

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

On September 18, 2023 at 5:30 p.m., public hearings and a meeting of the Chairman and Board of Trustees of the Sanitary & Improvement District No. 8 of Saunders County, Nebraska, were convened in open and public session at the Woodcliff Community Center, 980 County Road W, Tract 8, Fremont, Nebraska 68025.

Trustees present were: Nick Borman, Lonnie Mahrt, Tom Sawyer, and Barry Taylor;

Trustees absent were: Dave Langenfeld;

Others present were: David Hartmann, Mary Schlosser, Kent Speicher

Timely notice of the of the hearings and meetings were 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. 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.

Budget Hearing at 5:30 p.m.

1. The Budget Hearing was advertised in the Fremont Tribune. Chairman Lonnie Mahrt opened and called the hearing to order.

Kent Speicher, CPA from Erickson & Brooks, went over the budget and assessment for the 2023-2024 fiscal year; past and future expenses and income were discussed. The need for 1% increase in restricted funds was discussed.

Whereupon a motion for adjournment of the Budget Hearing was made by Trustee Borman and seconded by Trustee Sawyer, and on roll call vote was unanimously approved by the Chairman and all trustees present, and declared duly adopted by the Chairman, at which point the Budget Hearing adjourned.

Levy Hearing

2. The Levy Hearing was advertised in the Fremont Tribune. Chairman Lonnie Mahrt opened and called the hearing to Order.

Kent Speicher went over the new valuations and proposed levies; discussion was had.

Whereupon a motion for adjournment of the Levy Hearing was made by Trustee Taylor and seconded by Trustee Sawyer, and on roll call vote was unanimously approved by the Chairman

and all trustees present, and declared duly adopted by the Chairman, at which point the Levy Hearing adjourned.

Public Hearing on Resolution to Provide for Amendment to the Articles of Association of the District

3. The Chairman, Trustee Mahrt, announced that pursuant to posted and published notice, affidavit copies of which are attached to these Minutes, that the Board would now conduct a public hearing on the Resolution to Provide for Amendment to the Articles of Association of the District. Chairman Lonnie Mahrt called the hearing to order. Whereupon comment was solicited from members of the public and thereafter from any Trustees.

Whereupon a Motion for Adjournment of the Public Hearing was made by Trustee Sawyer, and seconded by Trustee Borman, and on roll call vote was unanimously approved by the Chairman and all Trustees present, and declared duly adopted by the Chairman, at which point the Hearing adjourned.

Public Hearing on Resolution of Necessity for Acquisition of Land for Flood Protection and to Provide for Parks, Playgrounds and Recreational Facilities

4. The Chairman, Trustee Mahrt, announced that pursuant to posted and published notice, affidavit copies of which are attached to these Minutes, that the Board would now conduct a public hearing on the Resolution of Necessity for Acquisition of Land for Flood Protection and to Provide for Parks, Playgrounds and Recreational Facilities. Chairman Lonnie Mahrt called the hearing to order. Whereupon comment was solicited from members of the public and thereafter from any Trustees.

Whereupon a Motion for Adjournment of the Public Hearing was made by Trustee Sawyer, and seconded by Trustee Mahrt, and on roll call vote was unanimously approved by the Chairman and all Trustees present, and declared duly adopted by the Chairman, at which point the Hearing adjourned.

Regular Meeting

5. The meeting was advertised in the Fremont Tribune. Chairman Lonnie Mahrt called the meeting order.

6. After the discussion of past expenses and next year's expected expenses, it was moved by Trustee Sawyer and seconded by Trustee Taylor to increase the restricted funds budget an additional one percent (1%) as allowed by state law. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; which was 100% of all Trustees present in favor; whereupon the motion was declared adopted by the Chairman.

Ordinance 2023-01, a copy of which is attached to these minutes, was then moved for adoption by Trustee Sawyer and seconded by Trustee Taylor, said ordinance to adopt budget and waive the three readings for appropriations as otherwise required. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the ordinance was declared adopted by the Chairman.

Resolution 2023-01, a copy of which is attached to these minutes, was then moved for adoption by Trustee Mahrt and seconded by Trustee Borman, said resolution to set the levy of the District for 2023-2024 fiscal year at \$977,378 for the general fund, which is at a levy rate of \$.088442 per \$100 valuation; and at \$300,836 for the bond fund, which is a levy rate of \$.150000 per \$100 valuation. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the resolution was declared adopted by the Chairman.

