

MINUTES OF THE MEETING OF  
THE BOARD OF TRUSTEES OF  
SANITARY AND IMPROVEMENT DISTRICT NO. 177  
DOUGLAS COUNTY NEBRASKA

November 14, 2012

The duly scheduled and noticed Meeting of the Board of Trustees of Sanitary & Improvement District No. 177 of Douglas County, Nebraska, was convened in open and public session on November 14, 2012, at 7:30 p.m. at D.C. West Public School Library 7<sup>th</sup> & Washington Streets, Waterloo, Nebraska.

	<u>Present</u>	<u>Absent</u>
Bill Wehner . . . . . Chairman	X	
Robert W. Lynn . . . . . Clerk	X	
Tony Staup . . . . . Trustee	X	
Mike Anderson . . . . . Trustee	X	
Keith Heinrich . . . . . Trustee	X	

Also in attendance was Darren R. Carlson of the law firm of Carlson & Burnett, LLP who serves as the legal counsel for the Board of Trustees.

All of the Board Members being present, the Chairman called the meeting to order at 7:30 p.m. The Chairman reported and confirmed that Notice of the meeting was given in advance by publication in *The Daily Record*, a legal newspaper published and in general circulation in Douglas County, Nebraska on November 7, 2012. The "Proof of Publication" is attached to these Minutes as Exhibit "A" and incorporated herein. Advance notice of this meeting was given to all Board Members. The Acknowledgement of Receipt of Notice of Meeting by the Board of Trustees is attached to these Minutes as Exhibit "B" and incorporated herein.

Notice of this meeting was given to the Clerk of the City of Omaha, Nebraska; the municipality having zoning jurisdiction over the District, at least seven days prior to the meeting and Notice of the Meeting and Agenda were posted in the District. Availability of the Agenda was communicated in the published Notice and in the Notices to the City and Trustees. The signed Agenda is attached to these Minutes as Exhibit "C".

All proceedings of the Board of Trustees were taken while the convened Meeting was open to the attendance of the public. The Chairman reported that the Nebraska Open Meetings Act was posted and available for public use and inspection.

**Approve Minutes of Meeting held on October 17, 2012:** Following discussion of the Minutes previously circulated, Trustee Lynn moved that the Minutes of the October 17, 2012, meeting be approved and Trustee Staup seconded the motion in the following form:

**BE IT RESOLVED**, that Sanitary and Improvement District No. 177 Board of Trustees hereby approves the Minutes of the October 17, 2012, as completed and filed with the Omaha City Clerk.

On roll call vote thereon, the following Resolution was unanimously passed and adopted.

Patrick Lavelle from Dutton and Associates was in attendance to give an overview of the budget process, general fund and bond fund distinctions and cash flow for the last four years. A copy of a cash flow analysis was discussed at the meeting and is attached to these minutes as Exhibit "D." Interaction of the Board with Mr. Lavelle over questions of construction financing, tax rates, how the budget process works, and how the individual line items for the budget are established were all discussed in detail.

**People Service Report:** The next matter discussed was the written People Service Report presented by Bob McLaughlin. Bob McLaughlin's full written report for the month of October is attached to these Minutes as Exhibit "E" and incorporated herein.

One item that is noteworthy to be pointed out is that J.R. Stelzer Co. is going to start the reconditioning of the water tank on Thursday of this week. The water tank has been taken offline, drained and is ready for the repairs and updates.

**Lakes Management:** The Tetra Tech Committee reported that they had met and are beginning an investigation as to numerous options and costs for the water quality issues and lake management issues. The Committee had a lengthy conference call with Harry Gibbons from Tetra Tech and is following up on matters discussed at that time. The Committee also reported that they had received a memorandum outlining a "monitoring program" that was designed to better monitor the changes and conditions of the water for both of the lakes. The Committee did not have a formal presentation at this time as they are still doing their investigations and are not ready to make any recommendations at this time.

As part of the Tetra Tech discussion, it was also discussed whether to continue pumping water into the lakes. Trustee Staup reported that he had a discussion with Harry Gibbons in the past couple days. Trustee Staup reported Harry did not feel that it would create undue or additional risk of contamination to continue the pumping of water into the lakes at this time. Trustee Staup had offered to continue to monitor and have discussions with Tetra Tech and the Board members regarding whether to shut off the pumps for the winter season. This is a change of policy from what has been done with regard to pumping in years past. There was also considerable discussion of whether pumping into the lakes had any impact on the lake depth given the current levels of the water table. The Board agreed to defer to Trustee Staup to continue to monitor the situation and make a determination to turn off the pumps if conditions change which warrant the turning off of the pumps.

There was also a question raised by a homeowner as to whether the Board had looked into other financing options for the water quality project such as grant writing. The homeowner had heard that Carter Lake, as a public lake, had obtained a significant amount of public financing for the improvements to that lake. Trustee Staup reported that financing is being considered and discussed and alternatives are being looked into. Trustee Wehner also reported that he had an application to get on the list with the State of Nebraska for public funds that may be available for water quality improvement. No formal financing has yet been decided on, but all avenues would be looked at and pursued.

**Grounds Management:** Trustee Anderson presented a proposed Lease agreement for the south 17 acres of bromgrass to Tyler Nelson of A&T Farms, Inc. Since not all of the Board members had seen or had an opportunity to review this prior to the meeting, it was agreed to carry this over to the January meeting. The attorney for the District would like to rewrite the Lease with better protections regarding liability for the District.

Trustee Anderson also reported some requests for an upgrade in the holiday lighting at the entrance may be in order for this year. Trustee Anderson reported that Trustee Wehner had been obtaining bids to see what additional or better lighting could be obtained and the cost. As such, Trustee Wehner will proceed with this matter and report back at the next meeting.

**Payment of Bills.** The Clerk presented the current bills for review and discussion. A listing of all of the vendors, amount of payment, description of transaction and warrant numbers is attached to these Minutes as Exhibit "F" and incorporated herein. After reviewing the bills, a motion was made by Trustee Lynn and seconded by Trustee Heinrich in the following form:

**BE IT RESOLVED**, by the Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska, that the Board hereby ratifies, adopts and approves that the Chairman and Clerk to execute and deliver **GENERAL FUND Warrant Nos. 6040 through 6076**, of the District, to the payees and in the amounts listed on the attached Exhibit "F", said Warrants to be drawn on the General Fund of the District and to draw interest at the rate of six (6.0%) per annum and to be redeemed no later than three years after issuance, subject to the extension of the said maturity date by order or the District Court of Douglas County, Nebraska, after notice is given as required by law.

