

MINUTES OF SANITARY & IMPROVEMENT DISTRICT NO. 8
OF SAUNDERS COUNTY, NEBRASKA

The regularly scheduled meeting of the SID 8 Board of Trustees commenced at 5:30pm on Thursday, December 6, 2012; whereupon Trustee Michael Wise stated that three board members notified the Board secretary on Monday prior that they would be unable to attend, that recognizing a quorum would not be available the SID Chairman directed the secretary to post a notice at the office and on the Woodcliff message board that the meeting would be continued to Sunday, December 9, 2012 at 12:45pm, and that said notices were posted on Monday, December 3, 2012. Thereupon Trustee Wise announced that the meeting was now continued to Sunday, December 9, 2012 at 12:45pm. Thereafter, the S.I.D. Board of Trustees meeting re-convened at 12:45pm on Sunday, December 9, 2012.

On December 9, 2012 at 12:45 p.m., a meeting of the Chairman and Board of Trustees of the Sanitary & Improvement District No. 8 of Saunders County, Nebraska, was convened in open and public session at the office of Woodcliff Lakes, Inc., Lot T-1018, Suite A, 980 County Road W, Fremont, Nebraska 68025.

Trustees present were: Lonnie Mahrt, Sally Vilmont, Michael Wise, Sean Kenney

Trustees absent were: Tom Sawyer

Others present were: Steve Dodd, Don Schneider, Chris Johannesen

1. Timely notice of the meeting was given to the public by publication, notice and the proposed agenda was timely given to all members of the Board of Trustees, and notice was timely given to the Saunders County Clerk and the Fremont City Clerk. Availability of the agenda was communicated in said notices. These minutes were written and available for public inspection at the office of Woodcliff Lakes, Inc., within ten working days or prior to the next convened meeting, whichever was earlier. It was stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and the location of the copy of said Act was indicated. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. Business conducted and decisions made were as follows.

2. Minutes of meeting(s) held on November 12, 2012 were approved by unanimous consent.

3. The following previously issued general fund warrants were ratified and approved;

<u>No.</u>	<u>Date</u>	<u>Amount</u>	<u>For</u>
None			

4. The following bills were approved for payment general Fund with a warrant to be issued on each:

<u>No.</u>	<u>Date</u>	<u>Amount</u>	<u>For</u>
<u>From general fund:</u>			
1306	11/15/12	\$7,885.85	PeopleService Inc.
1307	11/29/12	\$125.00	Woodcliff Lakes Inc.
1308	11/29/12	\$190.19	Wahoo Newspaper
1309	11/26/12	\$7.20	Fremont Tribune
1310	12/6/12	\$150.00	Chris Johannesen
1311	12/6/12	\$224.00	Don Schneider
1312	12/6/12	\$2,502.15	Don Schneider

1313	12/6/12	\$385.00	Goree Backhoe
<u>From sinking fund:</u>			
7	12/6/12	\$8,695.00	J & R concrete
8	11/30/12	\$2,140.00	JEO Consulting
9	12/6/12	\$3,990.00	Dodd Engineering
10	12/6/12	,\$2523.00	Dodd Engineering

5. Chris Johannesen presented the Year-To-Date Profit & Loss and Balance Sheet Reports; no action was taken. The Board reviewed the November sewer system report from PeopleService; no action was taken.

6. Board engineer Steve Dodd reported on the completion of the 2012 Drainage Project. He reported J & R Construction completed the project, but that when the HOA contractor swept the new concrete flues as requested by the SID that individual overswept on the sides with result about two (2) inches of graded dirt was swept away. This has since then been repaired somewhat. Steve Dodd felt the project should be accepted with final payment approved and that he would provide the required Notice of Completion and Certification of Acceptance, which are attached to these minutes. After discussion it was moved by Trustee Kenney and seconded by Trustee Vilmont to accept the Engineer's written Notice of Completion and Certification of Acceptance, and to authorize final payment to J & R Construction. Upon roll call vote, those voting in favor were Trustees: Vilmont, Mahrt, Kenney, and Wise. Voting No were Trustees: NONE. Absent or abstaining were Trustees: Sawyer, whereupon the Chairman declared the motion duly adopted.

7. In regard to the 2012 Woodcliff Bank Stability and Flood Control Project, the Chairman noted that at the last meeting Chairman Sawyer had recused himself from any participation on the project due to a potential conflict of interest, and that perhaps in the interest of more fully honoring that recusal it would be best to appoint an Acting Clerk to sign the Resolution of Necessity, the warrants, and any other matters pertaining to the 2012 Woodcliff Bank Stability and Flood Control Project that would require the signature of the Clerk. Whereupon it was moved by Trustee Wise and seconded by Trustee Vilmont that Trustee Sean Kenney be appointed as Acting Clerk to sign the Resolution of Necessity, the warrants, and any other matters pertaining to the 2012 Woodcliff Bank Stability and Flood Control Project that would require the signature of the Clerk, and that the Saunders County Treasurer, Clerk, and any other County, State, or Federal official accept the signature of Sean Kenney as Acting Clerk for any matter relating to the 2012 Woodcliff Bank Stability and Flood Control Project. Upon roll call vote, those voting in favor were Trustees: Vilmont, Mahrt, Kenney, and Wise. Voting No were Trustees: NONE. Absent or abstaining were Trustees: Sawyer, whereupon the Chairman declared the motion duly approved and announced that Sean Kenney was now the Board's duly appointed Acting Clerk for any matters relating to the 2012 Woodcliff Bank Stability and Flood Control Project that would require the signature of the Clerk.

