



LOWER PLATTE SOUTH natural resources district

3125 Portia Street | P.O. Box 83581 • Lincoln, Nebraska 68501-3581
P: 402.476.2729 • F: 402.476.6454 | www.lpsnrd.org

Item #6b

Memorandum

Date: November 19, 2019
To: Each Director
From: Paul Zillig, General Manager
Subject: Finance & Planning Subcommittee Meeting

The Finance & Planning Subcommittee will meet just prior to the November Board Meeting for an update on changes with the Nebraska Public Agency Investment Trust (NPAIT), how that will impact this NRD, and what action this NRD will need to consider. The NRD and NPAIT entered into an agreement in 2000 (attached) that covered the investment services and arrangements, we also authorized Union Bank & Trust to serve as our NPAIT Administrator.

The NRD currently has approximately \$15M in Savings and CD's with NPAIT. The NRD does our "banking" with Union Bank & Trust, this includes our checking accounts, a CD, and we can "sweep" funds between those checking accounts and our NPAIT accounts (attached). NPAIT has decided this fall to contract with PMA Financial Network to serve as their NPAIT Administrator, Investment Advisor, and Marketer. NPAIT and Union Bank will quit working together as of December 2nd. This will result in the NRD no longer be able to "sweep" funds between NPAIT savings and Union Bank checking accounts.

Upon reviewing the situation we basically have four options, they are: 1) NPAIT/PMA Option, 2) STFIT Sweep Option, 3) Everything STFIT Option, and the 4) Transfer and Defer Action Option. A little more detailed description of these options is attached. Options 1-3 are more long term decisions while Option 4 allows us a few months to sort thru the situation before making a decision.

It appears that the best course of action is the "Transfer and Defer Action" option, the Subcommittee will discuss this situation. If this option is chosen, the only action required by the Board this month, will be to authorize a new NPAIT Administrator for the NRD.

Enc. 3

pc: Steve Seglin
Corey Wasserburger

NEBRASKA PUBLIC AGENCY
INVESTMENT TRUST (NPAIT) RESOLUTION



Minutes of Meeting

COPY

FORM A

Nebraska Public Agency Investment Trust

A regular {regular or special} meeting of the Board of Lower Platte South NRD
(name of public agency) was held at 3125 Porcia, Lincoln, NE (address) on the 23rd day of August,
1998, at 7:30 o'clock p.m. ~~AM~~
2000

The meeting was called to order by the Presiding Officer. Members present were: Andersen, Cook, Hammer, Jacobson, Kennedy, Knox, Lightner, Morrison, Petersen, Powell, Rogge, Scholting, Schroeder, Smith, Steinkruger, Svoboda, Swanson, Wagener, and Wiese.
Members absent were: Watermeier and Wehrbein.

Notice of said meeting was given in advance thereof by reasonable advanced publicized notice. Notice of this meeting was also given in advance to all members of the governing body and a copy of their acknowledgment of receipt of notice of meeting and the agenda is attached to these minutes. Availability of the agenda was communicated in the advanced notice and in the notice to the members of this meeting. All proceedings of the governing body were taken while the convened meeting was open to the attendance of the public.

A discussion was held with regard to becoming a participant in the Nebraska Public Agency Investment Trust. After discussion member Petersen offered the following Resolution and moved for its passage and adoption, and the same was seconded by member Andersen.

WHEREAS, Nebraska law expressly allows public agencies to invest surplus or excess funds; and

WHEREAS, the Interlocal Cooperative Act, § 13-801 et seq. Neb. Rev. Stat. (Reissue 1991) provides that two or more public agencies may jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and may enter into joint agreements as may be deemed appropriate for such purposes when such agreements have been adopted by appropriate action by the governing bodies of the participating public agencies; and

WHEREAS, the Declaration of Trust (Interlocal Agreement) and an Information Statement relating to the Nebraska Public Agency Investment Trust have been presented to this Governing Body; and

WHEREAS, the Declaration of Trust authorizes public agencies to adopt and enter into the Declaration of Trust and become participants of such trust; and

WHEREAS, this Governing Body deems it advisable for this Public Agency to adopt and enter into the Declaration of Trust and become a participant of the Nebraska Public Agency Investment Trust for the purpose of the joint investment of this Public Agency's money with those other public agencies so as to enhance the investment earnings accruing to each such public agency.