**BE IT FURTHER RESOLVED**, by the Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska hereby adopts the Warrant Resolutions, Tax Exemption Resolutions and the Policy & Procedure for Federal Tax Law and Disclosure Requirements for Outstanding Bonds and Warrants all set forth in detail on Exhibit "G" attached hereto and incorporated herein.

Upon roll call thereon, the following Trustees voted yes: unanimous; voting no: none. The Chairman declared said Resolution duly passed and adopted.

The Board discussed the need to pay ongoing expenditures of the District between meetings. To facilitate the payment of standard and recurring expenses for the District, the Trustees concurred that the adoption of an ongoing resolution authorizing these payments is and would be appropriate. As such, motion was made by Trustee Staup and seconded by Trustee Anderson in the following form:

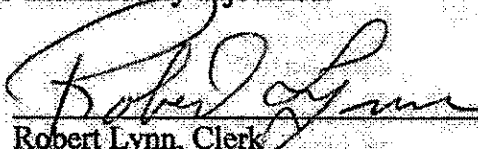
**BE IT FURTHER RESOLVED**, by the Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska, that the Board hereby authorizes and approves that the Chairman and Clerk to pay the bills between meetings, to execute and sign warrants on behalf of the District, to pay the regular and recurring bills that may come due between meetings. That

authorization is to continue from and after the date of this meeting through the fiscal year end.

Upon roll call thereon, the following Trustees voted yes: unanimous; voting no: none. The Chairman declared said Resolution duly passed and adopted.

**Next meeting Date, location and Time:** The next Regular Meeting will be conducted on Wednesday, January 16, 2013, at 7:30 p.m., at the DC West Public School Library, 7<sup>th</sup> & Washington Streets, Waterloo, Nebraska.

**Adjourn Meeting:** There being no further business to come before the Board, following motion and second by the Trustees, the Meeting was unanimously adjourned.

  
Robert Lynn, Clerk

## EXHIBITS TO MEETING

The attached Exhibits are a part of the transcript of meeting and are fully and expressly incorporated into the minutes of meeting of Sanitary & Improvement District #177 of Douglas County, Nebraska as though these Exhibits were set forth in their entirety in said Minutes.

Exhibit "A"	Affidavit of Publication—Daily Record
Exhibit "B"	Acknowledgment of Receipt of Notice of Meeting
Exhibit "C"	Agenda for Meeting
Exhibit "D"	People Service Report
Exhibit "E"	Cash Flow Analysis
Exhibit "F"	General Fund Warrants
Exhibit "G"	Warrant Resolutions and Tax Exemption Resolutions

# EXHIBIT "A"

**CARLSON & BURNETT, LLP**  
Attorneys  
816 South 169th Street  
Omaha, Nebraska 68118

**NOTICE OF MEETING  
SANITARY AND IMPROVEMENT  
DISTRICT NO. 177 OF  
DOUGLAS COUNTY, NEBRASKA**

NOTICE IS HEREBY GIVEN that a Meeting of the Board of Trustees of Sanitary & Improvement District No. 177 of Douglas County, Nebraska will be held:  
Date: **November 14, 2012**  
Place: Douglas County West Public School Library, 7th & Washington Streets, Waterloo, Nebraska.  
Time: 7:30 p.m.

This Meeting will be open to the public. An agenda for the meeting, kept continuously current but which may be modified at least twenty-four hours before the meeting, or by the Board during the meeting in the event of an emergency, is available for public inspection at 816 South 169th Street, Omaha, Nebraska 68118, and includes the payment of bills of the District.

ROBERT W. LYNN,  
Clerk of the District.

11-7-12

## THE DAILY RECORD OF OMAHA

LYNDA K. HENNINGSEN, Publisher  
**PROOF OF PUBLICATION**

UNITED STATES OF AMERICA, }  
The State of Nebraska, } ss.  
District of Nebraska, }  
County of Douglas, }  
City of Omaha, }

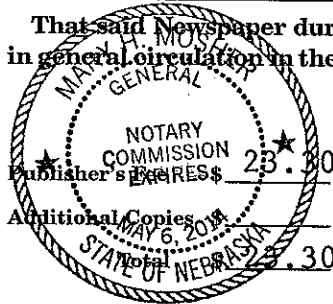
**J. BOYD**

being duly sworn, deposes and says that she is

**LEGAL EDITOR**

of **THE DAILY RECORD**, of Omaha, a legal newspaper, printed and published daily in the English language, having a bona fide paid circulation in Douglas County in excess of 300 copies, printed in Omaha, in said County of Douglas, for more than fifty-two weeks last past; that the printed notice hereto attached was published in **THE DAILY RECORD**, of Omaha, on \_\_\_\_\_  
November 7, 2012

That said Newspaper during that time was regularly published and in general circulation in the County of Douglas, and State of Nebraska.



Subscribed in my presence and sworn to before me this 7th day of November 2012

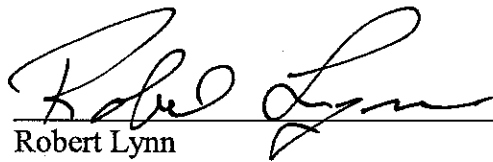
Notary Public in and for Douglas County, State of Nebraska

# EXHIBIT "B"

## ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska, hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said District and the agenda for such meeting held at 7:30 p.m. on November 14, 2012, at DC West Public School Library, 7<sup>th</sup> & Washington Streets, Waterloo, Nebraska.

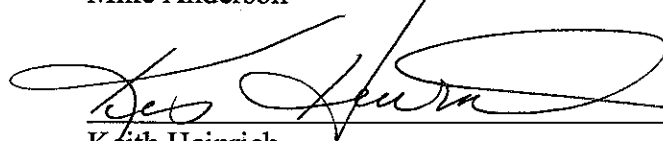
Dated this 14th day of November, 2012.

