

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 accordance with Executive Order No. 20-03 at 9:00 a.m. on Wednesday, September 2, 2020, at the Columbus Housing Authority-Community Room, 2554 40<sup>th</sup> Avenue, Columbus, Nebraska. Trustees present at the meeting were: Bill Rongisch, Stephen Stevens, Tom Goc, Jim Boesch, and Jay Marxsen. Trustees Absent: None. Other interested parties present: Jenny Reppert, Platte County Treasurer; and 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 August 28, 2020, 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 discussion and approval of the July 27, 2020 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 July 27, 2020 meeting minutes.

On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Stevens, Goc, Boesch, and Marxsen. Voting Nay thereon were the following Trustees: None. 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 the public hearing on the proposed budget and adoption thereof. A motion to open the meeting to the public for purposes of a hearing on the 2020-2021 budget was duly moved by Trustee Goc and seconded by Trustee Marxsen, and unanimously carried. The Chairman declared the meeting open to the public at 9:01 a.m. Appearances for the purpose of the hearing were those persons listed as present at the beginning of these minutes.

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The Chairman then directed the Board's attention to Item No. 4 on the agenda. There being no further discussion pertaining to the proposed 2020-2021 budget, a motion to close the budget hearing was duly moved by Trustee Goc and seconded by Trustee Marxsen, and unanimously carried. The budget hearing closed at 9:02 a.m.

The Chairman then directed the Board's attention to Item No. 5 on the agenda, pertaining to the special hearing on the property tax request of the District for the 2020-2021 fiscal year based upon the proposed budget. A motion to open the special meeting to the public for purposes of hearing the 2020-2021 property tax request was duly moved by Trustee Stevens and seconded by Trustee Goc, and unanimously carried. The Chairman declared the special meeting open to the public at 9:02 a.m. Appearances for the purpose of the property tax request were those persons listed as present at the beginning of these minutes.

The Chairman then directed the Board's attention to Item No. 6 on the agenda. There being no further discussion pertaining to the 2020-2021 property tax request, a motion to close the special hearing and set the District's final tax request, as stated in Item No. 9 on the agenda, was duly moved by Trustee Boesch and seconded by Trustee Goc, and unanimously carried. The special hearing closed at 9:18 a.m.

The Chairman then directed the Board's attention to Item No. 7 on the agenda, pertaining to discussion and financial review of the District's accounts. Discussion was held regarding the financial state of the District. No action was taken at this time.

The Chairman then directed the Board's attention to Item No. 8 on the agenda, pertaining to the approval and adoption of the proposed 2020-2021 budget. After 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 approve and adopt the proposed 2020-2021 budget as presented.

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

The Chairman then directed the Board's attention to Item No. 9 on the agenda, pertaining to approval of the District's 2020-2021 property tax request. After a full discussion, the following resolution was moved by Trustee Stevens and seconded by Trustee Goc, to wit:

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the Sanitary and Improvement District #7 in Platte County passes by a majority vote a resolution or ordinance setting the tax request; and

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WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

NOW, THEREFORE, the Governing Body of Trustees of the Sanitary and Improvement District #7 in Platte County, Nebraska, by a majority vote, resolves that:

- a) The 2020-2021 property tax request be set at \$146,471.83.

General Fund	\$ 57,221.83
7 <sup>th</sup> Subdivision Projects Fund	30,600.00
Construction Fund #2	28,050.00
Sewer Force Main Replacement Fund	<u>30,600.00</u>
Total Tax Request	\$ <u>146,471.83</u>

- b) The total assessed value of property differs from last year's total assessed value by 10%.
- c) 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 \$0.416224 per \$100 of assessed value.
- d) The Sanitary and Improvement District #7 in Platte County, Nebraska proposes to adopt a property tax request that will cause its tax rate to be \$0.408816 per \$100 of assessed value.
- e) Based on the proposed property tax request and changes in other revenue, the total operating budget of Sanitary and Improvement District #7 in Platte County, Nebraska decreased by 60%.
- f) A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2020.

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

The Chairman then directed the Board's attention to Item No. 10 on the agenda, pertaining to discussion and approval of an additional 1% increase in restricted funds authority. After 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 will approve an additional 1% increase in restricted funds authority.

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

The Chairman then directed the Board's attention to Item No. 11 on the agenda, pertaining to discussion and approval of using the adopted 2020-2021 budget as the audit waiver. After 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 approve the use of the adopted 2020-2021 budget as the District's audit waiver.

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

The Chairman then directed the Board's attention to Item No. 12 on the agenda, pertaining to discussion and approval of changing the regularly scheduled meeting dates. After full discussion, the following resolution was moved by Trustee Stevens 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 approve changing its regularly scheduled meeting dates from the 1<sup>st</sup> Wednesday of April and the 1<sup>st</sup> Wednesday of September to the 3<sup>rd</sup> Wednesday of April and the 2<sup>nd</sup> Wednesday of September.

