

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 25, 2015 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 August 25, 2015, at the Sarpy County Sheriff's Station, Papillion, Nebraska, 68046.

Present at the meeting were Trustees Jeff Warinski, David Wennstedt, and Ken Brison. Also present were Rob Wood of Kuehl Capital Corporation, the Municipal Advisor on behalf of the District; and Joy and Rene Nelson of Urban Utilities. Trustee Dave Barry was absent. Residents Shellie and Russ Zeeb and Bernard Geschke were also in attendance.

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 19, 2015, 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 noted that in Dave Barry's absence, it would be necessary to appoint an Acting Clerk for the purposes of this meeting. Then, upon motion made by Trustee Barry and seconded by Trustee Warinski, the Board voted two (2) "ayes" and zero (0) "nays" to appoint Ken Brison as acting Clerk to sign minutes, warrants and related materials presented at these proceedings.

The Board then heard the monthly report of Urban Utilities (“UU”). All operations normal at this time. No issues to report

Rob Wood of Kuehl Capital Corporation presented the “snapshot” report regarding the financial status of the District as of June 30, 2015. He further stated the District’s levy for the 2015/2016 would remain the same at \$0.410000 in the Bond Fund and \$0.250000 in the General Fund. The budget would be presented in form at the September 16 meeting of the District, as submitted by Awerkamp and review by Kuehl and the attorney’s office.

Dave Wennstedt then stated that he would reach out to Bob Czerwinski, engineer on behalf of the District, in re: the bid information for the tree spraying on the dike, to advise as to how the District should proceed.

The following items were then discussed:

- i.) It was then noted that the repairs to the outlet gate had been made;
- ii.) Grass along concrete path starting to emerge; pre-emergent to be applied in spring to counteract potential weed infestation;
- iii.) Pramitol 25E ground sterilizer – need to research more on product, effect on vegetation, boat trailers, etc.; will likely be applied in the spring, once effects can be established;
- iv.) Removal of dead trees (2) on common area beach and large oak tree located along 78th & Molokai; Trustee Wennstedt to discuss with engineers to find out about getting bids to discuss at the next meeting;
- v.) Miscellaneous matters.

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

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| a.) | Urban Utilities, Inc. for WWTP August maintenance, Postal Service charges, emergency services, sampling, renewal of Annual support for meter reading software, etc. (#7539). | \$3,627.25 |
| b.) | Urban Utilities, Inc. for meter reading/invoicing, NE Dept. of Revenue form prep., etc. for August (#7540). | \$1,368.77 |
| c.) | Midwest Laboratories, Inc. for water testing and preparation of samples (#771602). | \$ 112.97 |

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| d.) | E & A Consulting Group, Inc. for engineering services relating to general maintenance of the District (#129291, 129290, 129-043, 129044*). | \$8,434.91 |
| e.) | Tri-State Pumping, L.L.C. for sludge removal and hauling from WWTP (No. 2362, 2366, 2506). | \$1,760.00 |
| f.) | Commercial Mowing, Inc. for mowing of ROW and designated areas (#1003, 1033). | \$2,135.00 |
| g.) | DHHS Nebraska Public Health Environmental Lab for costs relating to water testing and kits for same (No. 466834). | \$ 416.00 |
| h.) | Kelly R. Burns CPA for bookkeeping services in connection With the audit (#8835). | \$ 115.00 |
| i.) | Kuehl Capital Corporation for financial advisor/fiscal agent services for 2015/2016 fiscal year (#1464). | \$9,000.00 |

Upon motion made by Trustee Wennstedt and seconded by Trustee Brison, the Board voted three (3) “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 Ken Brison, Dave Wennstedt and Jeff Warinski, , 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. 4229 through 4237 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 25, 2018; to-wit:

- a.) Warrant No. 4229 for \$3,627.25 made payable to Urban Utilities for August maintenance, etc.

- b.) Warrant No. 4230 for \$1,368.77 made payable to Urban Utilities for August meter reading services, etc.
- c.) Warrant No. 4231 for \$112.97 made payable to Midwest Laboratories, Inc. for water testing.
- d.) Warrant No. 4232 for \$8,434.91 made payable to E & A Consulting Group, Inc. for engineering services relating to general maintenance.
- e.) Warrant No. 4233 for \$1,760.00 made payable to Tri-State Pumping, LLC for sludge removal and hauling from WWTP.
- f.) Warrant No. 4234 for \$2,134.00 made payable to Commercial Mowing, Inc. for mowing of designated areas.
- g.) Warrant No. 4235 for \$416.00 made payable to DHHS NE Public Health Environmental lab for testing and kids.
- h.) Warrant No. 4236 for \$115.00 made payable to Kelly R. Burns, CPA for annual bookkeeping services relating to warrants.
- i.) Warrant No. 4237 for \$9,000.00 made payable to Kuehl Capital Corporation for financial advisor/fiscal agent services for fiscal year 2015/2016.

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 AUGUST 21,
2015**

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