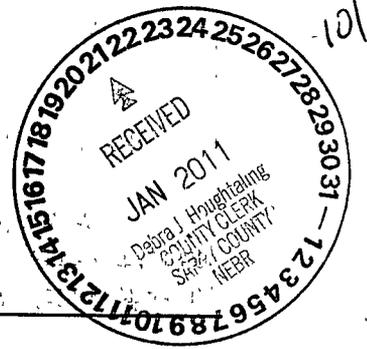


SANITARY AND IMPROVEMENT DISTRICT NO. 101
OF SARPY COUNTY, NEBRASKA



Minutes of the Meeting of the Board of Trustees
December 21, 2010

A meeting of the Board of Trustees of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska was convened in open public session at 7:00 p.m. on the 21st day of December, 2010, at the La Platte Community Church, 16412 Main Street, La Platte, Nebraska.

Present at the meeting were: Doug Hill, Bill Nosek, Chip Frazier, Lou Riedmann, and Don Story, Trustees; and Jeffrey B. Farnham, the District's Attorney.

Notice of the meeting was given in advance thereof by publication in *The Bellevue Leader* on December 15, 2010, a copy of the Proof of Publication being attached to these Minutes. Advance notice was also given to the Board of Trustees and a copy of their acknowledgment of the receipt of such notice is attached to these minutes. Notice was also given to the County Clerk of Sarpy County, Nebraska per the attached certificate of the Clerk of the District. Availability of the agenda was communicated in the advance notice and in the notice of the Board of Trustees and to the County Clerk.

The Clerk then certified that notice of this meeting had been given to the County Clerk of Sarpy County, Nebraska, at least seven days prior to the time set by the Board of Trustees for this meeting, said Certificate being attached to these minutes and made a part hereof by this reference.

All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

The Chairman then stated that one copy of the reproducible written material to be discussed at this meeting was available for examination or copying and that a current copy of the Open Meetings Act was posted in the meeting room.

The District's Clerk then presented the Treasurer's Report. The balance in the District's General Fund as of November 30, 2010 was approximately \$34,254.48; the balance in the District's Service Fee Fund as of November 30, 2010 was approximately \$50,632.58; the cash balance in the District's Bond Fund account as of November 30, 2010 was approximately \$91,623.67; and the Bond Fund Investment balance as of November 30, 2010 was approximately \$1,539,061.89.

The Chairman then requested that the Board approve the minutes from the meeting held on November 23, 2010. Upon a motion made by Bill Nosek and duly seconded by Don Story and vote taken in open session convened, and vote being in favor, none opposed, the minutes of the meeting held on November 23, 2010, were approved.

Mr. Farnham then presented plans and specifications prepared by the District's engineering firm, Olmsted & Perry, for the construction of 2010 Drainage Improvements, together with an estimate of the total cost of said improvement prepared by said engineers for the District, which cost estimate, including engineering fees, legal fees, fiscal fees, administration costs and other miscellaneous costs is in the sum of \$67,560.00.

After discussion, the Resolution contained in Exhibit "A" attached hereto and by this reference incorporated herein was duly introduced, seconded and upon a roll call vote of "aye" by the Trustees was unanimously adopted; the Trustees, then unanimously passed the following resolution:

RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, that the hearing on the proposed Resolution of Advisability and Necessity for the construction of the 2010 Drainage Improvements shall be held at La Platte Community Church, 16412 Main Street, La Platte, Nebraska at 7:00 p.m. on January 12, 2011, at which time owners of property within the District who might become subject to assessment for the improvements contemplated by the proposed Resolution of Necessity may appear and make objections to the proposed improvements and if a petition opposing the proposed Resolution of Advisability and Necessity, signed by property owners representing a majority of the front footage which might become subject to assessments for the cost of said improvements, as set out in the Resolution, is filed which the Clerk of the District within three days before the date set for hearing on such Resolution, such Resolution shall not be passed.

BE IT FURTHER RESOLVED that the notice of said hearing shall be given by publication in The Bellevue Leader; a legal newspaper of Sarpy County, Nebraska, for two consecutive weeks on December 22nd and December 29th, 2010, which publication shall contain the entire wording of the proposed Resolution and that notice shall be given by posting same in three conspicuous places within the boundaries of the District as required by Neb. Rev. Stat. Section 31-745 and further, that the Clerk of the District shall give notice not less than seven days prior to said hearing to the City Clerk of Bellevue, Nebraska as required by Neb. Rev. Stat. Section 31-727.02.