  
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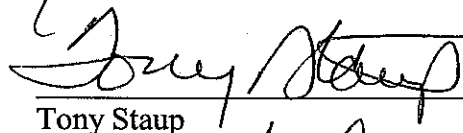
Robert Lynn

  
\_\_\_\_\_

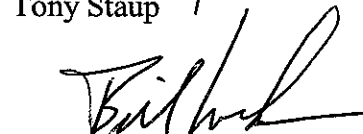
Mike Anderson

  
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Keith Heinrich

  
\_\_\_\_\_

Tony Staup

  
\_\_\_\_\_

Bill Wehner

# EXHIBIT "C"

## AGENDA

### MEETING OF THE BOARD OF TRUSTEES SANITARY AND IMPROVEMENT DISTRICT NO. 177 DOUGLAS COUNTY, NEBRASKA

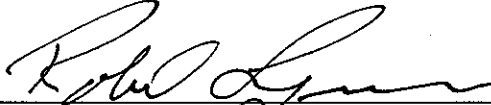
November 14, 2012  
7:30 p.m.

Douglas County West Public School Library  
7<sup>th</sup> & Washington Streets  
Waterloo, Nebraska

1. Roll Call and Call Meeting to Order by Darren Carlson.
2. Nebraska Open Meetings Act Announcement and Announcement that comments from audience will be permitted during the discussion of each Agenda item.
3. Approve Minutes of October 17, 2012 Meeting.
4. People Service Report
5. Tetra Tech Updated Report by Committee
6. Grounds Management Report by Mike Anderson
7. Payment of Bills by Robert Lynn
8. Other New Matters
9. Set Next meeting Date & Adjourn Meeting.

#### CERTIFICATE

The undersigned hereby certifies that the foregoing Agenda was prepared and available for public inspection at the address shown in the Notice to Meeting prior to the commencement of said meeting, and that no items were added to the agenda after the commencement of the meeting. The Clerk further certifies that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

