

**MINUTES OF THE MEETING OF THE BOARD OF  
TRUSTEES OF SANITARY & IMPROVEMENT DISTRICT NO. 298  
OF SARPY COUNTY, NEBRASKA**

A meeting of the Board of Trustees of Sanitary & Improvement District No. 298 of Sarpy County, Nebraska, was convened in open and public session at 4:45 p.m. on September 15, 2015 at 11718 Nicholas Street, Suite 101, Omaha, Nebraska. Present were the following Trustees: Melvin Sudbeck, JeAnn Sudbeck, Chad Wallace and John Arians; absent was Darrell Wise. Also present was Robert F. Peterson, counsel for the District. Notice of the meeting was given in advance thereof by publication in The Bellevue Leader, Sarpy County, Nebraska, on September 2, 2015, a copy of the Proof of Publication being attached to these minutes. Notice of this meeting was simultaneously given to all members of the Board of Trustees, and a copy of their Acknowledgment of Receipt of Notice to the Trustees of this meeting. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order by the Chairman, Melvin Sudbeck. He announced that a copy of the Open Meetings Act was available on the table in the room and available for inspection by anyone who so desired.

It was noted by counsel that the meeting of the Board scheduled for July 30, 2015 at 16255 Woodland Drive, Omaha, Nebraska was not held due to a failure of a quorum of trustees available.

The Clerk announced that this was the time and place set for the public hearing on the proposed budget statement of the District. The Clerk presented a copy of the notice of this budget hearing and the budget summary attached thereto, which was ordered attached to these minutes.

No person appeared to present support, opposition, criticism, suggestions or observations relating to the proposed budget and tax levy.

The Clerk stated that the Board should now vote on the proposed budget.

After full discussion, and upon motion being duly made and seconded, with all Trustees voting "aye" and no Trustees voting "no", the following Resolution was adopted:

BE IT RESOLVED, that the proposed budget statement for this District, which is attached to the minutes of this meeting be, and hereby is, adopted as the budget of this District.

BE IT FURTHER RESOLVED, that the Clerk be, and is hereby authorized and directed to file copies of the adopted budget statement with the County Clerk of Sarpy County, Nebraska, and with the auditor of Public Accounts of the State of Nebraska.

The Clerk then stated that, the Budget for the District having been adopted, it would be appropriate at this time to levy a tax in accordance with the Budget Statement.

After full discussion and upon motion being duly made and seconded, with all Trustees present voting "aye" and with no Trustees voting "no", the following resolution was adopted:

BE IT RESOLVED, by the Board of Trustees of Sanitary & Improvement District No. 298 of Sarpy County, Nebraska, has given the proper five day published notice of hearing on the proposed budget.

1. That a levy of 89.99999¢ to the General Fund for each \$100.00 of actual valuation shall be made upon all taxable property within the District, except intangible property, which levy totals \$4,288.29 to the General Fund for each \$100.00 of actual valuation and \$4,288.29 in property taxes.
2. That the Clerk of the District is hereby directed to certify said total levy to the County Clerk of Sarpy County, Nebraska, and to file a copy of such certification with the Auditor of Public Accounts of the State of Nebraska on or before September 21, 2015.

Counsel advised that it was necessary to republish a Resolution of Necessary for Paving and Storm Sewer Section 1. He pointed out that statute requires that the notice be published two times and that the meeting to approve a Resolution of Necessity for those improvements must occur within the County where the District is located. Counsel noted that the meeting at which the resolution was to have been considered did not occur due to a lack of a quorum. Counsel requested input from the Trustees as to their availability to consider the Resolution of Necessary once republished. Counsel was advised that the Trustees would be available for a meeting on October 6, 2015. Counsel then advised that it was necessary to re-propose the Resolution of Necessity.

The Chairman then presented the following proposed improvement for consideration by the Board:

PROPOSED IMPROVEMENT – Spring Ridge Paving and Storm Sewer – Section 1  
ENGINEERS SUBMITTING PROJECT – Thompson, Dreessen & Dorner, Inc.  
ENGINEER’S LETTER DATED – June 19, 2015  
ENGINEER’S ESTIMATE OF TOTAL COST OF  
PROPOSED IMPROVEMENT - \$1,454,400.00 – including engineering, legal fees and miscellaneous costs.

The Chairman advised that consideration should be given to the approval for the project. The Chairman advised that the engineers for the District had submitted the above letter in regard to the above improvement and did file the plans, specifications, and an estimate of the total cost of the proposed improvement with the Clerk of the District.

The Chairman then presented for consideration and proposal of the Board of Trustees the Resolution of Necessity for completion of the above described improvement, which Resolution of Necessity is attached to and made a part of the minutes of this meeting.

After full discussion and upon motion duly made and seconded with all Trustees present voting "aye" and with no Trustees voting "no", the following Resolution was adopted:

BE IT RESOLVED, that the Board of Trustees of this District does offer and propose a Resolution of Necessity for the accomplishment and completion of the above described improvement.

BE IT FURTHER RESOLVED, that said Resolution of Necessity for the above improvement is hereby set for consideration and hearing before the Board of Trustees meeting at:

ADDRESS - 16255 Woodland Drive, Omaha, Nebraska  
HEARING DATE - October 6, 2015  
HEARING TIME - 4:30 p.m.

BE IT FURTHER RESOLVED, that notice of the time and place of said hearing shall be given the same day each week in a newspaper of general circulation published in the county where the District was organized, which publication shall contain the entire wording of the Resolution of Necessity and also by posting in three conspicuous places in the District. This Notice of Hearing shall be published in the following newspaper on the following dates:

NOTICE TO BE PUBLISHED IN - The Bellevue Leader  
COUNTY WHERE DISTRICT ORGANIZED - Sarpy  
DATES NOTICE TO BE PUBLISHED - September 23 & 30

Counsel was requested to advise the engineers of the proposal.