BE IT FURTHER RESOLVED that the District should advertise for bids for construction of the improvements related to the 2010 Drainage Improvements project; that the Notice to Contractors advertising for such bids shall be given by publication in the *Bellevue Leader*, a legal newspaper in Sarpy County, Nebraska for three consecutive weeks on December 22 and 29, 2010 and on January 5, 2011; that such Notice to Contractors shall provide for a bid opening at 2:00 p.m. on January 12, 2011 in the Offices of the District's engineers, Olmsted & Perry, 10730 Pacific St., Suite 232, Omaha, Nebraska; that in the event the proposed Resolution of Necessity passes at the January 12, 2011 meeting of the Board of Trustees then the

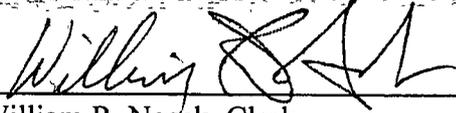
Trustees shall consider the bids received for construction of the 2010 Drainage Improvements and may award the contract to the lowest responsible bidder at such meeting.

The Chairman stated that the next meeting would be held on January 12, 2010 at 7:00 p.m.; there were no other future agenda items mentioned at this time.

There being no further business appearing, and upon motion duly made by Chip Frazier, seconded by Lou Riedmann, and unanimously carried, the meeting was adjourned.



Doug Hill, Chairman



William R. Nosek, Clerk

**AGENDA FOR SID #101
BOARD OF TRUSTEES MEETING
7:00 P.M., TUESDAY, DECEMBER 21, 2010
LA PLATTE COMMUNITY CHURCH**

I. Call to Order - Opening of the meeting by the Chairman

Advise members of the public that:

- A. One copy of all reproducible written material to be discussed at this meeting is available for examination or copying.
- B. One current copy of the Open Meetings Act is posted in the meeting room.

II. Roll Call

III. Public comments on agenda items

IV. Routine Matters

- A. Treasurer's Report (as of November 30, 2010): General Fund \$34,254.48; Bond Fund Investments \$1,539,061.89; Bond Fund Cash Balance \$91,623.67; Service Fee Fund \$50,632.58.
- B. Approval of minutes of the preceding Board Meeting.

V. Unfinished Business

- A. Propose Resolution of Necessity for 2010 Drainage Improvements.

VI. Future Agenda Items/Board Calendar

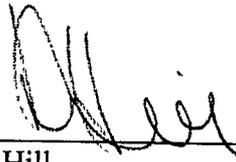
VII. Public comments on Non-Agenda items

VIII. Adjournment

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustee of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, does 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 7:00 p.m. on December 21, 2010, at La Platte Community Church, 16412 Main Street, Sarpy County, La Platte, Nebraska.

DATED this 21st day of December, 2010.

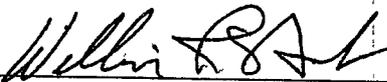


Doug Hill

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustee of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, does 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 7:00 p.m. on December 21, 2010, at La Platte Community Church, 16412 Main Street, Sarpy County, La Platte, Nebraska.

DATED this 21st day of December, 2010.



William R. Nosek

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustee of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, does 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 7:00 p.m. on December 21, 2010, at La Platte Community Church, 16412 Main Street, Sarpy County, La Platte, Nebraska.

DATED this 21st day of December, 2010.


Edwin "Chip" Frazier

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustee of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, does 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 7:00 p.m. on December 21, 2010; at La Platte Community Church, 16412 Main Street, Sarpy County, La Platte, Nebraska.

DATED this 21st day of December, 2010.

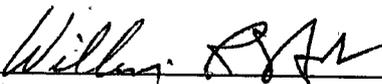


Lou Riedmann

CERTIFICATE

The undersigned being Clerk of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, hereby certifies that notice of a meeting of the Board of Trustees of said District held on December 21, 2010, was mailed to the County Clerk of Sarpy County, Nebraska at least seven days prior to the date of said meeting.

The undersigned further certifies that the agenda for the meeting of the Board of Trustees of said District was prepared and available for public inspection at the address designated in the notice of meeting published in *The Bellevue Leader* on December 15, 2010, and that no items were added to the agenda after the commencement of the meeting; and further, that the minutes for the meeting were available for public inspection within ten (10) days of the date of said meeting and that a copy of the minutes of this meeting were sent to the County Clerk of Sarpy County, Nebraska within thirty days from the date of this meeting.



