

MINUTES OF THE MEETING  
OF  
SANITARY AND IMPROVEMENT DISTRICT NO. 7  
OF  
PLATTE COUNTY, NEBRASKA

A meeting of the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska, was convened in open and public session at 9:00 a.m. on Monday, December 3, 2018, at the office of Schumacher, Smejkal, Brockhaus & Herley, P.C. at 3403 27<sup>th</sup> Street, Columbus, Nebraska. Trustees present at the meeting were: Bill Rongisch, Stephen Stevens, Jim Boesch, and Jay Marxsen. Trustees Absent: Tom Goc. Other interested parties present: Jenny Reppert, Platte County Treasurer; Adam Elm, Accountant for Schumacher, Smejkal, Brockhaus & Herley, P.C.

Notice of the meeting was given in advance thereof by publication in the *Columbus Telegram* on November 28, 2018, a copy of the Proof of Publication being attached to these minutes. The availability of the Agenda was communicated in the published notice and in the Notice to the Trustees of this meeting. All of the subjects addressed at this meeting were contained in the Agenda for at least 24 hours prior to the meeting, which Agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during the meeting in the meeting area and all in attendance at the meeting were informed of the location of such copy. At least one copy of all resolutions and other reproducible written materials, for which actions are shown in said proceedings, was made available for examination and copying by members of the public at the meeting.

The undersigned Clerk hereby certifies that these minutes were written and available for public inspection within ten (10) working days after the date of said meeting.

Following roll call, the Chairman directed the Board's attention to Item No. 2 on the agenda, pertaining to the nomination and appointment of the District's Chairperson. After full discussion, the following resolution was moved by Trustee Marxsen and seconded by Trustee Boesch, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska nominate and reappoint Bill Rongisch as the District's Chairperson.

On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolution was duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 2 on the agenda, pertaining to the nomination and appointment of the District's Clerk. After full discussion, the following resolution was moved by Trustee Boesch and seconded by Trustee Marxsen, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska nominate and reappoint Stephen Stevens as the District's Clerk.

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On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolution was duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 3 on the agenda, pertaining to discussion and approval of the September 12, 2018 meeting minutes. After a full discussion, the following resolution was moved by Trustee Stevens and seconded by Trustee Boesch, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska approve the September 12, 2018 meeting minutes.

On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolution was duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 4 on the agenda, pertaining to approval and payment of interest and principal on NDEQ Loan #C317980. After a full discussion, the following resolution was moved by Trustee Stevens and seconded by Trustee Marxsen, to-wit:

BE IT RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska, that the Chairman and Clerk be, and they hereby are, authorized and directed to execute and deliver **Sewer Force Main Replacement Fund** Warrant No. 57 dated today's date, to the following payee and in the following amount:

- A. Sewer Force Main Replacement Fund Warrant No. 57 in the sum of Twenty-Four Thousand Eight Hundred Nineteen and 32/100's Dollars (\$24,819.32), payable to the NDEQ for payment of semi-annual interest and principal payment on loan #C317980 due December 15, 2018.

On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolution was duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 5 on the agenda, pertaining to discussion of the warrant payment process. No changes were made to the warrant payment process.

The Chairman then directed the Board's attention to Item No. 6 on the agenda, pertaining to discussion and approval of warrant payments. After a full discussion, the following resolutions were moved by Trustee Stevens and seconded by Trustee Marxsen, to-wit:

BE IT RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska, that the Chairman and Clerk be, and they hereby are,

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authorized and directed to execute and deliver **General Fund** Warrant Nos. 476 and 477 dated today's date, to the following payees and in the following amounts:

- A. General Fund Warrant No. 476 in the sum of Fourteen and 73/100's Dollars (\$14.73), payable to One Call Concepts for payment of communication services.
- B. General Fund Warrant No. 477 in the sum of Four Hundred Eighty-Five and 11/100's Dollars (\$485.11), payable to Fitzgerald, Vetter, Temple & Bartell for payment of legal and professional services.