Counsel circulated for consideration an Agreement to Repurchase Obligations of the District proposed between First National Capital Markets, SID 298 and Kuehl Capital Corporation. Counsel explained that this was the agreement for First National Capital Markets to purchase the District's general fund warrants, the District's construction fund warrants and the District's general obligation bonds for its own account or to sell as First National Capital Markets determines. Counsel noted that the fees to First National Capital Markets for the purchase of the warrants and bonds would be paid 2%. Counsel pointed out that the agreement

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required a base levy to the bond fund once the warrants are picked up of 50¢ and that special assessments be levied within 180 days of completion of the improvements.

The Trustees reviewed the other terms of the agreement and upon a motion made, seconded and upon a roll call, all Trustees present voted in favor of adoption of the following resolution:

BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska that the Chairman be and hereby is authorized to execute on behalf of the District the Agreement to Purchase Obligations between First National Capital Markets, Inc., Sanitary and Improvement District No. 298 of Sarpy County, Nebraska and Kuehl Capital Corporation.

Counsel was then directed to forward the Agreement to the fiscal agent for the District for signature and for the signature of First Nation Capital Markets, Inc.

Counsel then presented a proposal from Masimore, Magnuson & Associates to act as certified public accounts for the District. After review and discussion the Chairman suggested that the Trustees defer action on that pending a solicitation of costs from other accountants for this service. Counsel was requested to contact Lengemann & Associates who had expressed an interest in doing the accounting work for SID's and perhaps a second firm that performs SID accounting services.

The Chairman then presented the following items for consideration by the Board.

1. Statement from The Omaha World Herald in the amount of \$476.42 for publication of notices.
2. Statement from Chastain-Otis in the amount of \$120.00.
3. Statement from Laughlin, Peterson & Lang in the amount of \$874.87.
4. Statement from Kuehl Capital Corporation in the amount of \$6,000.00.
5. Statement from Kuehl Capital Corporation in the amount of \$36.78 ( $\$1,471.29 \times 2.5\%$ ).
6. Statement from First National Capital Markets, Inc. in the amount of \$149.43 ( $\$7,471.29 \times 2\%$ ).

After a full discussion and upon a motion being duly made and seconded, with everyone voting "aye" and no one voting "no", the following resolution was adopted:

RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver the following warrants of the District, dated the date of this meeting, to the following payees and in the following amounts, said Warrants to be drawn on the General Fund of the District and to draw interest at the rate of 7% per annum and to be redeemed no later than September 15, 2018, subject to extension of said maturity date by order of the District Court of Sarpy County, Nebraska, after notice is given as required by law, to-wit:

1. WARRANT NO. 001 payable to The Omaha World Herald in the amount of \$476.42.
2. WARRANT NO. 002 payable to Chastain-Otis in the amount of \$120.00.
3. WARRANT NO. 003 payable Laughlin, Peterson & Lang in the amount of \$874.87.
4. WARRANT NO. 004 payable to Kuehl Capital Corporation in the amount of \$6,000.00.
5. WARRANT NO. 005 payable to Kuehl Capital Corporation in the amount of \$36.78.
6. WARRANT NO. 006 payable First National Capital Markets, Inc. in the amount of \$149.43.

The Chairman then presented the following items for consideration by the Board.

1. Statement from Thompson Dreessen & Dornier in the amount of \$50,086.92.
2. Payment to Capital Corporation in the amount of \$1,252.17 (\$50,086.92 x 2.5%).
3. Payment to First National Capital Markets, Inc. in the amount of \$1,001.74 (50,086.92 x 2%).

After a full discussion and upon a motion being duly made and seconded, with everyone voting "aye" and no one voting "no", the following resolution was adopted:

RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, hereby authorizes and directs that the following warrants be prepared and issued by the Chairman and Clerk in payment thereof, said warrants

to bear interest at 7% per annum after registration and to be charged to the Construction Fund of the District, with the interest to be payable on September 1, 2016 and September 1 of each year thereafter on maturity and to be redeemed no later than September 15, 2020, subject to extension of said maturity date by order of the District Court of Sarpy County, Nebraska, after notice is given as required by law, to-wit:

1. WARRANT NO. 007 payable to Thompson, Dreessen & Dorner in the amount of \$10,000.00.
2. WARRANT NO. 008 payable to Thompson, Dreessen & Dorner in the amount of \$10,000.00.
3. WARRANT NO. 009 payable to Thompson, Dreessen & Dorner in the amount of \$10,000.00.
4. WARRANT NO. 010 payable to Thompson, Dreessen & Dorner in the amount of \$10,000.00.
5. WARRANT NO. 011 payable to Thompson, Dreessen & Dorner in the amount of \$10,000.00.
6. WARRANT NO. 012 payable to Thompson, Dreessen & Dorner in the amount of \$86.92.
7. WARRANT NO. 013 payable to Kuehl Capital Corporation in the amount of \$1,252.17.
8. WARRANT NO. 014 payable to First National Capital Markets, Inc. in the amount of \$1,100.74

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, that both they and the District hereby find and determine and covenant, and warrant and agree that (a) the facilities for which the above Warrants are issued are designed to serve members of the general public on an equal basis; (b) there are no persons with rights to use said facilities other than as members of the general public; (c) ownership and operation of said facilities is with the District or another political subdivision; (d) none of the proceeds of the Warrants will be loaned to any person and to the extent that special assessments have been or are to be levied for any said facilities, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specially benefited by such facilities in the District; (e) the development of

the land in the District for sale and occupation by the general public is proceeding with reasonable speed and (f) the District hereby authorizes and directs the Chairman or Clerk to file, when due, an information reporting form pursuant to section 149(e) of the Internal Revenue Code of 1986 pertaining to the above Warrants.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under current federal law to maintain the tax exempt status (as to taxpayers generally) of interest on the above Warrants; and (b) to the extent that it may lawfully do so, the District hereby designates the above Warrants as its "qualified tax exempt obligations" under Section 265(b)(3)(B)(i)(III) of the Internal Revenue Code of 1986 as amended and covenants and warrants that the District does not reasonably expect to issue warrants or bonds or other obligations aggregating in the principal amount of more than \$5,000,000 during the calendar year in which the above Warrants are to be issued.