  
Robert W. Lynn, Clerk of the District



To: Riverside Lakes

From: Bob McLaughlin, Operator

O & M Report: October 2012

### **Water Operation & Maintenance**

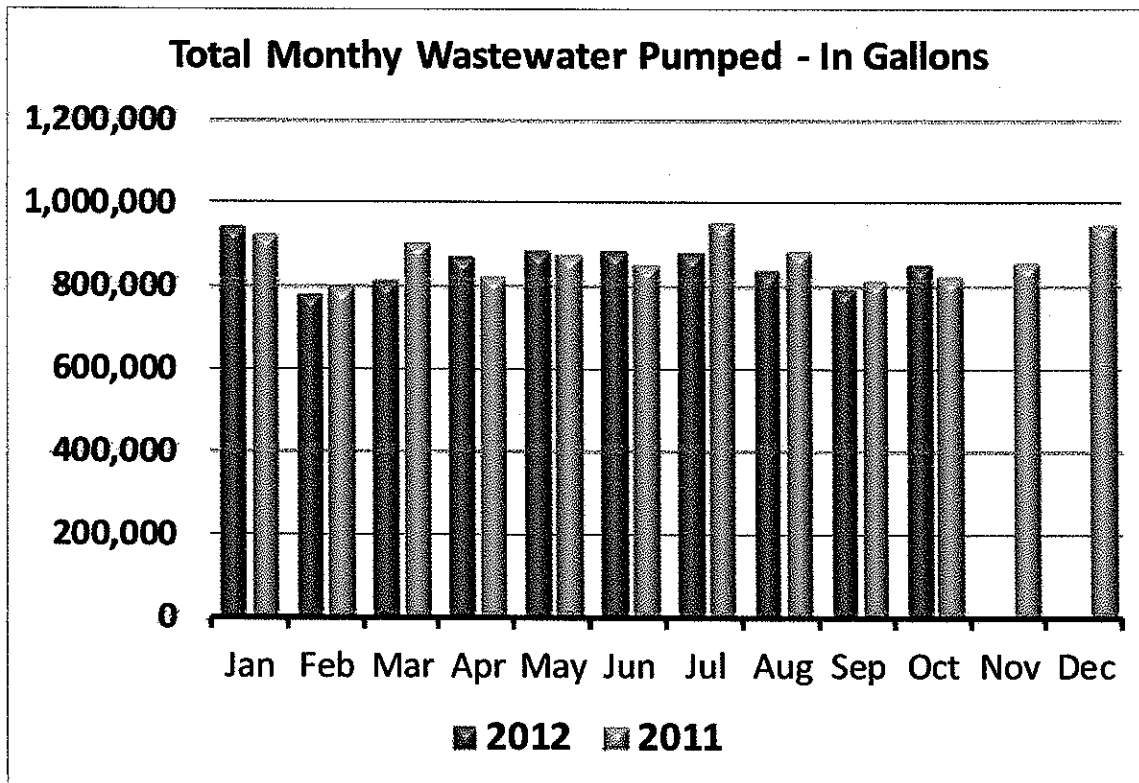
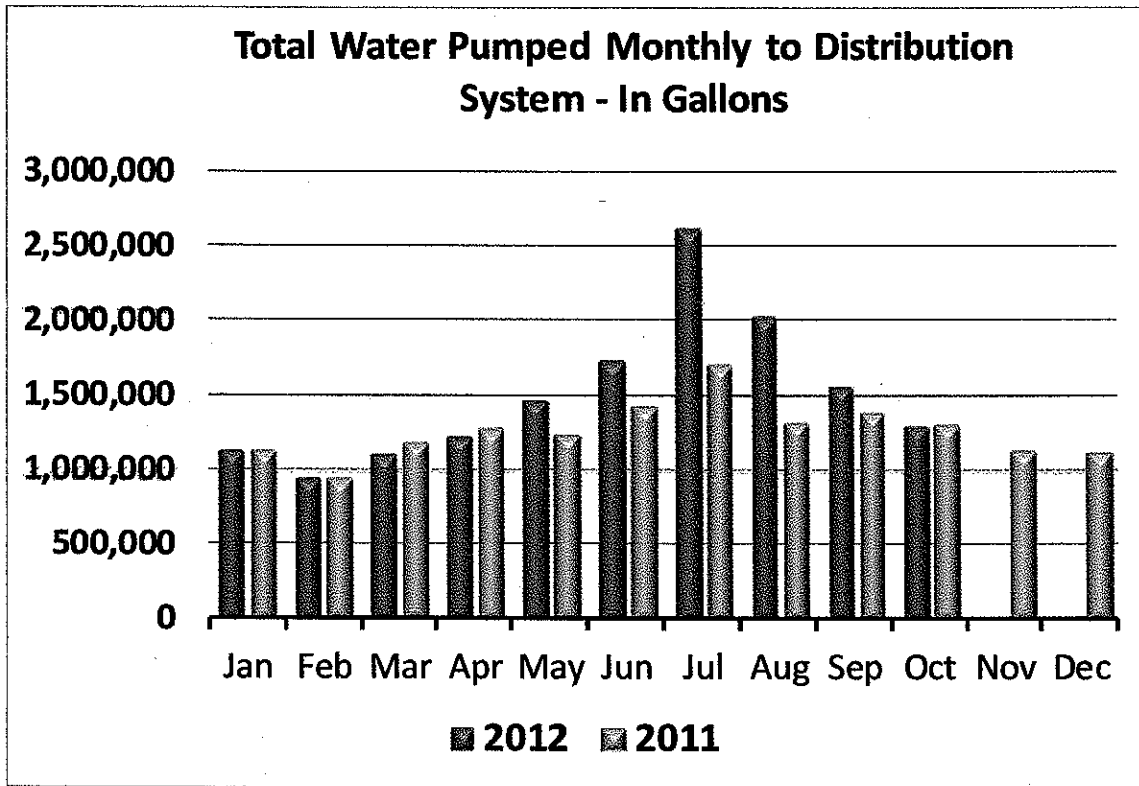
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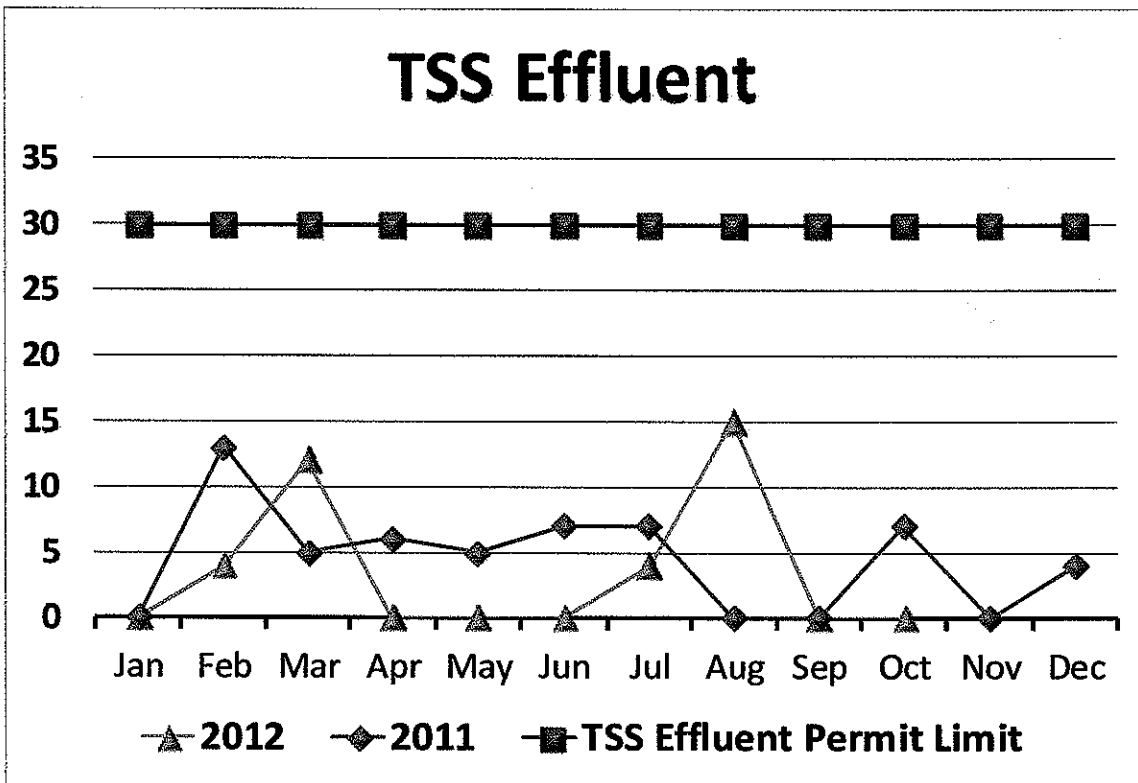
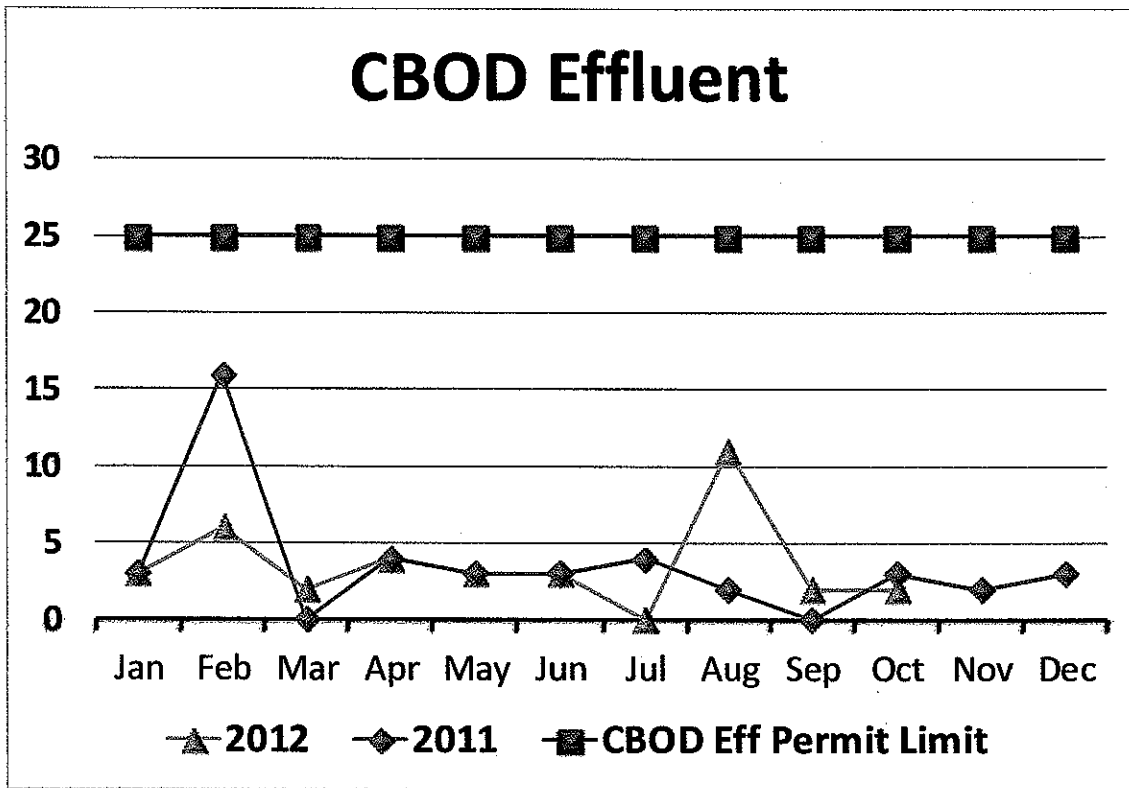
- This month there were five water shut-off notices given for nonpayment. No services were turned off.
- The monthly bacteria sample that was collected came back "O" for coliform and absent of E-Coli.
- The filters at the plant were backwashed as needed.
- Water meters were read on the 24.
- The water plant ran normal during October with no repairs needed.
- All locates were done as needed.

