

MINUTES

February 11, 2020

The Village Board of Trustees of the Village of Bertrand held a Regular Meeting on February 11, 2020 at the Village Hall by publishing in the Holdrege Daily Citizen on February 5, 2020 and posting at the First State Bank, Post Office and Village Office. The agenda was kept continuously at the office of the Village Clerk. Present were Chairman TJ Wilcox and Trustees Robert Dahlgren, Lucas Evans, Brian Schroeder and Fred Spiegel. Dahlgren joined the meeting at 7:35 PM.

The Chairman opened the meeting and publicly stated that a copy of the Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

On a motion by Schroeder, seconded by Spiegel, the minutes of the Regular Meeting held on January 14, 2020 were approved. Voting Aye, Schroeder, Spiegel, Evans Wilcox. Absent, Dahlgren.

On a motion by Schroeder, seconded by Spiegel, the Financials for the month of January were accepted. Voting Aye, Schroeder, Spiegel, Evans, Wilcox. Absent, Dahlgren. On a motion by Spiegel, seconded by Schroeder, the remaining payables for the month of January in the amount of \$49,077.73 were accepted. Voting Aye, Spiegel, Schroeder, Evans, Wilcox. Absent, Dahlgren. The total payables for January in the amount of \$50,577.73 are as follows:

DF-Dues, Fees, Subscriptions	EL-Extra Labor	EQ-Equipment
ER-Equipment Repair	FP-Food Pantry	FU-Fumigation
GA-Garbage Collection	GO-Gas, Oil, Tires	INS-Insurance
INT-Internet	LAB-Labor	LF-Landfill
LP-Lease Payment	MI-Miscellaneous	MIL-Mileage, Meals
OS-Office Supplies	PF-Professional Fees	PG-Pass Through Grant
PR-Printing, Publishing	RE-Repair & Maintenance	SCH-Schooling
SS-Shop Supplies	ST-Sales Tax	SU-Supplies
TE-Telephone	UT-Utilities	WT-Water Testing

<u>CEMETERY</u>		<u>SEWER</u>	
Salaries/Taxes/Benefits	210.24	Salaries/Taxes/Benefits	1,695.80
Southern Power UT	34.00	C Plus GO	54.21
	244.24	Holdrege Daily Citizen PR	14.86
<u>GARBAGE COLLECTION</u>		Holdrege Irrigation RM	120.00
Waste Connection of NE GA	5,783.19	Southern Power UT	262.08
	5,783.19	USA Bluebook EQ	89.12
<u>GENERAL</u>		Verizon TE	14.42
ATC Communications INT	40.60		2,250.49
Amazon (card services) OS	192.75	<u>STREET</u>	
B2 Environmental PF	748.00	Salaries/Taxes/Benefits	6,145.51
Bertrand Fire Department PG	1,500.00	Black Hills Energy UT	148.90
Black Hills Energy UT	96.08	C Plus GO	322.51
Capital Business Systems LP	102.20	CHS GO SS	297.70
Cash Statement MI	2.45	Countryside Market SS	2.96
Countryside Market FP	189.48	Landmark Implement ER LAB	229.55
First State Agency INS	12.50	Landmark Implement LP	3,500.00
Frontier TE	160.80	Ralph's Welding IMP	104.68
Great Plains Asbestos Control PF	2,860.00	Southern Power UT	1,476.11
Heartland Hosting (card) PF	126.00	Svoboda's ACE SS	37.98

