

**MEETING MINUTES
SANITARY AND IMPROVEMENT DISTRICT NO. 97
OF SARPY COUNTY, 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 12:30 p.m. (directly following Budget Hearing) on September 20, 2022, at 222 N. Jefferson St. Papillion, Nebraska.

Present at the meeting were Dick Heideman, Kevin Coats, Shellie McGlade-Zeeb, and Andrew Barry. Absent was Gary Sleddens. Also present were Mark B. Johnson, attorney for the District, Chris Anderson of E & A Consulting Group, Inc., engineer for the District, and a representative of Bluestem Capital Partners, the District's Financial Advisor. People's Services was absent.

Notice of the meeting was given in advance thereof by publication in the *Gretna Guide & News* on September 7, 2022, 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 published 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 date set by the Board of Trustees for this meeting and filed his Certificate to that effect, said Certificate being attached to these minutes and made a part hereof by this reference.

The Chairman called the meeting to order and called the roll of Board members.

The Clerk 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.

The Chairman then presented a receipt(s) from the Sarpy County Treasurer reflecting that \$10,596.03 had been deposited into the General Fund Account of the District in connection with the sewer billing reimbursables collected from the residents from the City of Papillion and the Clerk was then directed to attach a copy of said receipt to these minutes.

The Budget Hearing of Sanitary and Improvement District No. 97 was held the 20th day of September 2022, at 12:00 p.m. Three copies of the proposed budget statement were available to the public. The Chairman then presented the proposed budget as discussed at the Budget Hearing outlining the key provisions of the proposed budget statement, including, but not limited to, a comparison with the prior year's budget and advised that the Budget Summary had been

published in the *Gretna Guide & News*, (<https://www.gretnaguide.com>) a legal newspaper of Sarpy County, Nebraska on September 7, 2022, a copy of the Proof of Publication being attached to these minutes.

The floor was then opened for public comment on the proposed budget statement. All members of the public wishing to address the governing body were provided a reasonable amount of time to do so. It was then advised that no one owning property or having a vested interest in the property located within the boundaries of the District appeared at this hearing on the proposed Budget and Budget Summary to offer support, opposition, criticism, suggestions, or observations concerning the proposed Budget. The Chairman noted that the budget complies with the current provisions of the Nebraska Lid Law, and that the property taxes for the General Fund and Bond Fund are as follows:

General Fund	\$310,306.48 - \$0.39000
Bond Fund	\$198,914.42 - \$0.25000
Total	\$509,220.90 - \$0.64000

The Chairman further stated that the Board is required to hold a separate Special Public Hearing in order to set the 2022/23 Property Tax Request, and that the District has until October 15, 2022, to file with the County Clerk a Resolution setting the final tax request. The District must also publish notice of the Special Public Hearing reflecting the date and time for said Special Public Hearing, and the Chairman noted that such notice had been published as reflected in the Proof of Publication attached hereto.

The Chairman then advised that the meeting was now open for a Special Public Hearing on the issue of setting the Property Tax Request as required by Neb. Rev. Stat. §77-1632. The Chairman advised that no one appeared in opposition. Following discussion, the Chairman declared the public hearing on the Budget and the Special Public Hearing to be closed, whereupon, a motion was duly made, seconded, the budget as presented was unanimously adopted and the following resolutions were unanimously passed:

NOW, THEREFORE BE IT RESOLVED BY SANITARY AND IMPROVEMENT DISTRICT NO. 97 OF SARPY COUNTY, NEBRASKA, AS FOLLOWS:

- 1) The 2022/23 Property Tax Request be set at \$509,220.90, (\$0.640000) broken down as follows:

General Fund	\$310,306.48 - \$0.39000
Bond Fund	\$198,914.42 - \$0.25000
Total	\$509,220.90 - \$0.64000

- 2) The total assessed value of property differs from last year's total assessed value by 7%.
- 3) The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$.617923 per \$100 of assessed valuation.
- 4) The District proposes to adopt a Property Tax Request that will cause its tax rate to be \$.610000 per \$100 of assessed value, broken down as follows:

General Fund	\$310,306.48 - \$0.39000
Bond Fund	\$198,914.42 - \$0.25000
Total	\$509,220.90 - \$0.64000

- 5) Based on the proposed Property Tax Request and changes in other revenue, the total operating budget of the District will decrease last years by 25%.
- 6) A copy of this Resolution be certified and forwarded to the County Clerk on or before October 15, 2022.

The Clerk was then directed to attach a copy of the budget as adopted to these minutes.

The Chairman then presented a letter from People Service Inc., regarding increase in annual maintenance / repair. After discussion, the Board agreed to the increase as proposed by People Service Inc. The Clerk was then directed to attach a copy to these minutes.

The below matters were then discussed in the following order:

- a) Monthly Report(s) – People Service, Inc – See attached report.
- b) Monthly Report(s) – Midwest Laboratories, Inc.
- c) Snapshot monthly report from Bluestem Capital Partners.
- d) Accomplishments since last meeting:
 - i. PWC Boat Storage area weed spray – Commercial Mowing (all weed spraying events for 2022 season to be paid by the SID);
 - ii. Trickle charger line at WWTP for large generator (also status control panel at 87th and Kauai lift station for sufficient power for trickle charger hook-up for small generator);
 - iii. Generators added to SID 97 insurance coverage;
 - iv. Warranty replacement of two conifer trees that were planted outside south fence of WWTP.
- e) Pending Task / Projects:
 - i. Emergency Generators – storage at 87th Kauai lift station for small generator and concrete pad for large generator at WWTP – all;

