

**Finance, Expenditure & Legal
Subcommittee Meeting
August 10, 2010
7:00 p.m.
(Or immediately following the PPO Subcommittee Meeting)
Agenda**

Finance, Expenditure & Legal Subcommittee Members:

Rich Tesar, Chairperson
Rick Kolowski, Vice-Chairperson
Larry Bradley
John Conley
Dorothy Lanphier

Alternate Members: Fred Conley
Jim Thompson

Staff Liaison: Jim Becic
Jerry Herbster *
Carey Fry
Brian Henkel
Lori Laster

1. Meeting Called to Order – Chairperson Tesar
2. Notification of Open Meetings Act Posting and Announcement of Meeting Procedure – Chairperson Tesar
3. Quorum Call
4. Adoption of Agenda
5. Proof of Publication of Meeting Notice
6. FY 2011 Budget – John Winkler
 - a. Review and Recommendation(s) on FY 2011 Proposed Budget
 - b. Adoption of FY 2011 Budget
 - c. Review and Recommendation of 1% Increase to the Budgeted Restricted Funds for Lid Calculation
7. Review and Recommendation on WP-5 Project Right of Way Donation to Sarpy County Highway Department – Lori Laster
8. Review and Recommendation on Pigeon Jones Site #15 Offers for Land Rights Acquisitions [*Confidential – Executive Session, if needed*] - Ralph Puls
9. Adjourn

Agenda Item 6.a.

MEMORANDUM

TO: FEL Subcommittee

SUBJECT: FY 2011 Proposed Budget

DATE: August 5, 2010 Updated: August 10, 2010

FROM: John Winkler, General Manager

Attached is the Proposed FY 2011 Budget for you review. Any changes from Draft 2 have been highlighted in yellow and in red print.

The results of these changes for FY 2011 are:

TOTAL OPERATING BUDGET	\$79.6 million
PROPERTY TAX LEVY	0.032753*
TOTAL PROPERTY TAX REQUIREMENT	\$16,813,462.86
PROPERTY VALUED AT \$100,000	\$32.75

* Includes **preliminary valuation** from Sarpy County – .46%. A 1% projected increased used for all other counties.

Final valuation figures from the counties will not be available until mid-August. Depending on the final valuations, the tax levy could be slightly higher or lower than projected tax levy of 0.032753.

Please be prepared to make any suggested changes to the budget for consideration at the FEL meeting.

MEMORANDUM

TO: FEL Subcommittee

SUBJECT: Adoption FY 2011 Proposed Budget

DATE: August 5, 2010 Updated: August 10, 2010

FROM: John Winkler, General Manager

It is Management's recommendation that the following resolution 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 \$79,655,230.08 as follows,

Operating Budget	\$79,605,230.80
Uninsured Liability Sinking Fund	\$50,000.00

and Property Tax Requirement of \$16,813,462.86 be and is hereby adopted as the Fiscal Year 2011 budget of the Papio-Missouri River Natural Resources District.

BE IT FURTHER RESOLVED that the Board of Directors of the Papio-Missouri River Natural Resources District hold a Public Hearing to set the Final Property Tax Request and Tax Levy for Fiscal Year 2011 at the September 9, 2010 Board of Directors meeting, after final valuations have been received from Douglas, Sarpy, Dodge, Washington, Burt, Thurston and Dakota Counties.

MEMORANDUM

To: FEL Subcommittee

Subject: FY 2011 Budget – Lid Computation (1% Resolution)

Date: August 5, 2010

From: John Winkler, General Manager

State statues require that no governmental unit shall adopt a budget containing a total of budgeted restricted funds more than the last prior year's total of budgeted restricted funds plus allowable increases. All political subdivisions have the ability to increase their base restricted funds by 2.5%. If a political subdivision has allowable growth due to improvement to real property as a result of new construction, additions to existing buildings, any improvements to real property, and any increase in valuation due to annexation and any personal property valuation over the prior year above 2.5%, you can use the amount over the 2.5% increase as the base of restricted funds. Growth numbers are provided by the County Assessors on the Certification of Valuation. This information is not available until mid-August.

We have just completed the first draft of the FY 2011 budget. There are still several unknowns, i.e., final revenues/expenditures, property tax receipts, etc., needed to determine the total unused restricted funds authority for the FY 2011 budget.

The Board can also exceed the limit by 1%. Approval would require a super majority of the Board. That is, at least 75% of the governing body is required to approve or 9 affirmative votes - not just 75% of those present.

There is no special hearing or notice required to consider the additional 1% increase. Following is a history showing the Board's actions in allowing for the additional 1% increase:

FY 1998	Yes
FY 1999	Yes
FY 2000	No
FY 2001	Yes
FY 2002	No
FY 2003	Yes
FY 2004	No
FY 2005	No
FY 2006	Yes
FY 2007	No
FY 2008	No

FY 2009	No
FY 2010	Yes

The following items are lid exceptions that would apply to the District:

- Capital Improvements (acquisition and improvements to real property)
- Interlocal Agreements/Joint Public Agency Agreements
- Repairs to infrastructure damaged by a natural disaster.

The 2.5% lid applies to General expenditures such as:

- Directors' per diem and expenditures
- District's insurance coverage
- Equipment/vehicles
- Salaries
- Gas, oil and vehicle repairs
- Utilities

It would be beneficial to the District if the Board approves the additional 1% to help cover increases to those general costs and to help build the base for restricted funds for future budgets.

- **It is the management's recommendation that the Subcommittee recommend to the Board that the following resolution be adopted:**

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

Memorandum

To: Finance, Expenditures, and Legal Subcommittee

Re: Right of Way Donation for Sarpy County Road Improvements

Date: August 2, 2010

From: Lori Ann Laster, Stormwater Management Engineer

The Sarpy County Highway Department has completed construction plans for roadway improvements to the intersection of 132nd Street and Highway 370. The proposed plans require the acquisition of additional right of way (0.167 acres of fee title and 0.025 acres of construction easement) by Sarpy County. The District recently purchased the parcel, from which Sarpy County is requesting additional right of way, for the WP-5 flood control project. The West Papillion Creek Flood Control Interlocal Agreement approved by the Board in April 2010 calls for the District to donate WP-5 project right-of-way to Papillion or Sarpy County necessary for future road, sewer or other infrastructure projects.

- **Management recommends that the Subcommittee recommend to the Board that the General Manager be authorized to execute the necessary documents to donate a deed on 0.167 acres and a construction easement on 0.025 acres of WP-5 Project lands to Sarpy County for proposed 132nd Street roadway improvements, subject to approval as to form by District legal counsel.**

Agenda Item 8

**Memo for the following agenda item is posted under
“Confidential”**

8. Review and Recommendation on Pigeon Jones Site #15 Offers for Land Rights Acquisitions – Ralph Puls