelson and Parker Schenken, Baird Holm, LLP, updated the Subcommittee on the actions that occurred since last month’s Board approval to refinance the Washington County Rural Water #2 System Bank Loan. Schenken reviewed the attached formal resolution and noted the closing would be completed by Baird Holm. There was discussion.

- **It was moved by Director Fred Conley and seconded by Director John Conley that the Subcommittee recommends to the Board of Directors that the resolution as presented to the Subcommittee be adopted.**

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

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

4. Review and Recommendation on Dam Site 15A Land Acquisition – Amanda Grint:

Subcommittee Vice-Chairperson Thompson recommended the Subcommittee go into executive session for the purpose of discussing Dam Site 15A land acquisitions.

- **It was moved by Director John Conley and seconded by Director Fred Conley that the Subcommittee to go into executive session at 8:28 p.m.**

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

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

- **It was moved by Director Fred Conley and seconded by Director John Conley that the Subcommittee come out of executive session at 8:41 p.m.**

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

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

- **It was moved by Director John Conley and seconded by Director Fred Conley that the Subcommittee recommends that the Board of Directors:**

a.) Recommendation that the General Manager be authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 9 in the amount of \$10,000 for 1.011 acres of land; and authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 11 in the amount of \$331,980 for 10.96 acres of land; and authorized to execute a purchase agreement for Papio Dam Site 15A Project Tract 19 in the amount of \$20,720 for 0.812 acres of land, such purchase agreements to contain provisions for the owners to retain leases over such lands for the 2014 crop year (ending November 1, 2014) and such other terms and conditions as the General Manager deems necessary and Legal Counsel approves as to form.

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

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

- **It was moved by Director Fred Conley and seconded by Director John Conley that the Subcommittee recommends that the Board of Directors:**

b.) BE IT RESOLVED that the General Manager be and is directed to commission the District’ s appraisers to review and update their appraisals of the damages due to landowners from the acquisitions by the District of the parcels of property needed for Dam Site 15A that have not yet been acquired by the District; and, upon receipt of such updates, the General Manager should be and is hereby directed to review such amounts for reasonableness and if he determines that such amounts are reasonable, the General Manager shall amend the District’ s offers to such landowners, for the District’ s purchase of such parcels, and offer the purchase offer amounts as updated by such appraisers.

Roll call was taken on the motion. The motion carried on a vote of 4-yea, 0-nay and 1-abstention.

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

Adjournment: Being no further business, the meeting adjourned by acclamation at 8:46 p.m.