Clerk

Nancy Meyer

From: Nancy Meyer [nancy@jbfarnhamlaw.com]
Sent: Friday, December 10, 2010 3:17 PM
To: Bellevue Leader
Subject: SID 101 Meeting Notice



notice.doc

Jessica:

Attached is a Notice to be published on Wednesday, December 15, 2010, in the Bellevue Leader for the upcoming SID 101 meeting scheduled for December 21, 2010. Please confirm your receipt of this request to me via e-mail. If you have any questions, please don't hesitate to contact me. Thank you for your assistance.

Sincerely,
Nancy Meyer
Assistant to Jeffrey B. Farnham

**NOTICE OF MEETING
SANITARY AND IMPROVEMENT
DISTRICT NO. 101
SARPY COUNTY, NEBRASKA**

Notice is hereby given that a general meeting of the Board of Trustees of Sanitary and Improvement District No. 101 of Sarpy County, Nebraska, will be held at 7:00 p.m. on December 21, 2010, at La Platte Community Church, 16412 Main Street, La Platte, Nebraska, which will be open to the public. An agenda for such meeting, kept continuously current, is available for public inspection at the principal office of the Board at 220 North 89th Street, Suite 201, Omaha, Nebraska, and includes payment of bills of the District.

**William R. Nosek
Clerk of the District**

December 10, 2010

County Clerk
COUNTY OF SARPY
1210 Golden Gate Drive
Suite 1118
Papillion, Nebraska 68046

Re: SID 101 of Sarpy County, Nebraska

Dear Ms. Houghtaling:

Pursuant to Neb. Rev. Stat. § 31-727.02, as amended, this letter will serve as notice that there will be a meeting of the Board of Trustees of Sanitary and Improvement District No. 101 on Tuesday, December 21, 2010, at 7:00 p.m., at the La Platte Community Church, 16412 Main Street, La Platte, Nebraska.

Yours very truly,

Jeffrey B. Farnham

JBf:nkm

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Jeff Farnham

From: Jeff Farnham [jbf@jbfamhamlaw.com]
Sent: Monday, December 13, 2010 7:49 AM
To: Bill Nosek (dnosek@cox.net); Chip Frazier (chipfrazier@cox.net); Don Story; Doug Hill (rdhill50@cox.net); Jim Olmsted (jimo@olmstedperry.com); Lou Riedmann (louriedmann@cox.net); Urban Utilities (Urban_Uilities_Inc@jagwireless.net)
Attachments: scan0001.pdf

Good morning. We have a meeting set up for December 21st at 7:00 for the purpose of proposing the Resolution of Necessity for the Floodgate reconstruction project—should be a very short meeting and I don't think it will be necessary for Rene and Joy or Jim to attend.

Jeff

LAW OFFICE
JEFFREY B. FARNHAM, P.C., L.L.O.

220 NORTH 89TH STREET
SUITE 201
OMAHA, NEBRASKA 68114

TELEPHONE (402) 393-2555
FACSIMILE (402) 393-2909

JEFFREY B. FARNHAM
jbf@jbfarnhamlaw.com
ANDREW W. SIMPSON
andy@jbfarnhamlaw.com

December 10, 2010

VIA EMAIL

Mr. Doug Hill
2815 Crystal Drive
Bellevue, Nebraska 68123

Mr. Chip Frazier, Jr.
2514 Annabelle Drive
Bellevue, Nebraska 68123

Mr. William R. Nosek
2006 S. 127th Circle
Omaha, Nebraska 68144

Mr. Lou Riedmann
17309 Gate Drive
Bellevue, Nebraska 68123

Mr. Donald R. Story
17120 Chalet Drive
Bellevue, Nebraska 68123

Re: Sanitary and Improvement District No. 101

Dear Trustees:

This is to notify you that a meeting of the Board of Trustees of Sanitary and Improvement District No. 101 will be held on Tuesday, December 21, 2010, at 7:00 p.m., at the La Platte Community Church, 16412 Main Street, La Platte, Nebraska. Please let me know if you have any questions.

Yours very truly,



Jeffrey B. Farnham

JBF:nkm

C: Jim Olmsted (via email)
Rene Nelson (via email)

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Nancy Meyer

From: Nancy Meyer [nancy@jbfarnhamlaw.com]
Sent: Wednesday, January 19, 2011 4:15 PM
To: Gabe Oas
Subject: SID 101 December meeting Minutes



minutes.122110.pdf

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Attached is a copy of the Minutes from the December 21, 2010 SID 101 meeting.

Sincerely,
Nancy Meyer
Assistant to Jeffrey B. Farnham