

**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 12:15 p.m. on September 19, 2023, at 11440 West Center Road, Suite C, Omaha, Nebraska.

Present at the meeting were Dick Heideman, Gary Sleddens, and Andrew Barry. Absent was Shellie McGlade-Zeeb and Kevin Coats. Gary Sleddens was appointed as Acting Clerk for the purposes of this meeting. Also present were Mark B. Johnson, attorney for the District, Chris Anderson of E & A Consulting Group, Inc., engineer for the District, a representative of Bluestem Capital Partners, the District's Financial Advisor, Mike Adair with Peoples Service, and John Colombo, SID Liaison, representing Hawaiian Village Association (attended via teleconference).

Notice of the meeting was given in advance thereof by publication in the *Daily Record* on September 12, 2023, 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 Budget Hearing of Sanitary and Improvement District No. 97 was held the 19th day of September 2023, 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 *Daily Record*, (<https://www.omahadailyrecord.com>) a legal newspaper of Sarpy County, Nebraska on September 12, 2023, 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	\$307,789.57 - \$0.33000
Bond Fund	\$289,135.65 - \$0.31000
Total	\$596,925.22 - \$0.64000

The Chairman further stated that the Board is required to hold a separate Special Public Hearing in order to set the 2023/24 Property Tax Request, and that the District has until October 15, 2023, 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 2023/24 Property Tax Request be set at \$509,220.90, (\$0.640000) broken down as follows:

General Fund	\$307,789.57 - \$0.33000
Bond Fund	\$289,135.65 - \$0.31000
Total	\$596,925.22 - \$0.64000

- 2) The total assessed value of property differs from last year's total assessed value by 17%.
- 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 \$.545967 per \$100 of assessed valuation.

- 4) The District proposes to adopt a Property Tax Request that will cause its tax rate to be \$0.545967 per \$100 of assessed value, broken down as follows:

General Fund	\$307,789.57 - \$0.33000
Bond Fund	\$289,135.65 - \$0.31000
Total	\$596,925.22 - \$0.64000

- 5) Based on the proposed Property Tax Request and changes in other revenue, the total operating budget of the District will increase last years by 232%.
- 6) A copy of this Resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

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

The Chairman then presented a receipt(s) from the Sarpy County Treasurer reflecting that \$10,764.10 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 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 Chairman then presented a Memorandum of Understanding and an Interlocal Cooperation Agreement by and between Sarpy County and Sanitary and Improvement District No. 97 in connection with sire improvements, whereupon following discussion and review, a motion was duly made, seconded, and unanimously adopted authorizing the Chairman and Clerk to execute said agreement on behalf of the District. 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.
 - i. We can disregard the letter regarding iron and copper in the water as we do not have a water system anymore (now that we are on Papillion water)
 - ii. The office area improvements in the wastewater treatment facility have been completed.
 - iii. UV Disinfection system will be operable soon.
- b) Monthly Report(s) – Midwest Laboratories, Inc.
- c) Snapshot monthly report from Bluestem Capital Partners.

- i. The overall levy will remain the same next year, the general fund will be reduced to \$.33, and the bond fund raised to \$.31, which will allow for a bond - \$1.1MM for water without raising the levy.
- d) Accomplishments since last meeting:
 - i. Electrical upgrade – WWTP.
 - ii. Third and final phase (RZMAC contractor) fixes to WWTP Office.
 - iii. 2023 HV street sweeping.
 - iv. Commercial Mowing weed spraying – poisonous hemlock, final phase sand burrs at public beach, inside Kauai lift stations, boat and PWC trailer storage areas at outlot D.
 - v. Landscape fixes at all previous water main break residential locations.
 - vi. All Trees – tree removal and trimming at SID Commons – south side of Kauai.
 - vii. Water and sewer line repair/maintenance policy document posted on HVLA.info and Next-Door post on this topic.
 - viii. Install timer, supply hose, and dripline for replanted trees on east side of the beach volleyball court (trees planted and paid from HVLA Board budget);
- e) Pending Task / Projects:
 - i. Movement of concrete pieces from water line repair currently at WWTP area and placement as rip rap for dike – EA.
 - ii. Purchase and install office furniture/cabinets in WWTP office – PSI and EA.
 - iii. Remove pumps and other metal items from inside WWTP fence (placed there when garage was being wired and drywalled) – PSI.
 - iv. Water line curb stop/mapping project (SID coordination by Shellie)– PSI.
 - v. Replace 2 dead conifer trees at south WWTP fence - Heideman;
- f) Miscellaneous matters:
 - i. Water line replacement project (all elements – financing, bid package etc) – E&A, PSI and Board.
 - ii. Open agenda item – HVLA Board Liaison (if participating);

