

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF SANITARY AND IMPROVEMENT DISTRICT NO. 97 OF SARPY COUNTY, NEBRASKA HELD AT 5:00 P.M. ON JANUARY 19, 2016 AT 8335 PLATTEVIEW ROAD, PAPILLION, NEBRASKA**

The meeting of the Board of Trustees of Sanitary and Improvement District No. 97 of Sarpy County, Nebraska was convened in an open and public session at 5:00 p.m. on January 19, 2016, at the Sarpy County Sheriff's Station, Papillion, Nebraska, 68046.

Present at the meeting were Trustees David Barry, David Wennstedt, Shellie Zeeb, and Jeff Warinski. Also present were Bob Czerwinski of E & A Consulting Group, Inc., engineers on behalf of the District; and Joy and Rene Nelson of Urban Utilities. Trustee Ken Brison was absent.

The Chairman then publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

Notice of the meeting was given in advance thereof by publication in The Papillion Times on January 13, 2016, a copy of the Proof of Publication being attached to these minutes. Notice of the meeting was simultaneously given to all members of the Board of Trustees and a copy of their Acknowledgment of Receipt of Notice is attached to these minutes. Availability of the agenda was communicated in the publicized notice and in the notice to the Trustees of this meeting. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The Clerk then certified that notice of this meeting had been given to the Sarpy County Clerk at least seven days prior to the time set by the Board of Trustees for this meeting and filed the Certificate to that effect, said Certificate being attached to these minutes and made a part hereof by this reference.

The Board then heard the monthly report from Urban Utilities ("UU"). Investigation into well #2 failure continues. The motor failed and Layne Western replaced the motor and reinstalled the well. Upon reinstallation it was discovered that there is a leak. Investigation into the leak continues. A new check valve will be installed before restarting well pump #2. At that time the well pump will be restarted and investigation will continue into the source of the leak. Well pump

#1 continues to be operational and providing adequate pressure for the system. No other issues were reported with the wastewater treatment system or the water system.

Upon motion made by Trustee Zeeb and seconded by Trustee Barry, the Board voted four (4) “ayes” and zero (0) “nay” to approve the payments to Urban Utilities from the General Fund Account of the District. The Clerk was then directed to attach copies of the invoices to these minutes.

The board then discussed placing rock at Well # 2 to allow equipment access and placing rock at the boat ramp turn around area adjacent to the asphalt ramp. The Board requested that the engineer get prices to present at the next meeting.

The Board then discussed street sweeping and whether it would be completed by Easter. The Board noted that Easter is March 27 and that street sweepers are not typically released into SID's until after April 1. The Board noted with its engineer that they should use their best judgment based upon weather at the time. The District's engineer will solicit bids for street sweeping.

The Board then discussed its mowing contract with Commercial Mowing. The Board discussed that the contract can be renewed and that it can be terminated at any time. The Board expressed its satisfaction with the mowing service and that they would continue the contract at the same price.

The Board then discussed installing permanent speed detection traffic devices. The Board's engineer noted that the systems run about \$4,500.00 installed. The devices can also be moved to various locations. The Board discussed having the Sarpy County sheriff place their speed detector trailer at multiple locations within the District. No decision was made regarding

The Board then discussed selecting Trustee Zeeb to serve as liaison with Sarpy County.

The Board then discussed the dike path replacement and remaining work to be done. The District's engineer noted that there was still retainage due on the contract and that would get the contractor to return and complete the final grade work.

The Board discussed having its mowing contractor do weed sterilization at the boat storage area. The Board also instructed its engineer to have the mowing contractor also apply around the lift stations inside the fence.

The Board then discussed voiding warrant 4227 payable to Walsh Marine Buoys for the buoy and to reissue at this meeting to HVLA which has already paid for the buoys. The Board then asked that the attorney issue a new warrant to HVLA for the amount paid to Walsh Marine and strike Warrant No. 4227 from the records of the District and return the check issued by the Sarpy County Treasurer to be destroyed. The attorney then stated that his office would write a letter and return to the check to the Treasurer and have the warrant stricken from the County's records as well.