GENERAL (cont.)		STREET (cont.)	
Holdrege Daily Citizen PR	77.33	The Auto Shack GO	14.00
Hometown Leasing LP	110.24	Unitech SS	119.00
Microsoft Office (card) PF	106.49	Verizon TE	68.79
NE Department of Revenue ST	0.10		12,467.69
One Call Concepts PF	0.77	WATER	
Red Wing Software PF	569.50	Salaries/Taxes/Benefits	14,216.06
Southern Power UT	183.00	LaDonna Bennett EL	60.00
UNO (card services) SCH	196.50	Black Hills Energy UT	218.10
US Post Office OS	252.41	C Plus GO	108.42
Woodward's Disposal MI	10.00	Cash Statement MI	80.40
	7,537.20	Central Dist. Health Dept. WT	33.00
LAW ENFORCEMENT		CHS SU	433.79
Salaries/Taxes/Benefits	1,252.52	First State Agency INS	12.50
Straight Talk (card services) TE	38.43	Frontier TE	82.58
	1,290.95	Menards SU	19.23
PARK		NE Department of Revenue ST	1,266.53
Salaries/Taxes/Benefits	595.71	NE Municipal Clerk's Assoc. DF	25.00
Southern Power UT	122.14	Red Wing Software PF	569.50
	717.85	S & W Auto Parts SU	35.98
POOL		Southern Power UT	1,181.00
Black Hills Energy UT	21.96	UNO (card services) SCH	196.50
Frontier TE	89.49	US Post Office OS	252.43
Southern Power UT	52.00	Verizon TE	28.85
USA Bluebook EQ	89.13	Ward Laboratories, Inc. WT	5.50
	252.58	Rozanne Winheim MIL	46.00
		Woodward's Disposal MI	10.00
			18,881.37
		YARD WASTE/RECYCLING	
		Salaries/Taxes/Benefits	210.24
		Frontier TE	113.47
		Menards SU	19.23
		Reliable Pest Control FU	43.00
		South Central Sanitation	465.96
			1,152.17

On a motion by Schroeder, seconded by Evans, the Village Employee's salaries for the month of February were approved in an amount not to exceed \$26,000.00. Voting Aye, Schroeder, Evans, Spiegel, Wilcox. Absent, Dahlgren. On a motion by Spiegel, seconded by Wilcox, a split in the payables for the month of January to the Bertrand Fire Department in the amount of \$1,500.00 was accepted. Voting Aye, Spiegel, Wilcox, Dahlgren. Abstaining, Evans, Schroeder.

Amy Grube, Nursing Home & Assisted Living Administrator, gave the Nursing Home report. The current census is 17 residents for the Nursing Home and 12 residents for the Assisted Living. Grube stated that an insurance representative will be in attendance at the April Regular Meeting to discuss their workman's comp insurance. She also advised that the server is in need of updating. She will have more information at the next meeting. The Nursing Home's plan of correction for their deficiencies was approved by the State.

On a motion by Spiegel, seconded by Schroeder, the Nursing Home's financials for the month of December were accepted. Voting Aye, Spiegel, Schroeder, Dahlgren, Evans, Wilcox. On a motion by Schroeder, seconded by Evans, a split in the February payables to the First State Bank in the amount of \$1,879.10 was accepted. Voting Aye, Schroeder, Evans, Spiegel, Wilcox. Abstaining, Dahlgren. On a motion by Spiegel, seconded by Schroeder, the remaining payables for the month of February and the Nursing Homes employee's salaries for the month of April were approved for an amount not to exceed \$190,000.00. Voting Aye, Spiegel, Schroeder, Evans, Wilcox. Abstaining, Dahlgren. The payables and salaries are as follows:

<u>NURSING HOME</u>			
Paid – February			
		Amy Grube	85.56
January Salaries/Taxes/Benefits	131,183.92	HCIS	80.00
Monica Alvarez	69.67	Penny Martinez	18.97
American Healthtech	397.38	Petty Cash	144.09
Shanna Barnes	101.76	RHD	11,186.00
Bertrand Chamber	50.00	Megan Stuart	63.43
Black Hills Energy	1,402.15	USPS	220.00
Charter	99.99	Woodward's Disposal	23.75
Direct TV	362.90		145,536.24
First State Bank	46.67		
Not Paid			
AACO Health Care Services	9,959.05	McKesson	1,574.81
CAMAS	30.80	Diane Mead	100.72
C Plus	288.79	Barb Metzger	270.60
Cash Wa	1,767.81	Mid-American Research	279.85
Clipper Herald	158.64	Nurses Inc.	16,300.75
Compufact	11.00	Eileen Peterson	52.00
Countryside Market	246.27	Prioricare	537.06
Culligan of Kearney	47.50	Providence Engraving	33.42
Dollar General	28.25	Reliable Pest Control	41.00
Eakes	787.81	Quill	273.73
Family Medical Specialties	175.00	Secrest Consulting	501.52
First State Bank	1,879.10	Shane Smith	300.00
Frontier	593.33	SpartanNash	86.74
Frontier Home Medical	69.60	Stanley Healthcare Solutions	1,095.00
HD Supply	47.04	Stericycle	120.78
Holdrege Daily Citizen	19.60	Svoboda's ACE	40.62
Holdrege Floral Expressions	80.00	Sysco	10,078.04
Holdrege Pharmacy	612.98	Uline	85.84
InSpire Holdrege	5,813.82	Village of Bertrand	505.05
Kearney Regional Med Center	830.00	WeCare	1,041.50
Marlin Business Bank	506.29		57,271.81

NURSING HOME (cont.)