Annual Statement for SID No. 8 status, a copy of which is attached to these minutes, was then moved for adoption. Motion made by Trustee Sawyer and seconded by Trustee Taylor. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the motion was declared adopted by the Chairman.

Kent Speicher then discussed and reviewed with the Board a draft of the financial statements for the 2023-2024 Audit. Motion made by Trustee Sawyer and seconded by Trustee Taylor to approve the Audit. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the motion was declared adopted by the Chairman.

7. After the discussion by the Board, it was moved by Trustee Taylor, and seconded by Trustee Sawyer that the Resolution to Provide for Amendment to the Articles of Association of the District be adopted and that Chairman Mahrt and Clerk be directed to sign said Resolution, a copy of which is attached to these Minutes. Upon roll call vote the following trustees voted YES: Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the Chairman declared the motion and resolution duly adopted, with the Chairman and Clerk to sign said Resolution.

8. After the discussion by the Board, it was moved by Trustee Sawyer, and seconded by Trustee Borman that the Resolution of Necessity for Acquisition of Land for Flood Protection and to Provide for Parks, Playgrounds and Recreational Facilities be adopted and that Chairman Mahrt and Clerk be directed to sign said Resolution, a copy of which is attached to these Minutes. Upon roll call vote the following trustees voted YES: Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the Chairman declared the motion and resolution duly adopted, with the Chairman and Clerk to sign said Resolution.

9. Minutes of a meeting held on August 23, 2023 were approved by unanimous consent of all Trustees present.

10. Review and consider award of contract. Motion made by Trustee Sawyer and seconded by Trustee Taylor to award contract to Husker Engineering for Poehling's Lane work. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the motion was declared adopted by the Chairman.

11. Review and consider utility fee increase from \$150 to \$250 per annum. Motion made by Trustee Mahrt and seconded by Trustee Sawyer to proceed with public hearing and process to increase utility fee to \$250 per annum. Upon roll call vote, voting YES were Trustees Borman, Mahrt, Sawyer and Taylor; voting NO were Trustees NONE; absent or abstaining was Trustee Langenfeld; whereupon the motion was declared adopted by the Chairman.

12. Old Business: Water Tower has been painted.
13. New Business: Organizational meeting for the Board of Trustees will be scheduled in later October (tentatively October 23, 2023) along with public hearing on utility fee increase.
14. Whereupon a Motion for Adjournment of the Meeting was made by Trustee Borman, seconded by Trustee Sawyer, 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 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.

  
\_\_\_\_\_  
Clerk

\*\*\* Proof of Publication \*\*\*

Newspaper: FREMONT TRIBUNE

STATE OF NEBRASKA)  
County of Dodge ) SS.

Yost Law Firm  
David Hartmann  
81 WEST 5TH STREET  
FREMONT NE 68025

ORDER NUMBER 1179713

The undersigned, being first duly sworn, deposes and says that she/he is a Clerk of the Fremont Tribune, legal newspaper printed, published daily Tuesday-Saturday and having a general circulation in the County of Dodge and State of Nebraska, and that the attached printed notice was published in said newspaper and that said newspaper is the legal newspaper under the statutes of the State of Nebraska.

The above facts are within my personal knowledge and are further verified by my personal inspection of each notice in each of said issues.

Clerk of the Fremont Tribune

Signature *Debra Zuma* Date 9-12-23

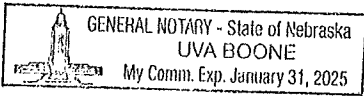
NOTICE OF MEETING  
NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary & Improvement District No. 8 of Saunders County, Nebraska will be held on Monday, September 18, 2023 following the Levy and Budget Hearings which begin at 5:30 p.m. at the Woodcliff Lakes Community Center, 980 County Road W, Tract 8, Fremont, Nebraska, which meeting is open to the public. The agenda, which shall be kept continually current includes the 2023-2024 Budget and Levy; proposed Resolution of Necessity for Acquisition of Land for Flood Protection and to Provide for Parks, Playground and Recreational Facilities for the District; Resolution to provide for Amendment to Articles of Association of the District; ratifying and approving warrants; and any other business per the agenda, shall be readily available at said office.  
/s/ Lonnie D. Mahrt, Chairman  
1179713 9/9 ZNEZ