### **Wastewater Operation & Maintenance**

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- The monthly effluent sampler was set up on the 9th and then collected on the 10th. The sample was then taken to the lab for testing. All results came back within permit limits.
- On the 11th Diesel Power Equipment Company performed the six month inspection and service on the generator. A small idle adjustment was made but it was found to be in good condition.
- On the 23<sup>rd</sup> manhole inspections were done. They were found to be running well.
- Normal daily operations, maintenance and cleaning was done.





# PeopleService INC.

Water & Wastewater Professionals

		October-12	September-12	October-11
<b>Water</b>				
	<b>Units</b>			
<b>Average Daily Pumped to Plant</b>	gallons	48,074	58,033	48,490
<b>Total Monthly Pumped to Plant</b>	gallons	1,490,300	1,741,000	1,503,200
<b>Total Monthly Pumped to Dist System</b>	gallons	1,292,000	1,567,000	1,317,000
<b>Average Daily Pumped to Dist System</b>	gallons	41,677	52,233	42,483
<b>Wells - Total Runtime</b>	hours	112	134	131
<b>Wells - Average Daily Runtime</b>	hours	4	5	4
<b>Wastewater</b>				
<b>CBOD</b>				
<b>CBOD Effluent</b>	mg/L	2	2	3
<b>CBOD Eff Permit Limit</b>	mg/L	25	25.0	25
<b>TSS</b>				
<b>TSS Effluent</b>	mg/L	<4	<4	7
<b>TSS Effluent Permit Limit</b>	mg/L	30	30	30
<b>Nitrogen Ammonia</b>				
<b>NA Effluent</b>	mg/L	not needed	not needed	No detect
<b>NA Effluent Permit Limit</b>	mg/L	53	53	135
<b>Effluent Flow</b>				
<b>Total Monthly</b>	gallons	854,000	798,000	826,000
<b>Average Daily</b>	gallons	27,548	26,600	26,645
<b>Maximum Daily</b>	gallons	38,000	34,000	35,000

Completed	Equipment Number	Task	Description	Priority	WO #	Type
10/18/2012	6104 HSP#2	INSPE UNIT	INSPECT ENTIRE UNIT	5	3201	Sched
10/18/2012	6104 HSP #1	INSPE UNIT	INSPECT ENTIRE UNIT	5	3200	Sched
10/18/2012	6104 Alarm	TEST	TEST ALARM DIALER	5	3199	Sched
10/25/2012	5104 BLW #2	MPM	Monthly Preventive Maint.	5	3165	Sched
10/25/2012	5104 BLOWER	GREASE	Grease Bearings	5	3164	Sched
10/25/2012	5104 PUMP	INSPE UNIT	INSPECT ENTIRE UNIT	5	3198	Sched
10/25/2012	5104 PUM	INSPE UNIT	INSPECT ENTIRE UNIT	5	3197	Sched
10/25/2012	5104 UV SYSTEM	REMOVE UV	REMOVE UV SYSTEM	5	3196	Sched
10/25/2012	5104 COMM	GREASE	Grease Bearings	5	3181	Sched
10/25/2012	5104 GENERATOR	CHECK FLUI	CHECK FLUID	5	3182	Sched

