



**JOINT ANTELOPE VALLEY AUTHORITY
Board Meeting
September 12, 2013**

Meeting Began at: 10:30 a.m.
Meeting Ended at: 10:59 a.m.

Members Present: Glenn Johnson, Christine Jackson, Miki Esposito, Roger Figard,
Joel Pedersen, Kris Humphrey, Amy Cornelius-Jones, Kurt Micek

Order No. 01-13 - Call Meeting to Order

Glenn Johnson called the JAVA Board meeting to order at 10:30 a.m.

Order No. 02-13 - Approval of Minutes of July 11, 2013 JAVA Board Meeting

Esposito moved to approve the minutes of the July 11, 2013 meeting.
Jackson seconded.

AYE: Johnson, Jackson, Esposito
NAY:

Order No. 03-13 - Election of Officers

Current officers are:

Chair - Glenn Johnson, LPSNRD

Vice-Chair - Christine Jackson, UNL

Treasurer - Miki Esposito, City of Lincoln-Public Works

Esposito moved to retain existing appointments for the 2013-14 Fiscal Year.
Jackson seconded.

AYE: Johnson, Jackson, Esposito
NAY:

Order No. 04-14 -Approval of JAVA Budget for FY 2013-2014

Roger Figard presented the budget for fiscal year 2013 - 2014. At the last JAVA Board meeting, a draft budget was approved. There has been a proposed change to include the insurance line item of \$40,000 that had been inadvertently left off of the previous proposal.

Jackson moved to adopt the JAVA budget for FY 2013-2014 as presented at this meeting. Esposito seconded

AYE: Johnson, Jackson, Esposito
NAY:

Order No. 05-13 - Agreed Upon Procedures

Kurt Micek presented the Agreed Upon Procedures that are in accordance with Federal Highway Administration regarding the engineering on the construction management phase that was done by Parsons Brinkerhoff (PB) and includes the applied procedures to the subcontractors of Olsson's Associates (HWS at the time), The Schemmers Associates and Clark Enersen Partners. Referencing page 13 - third paragraph of the document, there was an overall under billing for overhead and fixed fee for profits amounts \$48,203.97 regarding those contracts and invoices submitted. PB had

under billed their invoices but then their subcontractors has over billed their invoices which netted the \$48, 203.97 amount. Other highlights in the report are: page 2, Amendments I - VI for the engineering contracts for this construction phase, the total amounts for the fixed fee were \$13,347,624. On page 7, the actual amounts invoiced indicate that \$11,223,692 was the actual amount billed which was below the estimated amounts for this period of time (September 11, 2003- May 7, 2010). Page 12, our procedures indicate that \$3,266,740 was applied to the invoices which amounted to 29%. On pages 14-28 are supplemental amounts showing how overhead rates were changed.

Order No. 06-13 - JAVA Administration - Dissolution Planning

Joel Pedersen began the discussion on the dissolution process. Referencing a book that was distributed back in June 2002 relating to successful completion of Phase I priority projects. Pedersen is recommending that as we wind up the final activities, that we take back to the parent governing boards, an official proposal to close out the final stages of the project. Pedersen has shared a draft proposal that will address specific language with Kris Humphrey and Roger Figard. Pedersen is recommending an additional administrative step to include the administrative partners and make sure small details are being considered as we wind down. Discussion as to what items should be assigned to partners needs to take place. The three governing partners will be eventually asked to approve the document. Pedersen hopes to have a report to give to the partners by the end of the year for review and then a final document for approval by around February 2014. It was suggested to reconvene the Antelope Valley Management Group to review and/or discuss the document as well.

Order No. 07-13 - Staff Reports

Humphrey updated the Board on the remaining projects for JAVA. K- Q and the South St. Projects are still open and working on getting them completed. Landscaping in the one year establishment period. There are bulbs that need to be planted this fall. We have been working with the Nebraska Department of Roads for financial reconciliation on the other closed projects and hopes to be done by the end of the calendar year.

Order No. 08-13 - Citizen's Committee Reports

None

Order No. 09-13 - Non-Agenda Items

None

Public Session ended at 10:45 a.m.

Executive Session for Possible Litigation

Esposito moved to go into closed session at 10:45 a.m. as authorized by Section 84-1410 of the Revised Statutes of Nebraska for the protection of the public interest and to prevent needless injury to the reputation of persons who have not requested a public hearing, for the purpose of holding a discussion limited to the strategy session with respect to litigation. Jackson seconded.

AYE: Johnson, Jackson, Esposito
NAY

Jackson moved to come out of the closed session at 10:58. Esposito seconded
AYE: Johnson, Jackson, Esposito
NAY:

**The next JAVA Board meeting is scheduled for October 10, 2013
at 10:30a.m. in the City Council Chambers.**

Meeting adjourned at 10:59 a.m.

**JAVA Board Meeting
September 12, 2013
10:30-11:30 a.m.
City Council Chambers - County City Building**

Agenda:

- 1. Call Meeting to Order**
- 2. Approval of Minutes from the July 11, 2013 Board Meeting**
- 3. Election of Officers**
- 4. Approval of JAVA Budget FY 2013-14**
- 5. Agreed Upon Procedures**
- 6. JAVA Administration - Dissolution Planning**
- 7. Staff reports**
- 8. Citizen's Committee report**
- 9. Non-agenda items**
- 10. Litigation Strategy Session (Executive Session)**

Closed session as authorized by Section 84-1410 of the Revised Statutes of Nebraska for the protection of the public interest and for the purposes of conducting a strategy session with JAVA legal counsel limited to the following subjects: to discuss pending litigation or litigation which is imminent.

