

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

Minutes of Meeting of Board of Trustees  
July 1, 2014

A meeting of the Board of Trustees of Sanitary and Improvement District No. 23 of Sarpy County, Nebraska was held on July 1, 2014 at 6:30 o'clock p.m. at Westmont Elementary School, 13210 Glenn Street, Omaha, Nebraska.

Present were Chairwoman Jeannine Glesmann (402.616.5581), Trustee Shirley Merritt (402.896.9047), Trustee Mike Bendon (402.896.2250), Trustee Bob Burbee (402.896.1084), and Trustee Michael Quinn (402.699.1788). 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, and Attorney Andrea M. Smith of Johnson, Pekny & Chapman, L.L.C..

Notice of the meeting was given in advance thereof by publication in The Papillion Times on June 18, 2014. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

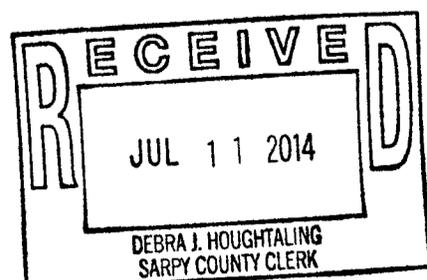
1. **Compliance with Open Meetings Law:** In compliance with the Act, Chairwoman Glesmann provided a current copy of the Nebraska Open Meetings Act on the table.
2. **Approval of Minutes:** Trustee Burbee motioned to approve the May 6, 2014 minutes. Trustee Merritt seconded. All voted in favor
3. **Next Meeting Date:** The next meeting of the Board will be held on August 5, 2014 at 6:30 p.m. at Westmont Elementary School, 13210 Glenn Street, Omaha, Nebraska.
4. **Resident Concerns:** No residents were present at the meeting. Trustee Bendon asked when trees are going to be replaced, specifically the tree that was knocked down on Easter. Trustee Quinn and Chairwoman Glesmann stated they do not know when the tree will be replaced. Trustee Bendon stated that the man who owns the condos wants to be able to put tryout signs in the medians for a softball team. Trustee Quinn stated he thinks that there should not be advertising for other teams and that the kids should play on sport teams here. There has already been a problem of kids leaving to play sports elsewhere.
5. **Professional Accounting Service:** Gary Shepherd reported that fund balances as of April 30, 2014, were as follows:

General Fund	\$ 109,488.19
Bond Fund	\$143,713.92
Bond Investment	\$0.00
Water Deposits	\$4,350.00
Bond Reserve Fund	\$6,507.31

Mr. Shepherd distributed to the Trustees copies of his graphs of general fund activities and a review of those graphs ensued. Total usage was 323,227. Average usage was 825 cubic feet. Minimum users were 326. Total users were 397. The average water bill was \$35.20.

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, 2014:

Account Number	Account Name
1002	Carroll Horst
1019	Marcia Levering
1037	Nicholas Vincent
1070	David Kurth



1076	Alisha Barrett
1080	Derek Clark
1088	Bob Christensen
1089	Tricia Nielsen
1095	Gregory Middleton
1098	Todd Matteson
1106	Brett Campbell
1131	Russell McDonald
1144	Sam Kohlbeck
1151	Samantha Ethan
1161	Richard Girdner
1163	K. Bielenberg
1177	Derrick Solomon
1187	Leslee Joy
1191	Peter Emesih
1194	Aaron Defreese
1197	Kim Callahan
1201	Jeff Ryan
1223	Freida Banks
1229	Ryan Mortenson
1248	Marvin Deloske
1282	Steven Pope
1319	Stephen Warren
1326	Lauren M Cecil
1337	Sarah Hentschel
1346	Mitch Watson
1356	Brandy Irvin
1360	Jack Shelton
1385	Jim Elliot

6. **Accounts Receivable:** June Jordening reported that \$17,795.44 was deposited into the general fund for the month of May. June Jordening reported that \$14,287.65 was deposited into the general fund for the month of June.

7. **Report from G.F. Pesek:** Both wells are cycling properly. The routine monthly coliform test was negative.

The 2013 Annual Water Quality Report is available from the Clerk of SID #23.

Layne-Western completed the yearly evaluation of both wells and their report indicates “no corrective action is needed on the well and pump combination.”