BE IT FURTHER RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska that this and the preceding Resolutions are hereby adopted as the Certificate with Respect to Arbitrage of the District pertaining to the above Warrants and the District and the Chairman and Clerk of the District hereby further certify, as of the date of the registration of the above Warrants with the County Treasurer of Sarpy County, Nebraska, as follows:

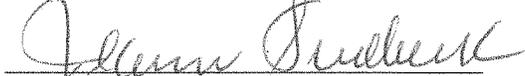
1. No separate reserve or replacement fund has been or will be established with respect to the above Warrants. The District reasonably anticipates that monies in its Bond Fund reasonably attributable to the above Warrants in excess of the lesser of: (a) 10% of the net principal proceeds of the above Warrants, (b) the maximum annual debt service due on the above Warrants, or (c) 125% of average annual debt service due on the above Warrants will be expended for payment of principal of and interest on the above Warrants within 13 months after receipt of such monies. That amount which is currently held in the District's Bond Fund which exceeds the amount which is to be expended for payment of principal and interest on the above Warrants within 13 months after receipt of such monies, plus that amount arrived at pursuant to the immediately preceding sentence, will not be invested in any securities or any other investment obligations which bear a yield, as computed in accordance with the actuarial method, in excess of the yield on the above Warrants.

2. To the best of their knowledge, information and belief, the above expectations are reasonable.
3. The District has not been notified of any listing of it by the Internal Revenue Service as an issuer that may not certify its bonds.
4. This Certificate is being passed, executed and delivered pursuant to Section 1.148-2(b)(2) of the Income Tax Regulations under the Internal Revenue Code of 1986, as amended.

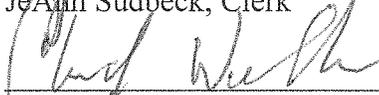
There being no further business to come before the meeting, the same was adjourned.



\_\_\_\_\_  
Melvin Sudbeck, Chairman



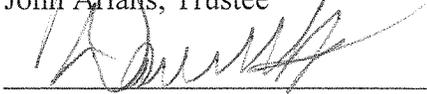
\_\_\_\_\_  
JeAnn Sudbeck, Clerk



\_\_\_\_\_  
Chad Wallace, Trustee



\_\_\_\_\_  
John Arians, Trustee



\_\_\_\_\_  
Darrel Wise, Trustee

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF HEARING

The undersigned Trustees of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, 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 4:30 p.m. at 11718 Nicholas Street, Suite 101, Omaha, Nebraska.

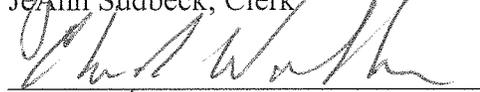
Dated this 15<sup>th</sup> day of September, 2015.



Melvin Sudbeck, Chairman



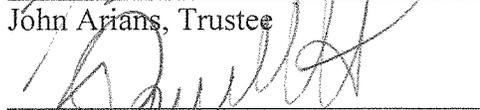
JeAnn Sudbeck, Clerk



Chad Wallace, Trustee



John Arians, Trustee



Darrel Wise, Trustee

CERTIFICATE

STATE OF NEBRASKA            )  
  )  
COUNTY OF SARPY            )  
  )  
SANITARY AND                 )  
IMPROVEMENT                 )  
DISTRICT NO. 298             )

I, the undersigned, Clerk for Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of September 15, 2015, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the Chairman and Board of Trustees of the District, from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 15<sup>th</sup> day of September, 2015.

  
\_\_\_\_\_  
JeAnn Sudbeck, Clerk

**CERTIFICATE OF NOTICE**

STATE OF NEBRASKA    )  
                                  )  
COUNTY OF SARPY     )

I hereby certify that I am the duly qualified and acting Clerk of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, and that not less than seven (7) days prior to the date set for this meeting of the Board of Trustees of this District, a notice was sent to the Clerk of the City of Bellevue, Nebraska, the municipality or county whose zoning jurisdiction this District is located, notifying said Clerk of this meeting.

Dated this 15<sup>th</sup> day of September, 2015.

  
JeAnn Sudbeck, Clerk

## CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 298 of Sarpy County, Nebraska, (the "District") and hereby further certify as follows:

1. Annexed to this certificate is a true and correct transcript of the proceedings of the Board of Trustees of the District relating to a meeting of said District held on the date and at the time reflected in the meeting minutes contained in said foregoing transcript (the "Meeting"). All of the proceedings of the District and of the Board of Trustees thereof which are set out in the annexed and foregoing transcript have been fully recorded in the journal of proceedings of the District and the undersigned District Clerk has carefully compared the annexed and foregoing transcript with said journal and with the records and files of the District which are in such Clerk's official custody and said transcript is a full, true and complete copy of said journal, records and files which are set out therein.

2. Advance notice for the Meeting was given by publication as set forth in the affidavit of publication contained in the foregoing transcript and was mailed to the Clerk of the municipality or county within whose zoning jurisdiction the District is located at least seven days prior to the date of the Meeting. Advance notice for the Meeting, including notice of agenda subjects, was given to all members of the Board of Trustees. All news media requesting notification of meetings of said body were provided with advance notice of the times and places of such meetings and the subjects to be discussed.

3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects were contained in said agenda for at least 24 hours prior to the Meeting and each agenda item was sufficiently descriptive to give the public reasonable notice of the matters to be considered at the Meeting.

4. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during the Meeting in the room in which such Meeting was held and all in attendance at the Meeting were informed that such copy of the Nebraska Open Meetings Act was available for review and were informed of the location of such copy in the room in which such Meeting was being held. At least one copy of all resolutions and other reproducible written materials, for which actions are shown in said proceedings, was made available for examination and copying by members of the public at the Meeting.

5. The minutes of the Meeting were in written form and available for public inspection within ten (10) working days after the Meeting or prior to the next convened meeting, whichever occurred earlier, at the office of the District; within thirty (30) days after the date of the Meeting, a copy of the minutes of the Meeting was sent to the Clerk of the municipality or county within whose zoning jurisdiction the District is located.