8. The plans and specifications for the 2012 Woodcliff Bank Stability and Flood Control Project were discussed. Attorney Schneider reported that the City of Fremont and Saunders County have no requirements for the jetty repairs and have submitted letters so confirming that are attached to the Board minutes for this meeting. He also reported Saunders County requires a conditional permit for the road raise, and that he had the application ready for the Chairman's signature. He also reported that the NRD Cost Sharing Application was submitted in November and is to be attached to these Minutes. Chris Johannesen reported that on November 20, 2012,

she posted the proposed Resolution of Necessity at the three public places as directed by the Board at the last meeting. A copy of her Affidavit of Posting is attached to these Minutes.

Attorney Schneider reported that the publication of the proposed Resolution of Necessity was duly published in the Wahoo Newspaper. The Publisher's sworn Affidavit of Publication is attached to these Minutes.

Whereupon it was moved by Trustee Kenney and seconded by Trustee Vilmont that the Resolution of Necessity for construction of the 2012 Woodcliff Bank Stability and Flood Control Project be adopted and approved by the Board. Upon roll call vote, those voting in favor were Trustees: Vilmont, Mahrt, Kenney, and Wise. Voting No were Trustees: NONE. Absent or abstaining were Trustees: Sawyer, whereupon the Chairman declared the Resolution of Necessity adopted. A copy of the signed Resolution of Necessity is attached to these Minutes.

The Board then discussed the proposed Notice to Bidders that the Board's Attorney and Engineer have prepared based on the Engineer's final drawings and specifications. It was moved by Trustee Kenney and seconded by Trustee Vilmont that the final plans and specifications and estimate of cost prepared by the Engineer be accepted, and that Notice to Bidders be published in the Fremont Tribune, a newspaper of general circulation in the County where the District is organized, for two consecutive weeks prior to opening bids. Said bids are to be opened by the Board Attorney and Engineer at the Attorney's office at 10:00am on December 27, 2012 and that the Board is to consider the bids at its next following meeting, scheduled for Wednesday, January 2, 2013 at 5:30pm. Upon roll call vote, those voting in favor were Trustees: Vilmont, Mahrt, Kenney, and Wise. Voting No were Trustees: NONE. Absent or abstaining were Trustees: Sawyer. A copy of said Notice to Bidders is attached to these Minutes. Attorney Schneider was directed to deliver the Notice to the newspaper. The Engineer was directed to mail a copy of it to all contractors that the engineer can identify as likely to be interested in bidding on the project.

9. Attorney Schneider reported a letter had been sent to the river bank property owner requesting removal of all equipment and machinery by December 15, 2012 before construction commences on the 2012 Bank Stability and Flood Control Project. No action was taken.

Whereupon a Motion for Adjournment was made by _Trustee Kenney_, seconded by _Trustee Wise_, and on roll call vote was unanimously approved by the Chairman and all Trustees, and declared duly adopted by the presiding officer, at which point the meeting adjourned.

I, the undersigned, the duly qualified Clerk or Acting Clerk for Sanitary and Improvement District No. 8 of Saunders County, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Chairman and Board of Trustees of SID No. 8 of Saunders County on the date stated above, that all the subjects included in the foregoing proceedings were contained in the agenda available to the public for at least 24 hours prior to said meeting; that the said minutes of the Chairman and the Board of Trustees of the District were in written form and available for public inspection at the Clerk's office, within ten days after said meeting as required by statute and prior to the next convened meeting of said body; and that a copy of said minutes were or will be filed with the County Clerk of Saunders County and the Fremont City Clerk as required by statute within thirty days of said meeting; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and the place of said meeting, and the subjects to be discussed at said meeting.

Tom Sawyer, Clerk

SANITARY & IMPROVEMENT DISTRICT NO. 8
OF SAUNDERS COUNTY, NEBRASKA

Lonnie Mahrt, Chairman
Tom Sawyer, Clerk

Lot T-1018, Suite A
980 County Road W
Fremont, Nebraska 68025

Chris Johannesen, Secretary
Ph. 402-753-0247
sid8@woodcliffakes.com

CERTIFICATION

The undersigned Chris Johannesen, Secretary of SID No. 8 of Saunders County, Nebraska, in her capacity as an assistant to the Clerk of SID No. 8, hereby certifies that in regard to the SID Board of Directors meeting held on ___December 9, 2012___ at ___5:30_ p.m. the undersigned sent a copy of the following indicated document(s) to the indicated recipient(s) on the indicated date(s):

Notice for Publication was sent on ___November 16, 2012___ to the Fremont Tribune newspaper for publication at least 7 days prior to the meeting, said newspaper being a newspaper of general circulation within the District.

Notice of Meeting was sent on ___November 29, 2012___ to all Board Members, SID 8 Attorney, Saunders County Clerk, and Fremont Municipal Clerk. The Notice to the Board Members also included a copy of the Agenda for said meeting, and any relevant materials on agenda items.

Minutes of Meeting were sent on ___January 2, 2013___ to all Board Members, SID 8 Attorney, Saunders County Clerk, and Fremont Municipal Clerk.

Pursuant to SID 8 rules of procedure adopted April 19, 2011 all items were sent as PDF or Word attachments via email. A current list of said email addresses is listed below.

Dated:

Chris Johannesen, Secretary SID No. 8
Acting in her capacity as Assistant to SID No. 8 Clerk

County Clerk	countyclerk@co.saunders.ne.us
City Clerk	kimvolk@fremontne.gov
SID Attorney	donschneiderlaw@yahool.com
Lonnie Mahrt	lonnie_mahrt@csgsystems.com
Tom B. Sawyer	tbs@68025.com
Sean Kenney	skenney@mfmne.com
Sally Vilmont	sjvilmont@aol.com
Michael Wise	michaelewise@hotmail.com