Section: Class Legals  
Category: 0093 Legals FREMONT  
PUBLISHED ON: 09/09/2023

TOTAL AD COST: 16.45  
FILED ON: 9/12/2023

Subscribed in my presence and sworn to before me on  
Sep 12, 20 23

*L D Boone* Notary Public



Wahoo-Waverly-Ashland Newspapers  
P.O. Box 147  
Wahoo, NE 68066-0147

**AFFIDAVIT OF PUBLICATION**

State of Nebraska;

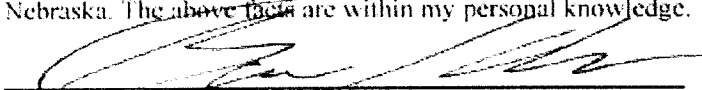
ss.

County of Saunders;

I, (the undersigned) an authorized representative of **The Wahoo Newspaper**, a legal newspaper of general circulation in Saunders County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

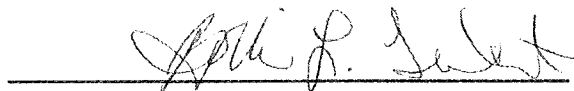
**Thursday August, 31, 2023**  
**Thereafter, Thursday September, 07, 2023**

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

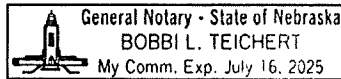


**Sam Crisler, Acting Editor**

Today's Date: September 07, 2023  
Signed in my presence and sworn before me:



**Notary**



Printer's Fee: \$144.15  
Customer Number: 1001227  
Order Number: 0000382064

**NOTICE OF PUBLIC HEARING ON  
RESOLUTION OF NECESSITY TO  
PROVIDE FOR  
AMENDMENT TO ARTICLES OF  
ASSOCIATION OF THE DISTRICT**

**SANITARY AND IMPROVEMENT  
DISTRICT NO. 8  
OF SAUNDERS COUNTY, NEBRASKA**

Pursuant to Resolution approved by the Board of Trustees of SID No. 8, Saunders County, Nebraska, on August 23, 2023, the public is hereby notified that a public hearing shall be held on Monday, September 18, 2023, immediately following the levy and budget hearings which begin at 5:30 at the Woodcliff Lakes Community Center, 980 County Road W, Tract 8, Fremont, Nebraska, regarding adoption of the following proposed Resolution. At said hearing owners of property within the District may appear and make objections to the proposed Resolution providing for Amendment of Articles VII and VIII of the Articles of Association of the District, and if the owners representing a majority of the front footage of real estate within the District fail to sign and present to the Board of Trustees on or prior to the hearing date a written petition opposing the Resolution, then the majority of the Board of Trustees may pass the Resolution and adopt the proposed Amendment, or amend and then pass the amended Resolution and thereby adopt the Amendment as altered.

**PROPOSED RESOLUTION**

RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 8 of Saunders County, Nebraska, hereby finds and determines that it is advisable and in the best interests of the District to amend the Articles of Association of the District in the following respects:

RESOLVED, that the Board of Trustees hereby finds and determines that it is advisable and in the best interests of the District to amend Article VII of the Articles of Association to read as follows:

**ARTICLE VII**

The purposes for which the District is organized are, in general, to acquire, install, repair, maintain, renew, operate and replace a sewer system; an emergency management warning system; a storm sewer system; flood protection improvements including but not limited to dikes, jetties, and levees; and a public water supply system for the District: to pave and maintain roads; and to acquire, improve and operate public parks, playgrounds and recreational facilities.

The District shall have all of the powers and authorities as are permitted by law to achieve the purposes herein above set forth, including, but not in limitation of the foregoing, the power and authority to contract with corporations, utilities, or municipalities, for the disposal of sewage and the use of sewage improvement facilities and to enter into contracts with other governmental authorities and subdivisions per the terms and powers granted by the "Inter Local Cooperation Act" of the State of Nebraska.

RESOLVED, that the Board of Trustees hereby finds and determines that it is advisable and in the best interests of the District to amend Article VIII of the Articles of Association to read as follows:

**ARTICLE VIII**

The undersigned owners having an interest in the real estate within the District obligate themselves to pay the tax or taxes which may be levied against all of the property within the District and special assessments against the real property benefitted which may be assessed against them, to pay the costs and expenses that may be necessary to install, maintain, repair and replace a sewer system; an emergency management warning system; a storm sewer system; flood protection improvements including but not limited to dikes, jetties and levees; a public water supply system for the District: to pave and maintain roads; and, to acquire, improve and operate public parks, playgrounds, and recreational facilities; and all other costs and expenses incurred by the District as provided by law.

