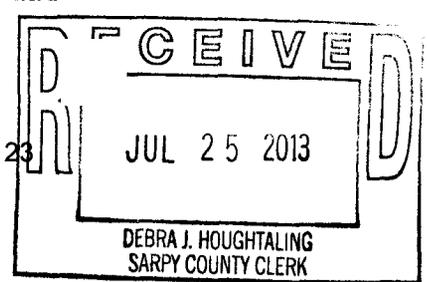


SANITARY AND IMPROVEMENT DISTRICT NO. 23  
OF SARPY COUNTY, NEBRASKA

Minutes of Meeting of Board of Trustees  
July 2, 2013



A meeting of the Board of Trustees of Sanitary and Improvement District No. 23 of Sarpy County, Nebraska was held on June 2, 2013 at 6:30 o'clock p.m. at Westmont Elementary School, 13210 Glenn Street, Omaha, Nebraska.

Present were Chairman Don Schuneman (402.895.0967), Trustees Michael Quinn (402.699.1788), Trustee Terry Knief (402.681.3780), Trustee David Jasa (402.895.0175), and Trustee Shirley Merritt (402.896.9047). Also present were Gerald Pesek of G.F. Pesek, Inc., Gary Shepherd of Professional Accounting Service, Accounts Receivable Clerk June Jordening, Accounts Payable Clerk Linda Comstock, Cassidy Chapman of Cassidy Chapman Law Office, and several district residents.

Notice of the meeting was given in advance thereof by publication in The Papillion Times on June 19, 2013. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

1. **Compliance with Open Meetings Law:** It was announced that in compliance with the Act, the Chairman provided a current copy of the Nebraska Open Meetings Act on the table.
2. **Approval of Minutes:** The Chairman Schuneman stated the next item of business on the agenda was approval of the meeting minutes from June 4, 2013. Ron Cook asked that the minutes be posted on the web. Trustee Jasa motioned to approve the minutes. Trustee Merritt seconded the motion. The vote was unanimous.
3. **Resident Concerns:** Claude Bettin and Ron Cook were present. Trustee Merritt mentioned that some residents are concerned that they are not receiving all flyers that are being hand-delivered. The Chairman stated that the Bidrowskis complained at the last meeting that he mentioned that their children were riding bikes on SID property. The Bidrowskis also claimed that the Chairman's trailer is parked on SID property, which the Chairman denied. There is currently wood on Richland Drive that needs to be picked up. The Chairman and Trustee Knief received phone calls regarding signs that were being placed on medians, which is contrary to a resolution that prohibits this that was passed years ago. The Chairman did pick the signs up. Residents on Slayton are putting signs there and not picking them back up. Discussion were had regarding these signs. Signs are not allowed on SID property. All signs will be thrown away, including signs on the right of way.
4. **Next Meeting Date:** The next meeting of the Board will be held on August 6, 2013 at 6:30 o'clock p.m. at Westmont Elementary School, 13210 Glenn Street, Omaha, Nebraska.
5. **Professional Accounting Service:** Gary Shepherd reported that fund balances as of May 31, 2013, were as follows:

General Fund	\$	178,869.25
Bond Fund	\$	154,035.71
Bond Investment	\$	0.00
Water Deposits	\$	9,300.00
Bond Reserve Fund	\$	6,478.08

Mr. Shepherd distributed to the Trustees copies of his graphs of general fund activities and a review of those graphs ensued. Total usage was 329,562. Average usage was 830 cubic feet. Minimum users were 328. Total users were 397. The average water bill was \$28.47. Mr. Shepherd reported that \$557.63 was paid in sales tax.

Mr. Shepherd next distributed to the Trustees his accounts receivable analysis showing those accounts currently in a delinquent status. Shut off notices will be mailed with regard to the following accounts if balances are not received by July 15, 2013: Account 1027 Barton Schawe, Account 1037 Nicholas Vincent, Account 1048 Jerald Dzingle, Account 1076 Alisha Barrett, Account 1098 Todd Matteson, Account 1115 Jacki Case, Account 1123 William Matson, Account 1140 Kirk Frazer, Account 1141 Jim Hamilton, Account 1143 Kristel Ashmore, Account 1151 Maria Carabantes, Account 1161 Richard Girdner, Account 1169 Henry Weverka, Account 1177 Ryan Jeffery, Account 1201 Ronald Van Dyne, Account 1222 Jerry Bothel, Account 1241 David Bidrowsky, Account 1244 Steve Lundeen, Account 1260 Jonathan Floerke, Account 1282 Steven Pope, Account 1283 John Stapp, Account 1319 Stephen Warren, Account 1321 Collin Carlson, Account 1325 Megan Brandt, Account 1333 Patricia Weber, Account 1336 Kathy Lang, Account 1337 Sarah Hentschel, Account 1345 Jake Hammer, Account 1349 Jessica Hawthorne, Account 1362 Luis Felix, Account 1363 Luis Felix, Account 1364 Luis Felix, Account 1365 Luis Felix, Account 1368 So. Sarpy Dist. #46, Account 1378 Eyman Investments, Account 1379 David Spurgeon, and Account 1399 Orthopedic Marketing.