# EXHIBIT "E"

SID # 177

	General			Bond			Total	
	Budget	Actual	Diff	Budget	Actual	Diff	Budget	Actual
June 30, 2009	0.385			0.350			0.735	
Property Tax	201,530	187,408	14,122	183,209	181,358	1,851	384,739	368,766
Water	110,659	101,726	8,933	-	-	-	110,659	101,726
Other	4,165	24,769	(20,604)	-	12,396	(12,396)	4,165	37,165
	<u>316,354</u>	<u>313,903</u>	<u>2,451</u>	<u>183,209</u>	<u>193,754</u>	<u>(10,545)</u>	<u>499,563</u>	<u>507,657</u>
Expenses	298,329	257,405	38,924	3,592	3,905	(313)	299,921	261,310
Bond P & I	-	-	-	307,398	182,575	124,823	307,398	182,575
Transfer to Bond Fund	75,000	125,000	(50,000)	(75,000)	(125,000)	50,000	-	-
O/S Warrants	-	17,215	(17,215)	-	2,800	(2,800)	-	20,015
	<u>371,329</u>	<u>399,620</u>	<u>(28,291)</u>	<u>235,990</u>	<u>64,280</u>	<u>171,710</u>	<u>607,319</u>	<u>463,900</u>
Excess(Deficit)	(54,975)	(85,717)	<u>30,742</u>	(52,781)	129,474	<u>(182,255)</u>	(107,756)	43,757
Begin Cash	<u>153,157</u>	<u>153,157</u>		<u>155,674</u>	<u>155,674</u>		<u>308,831</u>	<u>308,831</u>
End Cash	<u>98,182</u>	<u>67,440</u>		<u>102,893</u>	<u>285,148</u>		<u>201,075</u>	<u>352,588</u>
June 30, 2010	0.385			0.350			0.735	
Property Tax	202,251	188,894	13,357	183,885	171,721	12,144	386,116	360,615
Water	103,000	101,360	1,640	-	-	-	103,000	101,360
Other	500	16,306	(15,806)	500	11,589	(11,089)	1,000	27,895
	<u>305,751</u>	<u>306,660</u>	<u>(809)</u>	<u>184,385</u>	<u>183,310</u>	<u>1,055</u>	<u>490,116</u>	<u>489,870</u>
Expenses	305,966	280,680	25,286	3,605	6,334	(2,729)	309,571	287,014
Bond P & I	-	-	-	182,785	182,785	-	182,785	182,785
O/S Warrants	4,400	(5,853)	10,253	-	-	-	4,400	(5,853)
	<u>310,366</u>	<u>274,827</u>	<u>35,539</u>	<u>186,390</u>	<u>189,119</u>	<u>(2,729)</u>	<u>496,756</u>	<u>463,946</u>
Excess(Deficit)	(4,615)	31,733	<u>(36,348)</u>	(2,025)	(5,809)	<u>3,784</u>	(6,640)	25,924
Begin Cash	<u>67,440</u>	<u>67,440</u>		<u>285,148</u>	<u>285,148</u>		<u>352,588</u>	<u>352,588</u>
End Cash	<u>62,825</u>	<u>99,173</u>		<u>283,123</u>	<u>279,339</u>		<u>345,948</u>	<u>378,512</u>
June 30, 2011	0.383			0.348			0.731	
Property Tax	200,547	185,692	14,855	182,315	168,810	13,505	382,862	354,502
Water	103,000	100,898	2,102	-	-	-	103,000	100,898
Other	-	25,260	(25,260)	100	11,634	(11,534)	100	38,894
	<u>303,547</u>	<u>311,850</u>	<u>(8,303)</u>	<u>182,415</u>	<u>180,444</u>	<u>1,971</u>	<u>485,962</u>	<u>492,294</u>
Expenses	305,932	284,109	21,823	6,375	6,390	(15)	312,307	290,499
Bond P & I	-	-	-	182,470	182,470	-	182,470	182,470
O/S Warrants	10,199	(20,381)	30,580	-	-	-	10,199	(20,381)
	<u>316,131</u>	<u>263,728</u>	<u>52,403</u>	<u>188,845</u>	<u>188,860</u>	<u>(15)</u>	<u>504,976</u>	<u>452,588</u>
Excess(Deficit)	(12,584)	48,122	<u>(60,706)</u>	(6,430)	(8,416)	<u>1,986</u>	(19,014)	39,706
Begin Cash	<u>99,173</u>	<u>99,173</u>		<u>279,339</u>	<u>279,339</u>		<u>378,512</u>	<u>378,512</u>
End Cash	<u>86,589</u>	<u>147,295</u>		<u>272,909</u>	<u>270,923</u>		<u>359,498</u>	<u>418,218</u>
June 30, 2012	0.385			0.350			0.735	
Property Tax	200,978	195,529	5,449	182,707	177,753	4,954	383,685	373,282
Water	93,694	102,132	(8,438)	-	-	-	93,694	102,132
Other	24,151	14,932	9,219	11,000	13,681	(2,681)	35,151	28,593
	<u>318,823</u>	<u>312,593</u>	<u>6,230</u>	<u>193,707</u>	<u>191,414</u>	<u>2,293</u>	<u>512,530</u>	<u>504,007</u>
Expenses	350,116	286,953	63,163	6,382	6,516	(134)	356,498	293,469
Bond P & I	-	-	-	186,568	186,568	-	186,568	186,568
O/S Warrants	27,000	16,843	10,157	-	-	-	27,000	16,843
	<u>377,116</u>	<u>303,796</u>	<u>73,320</u>	<u>192,950</u>	<u>193,084</u>	<u>(134)</u>	<u>570,066</u>	<u>496,880</u>
Excess(Deficit)	(58,293)	8,797	<u>(67,090)</u>	757	(1,670)	<u>2,427</u>	(57,536)	7,127
Begin Cash	<u>147,295</u>	<u>147,295</u>		<u>270,923</u>	<u>270,923</u>		<u>418,218</u>	<u>418,218</u>
End Cash	<u>89,002</u>	<u>156,092</u>		<u>271,680</u>	<u>269,253</u>		<u>360,682</u>	<u>425,345</u>
June 30, 2013	0.385			0.350			0.735	
Property Tax	201,192			182,902			384,094	
Water	100,000			-			100,000	
Other	6,600			5,500			12,100	
	<u>307,792</u>			<u>188,402</u>			<u>496,194</u>	
Expenses	364,130			6,386			370,516	
Bond P & I	-			190,043			190,043	
O/S Warrants	-			-			-	
	<u>364,130</u>			<u>196,429</u>			<u>560,559</u>	
Excess(Deficit)	(56,338)			(8,027)			(64,365)	
Begin Cash	<u>156,092</u>			<u>269,253</u>			<u>425,345</u>	
End Cash	<u>99,754</u>			<u>261,226</u>			<u>360,980</u>	
Cash Balance needed	-			<u>225,000</u>			<u>225,000</u>	
Excess Cash	<u>99,754</u>			<u>36,226</u>			<u>135,980</u>	