UNPAID - FEBRUARY	57,271.81
PAYROLL – MARCH	est 95,000.00
PAYABLES – MARCH	est 35,000.00
	187,271.81
BOARD APPROVAL 2/11/20	190,000.00

Aaron Long, First State Agency, presented the Board with the 2020 insurance review. Long advised the Board to look into coverage other than cash value. He also advised that the Fire Department will be removed from the Village's insurance on March 1, 2020. He will also work on branching off the Nursing Home's workman's comp.

Representatives from Southern Power presented the Board with the 2019 Annual Report. the current lease value is at 15%. A rate change will occur in 2020; \$21.00 to \$23.00. Southern Power will be upgrading all of the Village's street lights to LED lights sometime in 2021. Their new facility in Funk will open on February 17, 2020, with an open house sometime in April. They hope to continue the Village's system upgrade sometime in the spring.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 421 which rescinds nuisance abatements on properties 2016-BERT-1003; 1108; and 2018-BERT-3002. Voting Aye, Dahlgren, Schroeder, Evans, Spiegel, Wilcox. The resolution reads as follows:

RESOLUTION NO. 421**of the****VILLAGE OF BERTRAND, NEBRASKA****Rescinding Prior Resolution No. 2016-337:1033 – DECLARED NUISANCE**

WHEREAS, THE Village of Bertrand is engaged in a Nuisance Abatement process; and

WHEREAS, the Village has appointed James Nelson as the Village Nuisance Officer; and

WHEREAS, the Nuisance Officer identified and confirmed that in his opinion a nuisance existed as defined by Federal, State, or Village law; and the Village Board at a regular meeting, identified a nuisance property, supported by evidence; and

WHEREAS, the Nuisance Officer now has evidence that the nuisance violation declared in Resolution No. 2016-337:1033 is abated and the property cleared of nuisances.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Bertrand rescinds Resolution No. 2016-337:1033 on the following property:

2016-BERT-1033	BERTRAND SECOND ADDITION S.35' 4, ALL 5-6; B. 6
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PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.**Rescinding Prior Resolution No. 2016-337:1108 – DECLARED NUISANCE**

WHEREAS, THE Village of Bertrand is engaged in a Nuisance Abatement process; and

WHEREAS, the Village has appointed James Nelson as the Village Nuisance Officer; and

WHEREAS, the Nuisance Officer identified and confirmed that in his opinion a nuisance existed as defined by Federal, State, or Village law; and the Village Board at a regular meeting, identified a nuisance property, supported by evidence; and

WHEREAS, the Nuisance Officer now has evidence that the nuisance violation declared in Resolution No. 2016-337:1108 is abated and the property cleared of nuisances.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Bertrand rescinds Resolution No. 2016-337:1108 on the following property:

2016-BERT-1108	BERTRAND ORIGINAL TOWN L. 10, 11, 12 B. 19
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PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

Rescinding Prior Resolution No. 2018-373:3002 – DECLARED NUISANCE

WHEREAS, THE Village of Bertrand is engaged in a Nuisance Abatement process; and

WHEREAS, the Village has appointed James Nelson as the Village Nuisance Officer; and

WHEREAS, the Nuisance Officer identified and confirmed that in his opinion a nuisance existed as defined by Federal, State, or Village law; and the Village Board at a regular meeting, identified a nuisance property, supported by evidence; and

WHEREAS, the Nuisance Officer now has evidence that the nuisance violation declared in Resolution No. 2018-373:3002 is abated and the property cleared of nuisances.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Bertrand rescinds Resolution No. 2018-373:3002 on the following property:

2018-BERT-3002	BERTRAND SECOND ADDITION L. 7, 8, 9, 10, 11, 12 B. 2
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PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

No discussion was held regarding the trailer issue.

The One- and Six-Year Public Hearing was opened at 8:00 PM.

Brad Slaughter, Piper & Sandler, reviewed the recall procedure for bonds, as well as the procedure to have a bond request added to an election ballot.