The Chairman next presented the following invoices and statements to be paid out of the General Fund Account of the District:

a.)	Urban Utilities, Inc. for WWTP December and January maintenance, Postal Service charges, emergency services, sampling, renewal of Annual support for meter reading software, etc. (#7641, 7659).	\$8,249.37
b.)	Urban Utilities, Inc. for meter reading/invoicing, NE Dept. of Revenue form prep., etc. for December and January (#7642, 7660).	\$2,453.76
c.)	Midwest Laboratories, Inc. for water testing and preparation of samples (#786475, 790340).	\$ 182.44
d.)	E & A Consulting Group, Inc. for engineering services relating to general maintenance and the trail improvements of the District (#130380, 130381, 130672).	\$1,019.83
e.)	Tri-State Pumping, L.L.C. for sludge removal and hauling from WWTP (No. 2427, 2441, 2564, 2554).	\$2,200.00
f.)	DHHS Nebraska Public Health Environmental Lab for costs \$ 500.00 relating to water testing and kits for same (No. 579178).	
g.)	Commercial Mowing, Inc. for mowing, trash pick-up, weed control, fertilizer application (#1118).	\$ 155.00
h.)	Premier Waste Solutions for trash removal at individual homes and collection at the boat ramp/storage areas (November thru January, 2016).	\$6,151.68
i.)	Awerkamp, Goodnight, Schwaller & Nelson P.C. for accounting services relating to the audit and financial statements.	\$2,475.00

- j.) B & W Company, Inc. for striping of speed bumps as directed By E & A (#18223). \$ 975.00
- k.) Hawaiian Village Lake Association for reimbursement on payment to Walsh Marine Buoys for July invoice. \$ 781.50

It was then stated that the warrant issued to the DHHS of Nebraska be held until confirmation that the automated payment to release the testing kits was received in good order and that a balance forward in the amount \$500.00 was acceptable to be held in the account for the District for future services.

Upon motion made by Trustee Barry and seconded by Trustee Wennstedt, the Board voted four (4) “ayes” and zero (0) “nay” to approve the payments from the General Fund Account of the District. The Clerk was then directed to attach copies of the invoices to these minutes.

After discussion the Resolution contained herein below and by this reference incorporated herein was duly introduced, seconded and upon a roll call vote of “aye” by the Trustees Shellie Zeeb, Jeff Warinski, Dave Wennstedt and David Barry, was adopted; the following resolutions were then passed:

BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 97 of Sarpy County, Nebraska that the Chairman and Clerk be and hereby are authorized and directed to execute and deliver Warrants No. 4265 through 4275 of the District, dated the date of this meeting, to the payees, for the following services and in the following amounts, said warrants to draw interest at the rate of 7% per annum, and said warrants to be payable from the General Fund Account of the District and to be redeemed no later than three (3) years of the date hereof, being January 19, 2019 (the “**General Fund Warrants**”); to-wit:

- a.) Warrant No. 4265 for \$8,249.37 made payable to Urban Utilities for December and January WWTP and lift station maintenance and related services
- b.) Warrant No. 4266 for \$2,453.76 made payable to Urban Utilities for December and January meter reading services, water testing and related services.
- c.) Warrant No. 4267 for \$182.44 made payable to Midwest

Laboratories, Inc. for water testing.

d.) Warrant No. 4268 for \$1,019.83 made payable to E & A Consulting Group, Inc. for engineering services relating to general maintenance.

e.) Warrant No. 4269 for \$2,200.00 made payable to Tri-State Pumping, LLC for sludge removal and hauling from WWTP.

f.) Warrant No. 4270 for \$500.00 made payable to DHHS NE Public Health Environmental lab for testing and kits. **{HOLD}**

g.) Warrant No. 4271 for \$155.00 made payable to Commercial Mowing, Inc. for mowing services.

h.) Warrant No. 4272 for \$6,151.68 made payable to Premier Waste Solutions for trash collection at residences and boat ramp/storage area from November through January.

i.) Warrant No. 4273 for \$2,475.00 made payable to Averkamp, Goodnight, Schwaller & Nelson for accounting services relating to the budget and audit of the District.

j.) Warrant No. 4274 for \$975.00 made payable to B & W Company, Inc. for striping of speed bumps as directed.

k.) Warrant No. 7275 for \$781.50 made payable to HVLA for reimbursement on payment to Walsh Marine Buoys.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 97 of Sarpy County, Nebraska the District hereby authorizes and directs the Chair or Clerk to file or cause to be filed, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code of 1986, as amended (the “**Code**”), pertaining to the General Fund Warrants;

No opinion of nationally recognized counsel in the area of municipal finance has been delivered with respect to the treatment of interest on the General Fund Warrants. Purchasers of the General Fund Warrants are advised to consult their tax advisors as to the tax consequences of purchasing or holding the General Fund Warrants.

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**SIGNATURE PAGE FOR THE MINUTES OF SANITARY  
AND IMPROVEMENT DISTRICT NO. 97 OF SARPY  
COUNTY, NEBRASKA, MEETING HELD ON JANUARY  
19, 2016**

There being no further business to come before the meeting, a motion was duly made,  
seconded and unanimously adopted to adjourn the meeting.

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David Wennstedt, Chairman

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David Barry, Clerk