6. No litigation is now pending or threatened to restrain or enjoin the District from the issuance and delivery of any warrants or other obligations issued by the District or the levy and

collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations were or are issued nor in any manner questioning the proceedings and authority under which any such warrants or other obligations were or are issued or affecting the validity thereof; neither the corporate existence or boundaries of the District nor the title of its present officers to their respective offices is being contested; no authority or proceedings for the issuance of any warrants or other obligations by the District have been repealed, revoked or rescinded as of the date hereof. All actions taken by the Board of Trustees referred to in said transcript were taken at a public meeting while open to the attendance of the public.

IN WITNESS WHEREOF, we have hereunto affixed our official signatures this 15<sup>th</sup> day of September, 2015.



\_\_\_\_\_  
Melvin Sudbeck, Chairperson



\_\_\_\_\_  
JeAnn Sudbeck, Clerk

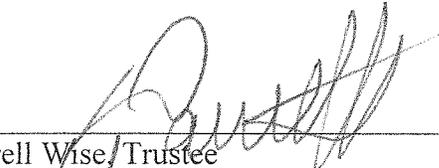
**ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF HEARING**

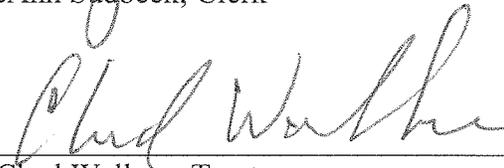
The undersigned Trustees of Sanitary and Improvement District No. 269 of Sarpy County, Nebraska, hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said District and the agenda for such meeting held at 5:00 p.m. at 16255 Woodland Drive, Omaha, Sarpy County, Nebraska.

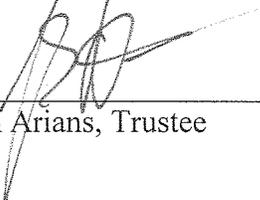
Dated this 30<sup>th</sup> of June, 2015.

  
\_\_\_\_\_  
Melvin Sudbeck, Chairman

  
\_\_\_\_\_  
JeAnn Sudbeck, Clerk

  
\_\_\_\_\_  
Darrell Wise, Trustee

  
\_\_\_\_\_  
Chad Wallace, Trustee

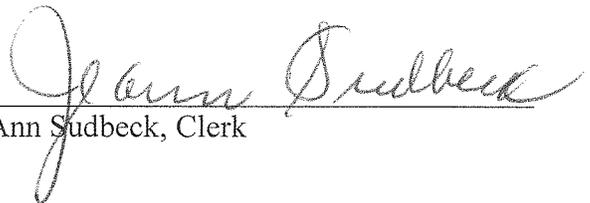
  
\_\_\_\_\_  
John Arians, Trustee

**CERTIFICATE**

STATE OF NEBRASKA    )  
                                  )  
COUNTY OF SARPY     )  
  
SANITARY AND            )  
IMPROVEMENT            )  
DISTRICT NO. 298        )

I, the undersigned, Clerk for Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of June 30, 2015, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the Chairman and Board of Trustees of the District, from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 30<sup>th</sup> day of June, 2015.

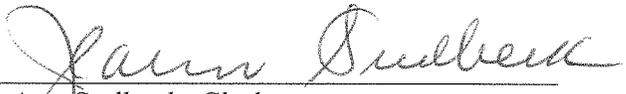
  
\_\_\_\_\_  
JeAnn Sudbeck, Clerk

**CERTIFICATE OF NOTICE**

STATE OF NEBRASKA    )  
  )  
COUNTY OF Sarpy        )

I hereby certify that I am the duly qualified and acting Clerk of Sanitary and Improvement District No. 298 of Sarpy County, Nebraska, and that not less than seven (7) days prior to the date set for this meeting of the Board of Trustees of this District, a notice was sent to the Clerk of the City of Bellevue, Nebraska, the municipality or county whose zoning jurisdiction this District is located, notifying said Clerk of this meeting.

Dated this 30<sup>th</sup> day of June, 2015.

  
\_\_\_\_\_  
JeAnn Sudbeck, Clerk

## CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 298 of Sarpy County, Nebraska, (the "District") and hereby further certify as follows:

1. Annexed to this certificate is a true and correct transcript of the proceedings of the Board of Trustees of the District relating to a meeting of said District held on the date and at the time reflected in the meeting minutes contained in said foregoing transcript (the "Meeting"). All of the proceedings of the District and of the Board of Trustees thereof which are set out in the annexed and foregoing transcript have been fully recorded in the journal of proceedings of the District and the undersigned District Clerk has carefully compared the annexed and foregoing transcript with said journal and with the records and files of the District which are in such Clerk's official custody and said transcript is a full, true and complete copy of said journal, records and files which are set out therein.

2. Advance notice for the Meeting was given by publication as set forth in the affidavit of publication contained in the foregoing transcript and was mailed to the Clerk of the municipality or county within whose zoning jurisdiction the District is located at least seven days prior to the date of the Meeting. Advance notice for the Meeting, including notice of agenda subjects, was given to all members of the Board of Trustees. All news media requesting notification of meetings of said body were provided with advance notice of the times and places of such meetings and the subjects to be discussed.

3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects were contained in said agenda for at least 24 hours prior to the Meeting and each agenda item was sufficiently descriptive to give the public reasonable notice of the matters to be considered at the Meeting.

4. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during the Meeting in the room in which such Meeting was held and all in attendance at the Meeting were informed that such copy of the Nebraska Open Meetings Act was available for review and were informed of the location of such copy in the room in which such Meeting was being held. At least one copy of all resolutions and other reproducible written materials, for which actions are shown in said proceedings, was made available for examination and copying by members of the public at the Meeting.

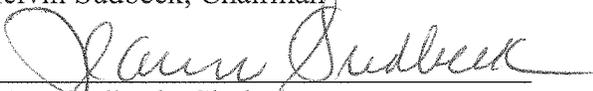
5. The minutes of the Meeting were in written form and available for public inspection within ten (10) working days after the Meeting or prior to the next convened meeting, whichever occurred earlier, at the office of the District; within thirty (30) days after the date of the Meeting, a copy of the minutes of the Meeting was sent to the Clerk of the municipality or county within whose zoning jurisdiction the District is located.