BE IT FURTHER RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska, that the Chairman and Clerk be, and they hereby are, authorized and directed to execute and deliver **Sewer Force Main Replacement Fund** Warrant No. 58 dated today's date, to the following payee and in the following amount:

- A. Sewer Force Main Replacement Fund Warrant No. 58 in the sum of Four Thousand and 00/100's Dollars (\$4,000.00), payable to the Law Office of Ray Baker for payment of legal services.

On roll call for the foregoing resolutions, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolutions were duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 7 on the agenda, pertaining to approval of bills for the remainder of the year. After a full discussion, the following resolution was moved by Trustee Marxsen and seconded by Trustee Stevens, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska hereby approves voiding the following warrants that were approved but never issued:

- A. Sewer Force Main Replacement Fund Warrant No. 47 in the sum of Five Thousand and 00/100's Dollars (\$5,000.00), dated June 16, 2015 and payable to the Law Office of Ray Baker.
- B. Sewer Force Main Replacement Fund Warrant No. 48 in the sum of Five Thousand and 00/100's Dollars (\$5,000.00), dated June 16, 2015 and payable to the Law Office of Ray Baker.
- C. Sewer Force Main Replacement Fund Warrant No. 49 in the sum of Two Thousand Two Hundred Eighty-One and 20/100's Dollars (\$2,281.20), dated June 16, 2015 and payable to the Law Office of Ray Baker.

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BE IT FURTHER RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska approve Trustee Rongisch to write a letter to Karen Baker at the Law Offices of Raymond Baker to confirm the District's commitment to pay the remaining balance of \$8,281.21 no later than June 30, 2019.

On roll call for the foregoing resolutions, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolutions were duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 8 on the agenda, pertaining to discussion and approval of any new items. After a full discussion, it was decided that the District will pay off their balance with Obrist & Co. in April 2019.

The Chairman then directed the Board's attention to Item No. 9 on the agenda, pertaining to approval of outstanding bills on file and bills presented during the meeting. No bills outstanding or presented during the meeting were approved.

The Board then had open discussion regarding mowing the levy and maintenance of the lift station pump. An additional pump may be purchased by the Lake Association for \$7,500.

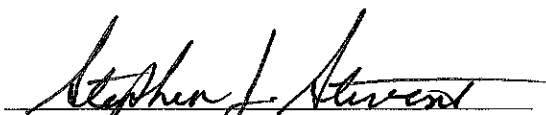
Open discussion was had pertaining to redemption of registered warrants. After a full discussion, the following resolution was moved by Trustee Stevens and seconded by Trustee Boesch, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska, approve the redemption of **Construction Fund #2** Warrant Nos. 45-54 as of January 10, 2019 in Fifty Thousand and 00/100's Dollars (\$50,000.00) of warrants with corresponding interest of One Thousand Seven Hundred Forty-Six and 60/100's Dollars (\$1,746.60).

On roll call for the foregoing resolutions, the following Trustees voted Aye: Rongisch, Marxsen, Stevens, and Boesch. Voting Nay thereon were the following Trustees: None. Absent Trustees: Goc. The Chairman then declared said resolution was duly carried and adopted.

No other miscellaneous business of the District was discussed.

There being no further business to come before the meeting, a motion for adjournment was duly moved by Trustee Marxsen and seconded by Trustee Stevens, and unanimously carried. The meeting was adjourned at 10:17 a.m.

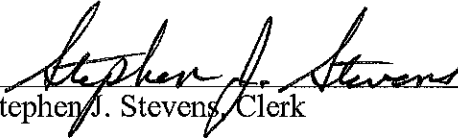
  
Stephen J Stevens, Clerk

CERTIFICATE

The undersigned being Clerk of Sanitary and Improvement District No. 7 of Platte County, Nebraska, hereby certifies that Notice of a Meeting of the Board of Trustees of said District held at 9:00 a.m. on Monday, December 3, 2018, at the office of Schumacher, Smejkal, Brockhaus & Herley, P.C. at 3403, 27<sup>th</sup> Street, Columbus, Nebraska, was given to the City Clerk of Columbus, Nebraska at least seven days prior to the date of said meeting.