SID # 177 in Douglas County

Line No.	TOTAL ALL FUNDS	Actual 2010 - 2011 (Column 1)	Actual 2011 - 2012 (Column 2)	Adopted Budget 2012 - 2013 (Column 3)
1	<b>Beginning Balances, Receipts, &amp; Transfers:</b>			
2	Net Cash Balance	\$ -	\$ -	\$ -
3	Investments	\$ 384,880.00	\$ 404,932.00	\$ 339,894.00
4	County Treasurer's Balance	\$ (6,368.00)	\$ 13,286.00	\$ 85,451.00
5	<b>Subtotal of Beginning Balances (Lines 2 thru 4)</b>	\$ 378,512.00	\$ 418,218.00	\$ 425,345.00
6	Personal and Real Property Taxes (Columns 1 and 2-See Preparation Guidelines)	\$ 354,502.00	\$ 373,282.00	\$ 376,562.91
7	Federal Receipts	\$ -	\$ -	\$ -
8	State Receipts: Motor Vehicle Pro-Rate	\$ 936.00	\$ 1,209.00	\$ 1,100.00
9	State Receipts: State Aid			
10	State Receipts: Other	\$ 8,866.00	\$ 13,484.00	\$ 11,000.00
11	State Receipts: Property Tax Credit	\$ 12,900.00	\$ 12,275.00	
12	Local Receipts: Nameplate Capacity Tax	\$ -	\$ -	\$ -
13	Local Receipts: In Lieu of Tax	\$ -	\$ -	\$ -
14	Local Receipts: Other	\$ 141,625.00	\$ 112,306.00	\$ 100,000.00
15	Transfers In Of Surplus Fees	\$ -	\$ -	\$ -
16	Transfer In Other Than Surplus Fees (Should agree to Line 28)	\$ -	\$ -	\$ -
17	<b>Total Resources Available (Lines 5 thru 16)</b>	\$ 897,361.00	\$ 930,774.00	\$ 914,007.91
18	<b>Disbursements &amp; Transfers:</b>			
19	Operating Expenses	\$ 296,673.00	\$ 318,861.00	\$ 362,985.00
20	Capital Improvements (Real Property/Improvements)	\$ -	\$ -	\$ -
21	Other Capital Outlay (Equipment, Vehicles, Etc.)	\$ -	\$ -	\$ -
22	Debt Service: Bond Principal & Interest Payments	\$ 182,470.00	\$ 186,568.00	\$ 190,043.00
23	Debt Service: Payments to Retire Interest-Free Loans (Public Airports)			
24	Debt Service: Payments to Bank Loans & Other Instruments (Fire Districts)			
25	Debt Service: Other	\$ -	\$ -	\$ -
26	Judgments	\$ -	\$ -	\$ -
27	Transfers Out of Surplus Fees	\$ -	\$ -	\$ -
28	Transfers Out Other Than Surplus Fees (Should agree to Line 16)	\$ -	\$ -	\$ -
29	<b>Total Disbursements &amp; Transfers (Lines 19 thru 28)</b>	\$ 479,143.00	\$ 505,429.00	\$ 553,028.00
30	<b>Balance Forward/Cash Reserve (Line 17 - Line 29)</b>	\$ 418,218.00	\$ 425,345.00	\$ 360,979.91

<b>PROPERTY TAX RECAP</b>		Tax from Line 6	\$ 376,562.91
		County Treasurer's Commission at 2% of Line 6	\$ 7,531.25
		Delinquent Tax Allowance	\$ -
		<b>Total Property Tax Requirement</b>	\$ 384,094.16

# EXHIBIT

"F"

## 2012 Oct General Fund Warrants

<u>Date</u>	<u>Num</u>	<u>Transaction</u>	<u>Payment</u>	<u>Deposit</u>	<u>Balance</u>
10/18/12		General Fund Cat: (Special) memo: Transfer to General Fund		\$8,629.03	54,110.65
10/18/12	6040	Nebraska Department of Revenue Cat: Sales Taxes memo: Sept sales tax	440.69		53,669.96
10/18/12	6041	Ginger Parker cat: Prof Fees: Bookkeeping/supplies memo: Sept Fees	155.00		53,514.96
10/18/12	6042	Robert Lynn cat: Clerk Fees memo: Sept fees	94.35		53,420.61
10/18/12	6043	Carlson & Burnett, LLP cat: Legal memo: Oct Attney fees	1,041.60		52,379.01
10/18/12	6044	Peoples Service cat:Repair/Maint.: Contractor Fees memo contract Oct	6,930.00		45,449.01
10/18/12	6045	Lawnman cat: Repair/Maint Grounds memo: contract labor Sept	2,000.00		43,449.01
10/18/12	6046	Omaha Public Power District cat: split memo: Sept	2,612.70		40,836.31
10/18/12	6047	Grass Groomers cat: Repair/Maint Grounds memo: Sept mowing #975	3,332.50		37,503.81
10/18/12	6048	Mike Anderson cat:grounds memo: #616786	600.00		36,903.81
10/18/12	6049	Asphalt Maintenance Inc cat: streets memo: #14535	1,100.00		35,803.81
10/18/12	6050	Thompson,Dreessen& Dornier.INC Cat: Special Project memo:#96257	1,045.00		34,758.81
10/18/12	6051	Travis Anderson Cat: Grounds memo: #145411	175.00		34,583.81
10/18/12	6052	Eric Nelson cat: Board Fees memo: 1st Quarter	28.30		34,555.51
10/18/12	6053	Robert Lynn cat: Board Fees memo: 1st Quarter	28.30		34,527.21
10/18/12	6054	Bill Reppert cat: Board Fees	28.30		34,498.91

		memo: 1st Quarter		
10/18/12	6055	Mike Anderson cat: Board Fees memo: 1st Quarter	28.30	34,470.61
10/18/12	6056	Jeff Spilker cat: Board Fees memo: 1st Quarter	28.30	34,442.31
10/18/12	6057	Papillion Sanitation cat: Grounds memo: Sept #35504711st Quarter	40.25	34,402.06
10/18/12	6058	Ginger Parker cat: Prof Fees: Bookkeeping/supplies memo: Post/Sup	45.00	34,357.06
10/18/12	6059	Dutton & Assoc cat: Prof Fees: Bookkeeping memo:#25158	6,200.00	28,157.06