- ii. Concrete to be placed around new water valve casing/cover at boat ramp entry driveway – Backlund – E&A;
- iii. Projects to cleanout/update WWTP office, input for strategic-phased upgrade/modernization, WWTP pump replacement- People Service – delayed until November meeting;
- iv. Redo metal walkways over WWTP – People Service – delayed until November meeting;
- v. Annual project for tree seedling removal from levee and west lake banks – Kevin C;
- vi. Maintenance project wood fencing around Lift Stations – Kevin C;
- vii. Repairs related to water main break experienced 9/2/22 at 8605 Molokai (driveway concrete repair and turf) – E&A;
- viii. Discussion with Papillion Water (PW) any potential water supply system issues causing the 3 water main breaks in summer 2022 along Molokai and any fixes necessary (People Service) – delayed until November meeting.

f) Miscellaneous matters:

- i. Discussion ongoing issue residents and guests parking on SID Commons on the south side of Kauai – all;
- ii. Explanation of the county's solicitation process for residents wanting to run for the SID board to have their name placed on the ballot. (We have had a couple inquiries) – Mark J;
- iii. Report from HVLA Board – pending HVLA Board pick of new HVLA Board Liaison to SID.
- iv. Tennis Courts.

Present statements, vote on and approve payment from the General Fund Account of the District for the following:

a) Omaha Public Power District for street lighting (Account No. 7333000080).	\$1,662.00
b) Tri-State Pumping LLC for pumping and hauling of sludge from WWTP. #9313 - \$795.00 #9318 - \$810.00 #9399 - \$810.00	2,415.00
c) People Service Inc., for monthly wastewater service for September 2022 (#40970).	3,754.00
d) E & A Consulting Group, Inc., for engineering services. #162404 - \$1,106.71 #162891 - \$1,431.05	2,537.76
e) City of Papillion for water charges. (#103565.01).	6,877.14
f) Commercial Mowing Inc., for mowing and trimming (#3347).	695.00

g) Fullenkamp, Jobeun, Johnson & Beller LLP for legal services / expenses.	22,367.02
h) Kerns Excavating Company for work to repair water main at 8605 Molokai Drive (#17096).	4,731.00
i) City of Omaha for quarterly billing (#221977).	1,900.30
j) AGSN Accountants & Advisors for accounting services in connection with the preparation of budget and audit (#3367).	2,800.00
k) Papillion Sanitation for trash services for October, November, and December 2022).	10,560.96
l) Bluestem Capital Partners Inc., for Financial Advisor / Fiscal Agent Services for Fiscal Year 2022-2023 (#2775).	10,500.00
m) Trekk Design Group, LLC for jetvacs (#22-000657).	2,540.00
n) Chastain-Otis for Bond renewal (#2187).	70.00
o) B&T Concrete LLC for generator pad and driveway repair.	6,469.00
p) Iowa Pump Works for bulb replacement in the UV basin (#18555).	3,574.31

Then, upon a motion duly made, seconded and upon a roll call vote of “aye” by the Trustees, the following resolutions were unanimously adopted:

RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 97 of Sarpy County, Nebraska that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant Nos. 4866 through 4881, inclusive, of the District, dated the date of the meeting, to the following payees, for the following services and in the following amounts, said warrants to draw interest at the rate of 7% per annum, to be payable from the General Fund Account of the District and to be redeemed no later than three years from the date hereof being September 20 2025, to-wit:

GENERAL FUND WARRANTS:

- a) Warrant No. 4866 for \$1,662.00 payable to Omaha Public Power District for street lighting.
- b) Warrant No. 4867 for \$2,415.00 payable to Tri-State Pumping LLC for pumping and hauling of sludge from WWTP.
- c) Warrant No. 4868 for \$3,754.00 payable to PeopleService Inc., for monthly wastewater service for September 2022.
- d) Warrant No. 4869 for \$2,537.76 payable to E & A Consulting Group, Inc., for engineering services.

- e) Warrant No. 4870 for \$6,877.14 payable to City of Papillion for water charges.
- f) Warrant No. 4871 for \$695.00 payable to Commercial Mowing, Inc., for mowing and trimming.
- g) Warrant No. 4872 for \$22,367.02 payable to Fullenkamp, Jobeun, Johnson & Beller LLP for legal services / expenses.
- h) Warrant No. 4873 for \$4,731.00 payable to Kerns Excavating Company for work to repair water main at 8605 Molokai Drive.
- i) Warrant No. 4874 for \$1,900.30 payable to City of Omaha for quarterly billing.
- j) Warrant No. 4875 for \$2,800.00 payable to AGSN Accountants & Advisors for accounting services in connection with the preparation of budget and audit.
- k) Warrant No. 4876 for \$10,560.96 payable to Papillion Sanitation for trash services for October, November, and December 2022.
- l) Warrant No. 4877 for \$10,500.00 payable to Bluestem Capital Partners Inc., for Financial Advisor / Fiscal Agent Services for Fiscal Year 2022-2023.
- m) Warrant No. 4878 for \$2,540.00 payable to Trekk Design Group, LLC for jetvac.
- n) Warrant No. 4879 for \$70.00 payable to Chastain-Otis for Bond renewal.
- o) Warrant No. 4880 for \$6,469.00 payable to B&T Concrete LLC for generator pad and driveway repair.
- p) Warrant No. 4881 for \$3,574.31 payable to Iowa Pump Works for bulb replacement in the UV Basin.

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.

The Chairman then advised the last item of business on the agenda was setting of the date and time for the next meeting of the Board. The next meeting of the Board will be held on November 15, 2022, at 12:00 p.m., at 11440 West Center Road, Suite C, Omaha, Nebraska.

{Signature page follows:}

There being no further business to come before the meeting, the meeting was adjourned.



Richard Heideman, Chairman



Kevin Coats, Clerk