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).	\$3,459.00
b) Tri-State Pumping LLC for pumping and hauling sludge from WWTP.	
#7731 - \$1,080.00	
#7671 - \$1,336.00	
#9109 - \$ 810.00	3,226.00
c) People Service Inc., for monthly wastewater service.	
#43373 - \$4,133.00	
#43596 - \$11,608.00	
#43819 - \$4,298.00	20,039.00
d) E & A Consulting Group, Inc., for engineering services.	
#167574 - \$996.35	

#167998 - \$513.96	1,510.31
e) City of Papillion for water charges. (#103565.01)	3,544.68
f) All Trees for tree removal / clearing. Statement Dated 7/3/23 - \$1,800.00 Statement Dated 9/7/23 - \$5,800.00	7,600.00
g) Commercial Mowing Inc., for mowing and trimming. #3488 - \$1,432.00 #3501 - \$4,837.00	6,269.00
h) Randy Coover for drywall repairs (#134460).	6,499.23
i) City of Omaha for sewer billings (#234442).	2,168.60
j) Bluestem Capital Partners Inc., for Financial Advisor / Fiscal Agent Services for Fiscal Year 2023-2024 (#2978).	10,500.00
k) AGSN Accountants & Advisors for accounting services (#4987).	2,500.00
l) Fullenkamp, Jobeun, Johnson & Beller LLP for legal services and expenses.	23,551.70
m) MC2 for the purchase of UV modules (#43426).	19,126.13
Electric Pump for pump maintenance (#902171).	10,490.00

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. 4945 through 4958 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 19, 2026, to-wit:

GENERAL FUND WARRANTS:

- a) Warrant No. 4945 for \$3,459.00 payable to Omaha Public Power District for street lighting.
- b) Warrant No. 4946 for \$3,226.00 payable to Tri-State Pumping LLC for pumping and hauling of sludge from WWTP.
- c) Warrant No. 4947 for \$20,039.00 payable to PeopleService Inc., for monthly wastewater service.

- d) Warrant No. 4948 for \$1,510.31 payable to E & A Consulting Group, Inc., for engineering services.
- e) Warrant No. 4949 for \$3,544.68 payable to City of Papillion for water charges.
- f) Warrant No. 4950 for \$7,600.00 payable to All Trees for tree removal / clearing.
- g) Warrant No. 4951 for \$6,269.00 payable to Commercial Mowing, Inc., for mowing and trimming.
- h) Warrant No. 4952 for \$6,499.23 payable to Randy Coover for drywall repairs.
- i) Warrant No. 4953 for \$2,168.60 payable to City of Omaha for sewer billings.
- j) Warrant No. 4954 for \$10,500.00 payable to Bluestem Capital Partners Inc., for Financial Advisor / Fiscal Agent Services for Fiscal Year 2023-2024.
- k) Warrant No. 4955 for \$2,500.00 payable to AGSN Accountants & Advisors for accounting services.
- l) Warrant No. 4956 for \$23,551.70 payable to Fullenkamp, Jobeun, Johnosn & Beller LLP for legal services and expenses.
- m) Warrant No. 4957 for \$19,126.13 payable to MC2 for the purchase of UB modules.
- n) Warrant No. 4958 for \$10,490.00 payable to Electric Pump for pump maintenance.

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.

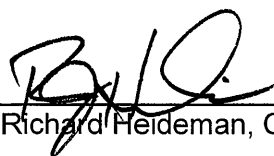
Discussion was then held concerning various other items pertaining to the District:

1. HVLA wants to install some ultrasonic equipment to mitigate/kill algae in the lake. They will come to the meeting in November with more information.
2. Chris/E&A is working on getting pricing for the water pipe replacement. Hoping to have more information by the time we have our next meeting.

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 21, 2023, 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