**2012 Nov General Fund Warrants**

<u>Date</u>	<u>Num</u>	<u>Transaction</u>	<u>Payment</u>	<u>Deposit</u>	<u>Balance</u>
11/14/12		General Fund Cat: (Special) memo: Transfer to General Fund		\$10,379.70	38,536.76
11/14/12	6060	Nebraska Department of Revenue Cat: Sales Taxes memo: Oct sales tax	530.09		38,006.67
11/14/12	6061	Ginger Parker cat: Prof Fees: Bookkeeping/supplies memo: Oct Fees	155.00		37,851.67
11/14/12	6062	Robert Lynn cat: Clerk Fees memo: Oct fees	94.35		37,757.32
11/14/12	6063	Carlson & Burnett, LLP cat: Legal memo: Nov Attney fees	1,060.80		36,696.52
11/14/12	6064	Peoples Service cat:Repair/Maint.: Contractor Fees memo contract Nov	6,930.00		29,766.52
11/14/12	6065	Lawnman cat: Repair/Maint Grounds memo: contract labor Oct/Ace hardware	2,022.81		27,743.71
11/14/12	6066	Omaha Public Power District cat: split memo: Oct	2,556.06		25,187.65
11/14/12	6067	Mike Anderson cat:grounds memo: #18539	102.72		25,084.93
11/14/12	6068	Tetra Tech cat: special project memo: #50612415	4,945.00		20,139.93
11/14/12	6069	John Stieren Cat: Repair/maint memo:refund for over payment on water	98.89		20,041.04
11/14/12	6070	Papillion Santation Cat:Grounds memo: #35/3186	40.25		20,000.79
11/14/12	6071	Ricky Rooter Cat: Lakes memo: #6098	687.50		19,313.29
11/14/12	6072	A1 Concrete Constrution cat: streets memo: # dated 10-31-2012	2,383.50		16,929.79
11/14/12	6073	Fanco Construction & Excavation cat: streets/grounds memo: # 7118 streets/7117 grounds	525.00		16,404.79
11/14/12	6074	CertaPro Panters cat:grounds	1,000.00		15,404.79

memo: #je1e6a00078 7118

11/14/12	6075	Rod Anderson cat:grounds memo: #8031/8032	273.00	15,131.79
11/14/12	6076	Tom Sanders cat: Repair/Maint Grounds memo: Nature's Helper #53123	70	15,061.79

## **Warrant Resolutions and Resolution of Tax Exemption (Exhibit "G" To Minutes)**

The Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska hereby:

**BE IT FURTHER RESOLVED**, by the Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska, that both they and the District hereby find and determine and covenants, warrants and agree as follows: the improvements and/or facilities being financed or refinanced by the above Warrants are for essential governmental functions and are designed to serve members of the general public on an equal basis; all improvements have from the time of their first acquisition and construction been owned, are owned and are to be owned by the District or another political subdivision; to the extent special assessments have been or are to be levied for any of said improvements, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specially benefited by said improvements in the District; the development of the land in the District is for residential or commercial use and the development of the land in the District for sale and occupation by the general public has proceeded and is proceeding with reasonable speed; other than any incidental use of said improvements by developer during the initial period of development of said improvements there have been, and will be no persons with rights to use such improvements other than members of the general public; none of the proceeds of said bonds or any refinanced indebtedness have been or will be loaned to any private person or entity; the District hereby authorizes and directs the Chairperson or Clerk to file or cause to be filed, when due, an information reporting form pursuant to Section 149(e) of the Internal revenue Code of 1986, as amended, pertaining to the above sell or otherwise dispose of said improvements and/or facilities, in whole or in part, prior to the last maturity of the above Warrants.

**BE IT FURTHER RESOLVED** that the District hereby covenants, warrants and agrees as follow: (a) to take all actions necessary under current federal law to maintain the tax exempt status (as to taxpayers generally) of interest on the above warrants; (b) to the extent that it may lawfully do so, the District hereby designates the above Warrants as (B) (i) (111) of the internal Revenue Code of 1986, as amended and covenants and warrants that the District does not reasonably expect to issue warrants or bonds or other obligations aggregating in the principal amount of more that \$5,000,000 during the calendar year in which the above warrants are to be issued.

**BE IT FURTHER RESOLVED**, that this and the preceding Resolutions are hereby adopted as the Certificate With Respect to Arbitrage of the District pertaining to the above Warrants and the District and the Chairman and Clerk of the District hereby further certify, as of the date of the registration of the above Warrants with the County Treasurer of Douglas County, Nebraska as follows:

- (1) No separate reserve or replacement fund has been or will be established with respect to the above Warrants. The district reasonably anticipates that monies in excess of the lesser of: (a) ten percent (10%) of the net principal proceeds of the above Warrants, (b) the maximum debt service due on the above Warrants, or (c) one hundred twenty-five percent (125%) of average annual debt service due on the above Warrants, will be expended for payment of principal of and interest on the above Warrants within thirteen (13) months after receipt of such monies. That amount which is currently held in the District's Bond Fund which exceeds the amount which is to be expended for payment of principal and interest on the above Warrants within thirteen (13) months after receipt of such monies, plus that amount arrived at pursuant to the immediately preceding sentence, will not be invested in any securities or any other investment obligations which bear a yield, as computed in accordance with the actuarial method, in excess of the yield on the above Warrants.
- (2) To the best of their knowledge, information and belief, the above expectations are reasonable.
- (3) The District has not been notified of any listing of it by the Internal Revenue Service as an issuer that may not certify its bonds.
- (4) This certificate is being passed, executed and delivered pursuant to Section 1.148-2(b) (2) of the Income Tax Regulations under the Internal Revenue Code of 1986, as amended.

**BE IT FURTHER RESOLVED**, that the Board of Trustees of Sanitary and Improvement District No. 177 of Douglas County, Nebraska ("the District") as follows:

Section 1: The Board of Trustees of the District hereby finds and determines:

- (a) that the District was duly formed and remains in existence pursuant to the Constitution and applicable laws of the State of Nebraska:
- (b) that the District has heretofore issued and there are now outstanding bonds and/or warrants of the District (collectively, the "Outstanding Tax-Exempt Obligation"); and
- (c) that it is necessary and advisable for the District to adopt certain procedures to promote compliance with certain federal tax and securities laws relating to the Outstanding Tax-Exempt Obligation.

Section 2: Now therefore be it resolved that the policy and procedures attached hereto as Exhibit -- "Policy and Procedures" are hereby adopted by the Board of Trustees of the District in all respects.

Section 3: This Resolution shall be in full force and effect, immediately upon its adoption by the Board of Trustees.

The Chair declared said Resolution duly passed and adopted.