6. No litigation is now pending or threatened to restrain or enjoin the District from the issuance and delivery of any warrants or other obligations issued by the District or the levy and collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations were or are issued nor in any manner questioning the proceedings and authority under which any such warrants or other obligations were or are issued or affecting the validity thereof; neither the corporate existence or boundaries of the District nor the title of its

present officers to their respective offices is being contested; no authority or proceedings for the issuance of any warrants or other obligations by the District have been repealed, revoked or rescinded as of the date hereof. All actions taken by the Board of Trustees referred to in said transcript were taken at a public meeting while open to the attendance of the public.

IN WITNESS WHEREOF, we have hereunto affixed our official signatures this 30<sup>th</sup> day of June, 2015.

  
\_\_\_\_\_  
Melvin Sudbeck, Chairman

  
\_\_\_\_\_  
JeAnn Sadbeck, Clerk

SANITARY AND IMPROVEMENT DISTRICT NO. 298  
OF SARPY COUNTY, NEBRASKA

**AGENDA**

September 15, 2015

Special Meeting – 4:30 p.m.

Budget Meeting – 4:45 p.m.

The following items are the matters which are to be brought before the Board of Trustees of the above District at the meeting:

1. Call to Order.
2. Review Proof of Publication of meeting.
3. Adopt Budget.
4. Approve engagement of CPA for 2015 audit.
5. Review and approve Agreement to purchase obligations;
6. Set date for republication of resolution of Necessity for Paving and Storm Sewer Section 1
7. Payment of Bills:

<b>GENERAL FUND</b>	
a. Statements from The Omaha World Herald	\$476.42
b. Statement from Chastain Otis for clerk and chairman bonds	\$120.00
c. Statement from Laughlin, Peterson & Lang	\$874.87
d. Statement from Kuehl Capital	\$6,000.00
e. Kuehl Capital Corporation (\$1,471.29 x 2.5%)	\$36.78
f. First National Capital Markets, Inc. (\$7,471.29 x 2%)	\$149.43
<b>CONSTRUCTION FUND</b>	
e. Statement from Thompson, Dreessen & Dorner	\$50,086.92
f. Kuehl Capital Corporation (\$50,086.92 x 2.5%)	\$1,252.17
g. First National Capital Markets, Inc. (\$50,086.92 x 2%)	\$1,001.74



**2015-2016  
STATE OF NEBRASKA  
SID BUDGET FORM**

TO THE COUNTY BOARD AND COUNTY CLERK OF  
Sarpy County

This budget is for the Period JULY 1, 2015 through JUNE 30, 2016

**Upon Filing, The Entity Certifies the Information Submitted on this Form to be Correct:**

The following **PERSONAL AND REAL PROPERTY TAX** is requested for the ensuing year:

\$	4,288.29	Property Taxes for Non-Bonds
\$	-	Principal and Interest on Bonds
\$	4,288.29	<b>Total Personal and Real Property Tax Required</b>

Outstanding Registered Warrants/Bonded Indebtedness as of JULY 1, 2015

\$	-	Principal
\$	-	Interest
\$	-	<b>Total Bonded Indebtedness</b>

**Total Certified Valuation (All Counties)**

(Certification of Valuation(s) from County Assessor **MUST** be attached)

County Clerk's Use Only

**Report of Joint Public Agency & Interlocal Agreements**

Was this Subdivision involved in any Interlocal Agreements or Joint Public Agencies for the reporting period of July 1, 2014 through June 30, 2015?

YES

NO

*If YES, Please submit Interlocal Agreement Report by December 31, 2015.*

**Report of Trade Names, Corporate Names & Business Names**

Did the Subdivision operate under a separate Trade Name, Corporate Name, or other Business Name during the period of July 1, 2014 through June 30, 2015?

YES

NO

*If YES, Please submit Trade Name Report by December 31, 2015.*

**Submission Information - Adopted Budget Due by 9-20-2015**

1. Auditor of Public Accounts - PO Box 98917 - Lincoln, NE 68509

Submit Electronically using Website:

<http://www.auditors.nebraska.gov/>

2. County Board (SEC. 13-508), C/O County Clerk

**APA Contact Information**

Auditor of Public Accounts

Telephone: (402) 471-2111

FAX: (402) 471-3301

Website: [www.auditors.nebraska.gov](http://www.auditors.nebraska.gov)

Questions - E-Mail: [Deann.Haeffner@nebraska.gov](mailto:Deann.Haeffner@nebraska.gov)