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

The Chairman then directed the Board's attention to Item No. 13 on the agenda, pertaining to discussion and approval of transferring money from the General Fund to Construction Fund #2 to reduce the County Treasurer balance deficit. After full discussion, the following resolution was moved by Trustee Goc and seconded by Trustee Rongisch, to wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 7 of Platte County, Nebraska approve transferring One Thousand Seven Hundred Ten and 59/100's Dollars (\$1,710.59) from the **General Fund** to **Construction Fund #2** to reduce the County Treasurer balance deficit.

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

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The Chairman then directed the Board's attention to Item No. 14 on the agenda, pertaining to payment of outstanding bills on file and bills presented during the meeting. After a 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, that the Chairman and Clerk be, and they hereby are, authorized and directed to execute and deliver **General Fund** Warrant Nos. 548-551 dated today's date, to the following payees and in the following amounts:

- A. General Fund Warrant No. 548 in the sum of Fifty-Three and 44/100's Dollars (\$53.44), payable to the Columbus Telegram for payment of advertising services.
- B. General Fund Warrant No. 549 in the sum of Sixteen and 00/100's Dollars (\$16.00), payable to Platte County Register of Deeds for payment of filing fees.
- C. General Fund Warrant No. 550 in the sum of Three Thousand One Hundred Twenty-Two and 31/100's Dollars (\$3,122.31), payable to Fitzgerald, Vetter, Temple, Bartell & Henderson for payment of legal services.
- D. General Fund Warrant No. 551 in the sum of Three Thousand Six Hundred Seventy-Five and 00/100's Dollars (\$3,675.00), payable to Schumacher, Smejkal, Brockhaus & Herley, P.C. for payment of bookkeeping and professional services.

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

Still pertaining to Item No. 14 on the agenda, pertaining to payment of outstanding bills on file and bills presented during the meeting. After a full discussion, the following resolution was moved by Trustee Goc 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, approve transferring the remaining balance of Eight Hundred Sixty-Five and 50/100's Dollars (\$865.50) for tarring pavement cracks in streets pre-approved in the April 1, 2020 minutes, to the pre-approved balances for the following payees and in the following amounts:

- A. One Call Concepts in the sum of One Hundred and 00/100's Dollars (\$100.00), for payment of locating services.
- B. Loup Power District in the sum of Seven Hundred Sixty-Five and 50/100's Dollars (\$765.50), for payment of utility services.

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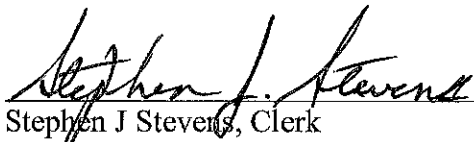
On roll call for the foregoing resolution, the following Trustees voted Aye: Rongisch, Stevens, Goc, Boesch, and Marxsen. Voting Nay thereon were the following Trustees: None. The Chairman then declared said resolution was duly carried and adopted.

The Chairman then directed the Board's attention to Item No. 15 on the agenda, pertaining to discussion of other topics. The following topics were discussed by the Board, and no action was taken at this time:

- A. The Board discussed transferring the Construction Fund #2 balance after the District's debt has been paid off.
- B. The Board discussed the status of the levee repair project.
- C. The Board thanked Schumacher, Smejkal, Brockhaus & Herley, P.C. for their services.
- D. The Board discussed the need to allocate funds to make road repairs.
- E. The Board scheduled a Transitional Meeting on October 14, 2020 at 9:00 a.m. at the Columbus Housing Authority-Community Room, 2554 40<sup>th</sup> Avenue, Columbus, Nebraska pending the results of the 2020 election.

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 Stevens and seconded by Trustee Rongisch, and unanimously carried. The meeting was adjourned at 10:30 a.m.

  
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Stephen J Stevens, Clerk

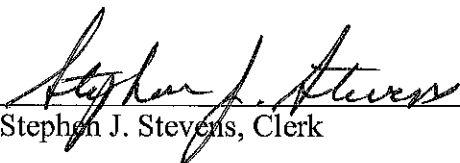
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CERTIFICATE

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 Wednesday, September 2, 2020, at the Columbus Housing Authority-Community Room, 2554 40<sup>th</sup> Avenue, 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 August 28, 2020, 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 3<sup>rd</sup> day of September, 2020.

  
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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:

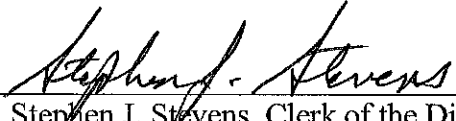
1. Annexed to this certificate is a true and correct transcript of the proceedings of the Board of Trustees of the District relating to a meeting of said District held at 9:00 a.m. on Wednesday, September 2, 2020, at the time reflected in the meeting minutes contained in said foregoing transcript (the "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 3<sup>rd</sup> day of September, 2020.

  
\_\_\_\_\_  
William C. Rongisch, Chairman of the District

  
\_\_\_\_\_  
Stephen J. Stevens, Clerk of the District