

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

On July 30, 2013 at 5:30 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, Tom Sawyer, Sally Vilmont, Michael Wise, Sean Kenney

Trustees absent were: None

Others present were: Ross Lawrence, Don Schneider, Kent Speicher, Curt & Lorie Beeson, 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 April 1, 2013 were approved by unanimous consent.

3. The following previously issued warrants were ratified and approved:

From General Fund:

<u>No.</u>	<u>Date</u>	<u>Amount</u>	<u>For</u>
1336	5/1/13	\$9,957.76	Goree Backhoe
1337	5/17/13	\$ 200.00	Chris Johannesen
1338	4/15/13	\$6,899.52	PeopleService
1339	5/15/13	\$4,952.71	PeopleService
1340	4/30/13	\$1,888.00	Don Schneider
1341	4/26/13	\$ 900.00	Utilities Service Group
1342	4/30/13	\$ 125.00	Woodcliff Lakes Inc.
1343	6/24/13	\$ 528.00	Don Schneider
1344	6/24/13	\$1,820.00	Goree Backhoe
1345	6/24/13	\$1,069.50	Newman Traffic Signs
1346	6/24/13	\$3,415.44	PeopleService
1347	6/24/13	\$ 125.00	Woodcliff Lakes Inc.
1348	6/27/13	\$ 832.00	Don Schneider
1349	6/27/13	\$ 907.87	Woodcliff Lakes Inc.
1350	6/27/13	\$5,176.00	Inspro Insurance

From Sinking Fund:

17	6/24/13	\$ 2,092.75	JEO Consulting
18	6/24/13	\$91,419.65	Kohl Construction

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

From General Fund:

<u>No.</u>	<u>Date</u>	<u>Amount</u>	<u>For</u>
1351	7/15/13	\$4,631.94	PeopleService Inc.
1352	7/20/13	\$ 6.22	Fremont Tribune
1353	7/17/13	\$ 300.00	Schmader Electric
1354	7/23/13	\$ 125.00	Woodcliff Lakes Inc.
1355	7/25/13	\$ 275.00	Chris Johannesen

From Sinking Fund:

19	7/26/13	\$ 78.64	JEO Consulting
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5. Russ Lawrence from JEO reported on the 2012 Bank Stability & Flood Control Improvements and that some reseeding may need to be done this fall, otherwise the project is complete.

Don Schneider updated the Board on amending the articles of association to permit operation of the water system now that the Woodcliff Lakes, Inc. Homeowners Association has approved transferring the water system to the S.I.D. After discussion it was moved by Trustee Wise and seconded by Trustee Vilmont that the Resolution set forth below be proposed for adoption.

RESOLVED, that the Board of Trustees hereby find and determine that it is in the best interest 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.

The District shall have all of the powers and authorities as are permitted by law to achieve the purposes hereinafter 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 find and determine that it is in the best interest 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, and repair 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, and all other costs and expenses incurred by the District as provided by law.

BE IT FURTHER RESOLVED, that a hearing be had upon the proposed resolution amending Articles VII and VIII of the Articles of Association, at the SID 8 office, Lot T-1018, Suite A, 980 County Road W, Fremont, Nebraska 68025, on the 20th day of August, 2013, at 5:30 p.m., at which time the owners of property within the District may appear and make objections to the proposed resolution providing for the amendment of Articles VII and VIII of the Articles of Association, 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.

BE IT FURTHER RESOLVED, that notice of said Hearing and proposed Amendment be given by publication in The Wahoo Newspaper and the Fremont Tribune, both being legal newspapers of general circulation in the counties where the District is located, for two consecutive weeks; and, that the District's Secretary post said Notice of Hearing and proposed Amendment at three conspicuous places within the District for two consecutive weeks.

After discussion upon roll call vote, voting yes were Trustees Mahrt, Sawyer, Wise, Vilmont, and Kenney; voting no were Trustees NONE; absent or abstaining were Trustees NONE; whereupon the Chairman declared the proposed Resolution was adopted.

Kent Speicher, from Erickson & Brooks, reported on the 2013/2014 budget planning. Costs of running the water system were discussed and will be added to the 2013/2014 budget. Speicher advised billing the residents for water use since tax revenues cannot be raised enough due to the State Unused Budget Authority Lid on Prior Year Restricted Funds to provide sufficient income for normal operating expenses of the water system. Speicher also noted that user fees cannot be used for anything but normal water system operating expenses.

A letter from EMC Insurance Co. about settlements for a March sewer backup was reviewed. The June sewer backup will not be covered by insurance; however the Board is pursuing improving preventative options with PeopleService. Curt Beeson, lot T26, proposed a program to urge residents to install sewer backflow prevention devices and check valves for floor drains. The next newsletter article will include information about both.

PeopleService reports for March, April, May, and June were reviewed. A new 3-year contract with PeopleService is tabled until Sawyer meets with PeopleService.

Chris Johannesen presented an overview of the 2012/2013 Financial Reports including a Source & Use of Funds report which provides a budget vs. actual comparison.

A copy of the Official Ballot for the September 10th SID #8 Elections was reviewed.

Chairman Mahrt left the meeting at 6:40pm; Clerk Sawyer conducted the meeting from this point on.

6. Old Business:

Sawyer will provide an estimate for installing two catch basins on North Lake Shore Drive.

Repairs on Cement Ribbon Project were discussed and it was agreed none were needed.

The request from Woodcliff Lakes to install No Parking signs on the exterior of the road was tabled.

Timme Welding still is working on modifications to the ribbon sweeper; Sawyer will contact them for a completion date.

7. New Business:

An email from S1229 about standing water was reviewed. No action was taken since the problem has been corrected with cleaning of the drain pipes.

An Agreement for Noxious Weed Control with Saunders County was reviewed. It was moved by Wise and seconded by Sawyer that the agreement be approved. After discussion upon roll call vote, voting Yes were Trustees Kenney, Sawyer, Vilmont, Wise; voting No were Trustees None; absent or abstaining were Trustees Mahrt; whereupon the motion was declared adopted by the presiding officer.

An application for membership in the Nebraska Rural Water Association was reviewed. It was moved by Wise and seconded by Kenney that a \$175 membership be paid for. After discussion upon roll call vote, voting Yes were Trustees Kenney, Sawyer, Vilmont, Wise; voting No were Trustees None; absent or abstaining were Trustees Mahrt; whereupon the motion was declared adopted by the presiding officer.

Schmader Electric serviced all sirens on July 10th. The federal government requires that they be switched to narrow band which will cost approximately \$650 per pole. It was moved by Wise, seconded by Kenney that Schmader Electric be hired to complete the changeover to narrow band transmissions. After discussion upon roll call vote, voting Yes were Trustees Kenney, Sawyer, Vilmont, Wise; voting No were Trustees None; absent or abstaining were Trustees Mahrt; whereupon the motion was declared adopted by the presiding officer.

An email from S1219 requesting a river access point was reviewed. It was moved by Vilmont, seconded by Wise, that the request be denied. After discussion upon roll call vote, voting Yes were Trustees Kenney, Sawyer, Vilmont, Wise; voting No were Trustees None; absent or abstaining were Trustees Mahrt; whereupon the motion was declared adopted by the presiding officer.

Tabled until August was a closed session to discuss the river bank easement property.

Whereupon a Motion for Adjournment was made by Vilmont, seconded by Kenney, and on roll call vote was unanimously approved by 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 July 30, 2013 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 July 9, 2013 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 July 23, 2013 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 August 13, 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