On a motion by Spiegel, seconded by Schroeder, Resolution No. 422 which authorizes the redemption of outstanding general obligation for water bonds was approved. Voting Aye, Spiegel, Schroeder, Dahlgren, Evans, Wilcox. The resolution reads as follows:

RESOLUTION NO. 422

of the

VILLAGE OF BERTRAND, NEBRASKA

A RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF BERTRAND, NEBRASKA, AUTHORIZING THE REDEMPTION OF THE VILLAGE'S OUTSTANDING GENERAL OBLIGATION WATER BONDS, SERIES 2012, DATED AUGUST 29, 2012.

Section 1. That the following bonds of the Village of Bertrand, Nebraska (the "Village"), which are callable at any time on or after August 29, 2017, are hereby authorized to be called for redemption at par plus accrued interest on such date as set forth in the Direction for Call (as defined below) after which date said bonds shall cease to bear interest:

General Obligation Water Bonds, Series 2012, dated August 29, 2012, numbered as shown on the books and records of the Paying Agent and Registrar, issued in the original principal amount of \$575,000, currently outstanding in the principal amount of \$455,000.

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>CUSIP No.</u>
December 15, 2020	\$25,000.00	086055 CF5
December 15, 2021	30,000.00	086055 CG3
December 15, 2022	30,000.00	086055 CH1
December 15, 2023	35,000.00	086055 CJ7
December 15, 2024	35,000.00	086055 CK4
December 15, 2025	35,000.00	086055 CL2

December 15, 2026	35,000.00	086055 CM0
December 15, 2027	35,000.00	086055 CN8
December 15, 2032*	195,000.00	086055 CP3

*Term Bonds

Said bonds are herein after referred to as the "Refunded Bonds".

Section 2. The Refunded Bonds are to be paid at the office of the Village Treasurer in Bertrand, Nebraska, being the office of the Paying Agent and Registrar for said bond.

Section 3. The Chairperson or Village Clerk of the Village (each, an "Authorized Officer") each are individually hereby authorized at any time on or after the date of this resolution to direct the irrevocable call of the Refunded Bonds on behalf of the Village and such direction, when made in writing (the "Direction for Call"), shall constitute the action of the Village without further action of the Village, The Direction for Call shall include a description of the Refunded Bonds called for redemption as determined appropriate by the Authorized Officer. The Call Date shall be determined in the Direction for Call, and such direction shall be made by an Authorized Officer not later than December 31, 2020, after which date the Authorized Officers shall have no authority to make any such determination hereunder without further action of the Village and this resolution shall be of no further force and effect.

Section 4. The Paying Agent and Registrar, upon receipt of a copy of this Resolution and an executed Direction for Call, is hereby instructed to mail notice to each registered owner of the Refunded Bonds not less than thirty (30) days prior to the date fixed for redemption, all in accordance with the ordinance authorizing the issuance of the Refunded Bonds.

PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

Trustee Spiegel introduced Ordinance No. 699 which recalls water bonds. On a motion by Schroeder, seconded by Dahlgren, the statutory rule requiring an ordinance to be fully and distinctly read on three different days was waived. Voting Aye, Schroeder, Dahlgren, Evans, Spiegel, Wilcox. The motion to suspend the rule was adopted by three-fourths of the members elected to the Board and the statutory rule was declared suspended for consideration of said Ordinance. Thereupon said Ordinance No. 699 was then read by title and Trustee Spiegel moved for its final passage, which motion was seconded by Schroeder, Voting Aye, Spiegel, Schroeder, Dahlgren, Evans, Wilcox. The ordinance reads as follows:

ORDINANCE NO. 699

of the

VILLAGE OF BERTRAND, NEBRASKA

AN ORDINANCE OF THE VILLAGE OF BERTRAND, NEBRASKA AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION WATER REFUNDING BONDS, SERIES 2020, OF THE VILLAGE OF BERTRAND, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR HUNDRED AND SEVENTY-FIVE THOUSAND DOLLARS (\$475,000.00) FOR THE PURPOSE OF PAYING OFF CERTAIN OUTSTANDING BONDS OF THE VILLAGE; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY SAID BONDS; APPOINTING A PAYING AGENT AND REGISTRAR; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING OFFICERS OF THE VILLAGE TO MAKE ARRANGEMENTS FOR THE SALE OF THE BONDS AND TO DESIGNATE THE FINAL TERMS OF SUCH BONDS WITHIN STATED PARAMETERS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; APPROVING POST-ISSUANCE TAX COMPLIANCE POLICIES; AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