NOW, THEREFORE, be it resolved as follows:

1. This Public Agency shall and does hereby join with other Nebraska public agencies in accordance with the provisions of Nebraska law and in accordance with the Interlocal Cooperative Act, as applicable, by becoming a participant of the Nebraska Public Agency Investment Trust, and the Declaration of Trust and Interlocal Agreement is hereby adopted by this reference with the same effect as if it had been set out verbatim in this Resolution. A copy of the Declaration of Trust is attached hereto and incorporated herein by this reference and shall be filed with the minutes of the meeting at which this Resolution was adopted.

2. This Public Agency is hereby authorized to invest its available funds from time to time and to withdraw such funds from time to time in accordance with the provisions of the Declaration of Trust. This Public Agency hereby delegates all authority and duties which the law otherwise authorizes it to delegate in accordance with the Declaration of Trust. The following officers and officials of this Public Agency and the respective successors in office each are hereby designated as "Authorized Officials" and are authorized to take such actions and execute any and all such documents as they may deem necessary and appropriate to effectuate the entry by this Public Agency into the Declaration of Trust and to effectuate the investment and withdrawal of monies of this Public Agency from time to time in accordance with the Declaration of Trust:

Name: _____
Title: _____
Signature: [Signature]

Name: _____
Title: _____
Signature: _____

Name: _____
Title: _____
Signature: _____

Name: _____
Title: _____
Signature: _____

Name: _____
Title: _____
Signature: _____

Name: _____
Title: _____
Signature: _____

An Authorized Official of this Public Agency shall advise the Nebraska Public Agency Investment Trust of any changes in the Authorized Officials in accordance with procedures established by the Trust.

3. The Trustees of the Nebraska Public Agency Investment Trust are hereby designated as having official custody of this Public Agency's monies which are invested in accordance with the Declaration of Trust.

4. Authorization is hereby given for members of this Governing Body and officials of this Public Agency to serve as Trustees of the Nebraska Public Agency Investment Trust from time to time if elected as such pursuant to the Declaration of Trust.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution being the same are hereby rescinded.

The foregoing Resolution having been read in its entirety, and a motion having been duly made and seconded for its passage and adoption, the roll was called thereon and the following members voted in favor of passage and adoption of said Resolution:

The following voted against the same: _____

The following were absent or not voting: _____

The above Resolution having been consented to by the required number of members of the Governing Body was declared and d' passed and adopted by the Presiding Officer.

DATED this 20th day of September 2000

Name of Public Agency _____

Address: 3125 Porcia, Lincoln, NE 68501

Telephone: 402 476-2729

Attest: Kathy J. Spence
Recording Officer

By: Dan Heininger, Chair
Presiding Officer

NOTE: Please mail one original copy of this form to the following address: NEBRASKA PUBLIC AGENCY INVESTMENT TRUST
PO box 82529 Lincoln, NE 68501-2529
Attention: Candi Sanders

FORM B - ACH/Wiring Agreement



Nebraska Public Agency Investment Trust

I. Basic Account Information:

Public Agency: Lower Platte South NRD

Sponsoring Association: _____

Telephone: 402-276-2729

Statement Information:

Name Line 1: Lower Platte South NRD

Name Line 2: _____

Name Line 3: _____

Address: 3125 Portia Box 83581

City, State, Zip Code: Lincoln, NE 68501

II. Deposit/Withdrawal Information and Authorization

Authorization is given Union Bank & Trust Co., as NPAIT Administrator, to honor any request believed to be authentic for investment to or withdrawal from the NPAIT Accounts. Moneys will be transferred only upon telephone, written or personal notice from an authorized officer of the Public Agency. Upon notification, Union Bank & Trust Co. will initiate debit and credit entries to the local depository account indicated and the local depository is authorized to further debit and credit the same to the account. Transfer will be made by Automated Clearinghouse Transfer (ACH), if available, unless otherwise directed by the Public Agency. There is no direct charge for ACH transfers.

III. NPAIT Account Information

Authority is given to Union Bank & Trust Co., as NPAIT Administrator, to debit and credit the following Account:

Name on Account: Lower Platte South NRD

Name of local depository: _____

City: Lincoln Telephone Number: 402-476-2729

Depository Account Number to be Accessed: _____ ☐ Checking ☐ Savings

Local depository ABA Routing Number: _____

(This can be obtained from the bottom of a blank check or by calling your depository).

