

MINUTES OF THE MEETING OF
 THE BOARD OF TRUSTEES OF
 SANITARY AND IMPROVEMENT DISTRICT NO. 177
 DOUGLAS COUNTY NEBRASKA
 August 12, 2015

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 August 12, 2015, at 7:30 p.m. at D.C. West Public School Library 7th & Washington Streets, Waterloo, Nebraska.

	<u>Present</u>	<u>Absent</u>
Keith Heinrich Chairman	X	
Robert W. Lynn Clerk	X	
Chris Perchal Trustee	X	
Tony Staup Trustee	X	
Larry Rasmussen 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.

The Chairman, Keith Heinrich, 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 August 3, 2015. 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 Notice of Meeting furnished to 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 June 10, 2015: Following discussion of the Minutes previously circulated, Trustee Staup moved that the Minutes of the June 10, 2015 meeting be approved and Trustee Perchal seconded the motion in the following form:

BE IT RESOLVED, that Sanitary and Improvement District No. 177 of Douglas County, Nebraska, Board of Trustees hereby approves the Minutes of the on June 10, 2015, as completed and filed with the Omaha City Clerk.

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

People Service Report: The next matter discussed was the written People Service Report which was presented by Bob McLaughlin. The People Service Report is attached to these Minutes as Exhibit "D".

Grounds: Trustee Staup reported on the grounds matters. The pontoon is being patched up to get through the season, but will need to be replaced prior to next season. The west island needs to be cleaned up but it is hard to mow with all of the brush and cover. Trustee Staup reported that he felt the brush needed to be cut away so that the District could do a better job maintaining this island moving forward. After discussion, a motion was made by Trustee Staup and seconded by Trustee Perchal in the following form:

BE IT RESOLVED, that Sanitary and Improvement District No. 177 of Douglas County, Nebraska, Board of Trustees authorizes the expenditure of up to two hundred fifty dollars (\$250.00) for labor and materials to brush cut and help clear the west island.

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

It was reported that the District grounds are better for sandburs. The treatments are working, but the process of eradicating the sandburs will take a couple years. Trustee Staup also reported that the light installation is in progress for the front entrance sign and the new flag pole.

He also reported that he is undertaking a survey of the District's signs. The bad or missing signs will be replaced. A number of the missing or damaged signs are the "No Parking On This Side of Street" that were placed by Douglas County. The upgrade, repair and replacement will be complete this fall.

Lake Management: Trustee Perchal reported on behalf of him and Trustee Rasmussen, who was unable to attend. He reported that they have been monitoring closely but the need for chemicals to treat for algae outbreaks has been pretty limited this summer. He reported that the sea wall (i.e. sheet piling) on the center island of the Boating Lake on the south side is in need of repair. The District has been seeking a qualified contractor to make the repairs. The sea wall at this location is bowed out and needs realigned.

The Trustees have been in contact with John Holz had requested a meeting with the Director of Nebraska DEQ to see if a variance can be waived since the District had a permit issued for alum treatments less than two years ago. The Nebraska DEQ has been very nonresponsive. It was also discussed that the timing of the alum treatment is critical to clear up the water so that the underwater debris (old cottonwoods) can be located and removed prior to dredging. The District and John Holz are both continuing to press the new Director of the Nebraska DEQ to obtain a variance so this project can move forward.

Payment of Bills: Trustee Lynn 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 "E" and incorporated herein. The Board also 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. After reviewing the bills, a motion was made by Trustee Staup and seconded by Trustee Perchal 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. 6568 through 6617**, of the District, to the payees and in the amounts listed on the attached Exhibit "E", 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 of 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, 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.

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 "F" 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.

Other Matters: Chairman Heinrich reported that he wants to add new signs near the boat ramps to warn of "Zebra Mussels." The previous signs have been removed. The Board and residents discussed that the spread of Zebra Mussels is a significant risk to the District and a warning is just a step to attempt to prevent the infestation in Riverside Lakes. In addition, putting in place restrictions requiring all boats coming onto the lake need to demonstrate that they have property cleaned/sanitized their boats and trailers with an ammonium/bleach prior to entry. The District is trying to limit outside boats that have been on other lakes without demonstrating that they have been fully cleaned in accordance to State of Nebraska guidelines. After considerable discussion, a motion was made by Trustee Staup and seconded by Trustee Perchal in the following form:

BE IT RESOLVED, that Sanitary and Improvement District No. 177 of Douglas County, Nebraska, Board of Trustees authorizes the expenditure of up to two thousand dollars (\$2,000) for the purchase and installation of signs related to the

Zebra Mussels and to define parking parameters near the boat ramps and staging areas.

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

Next meeting Date, Location and Time: The 2015-1016 Special Budget Hearing and the regular meeting will be conducted on Wednesday, September 9, 2015, at 7:30 p.m., at the DC West Public School Library, 7th & Washington Streets, Waterloo, Nebraska.

Adjourn Meeting: There being no further business to come before the Board, following a motion made by Trustee Staup and seconded by Trustee Perchal, the meeting was unanimously adjourned.


Robert Lynn Clark
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 Notice of Meeting
Exhibit "C"	Agenda for Meeting
Exhibit "D"	People Service Report
Exhibit "E"	General Fund Warrants
Exhibit "F"	Warrant Resolutions and Tax Exemption Resolutions