JOINT ANTELOPE VALLEY AUTHORITY (FUND 406 - JAVA)
 Thru 08/31/13

	00/01	01/02	02/03	03/04	04/05	05/06	06/07	07/08	08/09	09/10	10/11	Budget	FY 2011/12	Remaining	Budget	FY 2012/13	Remaining	Preliminary
SHARED 50/50 OPERATING BUDGET: (Shared 50/50 - NRD/UNL)	Actual	Actual	Actual		Actual	Balance		Actual	Balance	FY 2013/14								
SALARIES:																		
79950.6153.926 Management and Support Staff		5,697.00	8,519.00	15,841.91	23,107.11	10,633.02	6,276.97	18,140.54	22,490.03	23,828.95	12,897.41	22,000.00	20,269.77	1,730.23	22,000.00	14,260.86	7,739.14	24,000.00
Sub-Total	0.00	5,697.00	8,519.00	15,841.91	23,107.11	10,633.02	6,276.97	18,140.54	22,490.03	23,828.95	12,897.41	22,000.00	20,269.77	1,730.23	22,000.00	14,260.86	7,739.14	24,000.00
SUPPLIES:																		
79950.5221 Office Supplies	154.00			16.00								300.00	0.00	300.00	300.00	0.00	300.00	300.00
79950.5259 Other Operating Supplies	36.00	82.00	850.35	2,517.01	307.00	578.97	748.63	1,050.86	521.43	514.68	655.52	1,000.00	422.40	577.60	1,000.00	345.28	654.71	1,000.00
79950.5281 Postage	109.00	100.00	195.00	132.24	239.00	191.38	234.84	243.52	239.89	154.30	216.19	300.00	78.21	221.79	300.00	2.98	297.02	300.00
Sub-Total	299.00	182.00	1,045.35	2,665.25	546.00	768.35	981.47	1,294.38	761.32	668.98	871.71	1,600.00	500.61	1,099.39	1,600.00	348.27	1,251.73	1,600.00
OTHER SERVICES & CHARGES:																		
79950.5621 Contingency Contractual Services (Lobby)	13,500.00	16,500.00										10,000.00	0.00	10,000.00	10,000.00	0.00	10,000.00	5,000.00
79950.5624 Auditing Services			3,928.00	8,112.00	13,400.00	12,109.00	13,800.00	13,798.00	14,300.00	22,046.00	22,172.00	24,000.00	13,410.25	10,589.75	15,000.00	12,940.00	2,060.00	13,000.00
79950.5642 Legal Services												4,000.00	0.00	4,000.00	4,000.00	0.00	4,000.00	4,000.00
79950.5727 Travel Expenses												0.00	0.00	0.00	0.00	0.00	0.00	0.00
79950.5762 Photocopies												0.00	0.00	0.00	0.00	0.00	0.00	0.00
79950.5763 Printing	134.00	7.00										0.00	0.00	0.00	0.00	0.00	0.00	0.00
79950.5784 Insurance			41,287.00	29,978.56	30,671.00	29,122.98	12,846.61	23,278.81	21,949.25	25,473.29	23,995.84	30,000.00	24,410.84	5,589.16	30,000.00	38,962.00	(8,962.00)	0.00
Sub-Total	13,634.00	16,507.00	45,215.00	38,090.56	44,071.00	41,231.98	26,646.61	37,077.81	36,249.25	47,516.29	46,167.84	68,000.00	37,821.09	30,178.91	59,000.00	51,902.00	7,098.00	22,000.00
TOTAL SHARED 50/50 OPERATING BUDGET	13,933.00	22,386.00	54,779.35	56,597.72	67,724.11	52,633.35	33,905.25	56,512.73	59,500.60	72,015.22	59,936.96	91,600.00	58,591.47	33,008.53	82,600.00	66,511.13	16,088.87	47,600.00
SHARED 1/3, 1/3, 1/3 OPERATING BUDGET: (CITY/NRD/UNL)																		
79950.5637 Replating Expenses (Contractual)								36,250.23	53,772.42	143,818.69	31,982.63	10,000.00	2,105.35	7,894.65	15,000.00	0.00	15,000.00	0.00
79950.5638 JAVA Partnership - General Support								4,885.66	75,105.21	1,271.91	45,000.00	0.00	45,000.00	25,000.00	0.00	25,000.00	0.00	25,000.00
79950.5639 JAVA Partnership - Audit Services								333.71	114,366.64		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
79950.6153.927 Management and Support Staff - FHWA audit**									25,519.47			50,000.00	46,496.75	3,503.25	50,000.00	69,128.59	(19,128.59)	25,000.00
TOTAL SHARED 1/3, 1/3, 1/3 OPERATING BUDGET	0.00	36,250.23	58,991.79	358,810.01	33,154.54	105,000.00	48,602.10	56,397.90	90,000.00	69,128.59	20,871.41	25,000.00						
TOTAL OPERATING BUDGET	13,933.00	22,386.00	54,779.35	56,597.72	67,724.11	52,633.35	33,905.25	92,762.96	118,492.39	430,825.23	93,091.50	196,600.00	107,193.57	89,406.43	172,600.00	135,639.72	36,960.28	72,600.00

** Amount of \$50,000 budgeted for time spent by city staff to assist in the FHWA review of Federal-aid eligibility on Antelope Valley Project.