IV. Information Statement and Declaration

It is certified that the Public Agency has received a copy of the NPAIT Information Statement and a copy of the Interlocal Cooperative Agreement and Declaration of Trust and agrees to be bound by the terms of such documents.

V. Effectiveness of Application Form

The information, certifications and authorizations set forth on this Application Form remain in full force and effect until the NPAIT Administrator receives written notification of a change.

VI. Application Signature

Application is made and executed this 20th day of September, 2000

Name: [Signature]

Title: General Manager

This Application Form must be signed by a Public Agency official authorized to transact business with NPAIT. (See Resolution Form A for Authorized Officials.) Mail this form along with Form A to:

NEBRASKA PUBLIC AGENCY INVESTMENT TRUST • PO Box 82529 • Lincoln, NE 68501

NPAIT office use only: ☐ Marketing ☐ ACH ☐ Tickets

LOWER PLATTE SOUTH NRD
(Checking, Savings, CDARS/CDs)

A. CHECKING

1. Union Bank & Trust (UBT)

- Current agreement between UBT and NPAIT will expire on December 2nd.
- a. General (\$1)*
- b. Payroll (\$1)*
- c. Lower Platte River Corridor Alliance – LPRCA (\$1)*
- d. Eastern Nebraska Water Resources Assessment – ENWRA (\$1)*

B. SAVINGS

1. Nebraska Public Agency Investment Trust – (NPAIT)

- LPSNRD joined NPAIT in August 2000, authorized UBT to be LPSNRD NPAIT Administrator]
- NPAIT Board voted that as of Dec 2nd PMA Financial will assume the roles of Administrator, Investment Advisor, and Marketer for NPAIT.
- a. General (\$8.16M)* [1.4% approx]
- b. Payroll (see General above B.1.a)*
- c. LPRCA (\$0.46M)* [1.4% approx]
- d. ENWRA (\$0.30M)* [1.4% approx]
- e. Deadmans Run Sinking Fund (\$3.91M) [1.4% approx]
- f. Infrastructure Sinking Fund (\$0.08M) [1.4% approx]
- g. MoPac East Sinking Fund (\$0.20M) [1.4% approx]
- h. Building Sinking Fund (\$0.05M) [1.4% approx]
- i. TOTAL \$13.16M

C. CDARS/CDs

1. Nebraska Public Agency Investment Trust – NPAIT

- CDARS – The Certificates of Deposit Account Registry Service is a US for profit service that breaks up large deposits and places them across a network of 3,000+ banks and savings associations across the U.S.
- a. CDARS General (\$1.55M) [2.9%]
- b. CDARS Infrastructure (\$0.11M) [2.9%]
- c. TOTAL \$1.66M, both Savings & CDARS = \$14.82M

2. Union Bank & Trust – UBT

- a. CD – CDARS Deadmans Run (\$1.03M) [??%]

***Sweep Accounts** – funds are “swept” into UBT from NPAIT.

NOTE: UBT has worked with, and does offer the Short Term Federal Investment Trust (STFIT), this group offers “sweeping”. Will need to check investment restrictions.

OPTIONS (all options continue to utilize Union Bank for NRD Checking accounts):

1. **NPAIT-PMA Option:** Continue with NPAIT and no automatic “sweeping” into the Union Bank checking accounts. Staff would be required to direct fund transfers from NPAIT accounts to cover checks and payroll drawn on Union Bank checking accounts, whenever it would be needed. Would need to approve NPAIT PMA Authorized Users Form/GPS – Governmental Portfolio System Access Request Form, and NPAIT Bank Account Information – ACH Instructions Authorization.
2. **STFIT Sweep Option:** Continue with Union Bank checking as in #1 and authorize establishing a STFIT (Short Term Federal Investment Trust) account for the NRD General, Payroll, LPRCA, and ENWRA savings account to sweep. Continue with NPAIT for other investments.
3. **Everything STFIT Option:** Continue with Union Bank checking as in #1 and authorize changing all savings accounts and CDARS/CDs to STFIT.
4. **Transfer and Defer Action Option:** Continue with Union Bank checking as in #1, continue to keep funds in NPAIT, hold off on any agreements with PMA, transfer NPAIT Savings funds into the 4 checking accounts to cover 2-3 months of expenditures. Meet after Dec 2nd to determine recommended future course of action.