

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

November 14, 2018

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, 2018, 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>
Chris Perchal . . . . .	Chairman	X	
Robert W. Lynn . . . . .	Clerk	X	
Bob Westley . . . . .	Trustee	X	
Bryce Anderson . . . . .	Trustee	X	
Jeff Spilker . . . . .	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, Chris Perchal, 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 5, 2018. The “Proof of Publication” is attached to these Minutes as Exhibit “A” and is incorporated herein.

Advance notice of this meeting was given to all Board members. The Acknowledgement of Notice of Meeting is attached to these Minutes as Exhibit “B” and incorporated herein. The Certificate of the Clerk is attached hereto as Exhibit “C” and incorporated herein certifying the availability of the Agenda was communicated in the published Notice and in the Notices to the City and Trustees. The Certificate of the Clerk is attached hereto as Exhibit “D” and incorporated herein certifying that Notice of Meeting was sent to the City of Omaha, Nebraska more than seven (7) days prior to the meeting. Notice of this meeting was given to the Clerk of the City of Omaha, Nebraska; as the municipality having zoning jurisdiction over the District, at least seven days prior to the meeting.

All proceedings of the Board of Trustees were taken while the convened Meeting was open to the attendance of the public. The Chairman held up a copy of the **Nebraska Open Meetings Act** and informed the public that it was available for the public and the copy was placed at the front table for review.

**Approve Minutes of Meeting held on October 3, 2018:** Following discussion of the Minutes previously circulated, Trustee Perchal moved that the Minutes of the October 3, 2018, meeting be approved and Trustee Spilker 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 3, 2018, as completed and filed with the Omaha City Clerk.

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

**People Service Report:** Matthew Wilson had been called out to a service matter and was unable to attend. However, he reported to Trustee Perchal that he had no problems nor concerns to report.

**Grounds Management:** Trustee Westley updated the Board on a number of projects that he was investigating and obtaining bids on for future action by the Board.

- Repairs/replacement of split rails on fence. He offered the possibility that the rails near the boat ramp could potentially be removed and utilized as replacements to repair the other fence rails throughout the District.
- Has been working on determining the appropriate number of island mowings per season. Typically, 3-5 mowings per season have occurred. Three seems to be too little because some islands become overgrown, making it very difficult for the mowing company. The islands don't all have the same need, usage and requirements.
- There is a drop off at the end of the boating ramp that needs to be fixed before the next boating season. The discussion was whether cobblestone could be inserted to fill the void? Trustee Westley will continue to investigate solutions and costs.
- Mutchie Tree and Trustee Westley are looking at treatments for the Ash trees to protect against Ash bores. The discussion of the removal of 4 or 5 trees is needed (2 along Waterloo Drive, one in the park and one near entrance).

Other item discussed was a request by homeowner/resident Carol Bruce that the \$65.00 per month of water usage fee be forgiven since her house burned down and it has not been connected to water system. With an offset for the \$100 connect and disconnect, the Board agreed to a credit of \$160.00. Following discussion, Trustee Lynn moved and Trustee Spilker seconded the motion in the following form:

**BE IT RESOLVED**, that Sanitary and Improvement District No. 177 Board of Trustees hereby approves grant a credit of \$160 to Carol Bruce for in the water usage fees.

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

Trustee Westley reported that a dead cottonwood tree hanging over the sewer plant entrance was in need of being cut down. After getting several bids, the low bidder, who was significantly below the other bids, proceeded without formal authorization to do so. After discussion, since the work needed to be done and the bidder who quoted the \$1,300 price was, in fact, the low bidder, the Board decided to proceed with this matter. It is now a cost of \$400 to remove the tree. That is being addressed and worked on at this time.

**Lake Management:** It was reported that the dredgers are still working and progressing at a good rate to potentially finish the dredging at or just prior to Thanksgiving. A spill report was filed with the NDEQ, who has cleared the spill from any environmental type damages.

The damage to the guard shack is still being administered through the claims process. In addition, the Board intends to reach out to the homeowners in the District to attempt to evaluate whether the consensus, if any, is to replace the guard shack or undertake other entrance beautification projects in lieu of replacement of the guard shack.

The Board also discussed that Abe Trash Service had a truck back down into the SID property and got stuck. In the process of freeing the truck from the SID property, it created quite a bit of damage to the grass and surface. Abe said they will be out to level and reseed the damaged areas when time is appropriate.

**Payment of Bills:** Trustee Lynn presented the current bills for review and discussion. A listing of all 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 Lynn and seconded by Trustee Spilker 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. 7144 through 7161, 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.

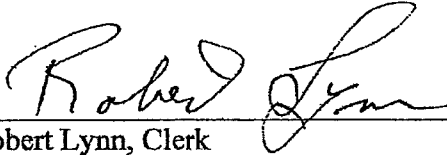
Upon roll call thereon, the following Trustees voted yes: unanimous; voting no: none. The Chairman declared said Resolution duly passed and adopted.

**Other Matters:** A resident asked that the SID keep in mind in the spring the possibility of treating the open lot on the fishing lake for sandburs. This has been a problem in the past, and the residents would like to see it treated in an appropriate time.

Trustee Perchal reported that he would like all inventory, i.e. personal property, hand tools, boats, motors, other items, returned to the SID so that a formal listing/inventory of personal property can be made. This is necessary for insurance purposes. Also, it is just good practice that a detailed list of what the SID owns is assembled.

**Next Regular Meeting Date, Location and Time:** The next regular meeting will be conducted on Wednesday, January 23, 2019, at 7:30 p.m., at the Agnes Robinson Waterloo Public Library, 23704 Cedar Drive, Waterloo, Nebraska.

**Adjourn Meeting:** There being no further business to come before the Board, the meeting was unanimously adjourned.

  
Robert Lynn, Clerk