By: /s/ Tom B. Sawyer, Clerk

08/31/2023, 09/07/2023  
0000382064 ZNEZ

Wahoo-Waverly-Ashland Newspapers  
P.O. Box 147  
Wahoo, NE 68066-0147

**AFFIDAVIT OF PUBLICATION**

State of Nebraska}

ss.

County of Saunders}

I, (the undersigned) an authorized representative of **The Wahoo Newspaper**, a legal newspaper of general circulation in Saunders County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

**Thursday August, 31, 2023**  
**Thereafter, Thursday September, 07, 2023**

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

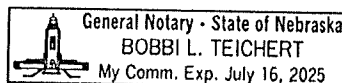


**Sam Crisler, Acting Editor**

Today's Date: September 07, 2023  
Signed in my presence and sworn before me:



Notary



Printer's Fee: \$310.33  
Customer Number: 1001227  
Order Number: 0000382060





ORDINANCE NO. 2023-01

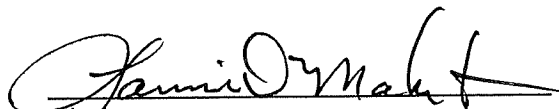
AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRPERSON AND THE BOARD MEMBERS OF THE SANITARY AND IMPROVEMENT DISTRICT NO. 8 OF SAUNDERS COUNTY, NEBRASKA.


Section 1. That after complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning July 1, 2023, through June 30, 2024. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the District. A copy of the budget document shall be forwarded as provided by law to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska, and to the County Clerk of Saunders County, Nebraska, for use by the levying authority.

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and adopted this 18th day of September 2023.

  
Chairperson

ATTEST:

  
Clerk

RESOLUTION SETTING THE PROPERTY TAX REQUEST

RESOLUTION NO. 2023-01

WHEREAS, Nebraska Revised Statute 77-1632 provides that the Governing Body of SID # 8 passes by a majority vote a resolution or ordinance setting the tax request; and

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

NOW, THEREFORE, the Governing Body of SID # 8 resolves that:

1. The 2023-2024 property tax request be set at:

General Fund: \$ 177,377.74  
Bond Fund: \$ 300,836.00

- 2. The total assessed value of property differs from last year's total assessed value by 17.35 percent.
- 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 0.211547 per \$100 of assessed value.
- 4. SID # 8 proposes to adopt a property tax request that will cause its tax rate to be 0.238442 per \$100 of assessed value.
- 5. Based on the proposed property tax request and changes in other revenue, the total operating budget of SID # 8 will increase (or decrease) last year's budget by -22.82 percent.
- 6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

Motion by Loanne, seconded by Nick to adopt Resolution # 2023-01

Voting yes were:

Voting no were:

\_\_\_\_\_  
Tom B Sawyer  
 \_\_\_\_\_  
Loanne Mebert  
 \_\_\_\_\_  
Nick Borman  
 \_\_\_\_\_  
Berry Taylor  
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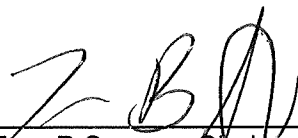
Dated this 18 day of September, 2023

**STATEMENT AS TO SANITARY AND IMPROVEMENT DISTRICT NO. 8 STATUS**

Pursuant to R.R.S. §31-727.03, Sanitary and Improvement District No. 8 of Saunders County, Nebraska, hereby files the following information:

- 1) Names of current Board of Trustees: Tom B Sawyer, Clerk  
Lonnie Mahrt, Chairman  
Nick Borman  
Barry Taylor  
Dave Langenfeld
  
- 2) Current attorney for SID #8: David Hartmann  
Current accountant for SID #8: Erickson & Brooks, CPA's
  
- 3) Bond principal indebtedness as of 6/30/2023: \$ 800,000.00  
Warrant indebtedness as of 6/30/2023: \$ 933,936.52
  
- 4) The 2023 tax levies for SID #8 are: General Fund .088442  
Bond Fund .150000

Dated this 18th day of September, 2023.

