

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 JULY 21, 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 July 21, 2015, at the Sarpy County Sheriff's Station, Papillion, Nebraska, 68046.

Present at the meeting were Trustees David Wennstedt, David Barry, and Ken Brison. Also present the District's attorney, Brian Doyle; the District's Engineer, Bob Czerwinski; and the District's municipal advisor, Rob Wood. Joy and Rene Nelson of Urban Utilities were also present. Trustee Jeff Warinski was absent. HVLA representative Troy Fluckey was 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 July 15, 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 first heard the report of Urban Utilities ("UU") regarding the water and wastewater system. All systems were functioning normally. UU did report that they are having issues with the use of flushable wipes and other items being flushed into the sewer system. The flushable wipes are extremely problematic and the use of such items is strongly discouraged. UU

is also following up on the issues related to the process air blower for the sewer treatment plant.

The board then discussed an inquiry regarding providing water and power at the beach. The Board noted that they do not provide water for such functions and that HVLA is responsible for power. The Board discussed that no power would be provided from the SID as it could interfere with the operations of the plant.

The Board then reviewed bids for trash collection service. The Board's attorney noted that the law change allowing SIDs to contract for garbage service does not go into effect until the end of August.

The Board then discussed their current financial position and projections with Robert Wood from Kuehl Capital Corporation, municipal advisor to the District.

The Board then discussed the water level of the lake. The Board discussed water level requirements for no wake boating and for no boating with Troy Fluckey the HVLA representative. HVLA will discuss elevations to be established on the gate structure staff gage in the near future.

The Board then discussed the reversal of the gate structure between the lake and the Platte River.

Upon motion make by Trustee Barry and seconded by Trustee Wennstedt, the Board voted 3 "aye" and 0 "nay" to approve Jochim Construction to reverse the orientation of the gate at a cost not to exceed \$2000.00.

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

a.)	Omaha Public Power District for power supply and street lighting (acct. no. 7333000080).	\$7,324.41
b.)	Urban Utilities, Inc. for WWTP July maintenance, Postal Service charges, emergency services, sampling, renewal of Annual support for meter reading software, etc. (#7495).	\$5,721.82
c.)	Urban Utilities, Inc. for meter reading/invoicing, NE Dept. of Revenue form prep., etc. for July (#7496).	\$1,300.52
d.)	Midwest Laboratories, Inc. for water testing and preparation of samples (#768088).	\$ 76.22
e.)	E & A Consulting Group, Inc. for engineering services relating	\$1,176.61

to general maintenance of the District (#128736, 128737).

- | | | |
|-----|------------------------------------------------------------------------------------------------------------|-------------|
| f.) | Tri-State Pumping, L.L.C. for sludge removal and hauling from WWTP (No. 2329, 2322). | \$1,430.00 |
| g.) | Commercial Mowing, Inc. for mowing of ROW and designated areas (#972, 942). | \$1,689.50 |
| h.) | Walsh Marine Buoys for install of barriers, buoys and floating signage (No. 0009438-IN). | \$781.50 |
| i.) | CDS Enterprise, LLC for completion of a portion of the Trail Improvements Project – 2015 (Pay Est. No. 1). | \$70,435.19 |

Upon motion made by Trustee Barry 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 Barry 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. 4220 through 4228 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 July 21, 2018 (the “**General Fund Warrants**”); to-wit:

- a.) Warrant No. 4220 for \$7,324.41 made payable to Omaha Public Power District for power supply and street lighting.
- b.) Warrant No. 4221 for \$5,721.82 made payable to Urban Utilities for July maintenance, etc.
- c.) Warrant No. 4222 for \$1,300.52 made payable to Urban Utilities for July meter reading services, etc.

- d.) Warrant No. 4223 for \$76.22 made payable to Midwest Laboratories, Inc. for water testing.
- e.) Warrant No. 4224 for \$1,176.61 made payable to E & A Consulting Group, Inc. for engineering services relating to general maintenance.
- f.) Warrant No. 4225 for \$1,430.00 made payable to Tri-State Pumping, LLC for sludge removal and hauling from WWTP.
- g.) Warrant No. 4226 for \$1,689.50 made payable to Commercial Mowing, Inc. for mowing of designated areas.
- h.) Warrant No. 4227 for \$781.50 made payable to Walsh Marine Buoys for install of barrier signage and buoys.
- i.) Warrant No. 4228 for \$70,435.19 made payable to CDS Enterprise, LLC for completion of a portion of the Trail Improvements project.

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.

[Remainder of page left blank]

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