The undersigned further certifies that the agenda for said meeting of the Board of Trustees of said District was prepared and available for public inspection at the address designated in the notice of meeting published in The Columbus Telegram on November 28, 2018, and that no items were added to the agenda after the commencement of the meeting; and further, that the minutes for the meeting were available for public inspection within ten (10) days of the date of said meeting and that a copy of the minutes of this meeting were sent to the City Clerk of Columbus, Nebraska within thirty days from the date of this meeting.

Dated this 10<sup>th</sup> day of December, 2018.

  
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Stephen J. Stevens, Clerk

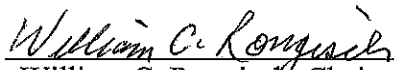
## CERTIFICATE

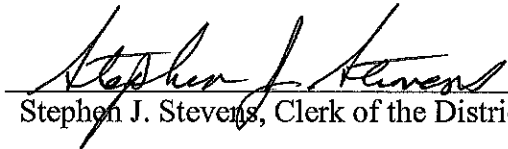
The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District No. 7 of Platte County, Nebraska, (the "District) and hereby further certify as follows:

1. Annexed to this certificate is a true and correct transcript of the proceedings of the Board of Trustees of the District relating to a meeting of said District held at 9:00 a.m. on Monday, December 3, 2018, at the time reflected in the meeting minutes contained in said foregoing transcript (the "Meeting"). All of the proceedings of the District and of the Board of Trustees thereof which are set out in the annexed and foregoing transcript have been fully recorded in the journal of proceedings of the District and the undersigned District Clerk has carefully compared the annexed and foregoing transcript with said journal and with the records and files of the District which are in such Clerk's official custody and said transcript is a full, true and complete copy of said journal, records and files which are set out therein.
2. Advance notice for the Meeting was given by publication as set forth in the affidavit of publication contained in the foregoing transcript and was mailed to the Clerk of the municipality or county within whose zoning jurisdiction the District is located at least seven days prior to the date of the Meeting. Advance notice for the Meeting, including notice of agenda subjects, was given to all members of the Board of Trustees. All news media requesting notification of meetings were provided with advance notice of the times and places of such meetings and the subjects to be discussed.
3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects were contained in said agenda for at least 24 hours prior to the Meeting and each agenda item was sufficiently descriptive to give the public reasonable notice of the matters to be considered at the Meeting.
4. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posed during the Meeting in the room in which such Meeting was held and all in attendance at the Meeting were informed that such copy of the Nebraska Open Meetings Act was available for review and were informed of the location of such copy in the room in which such Meeting was being held. At least one copy of all resolutions and other reproducible written materials, for which actions are shown in said proceedings, was made available for examination and copying by members of the public at the Meeting.
5. The minutes of the Meeting were in written form and available for public inspection within ten (10) working days after the Meeting or prior to the next convened meeting, whichever occurred earlier, at the office of the District; within thirty (30) days after the date of the Meeting, a copy of the minutes of the Meeting was sent to the Clerk of the municipality or county within whose zoning jurisdiction the District is located.
6. No litigation is now pending or threatened to restrain or enjoin the District from the issuance and delivery of any warrants or other obligations issued by the District or the levy and

collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations were or are issued nor in any manner questioning the proceedings and authority under which any such warrants or other obligations were or are issued or affecting the validity thereof; neither the corporate existence or boundaries of the District nor the title of its present officers to their respective offices is being contested; no authority or proceedings for the issuance of any warrants or other obligations by the District have been repealed, revoked or rescinded as of the date hereof. All actions taken by the Board of Trustees referred to in said transcript were taken at a public meeting while open to the attendance of the public.

IN WITNESS WHEREOF, we have hereunto affixed our official signatures this 10<sup>th</sup> day of December, 2018.

  
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William C. Rongisch, Chairman of the District

  
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Stephen J. Stevens, Clerk of the District