Line No.	TOTAL ALL FUNDS	Actual 2013 - 2014 (Column 1)	Actual 2014 - 2015 (Column 2)	Adopted Budget 2015 - 2016 (Column 3)
1	Beginning Balances, Receipts, & Transfers:			
2	Net Cash Balance	\$ -	\$ -	\$ -
3	Investments	\$ -	\$ -	\$ -
4	County Treasurer's Balance	\$ -	\$ -	\$ -
5	Subtotal of Beginning Balances (Lines 2 thru 4)	\$ -	\$ -	\$ -
6	Personal and Real Property Taxes (Columns 1 and 2-See Preparation Guidelines)	\$ -	\$ -	\$ 4,245.83
7	Federal Receipts	\$ -	\$ -	\$ -
8	State Receipts: Motor Vehicle Pro-Rate	\$ -	\$ -	\$ -
9	State Receipts: State Aid	\$ -	\$ -	\$ -
10	State Receipts: Other	\$ -	\$ -	\$ -
11	State Receipts: Property Tax Credit	\$ -	\$ -	\$ -
12	Local Receipts: Nameplate Capacity Tax	\$ -	\$ -	\$ -
13	Local Receipts: In Lieu of Tax	\$ -	\$ -	\$ -
14	Local Receipts: Other	\$ -	\$ -	\$ -
15	Transfers In Of Surplus Fees	\$ -	\$ -	\$ -
16	Transfer In Other Than Surplus Fees (Should agree to Line 28)	\$ -	\$ -	\$ -
17	Total Resources Available (Lines 5 thru 16)	\$ -	\$ -	\$ 4,245.83
18	Disbursements & Transfers:			
19	Operating Expenses	\$ -	\$ -	\$ 3,000.00
20	Capital Improvements (Real Property/Improvements)	\$ -	\$ -	\$ -
21	Other Capital Outlay (Equipment, Vehicles, Etc.)	\$ -	\$ -	\$ -
22	Debt Service: Bond Principal & Interest Payments	\$ -	\$ -	\$ -
23	Debt Service: Payments to Retire Interest-Free Loans (Public Airports)	\$ -	\$ -	\$ -
24	Debt Service: Payments to Bank Loans & Other Instruments (Fire Districts)	\$ -	\$ -	\$ -
25	Debt Service: Other	\$ -	\$ -	\$ -
26	Judgments	\$ -	\$ -	\$ -
27	Transfers Out of Surplus Fees	\$ -	\$ -	\$ -
28	Transfers Out Other Than Surplus Fees (Should agree to Line 16)	\$ -	\$ -	\$ -
29	Total Disbursements & Transfers (Lines 19 thru 28)	\$ -	\$ -	\$ 3,000.00
30	Balance Forward/Cash Reserve (Line 17 - Line 29)	\$ -	\$ -	\$ 1,245.83
31	Cash Reserve Percentage			42%

# PROPERTY TAX RECAP

Tax from Line 6	\$ 4,245.83
County Treasurer's Commission at 1% of Line 6	\$ 42.46
Delinquent Tax Allowance	\$ -
<b>Total Property Tax Requirement</b>	<b>\$ 4,288.29</b>

**To Assist the County For Levy Setting Purposes**

The Cover Page identifies the Property Tax Request between Principal & Interest on Bonds and All Other Purposes. If your SID needs more of a breakdown for levy setting purposes, complete the section below.

Property Tax Request by Fund:

	Property Tax Request
General Fund	\$ 4,288.29
Bond Fund	\$ -
<b>Total Tax Request</b>	<b>** \$ 4,288.29</b>

\*\* This Amount should agree to the Total Personal and Real Property Tax Required on the Cover Page (Page 1).

**Cash Reserve Funds**

Statute 13-503 says cash reserve means funds required for the period before revenue would become available for expenditure but shall not include funds held in any special reserve fund. If the cash reserve on Page 2 exceeds 50%, you can list below funds being held in a special reserve fund.

Special Reserve Fund Name	Amount
<b>Total Special Reserve Funds</b>	<b>\$ -</b>
<b>Total Cash Reserve</b>	<b>\$ 1,245.83</b>
<b>Remaining Cash Reserve</b>	<b>\$ 1,245.83</b>
<b>Remaining Cash Reserve %</b>	<b>0.415276667</b>

**Documentation of Transfers:**

*(Only complete if there are transfers noted on Page 2, Column 2)*

Please explain what fund the monies were transferred from, what fund they were transferred to, and the reason for the transfer.

Transfer From:	Amount: \$	Transfer To:
Reason:		
Transfer From:	Amount: \$	Transfer To:
Reason:		
Transfer From:	Amount: \$	Transfer To:
Reason:		

# CORRESPONDENCE INFORMATION

## ENTITY OFFICIAL ADDRESS

*If no official address, please provide address where correspondence should be sent*

**NAME** Robert F. Peterson, Attorney  
**ADDRESS** 11718 Nicholas Street, Ste 101  
**CITY & ZIP CODE** Omaha, NE 68154  
**TELEPHONE** 402-330-1900  
**WEBSITE**

BOARD CHAIRPERSON	CLERK/TREASURER/SUPERINTENDENT/OTHER	PREPARER
NAME Melvin Sudbeck	NAME JeAnn Sudbeck	NAME Cheryl E. Eliason, CPA
TITLE / FIRM NAME Chairperson	TITLE / FIRM NAME Clerk	TITLE / FIRM NAME Masimore Magnuson & Associates, PC
TELEPHONE _____	TELEPHONE _____	TELEPHONE 402-334-0600
EMAIL ADDRESS _____	EMAIL ADDRESS _____	EMAIL ADDRESS ce@mma-cpa.com

For Questions on this form, who should we contact (please V one): Contact will be via email if supplied.

- Board Chairperson
- Clerk / Treasurer / Superintendent / Other
- Preparer

**NOTE:** If Budget Document is used as an Audit Waiver, approval of the Audit Waiver will be sent to the Board Chairperson via email. If no email address is supplied for the Board Chairperson, notification will be mailed via post office to address listed above.

SID # 298 in Sarpy County  
2015-2016 LID SUPPORTING SCHEDULE

Calculation of Restricted Funds

(1)	\$	4,288.29	Total Personal and Real Property Tax Requirements
(2)	\$	-	Motor Vehicle Pro-Rate
(3)	\$	-	In-Lieu of Tax Payments
(4)	\$	-	Transfers of Surplus Fees
Prior Year Budgeted Capital Improvements that were excluded from Restricted Funds:			
(5)	\$	-	Prior Year Capital Improvements Excluded from Restricted Funds (From 2014-2015 LC-3 Lid Exceptions, Line (10))
(6)	\$	-	LESS: Amount Spent During 2014-2015
(7)	\$	-	LESS: Amount Expected to be Spent in Future Budget Years
(8)	\$	-	Amount to be included as Restricted Funds (cannot be a Negative Number)
(8a)	\$	-	Nameplate Capacity Tax
(9)	\$	4,288.29	<b>TOTAL RESTRICTED FUNDS (A)</b>