  
\_\_\_\_\_  
Tom B Sawyer, Clerk  
Sanitary and Improvement District No. 8  
of Saunders County, Nebraska

RESOLUTION

RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 8 of Saunders County, Nebraska, hereby finds and determines that it is advisable and in the best interests of the District to amend the Articles of Association of the District in the following respects:

RESOLVED, that the Board of Trustees hereby finds and determines that it is advisable and in the best interests of the District to amend Article VII of the Articles of Association to read as follows:

ARTICLE VII

The purposes for which the District is organized are, in general, to acquire, install, repair, maintain, renew, operate and replace a sewer system; an emergency management warning system; a storm sewer system; flood protection improvements including but not limited to dikes, jetties, and levees; and a public water supply system for the District; to pave and maintain roads; and to acquire, improve and operate public parks, playgrounds and recreational facilities.

The District shall have all of the powers and authorities as are permitted by law to achieve the purposes herein above set forth, including, but not in limitation of the foregoing, the power and authority to contract with corporations, utilities, or municipalities, for the disposal of sewage and the use of sewage improvement facilities and to enter into contracts with other governmental authorities and subdivisions per the terms and powers granted by the "Inter Local Cooperation Act" of the State of Nebraska.

RESOLVED, that the Board of Trustees hereby finds and determines that it is advisable and in the best interests of the District to amend Article VIII of the Articles of Association to read as follows:

ARTICLE VIII

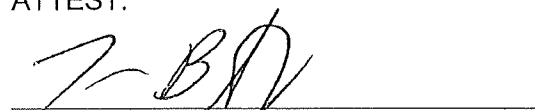
The undersigned owners having an interest in the real estate within the District obligate themselves to pay the tax or taxes which may be levied against all of the property within the District and special assessments against the real property benefitted which may be assessed against them, to pay the costs and expenses that may be necessary to install, maintain, repair and replace a sewer system; an emergency management warning system; a storm sewer system; flood protection improvements including but not limited to dikes, jetties and levees; a public water supply system for the District; to pave and maintain roads; and, to acquire, improve and operate public parks, playgrounds, and recreational facilities; and all other costs and expenses incurred by the District as provided by law.

The above Resolution is adopted this 18<sup>th</sup> day of September 2023.

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

By   
Lonnie Mahrt, Chairman

ATTEST:

  
Tom B. Sawyer, Clerk

RESOLUTION OF NECESSITY FOR ACQUISITION OF  
LAND FOR FLOOD PROTECTION AND TO PROVIDE FOR PARKS,  
PLAYGROUNDS AND RECREATIONAL FACILITIES FOR THE DISTRICT  
SANITARY AND IMPROVEMENT DISTRICT NO. 8  
SAUNDERS COUNTY, NEBRASKA

Adopted September 18, 2023

BE IT RESOLVED that the Board of Trustees of Sanitary & Improvement District No. 8 of Saunders County, Nebraska, finds and determines that it is advisable and necessary for the District to acquire as land for flood protection and to provide for parks, playgrounds and recreational facilities, the narrow strip of land located generally between Platte Shore Drive and the Platte River, and also extending out into the river so that the District can control access and maintain and repair existing jetties, enhance current flood protection for the District, and so that the District can then develop and construct future long term levee improvements for flood protection for the District and to provide for potential recreational facilities. The District is authorized to acquire such land by condemnation/eminent domain or purchase. Legal description of the land to be acquired is:

