

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 AUGUST 19, 2014 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 open and public session at 5:00 p.m. on August 19, 2014, at the Sarpy County Sheriff's Station, Papillion, Nebraska, 68046.

Present at the meeting were Trustees Aaron Raszler, Jeff Warinski, David Barry, Ken Brison and David Wennstedt. Also present were Bob Czerwinski with E&A Consulting Group, Inc., engineers for the District, and the District's attorney, Brian Doyle. No Trustee 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 August 13, 2014, 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. 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 first heard the report of Urban Utilities. There was nothing significant to report and the Clerk was directed to attach a copy of the report to these minutes and by this reference is hereby incorporated.

The Board then discussed the automatic switch to Papillion Water. The Board's attorney informed them that the Papillion staff was generally in agreement. A proposed Interlocal

Agreement was submitted and is being reviewed. The engineer for the City will provide to the SID specifications for the connection.

The Board then discussed tree removal. Most of the tree removal has been completed. The Board inquired about the removal of additional mulberry bushes. There was some damage to the pathway that was expected and would be repaired.

The Board next discussed the slide gate sealing issue. The contractor that installed the slide gate has removed the upper portion and is working on a solution.

The Board then discussed that the Bohac driveway was being milled this week. It was noted that there is very little slope and that some standing water may be unavoidable.

The Board then requested that the engineer inspect and request replacement of joint sealant on Maui Circle.

The Board next instructed its attorney to submit claim to insurance company of the trucking company that damaged the roadway.

The Board then discussed providing power to the volleyball court. Additional investigation will be performed by Board members.

The Board then discussed options for Boat Storage. It was noted that HVLA handles the Boat storage area.

The Board then discussed the status of its liability insurance with its attorney. The Board determined that the SID is adequately insured and carries insurance in excess of the statutory cap on damages for political subdivisions in the state of Nebraska.

The Chairman then presented the following statements for payment from the General Fund Account of the District:

- | | | |
|-----|--|------------|
| a.) | Urban Utilities, Inc. for WWTP August maintenance, Postal Service charges, copies, misc. repairs, jetting of pip, refund on overpayment, etc. (#7236). | \$4,250.78 |
| b.) | Urban Utilities, Inc. for meter reading/invoicing, NE Dept. of Revenue form prep., etc. for August, and support services in re: meter reading equipment, etc. (#7237). | \$3,504.88 |
| c.) | Midwest Laboratories, Inc. for water testing and preparation of (#730777). | \$ 292.12 |
| d.) | E & A Consulting Group, Inc. for engineering services relating to general maintenance of the District (#125251). | \$ 788.20 |

e.)	Cornerstone Insurance Group for renewal of general liability and umbrella policy with excess lake coverage (#4841, 4842).	\$10,495.70
f.)	Roloff Construction Co., Inc. for paving repairs and related equipment fees, etc. (No. 07172014 x2).	\$14,571.25
g.)	Thiele Geotech, Inc. for concrete compaction testing of the repaving area (No. 49706).	\$ 236.00
h.)	Tri-State Pumping, L.L.C. for sludge removal and hauling from WWTP (No. 1490, 1236, 1224).	\$1,320.00
i.)	DHHS Nebraska Public Health Environmental lab for water testing and kits to UU (No. 453485) plus pay ahead.	\$ 120.00
j.)	J-O's Lawn Services for mowing of various areas within the District (08/18/14).	\$ 250.00

Upon motion made by Trustee Wennstedt and seconded by Trustee Barry, the Board voted five (5) "ayes" and zero (0) "nays" 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 Ken Brison, Dave Barry, Jeff Warinski, David Wennstedt and Aaron Raszler, 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. 4126 through 4135 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, said warrants to be payable from the General Fund Account of the District, to be redeemed no later than three (3) years of the date hereof, being August 19, 2017; to-wit:

- a.) Warrant No. 4126 for \$4,250.00 made payable to Urban Utilities for September maintenance, etc.
- b.) Warrant No. 4127 for \$3,504.88 made payable to Urban

Utilities for September meter reading services, etc.

c.) Warrant No. 4128 for \$292.12 made payable to Midwest Laboratories, Inc. for water testing.

d.) Warrant No. 4129 for \$788.20 made payable to E & A Consulting Group, Inc. for engineering services relating to general maintenance.

e.) Warrant No. 4130 for \$10,495.00 made payable to Cornerstone Insurance Group for excess lake liability policy renewal and excess coverage umbrella.

f.) Warrant No. 4131 for \$14,571.25 made payable to L.G. Roloff Construction Co. for follow up paving repairs.

g.) Warrant No. 4132 for \$236.00 made payable to Thiele Geotech, Inc. for compaction testing of repaved areas.

h.) Warrant No. 4133 for \$1,320.00 made payable to Tri-State Pumping, LLC for sludge removal and hauling.

i.) Warrant No. 4134 for \$120.00 made payable to NE Dept. of Public Health for water testing and kits for water testing.

j.) Warrant No. 4135 for \$250.00 made payable to J-O's Lawn & Tree Service for mowing.

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.

There being no further business before the Board, the Chairman adjourned the meeting.

**SIGNATURE PAGE FOR THE MINUTES OF SANITARY
AND IMPROVEMENT DISTRICT NO. 97 OF SARPY
COUNTY, NEBRASKA, MEETING HELD ON AUGUST 19,
2014**

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

David Wennstedt, Chairman

David Barry, Clerk