LC-3 Lid Exceptions

(10)			Capital Improvements (Real Property and Improvements on Real Property)
			LESS: Amount of prior year capital improvements that were excluded from previous lid calculations but were not spent and now budgeted this fiscal year (cannot exclude same capital improvements from more than one lid calculation.)
(11)	\$	-	Agrees to Line (7).
(12)	\$	-	Allowable Capital Improvements
(13)			Bonded Indebtedness
(14)			Public Facilities Construction Projects (Statutes 72-2301 to 72-2308)
(15)			Interlocal Agreements/Joint Public Agency Agreements
(16)			Judgments
(17)			Refund of Property Taxes to Taxpayers
(18)			Repairs to Infrastructure Damaged by a Natural Disaster
(19)	\$	-	<b>TOTAL LID EXCEPTIONS (B)</b>

<b>TOTAL RESTRICTED FUNDS</b>		
For Lid Computation (To Line 9 of the LC-3 Lid Form)		
To Calculate: Total Restricted Funds (A)-Line 9 MINUS Total Lid Exceptions (B)-Line 19		
\$	4,288.29	

Total Restricted Funds for Lid Computation cannot be less than zero. See Instruction Manual on completing the Lid Supporting Schedule.

**COMPUTATION OF LIMIT FOR FISCAL YEAR 2015-2016**

PRIOR YEAR RESTRICTED FUNDS AUTHORITY OPTION 1 OR OPTION 2

**OPTION 1**

2014-2015 Restricted Funds Authority = Line (b) from last year's Lid Computation Form

Option 1 - (1)

**OPTION 2 - Only use if a vote was taken last year at a townhall meeting to exceed Lid for one year**

Line (1) of 2014-2015 Lid Computation Form

Allowable Percent Increase Less Vote Taken

(From 2014-2015 Lid Computation Form Line (6) - Line (5))

Dollar Amount of Allowable Increase Excluding the vote taken

Line (A) X Line (B)

Calculated 2014-2015 Restricted Funds Authority (Base Amount) =

Line (A) Plus Line (C)

Option 2 - (A) \_\_\_\_\_  
 %  
 Option 2 - (B) \_\_\_\_\_  
 Option 2 - (C) \_\_\_\_\_  
 Option 2 - (1) \_\_\_\_\_

**ALLOWABLE INCREASES**

**1** BASE LIMITATION PERCENT INCREASE (2.5%)

2.50 %

**2** ALLOWABLE GROWTH PER THE ASSESSOR MINUS 2.5%

- %

2015 Growth  
per Assessor

2014 Valuation

Multiply times  
100 To get %

- %

**3** ADDITIONAL ONE PERCENT BOARD APPROVED INCREASE

- %

# of Board Members  
voting "Yes" for  
Increase

Total # of Members  
in Governing Body  
(Attending & Absent)

Must be at least  
.75 (75%) of the  
Governing Body

ATTACH A COPY OF THE BOARD MINUTES APPROVING THE INCREASE.

**4** SPECIAL ELECTION/TOWNHALL MEETING - VOTER  
APPROVED % INCREASE

\_\_\_\_\_ %  
(5)

Please Attach Ballot Sample and Election Results OR Record of Action From Townhall Meeting

SID # 298 in Sarpy County

TOTAL ALLOWABLE PERCENT INCREASE = Line (2) + Line (3) + Line (4) + Line (5)		(6)
Allowable Dollar Amount of Increase to Restricted Funds = Line (1) x Line (6)		(7)
Total Restricted Funds Authority = Line (1) + Line (7)		(8)
Less: Restricted Funds from Lid Supporting Schedule		(9)
Total Unused Restricted Funds Authority = Line (8) - Line (9)		(10)
		N/A
		(10)

LINE (10) MUST BE GREATER THAN OR EQUAL TO ZERO OR YOU ARE IN VIOLATION OF THE LID LAW.

THE AMOUNT OF UNUSED RESTRICTED FUNDS AUTHORITY ON LINE (10) MUST BE PUBLISHED IN THE NOTICE OF BUDGET HEARING.

2015-2016 Levy Limit Form  
Sanitary and Improvement Districts

SID # 298 in Sarpy County

Total Personal and Real Property Tax Request	\$	4,288.29	(1)
Less Personal and Real Property Tax Request for:			
Judgments (not paid by liability insurance coverage)	(		(A)
Preexisting lease-purchase contracts approved prior to <u>July 1, 1998</u>	(		(B)
Bonded Indebtedness	(	\$ -	(C)
Public Facilities Construction Projects (Statutes 72-2301 to 72-2308)	(		(D)
Total Exclusions	\$	-	(2)
Personal and Real Property Tax Request subject to Levy Limit	\$	4,288.29	(3)
Valuation (Per the County Assessor)	\$	476,477.00	(4)
Calculated Levy for Levy Limit Compliance [Line (3) Divided By Line (4) Times 100]		0.899999	(5)

Note : Levy Limit established by State Statute Section 77-3442: Sanitary and Improvement District (SID) Levy - 40 cents

Attach supporting documentation if a vote was held to exceed levy limits.

**CERTIFICATION OF TAXABLE VALUE  
And VALUE ATTRIBUTABLE TO GROWTH**

(format for all political subdivisions other than  
a) sanitary improvement districts in existence five years or less.  
b) community colleges, and c) school districts)

**TAX YEAR 2015**

(certification required on or before August 20th, of each year)

TO : SID 298

**TAXABLE VALUE LOCATED IN THE COUNTY OF SARPY COUNTY**

Name of Political Subdivision	Subdivision Type (e.g. city, fire, NRD)	Value attributable to Growth	Value attributable Total Taxable Value
SID 298	MISC-DISTRICT	0	476,477

\*Value attributable to growth is determined pursuant to section 13-518 which includes real and personal property and annexation, if applicable.

I Dan Pittman, Sarpy County Assessor hereby certify that the valuation listed herein is, to the best of my knowledge and belief, the true and accurate taxable valuation for the current year pursuant to Neb. Rev. Stat. 13-509 and 13-518.