An irregular tract of land located in the South Half of Section 35, Twp 17 N, Range 8 E of the 6<sup>th</sup> P.M., the Northeast Quarter Northeast Quarter of Section 2, Twp 16 N, Range 8 E of the 6<sup>th</sup> P.M., and in Section 1, Twp 16 North, Range 8 E of the 6<sup>th</sup> P.M., Saunders County, Nebraska, including portions of the accretions thereto, all as described as follows: commencing at the intersection of the northwesterly edge of Platte Shore Drive and the east Right-Of-Way line of the Burlington Northern Railroad as depicted on the plat of Woodcliff Subdivision filed of record at the Register of Deeds of Saunders County, Nebraska on December 11, 1978; thence northerly along the curve of the east Right-Of-Way line of the Burlington Northern Railroad a distance of 520 feet to the point of beginning; thence from said point of beginning southerly along the curve of the east Right-Of-Way line of the Burlington Northern Railroad a distance of 520 feet to the point of intersection between the northwesterly edge of Platte Shore Drive and the east Right-Of-Way line of the Burlington Northern Railroad; thence generally easterly and southerly along the North edge of Platte Shore Drive approximately 8,605 feet to its intersection with the westerly boundary of River Front Lot 1 as depicted on the recorded plat of Woodcliff Subdivision; thence N 30° 5' 34" E a distance of 104.52 feet; thence S 38° 53' 19" E a distance of 100.0 feet; thence S 62° 14' 38" E a distance of 80.0 feet; thence S 50° 54' 43" E a distance of 99.33 feet to the easterly lot line of River Front Lot 3 in Woodcliff Subdivision; thence N 15° 14' 8" E along the east lot line of said Lot 3 extended in a northeasterly direction a distance of 160 feet; thence northwesterly in a straight line approximately 240 feet to a point described as that point lying N 30° 5' 34" E a distance of 300 feet from the intersection of Platte Shore Drive and the northwesterly boundary of River Front Lot 1; thence northwesterly in a straight line approximately 80 feet to a point described as that point lying N 55° 00' 00" E a distance of 486 feet from the northwest corner of Lot 2 located on Twin Lake Drive in Woodcliff Subdivision; thence northwesterly approximately 1,200 feet to a point described as that point lying N 51° 7' 36" E a distance of 375 feet from the northwest corner of Lot 1011 located on Shady Lane in Woodcliff Subdivision; thence northwesterly in a straight line approximately 203 feet to a point described as a point lying N 61° 26' 46" E a distance of 364 feet from the northwest corner of Lot 1015 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 712 feet to a point described as that

point lying N 62° 12' 37" E a distance of 278 feet from the northwest corner of Lot 1024 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 946 feet to a point described as that point lying N 57° 55' 04" E a distance of 312 feet from the northwest corner of Lot 1035 (Note that the stated bearing lines on the two Westerly lot lines on Lot 1035 are reversed on the plat of Woodcliff Subdivision, the 82.0 feet most Westerly line is in fact the one with a bearing of N 57° 55' 4" E) located on Platte Shore Drive; thence northwesterly in a straight line approximately 474 feet to a point described as that point lying N 50° 20' 56" E a distance of 287 feet from the northwest corner of Lot 1036 located on Timber Lane in Woodcliff Subdivision; thence northwesterly in a straight line approximately 389 feet to a point described as that point lying N 49° 18' 26" E a distance of 422 feet from the northwest corner of Lot 1092 located on Maple Lane in Woodcliff Subdivision; thence northwesterly in a straight line approximately 745 feet to a point described as that point lying N 27° 9' 40" E a distance of 259 feet from the northwest corner of Lot 1100 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 170 feet to a point described as that point lying N 58° 6' 30" E a distance of 505 feet from the Northwest corner of Lot 1076 located on Timber Lane in Woodcliff Subdivision; thence northwesterly in a straight line approximately 1,000 feet to a point described as that point lying N 32° 6' 42" E a distance of 335 feet from the northwest corner of Lot 1129 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 543 Feet to a point described as that point lying N 35° 43' 38" E a distance of 248 feet from the northwest corner of Lot 1136 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 229 feet to a point described as that point lying N 37° 5' 32" E a distance of 240 feet from the northwest corner of Lot 1139 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 366 feet to a point described as that point lying N 42° 28' 19" E a distance of 245 feet from the northwest corner of Lot 1144 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 702 feet to a point described as that point lying N 31° 45' 22" E a distance of 223 feet from the northwest corner of Lot 1152 located on Platte Shore Drive in Woodcliff Subdivision; thence northwesterly in a straight line approximately 680 feet to the point of beginning on the easterly R.O.W. line of the Burlington Northern Railroad.

No separate capital improvements are included in this project to acquire the land so no Plans and Specifications for improvements have been prepared by engineers employed by the District, although the terms of the proposed acquisition and legal description thereof have been previously prepared by the engineer and filed with the Clerk of the District prior to the first publication of this Resolution; the estimate of the cost of the proposed acquisition is as follows: \$50,000 for land purchase, and \$10,000.00 for legal administrative costs including recording fees; bringing the total estimated cost of the acquisition project to \$60,000. In the event the District and the Owner cannot mutually agree on a direct purchase the District will exercise its right of eminent domain to purchase said land through a condemnation proceeding. Completion of this purchase requires approval of Saunders County, Nebraska as the entity having zoning jurisdiction which approval was previously given by the County.