6. **Accounts Receivable:** June Jordening reported that \$11,428.54 was deposited into the general fund for the month of June. That included one transfer for water deposit Account 1197.
7. **Engineer Reports:** The attorney mentioned the Moore Brothers proposal for sod and grass. The Board reviewed the proposal. We will not move forward with the proposal to add sod to the recently constructed sidewalks. Another proposal was submitted to the board to finish the sidewalks and connect the remaining unfinished sidewalks along Richland drive from along the west side of the condo pool and along the west side of the Hometel, south from Glenn St. to the existing sidewalk. The board asked for clarification on their approval limit without going out for bids. Moore Brothers was the contractor on the new sidewalks and the board felt they would also do an excellent job finishing the remaining work. One of the engineers is going to meet with Trustee Schuneman about the items suggested for the new bond. Art Beccard from TD2 is the main contact for anything water related.
8. **Attorney Issues:** Cassidy Chapman provided an update on the sidewalk litigation. Discovery will be coming. Trustee Schuneman stated that the last resident letter regarding the sidewalks and the lawsuit had not been sent.

The attorney stated that she would revise the letter so that it is accurate to the current date and then send it when the Notice of Election information is sent.

Trustee Schuneman showed the attorney a letter from Dutton & Associates, P.C. regarding the budget process. He signed one of the letters. The attorney will return the signed letter to Dutton & Associates, P.C. The attorney took the water book with her for duplication.

9. **Report from G.F. Pesek:** Both wells are cycling properly. The routine monthly coliform test was negative. The water tower repairs were completed by Maguire Iron, Inc. A coordinated effort to complete the project aided in an ahead of schedule result. The tower is back online and under normal operation. The Annual Water Quality Report that was timely filed.

The 6-year IOC phase 5, 2<sup>nd</sup> quarter 2013 tests of both wells were submitted and meet EPA standards. The wastewater system is cycling properly.

Electric Company of Omaha was called to evaluate the power lines to the water tower. Their report is forthcoming. The documents in the shed have been inventoried. Trustee Jasa will provide documents to the attorney for copying and scanning.

10. **Payment of Bills:** All bills submitted for payment were approved by unanimous vote. Terry motioned. Dave seconded. The detail of the approved warrants follows:

Warrant	Date	Issued to	Amount	Purpose	Invoice #
9259	6.18.13	Century Link	84.92	Phone – South Well	
9260	6.18.13	Century Link	84.92	Phone – North Well	
9261	6.18.13	Century Link	119.76	Phone – Water Tower	
9262	6.18.13	Nebraska Dept. Public Health	14.00	Water Testing	439364
9263	6.18.13	ABE's Trash Service	47.25	Trash Service	
9264	6.18.13	Omaha World Herald	7.38	Notice Publication	153698-130531
9265	6.20.13	Bob Sheehan	54.76	Paint – Yellow 2 gal.	
9266	7.2.13	Cutters Lawn Service	1,187.50	Mowing	1322, 1331, 1354, 1370
9267	7.2.13	Kersten Construction	142.00	Remove Plug Operat.	31581
9268	7.2.13	Great Western Bank	250.00	Registrar & Paying Agent	6619
9269	7.2.13	City of Omaha	5,000.00	Service Fee - Feb.	91684
9270	7.2.13	City of Omaha	602.42	Sewer Fee - Feb.	91684
9271	7.2.13	City of Omaha	5,000.00	Sewer Fee - Jan.	91362
9272	7.2.13	City of Omaha	777.17	Sewer Fee - Jan.	91362
9273	7.2.13	Linda Comstock	308.10	Accts. Payable	
9274	7.2.13	June Jordening	541.98	Accts. Receivable	
9275	7.2.13	Terry Knief	117.52	Clerk Fees	
9276	7.2.13	G.F. Pesek	2915.00	June Maintenance	
9278	7.2.13	City of Omaha	5,000.00	Sewer Fee – Mar.	91996
9279	7.2.13	City of Omaha	651.53	Sewer Fee – Mar.	91996
9280	7.2.13	Providence Group	1,265.00	Tower Repairs	130060
9281	7.2.13	OPPD	2,295.99	Electrical Service	
9282	7.2.13	Cassidy Chapman Law	795.00	Legal Fees	3108
9283	7.2.13	Professional Accounting	1,031.61	Professional Acct. Fees	
9284	7.2.13	Bob Sheehan	362.50	Service & Labor for June	

11. **Old Business:**

- Trustee Knief thinks that there does need to be an increase in the water and sewer rates. The attorney mentioned that TD2 and Pat Dutton believe there is a need as well.
- Trustee Schuneman received two bids for the signs for the field and the streets. A district resident interjected and wanted to discuss the parking resolution. The resident provided a letter from Dennis Wilson, the Sarpy County Engineer. The attorney explained that the signs have nothing to do with the parking resolution that has been tabled indefinitely. Bods were reviewed, but the approval was tabled until next meeting.
- There are some issues with the use of the ball fields. The trash removal is not being paid for by the teams, the infield is not being mowed and sprayed as promised, and the proposed fence has not been built. Trustee Schuneman stated that Trustee Quinn should address this since he has maintained all contact with the teams. At the time of this discussion, Trustee Quinn was not in attendance because he was at work and arrived late to the meeting.
- There is a bid on the sidewalk on Richland Drive by the pool and apartments. The sidewalk would meet up with the school. If this bid were accepted, only two more sections of sidewalk would be needed to complete sidewalks on the east side of Richland Drive.
- Vote on additional sidewalk pending legal approval. Don motioned. Dave seconded. Look into whether it needs to be published first!!!!

12. **New Business:**

- The company that works on the siren wants the siren moved. Trustee Schuneman stated that the District just needs a bid on a new siren due to all of the problems with it over the past year or so. The next test will be on Saturday. The siren didn't go off last month. Schmader came out and turned it off in the middle of the night when it was going off and it shouldn't have been going off. Trustee Knief doesn't know if it is still off or if Schmader came back and turned it back on. Trustee Schuneman will get bids for a new siren.

Jasa motioned to adjourn. Knief seconded. All in favor.

CLERK

CHAIRMAN