\_\_\_\_\_  
(signature of county assessor)  
8-18-15  
\_\_\_\_\_  
(date)

CC: County Clerk, Sarpy County  
CC: County Clerk where district is headquartered, if different county, Sarpy County

Note to political subdivision: A copy of the Certification of Value must be attached to your budget document.  
Guideline form provided by Nebraska Dept. of Revenue Property Assessment Division, Rev. 2015

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And VALUE ATTRIBUTABLE TO GROWTH

(format for all political subdivisions other than  
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TAX YEAR 2015

(certification required on or before August 20th, of each year)

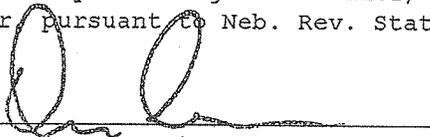
TO : SID 298

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Guideline form provided by Nebraska Depr. of Revenue Property Assessment Division, Rev. 2015

**Kuehl Capital Corporation**

14747 California Street, Suite #1  
 Omaha, NE 68154  
 (402) 391-7977

**Invoice**

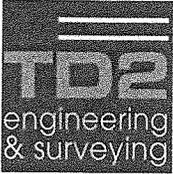
Date	Invoice #
8/31/2015	1541

**Bill To:**

SID #298 of Sarpy County Nebraska  
 c/o Laughlin, Peterson & Lang  
 Attn: Mr. Bob Peterson  
 11718 Nicholas Street, Ste 650  
 Omaha, NE 68154

Description	Amount						
Financial Advisor/Fiscal Agent Services for Fiscal Year 2015-2016 Annual Flat Fee per Contract	6,000.00						
If the District is not on a Cash Basis in the Bond Fund, this must be Paid through the General Fund							
<table border="1"> <tr> <td>Total</td> <td>\$6,000.00</td> </tr> <tr> <td>Payments/Credits</td> <td>\$0.00</td> </tr> <tr> <td>Balance Due</td> <td>\$6,000.00</td> </tr> </table>		Total	\$6,000.00	Payments/Credits	\$0.00	Balance Due	\$6,000.00
Total	\$6,000.00						
Payments/Credits	\$0.00						
Balance Due	\$6,000.00						

RECEIVED  
 SEP - 8 2015



Thompson, Dreessen & Dorner, Inc.  
 Consulting Engineers & Land Surveyors

**INVOICE**

Please remit to:  
 TD2 Nebraska Office  
 10836 Old Mill Road; Omaha, NE 68154  
 Office: 402/330-8860 Fax: 402/330-5866

TD2 South Dakota Office  
 5000 S. Minnesota Ave., Ste. 300; Sioux Falls, SD 57108  
 Office: 605/951-0886

SID #298 (SPRING RIDGE)  
 MR. ROBERT PETERSON  
 LAUGHLIN PETERSON & LANG  
 11718 NICHOLAS STREET SUITE #101  
 OMAHA, NE 68144

Invoice number 111040  
 Date 08/07/2015

Project 1813-102 SID #298 (SPRING RIDGE) -  
 STORM SEWER & PAVING - PHASE 1

Professional Services through August 07, 2015

Description	Current Billed
<b>Engineering Services</b>	50,086.92
<i>Preparation of Plans and Specifications - 80% Due Now see other side for detail</i>	
<b>Total</b>	<b>50,086.92</b>

Invoice total 50,086.92

**Aging Summary**

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
111040	08/07/2015	50,086.92	50,086.92				
	<b>Total</b>	<b>50,086.92</b>	<b>50,086.92</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

*Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees.*

**Chastain-Otis**

9394 West Dodge Road Suite 150  
Omaha, NE 68114-3319  
Phone: 402-397-2500 Fax: 402-397-2467

<b>INVOICE NO. 26283</b>			Page	1
ACCOUNT NO.	CSR	DATE		
SID29-8	SC	07/07/2015		
PRODUCER				
David R. Chastain, CLU,CPCU				

**SID298**

c/o Laughlin Petersen & Lang  
11718 Nicholas #101  
Omaha, NE 68154

Itm #	Due Date	Trn	Type	Policy #	Description	Amount
537295	07/07/15	NEW	BOND	126711	New business chairman bond	\$50.00
537296	07/07/15	NEW	BOND	126712	New business clerk bond	\$70.00
<b>Invoice Balance:</b>						<b>\$120.00</b>

RECEIVED  
JUL -9 2015

**LAUGHLIN, PETERSON & LANG**  
**ATTORNEYS AT LAW**  
**11718 NICHOLAS STREET, SUITE 101**  
**OMAHA, NE 68154**  
**(402) 330-1900**

SANITARY & IMPROVEMENT DISTRICT NO. 298

September 15, 2015

Invoice #31617

In Reference To: GENERAL MATTERS  
1477

	Hours	Amount
8/20/2015 Telephone conference with chairman regarding meeting schedule; telephone conference with CPA regarding budget; file review and send response to CPA on questions and subdivision agreement;	0.70	\$175.00
Email accountant;	0.10	\$3.50
8/25/2015 Receipt and review of proposed power contract; send with cover to developer for follow up;	0.60	\$150.00
8/31/2015 Notices;	0.70	\$24.50
For professional services rendered	2.10	\$353.00
Additional Charges :		
10/31/2014 Photocopies		18.40
Postage		2.45
1/31/2015 Photocopies		10.60
3/31/2015 Postage		0.48
Photocopies		0.40
4/21/2015 Sarpy District Court		82.00
4/23/2015 Sarpy Register of Deeds		34.00
Secretary of State		130.00
4/30/2015 Postage		12.69
Photocopies		43.80

SANITARY & IMPROVEMENT DISTRICT NO. 298/15/2015  
GENERAL MATTERS  
1477

	<u>Amount</u>
4/30/2015 Nebraska Online	1.00
6/9/2015 Sarpy Register of Deeds	22.00
6/30/2015 Photocopies	4.20
Postage	0.49
7/22/2015 Sarpy Register of Deeds	102.00
7/31/2015 Photocopies	27.80
Postage	21.51
8/31/2015 Postage	2.45
Photocopies	5.60
Total additional charges	<u>\$521.87</u>
Total amount of this bill	<u>\$874.87</u>
Balance due	<u><u>\$874.87</u></u>