By Resolution No. 25-2012 of the Board of Supervisors of Saunders County, Nebraska, Saunders County has previously approved acquisition of the above-described land.

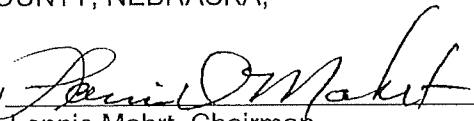
A public hearing on the acquisition of the above-described land was held on June 20, 2023, beginning at 5:30 p.m. following publication of Notice of Public Hearing in accordance with Nebraska statutes. There was no objection made at the public hearing by any person to the acquisition of the above-described land.

To pay the cost of said acquisition the Board of Trustees finds that funds for said acquisition are anticipated to come from existing funds held by the District in its Sinking Fund from prior levies on hand for flood protection and other purposes, and that no bond issue and no special assessments are anticipated or required for this acquisition. The Chairman and Clerk shall forthwith execute Warrants drawn on the Sinking Fund to pay for the costs of such purchase including the purchase price and legal, engineering, title and related expense incurred related thereto.

The above Resolution is adopted this 18<sup>th</sup> day of September 2023.

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

By

  
\_\_\_\_\_  
Lonnie Mahrt, Chairman

ATTEST:

  
\_\_\_\_\_  
Tom B. Sawyer, Clerk



AFFIDAVIT OF POSTING

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF SAUNDERS )

Mary Schlosser, being first duly sworn and on oath, states that the following is true of her own personal knowledge.

My name is Mary Schlosser. I am the Secretary of Sanitary and Improvement District No. 8 of Saunders County, Nebraska. This is to certify that I posted for three weeks a Notice of Public Hearing on the *Resolution of Necessity for the Acquisition of Land for Flood Protection and to Provide for Parks, Playground and Recreational Facilities of the District* at 3 conspicuous places within SID No. 8. Specifically, I posted same at the Woodcliff Office, Woodcliff Community Center, and at the Woodcliff marquee at the entrance.


I hereby certify that I posted said Notice and Resolution as follows:

- August 28, 2023 at the Woodcliff Office
- August 28, 2023 at the Woodcliff Community Center
- August 28, 2023 at the Woodcliff marquee at the entrance

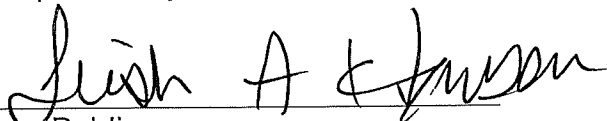
Said Notice of Public Hearing on the Resolution remained posted through September 18, 2023 at said locations.

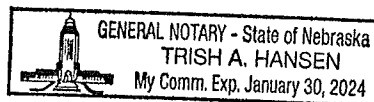
Further, a copy of said Notice and Resolution was available for public inspection at the S.I.D. office, 980 Co Rd W, Lot T1018A, Fremont NE 68025 during said period August 28, 2023 through September 18, 2023.

Dated and signed September 26, 2023.

  
Mary Schlosser

Subscribed and sworn to before me on the date stated above by Mary Schlosser, known to me personally.

  
Notary Public



AFFIDAVIT OF POSTING

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF SAUNDERS )

Mary Schlosser, being first duly sworn and on oath, states that the following is true of her own personal knowledge.

My name is Mary Schlosser. I am the Secretary of Sanitary and Improvement District No. 8 of Saunders County, Nebraska. This is to certify that I posted for three weeks a Notice of Public Hearing on the *Resolution to Provide for Amendment to the Articles of Association of the District* at 3 conspicuous places within SID No. 8. Specifically, I posted same at the Woodcliff Office, Woodcliff Community Center, and at the Woodcliff marquee at the entrance.

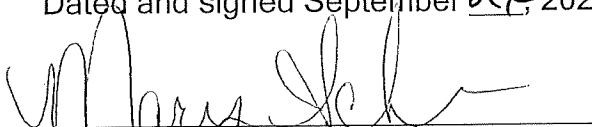
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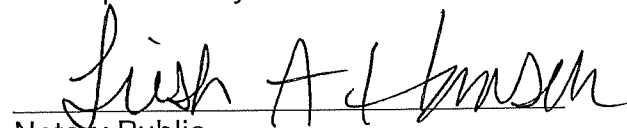
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Dated and signed September 26, 2023.

  
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Subscribed and sworn to before me on the date stated above by Mary Schlosser, known to me personally.

  
Notary Public