Wastewater system: TREKK applied root treatment to the four designated street locations. Their information and reports are available for review.

The lift station was monitored and is cycling properly.

Misc.: NRD and Veterans projects are under review by TD2

**8. Engineering Issues:**

9. **Attorney Issues:** The attorney stated that the District’s counterclaim in the Dennis Kelly lawsuit was heard on June 23, 2014 at 3:00 p.m. Former Clerk Terry Knief and Former Chairman Don Schuneman provided affidavits. has been subpoenaed to testify, but may provide an affidavit in lieu of testifying.

The NRD needs as easement to complete construction for the redundant water line. The attorneys have had

ongoing contact with the necessary parties.

**10. Payment of Bills:**

All bills submitted for payment were approved by unanimous vote. The detail of the approved warrants is as follows:

Warrant	Date	Issued to	Amount	Purpose	Invoice #
9726	5/11/14	Jed Porter	150.00	Deposit refund	1155
9727	5/13/14	Midwest Labs	30.00	Water testing	721971
9728	5/13/14	Omaha World Herald	3.28	Publication	153698, 140430
9729	5/20/14	Century Link	84.92	So. well	
9730	5/20/14	Century Link	124.89	Water tower	
9731	5/20/14	Century Link	84.92	No. well	
9732	6/3/14	Kersten Construction	3,685.08	Grissom St. water break	31924
9733	6/3/14	Kersten Construction	4,054.73	Sewer line break	31923
9734	6/3/14	Clean Sweep	685.00	Street Sweeping	3375
9735	6/15/14	Michael Bendon	150.00	Deposit refund	
9736	6/15/14	Double T Lawn & Landscape	1,000.00	Mowing – APR	626
9737	6/15/14	Layne Christensen Co	426.96	Maintenance @ wells	89061064
9738	6/15/14	City of Omaha	5,000.00	Sewer fee	100665
9739	6/15/14	City of Omaha	1,475.06	Sewer fee	100665
9740	6/15/14	Rodney or Barbara Bogh	150.00	Water deposit refund	1287
9741	6/15/14	Linda Comstock	274.31	May accts payable	
9742	6/10/14	OPPD	2,190.52	Electrical service	
9743	6/10/14	Ne Dept Public Health	15.00	Water testing	451475
9743	6/15/14	Omaha World Herald	26.65	Publication	153698, 140531
9745	6/23/14	Century Link	84.92	Phone service no. well	
9746	6/23/14	Century Link	84.92	Phone service so. well	
9747	6/23/14	Century Link	124.89	Phone service water tower	
9748	6/23/14	Ne Public Health	15.00	Water testing	452516
9749	7/1/14	Double T Lawn	1,050.00	Mowing - May	649
9750	7/1/14	J&M Tree Removal	50.00	Tree removal	606
9751	7/1/14	Linda Comstock	224.90	June accounts payable	
9752	7/1/14	City of Omaha	5,000.00	Sewer fee - Mar	100982
9753	7/1/14	City of Omaha	856.03	Sewer fee - Mar	100982
9754	7/1/14	Trekk Design Group	5,000.00	Sewer repairs	14-466
9755	7/1/14	Trekk Design Group	1,965.00	Sewer repairs	14-466
9756	7/1/14	Mike Quinn	259.70	Clerk fee	
9757	7/1/14	OPPD	2,277.80	Electrical service	
9758	7/1/14	Johnson, Pekny & Chapman	1,254.50	Legal fees - May	3583
9759	7/1/14	ABES's trash service	47.25	Trash service	
9760	7/1/14	GF Pesek, Inc	3,615.00	Maintenance - May	
9761	7/1/14	GF Pesek, Inc	2,705.00	Maintenance - June	
9762	7/1/14	June Jordening	85.67	Garden maintenance – May, June	
9763	7/1/14	June Jordening	542.48	Accts recv - June	
9764	7/1/14	June Jordening	548.24	Accts recv - May	
9765	7/1/14	Professional Accounting Service	2,326.94	Professional fees – May, June	
9766	7/1/14	Thompson, Dreeseen, Corner	1,822.50	Engineering fee	103956, 104391

**11. Old Business:**

a. Bond items:

- i. Outdoor and park improvements, water meters: Trustee Quinn stated he would like the park improvements to be completed by the first freeze of this year. Trustee Bendon stated he

would vote Nay on lights on the ball field. Trustee Bendon also stated he does not want a road going through the park. Trustee Quinn stated his goal is to have teams that play year round to play on the ball field. Trustee Quinn stated that he wants to do it for the better of the community. Trustee Bendon asked Trustee Quinn what will happen to the ball field if Trustee Quinn or someone like him is no longer on the Board to put emphasis on the ball field. Chairwoman Glesmann stated someone could still be able to come to the Board meetings to address concerns with the ball field without having to be on the Board. Trustee Quinn states that there are a lot of teams that would be willing to pay for the field. Trustee Quinn states he would still keep care of the field even if he were not on the Board because he wants what is best for the kids. Trustee Quinn stated Art Beccard is getting him an estimate on the price for the lights for the ball field.

- ii. Water meters: Gary Shepherd stated he has received some phone calls regarding the water meters. Trustee Bendon stated he talked to a guy who could take the water meters now and replace them with a device that could be read remotely/wirelessly and could provide a spreadsheet to Gary Shepherd for the read-outs. Gary Shepherd has looked at a product that has a good price and he is leaning towards that, he likes the other system than the one Art Beccard is recommending. Gary is waiting to hear from an employee at Blackhills for more information and after that hopefully the Board can make a decision.
- iii. Bond reserve fund: Gary Shepherd will need permission to wipe it out, it will mature in the CD in August, is unsure about the exact date in August. He will determine the date and the steps he needs to take to cash it out and move it to the general fund.
- b. Street repairs: Trustee Quinn talked to Art Beccard about this but Art has not gotten back to Trustee Quinn about this. Trustee Quinn will follow-up with Art Beccard about this again this month.
- c. Water deposits update: Trustee Bendon stated he would not be able to verify everything until tomorrow. He has also sent letters out and re-contacted people and resent letters. More have been received since the last meeting. Only about 6-8 that have not sent their affidavits back yet. There are a few that there is no way of finding them and the SID will turn them over to the state, will most likely take place before the end of the year.
- d. Tree spraying: Trustee Bendon suggests that spraying should be added to the current mowing contract in case something shows up it can be taken care of in a timely manner. Trustee Bendon will contact the current mower to see if the mower has the appropriate licensing and chemicals to be able to spray for insects.
- e. Gas leak repairs-sod:
- f. Sidewalk repair by pumping station: Gerald Pesek will follow-up on this.
- g. Street signs: Trustee Quinn has them in the back of his truck. Trustee Burbee brought a quote who will do all seven (7) signs for \$100.00. Trustee Quinn motions, Trustee Bendon seconds, all vote in favor.
- h. Tree trimming: Chairwoman Glesmann stated the Board needs to come up with a plan in order enforce the home owners to trim trees. Attorney will research what can be done to enforcement tree trimming. Trustee Bendon will also contact different contractors regarding price.
- i. SID right of way: Linda Comstock asked about the trailer parked, Trustee Quinn told the owner the trailer needs to be moved. Quinn reported that the owner told him that Don Schuneman told them they do not have to move the trailer. Trustee Bendon wants to have a waiver policy. Trustee Bendon would like a waiver for his fence that is on the SID right of way. Trustee Bendon says this was the policy 10-12 years ago. Trustee Quinn stated that if he was in Bendon's position, he would move the fence back a foot. Trustee Quinn thinks that if a resident is on the Board, the board member should set an example for other residents. Trustee Quinn further stated that Trustee Bendon should put his personal issues with Don Schuneman aside. Trustee Quinn thinks that the way Trustee Bendon and Don Schuneman have acted is petty and childish and that Trustee Bendon should set an example. Trustee Bendon said it is not a pride thing. Trustee Merritt agrees with Trustee Quinn. Chairwoman Glesmann agrees with Trustee Quinn. Trustee Quinn stated that he will help Trustee Bendon move the fence.

Trustee Merritt motioned to adjourn. Trustee Quinn seconded. All trustees voted in favor.

CLERK \_\_\_\_\_

CHAIRWOMAN \_\_\_\_\_