BE IT ORDAINED BY THE CHAIRPERSON AND VILLAGE BOARD OF THE VILLAGE OF BERTRAND, NEBRASKA:

Section 1. The Chairperson and Village Board (the "Board") of the Village of Bertrand, Nebraska (the "Village"), find and determine that:

(a) The Village has owned for many years and now owns and operates a waterworks plant and distribution system (together with all additions, extensions and improvements thereto hereafter made, the "System");

(b) For purposes of providing funds to finance the costs of construction of improvements to the System, the Village has previously issued its General Obligation Water Bonds, Series 2012 (the "Series 2012 Bonds") dated August 29, 2012, outstanding in the principal amount of \$455,000; given that the proceeds of the Series 2012 Bonds were used solely to pay the costs of constructing additions and improvements to the System and the Series 2012 Bonds were ordered issued by a vote of not less than three-fourths of all the Board, no election was required prior to the issuance of said Series 2012 Bonds;

(c) The Series 2012 Bonds are subject to redemption at any time on or after August 29, 2017 at par plus accrued interest to the date fixed for redemption and the Series 2012 Bonds maturing in the years 2020 to 2032 (the "Refunded Bonds") have been authorized to be called for redemption in accordance with their call provisions on a date to be determined by an authorized officer of the Village (the "Redemption Date");

(d) Since the Refunded Bonds were issued, the rates of interest available in the market have declined such that by taking up and paying off all or a portion of the Refunded Bonds through the issuance of refunding bonds as provided herein, a savings in the overall amount of interest cost will be realized by the Village;

(e) The taxable valuation of all the taxable property within the Village according to the last preceding assessment thereof is not less than \$_____; and

(f) All conditions, acts, and things required by law to exist or to be done precedent to the issuance of general obligation water refunding bonds in the aggregate principal amount of not to exceed \$475,000 pursuant to Sections 17-534 and 10-142, Reissue Revised Statutes of Nebraska, 2012, as amended, to refund all or a portion of the Series 2012 Bonds, do exist and have been done as required by law.

Section 2. For the purposes as set out in Section 1 hereof, there shall be and there hereby are ordered issued General Obligation Water Refunding Bonds, Series 2020 (the "Bonds"), in the aggregate principal amount of not to exceed Four Hundred Seventy-Five Thousand Dollars (\$475,000.00), with said Bonds to mature and become due on such dates and in such amounts and in such years and bear interest at the rates per annum as shall be determined in a written designation (the "Designation") signed by the Chairperson or Village Clerk (each, an "Authorized Officer") on behalf of the Village and which may be agreed to by Piper Sandler & Co. (the "Underwriter"), which Designation may also determine or modify the mandatory redemption provisions (if any), and pricing terms as set forth in Section 8 below, all within the following limitations:

(a) The aggregate principal amount of the Bonds shall not exceed \$475,000, provided, however, in the event the Bonds are sold at a net original issue discount such aggregate principal amount may be increased in such amount as is necessary to compensate for any such net original issue discount;

(b) The aggregate amount of original issue premium and original issue discount (if any) may result in an aggregate net original issue discount (if any) not in excess of two percent (2%) of the stated principal amount of the Bonds;

(c) The longest maturity of the Bonds may not be later than December 31, 2032;

(d) The Bonds shall bear interest at such rates per annum so that debt service payable on the Bonds provides at least a net present value savings to the Village over the debt service payable on the

Refunded Bonds in an amount satisfactory to the Village (the execution of the Designation by an Authorized Officer shall be conclusive evidence that such net present value savings is satisfactory to the Village);

(e) Two or more of the principal maturities may be combined and issued as "term bonds" and the Authorized Officer may determine the mandatory sinking fund payments and mandatory redemption amounts. Any Bonds issued as "term bonds" shall be redeemed at a redemption price equal to 100% of the principal amount thereof plus accrued interest thereon to the date of redemption and may be selected for redemption by any random method of selection determined appropriate by the Registrar (as hereinafter designated) or by Depository (as hereinafter designated).

The Authorized Officers are hereby authorized to make such determinations on behalf of the Chairperson and Village Board and to evidence the same by execution and delivery of the Designation and such determinations, when made and agreed to by the Underwriter, shall constitute the action of the Village Board without further action of the Village Board.

The Bonds shall be issued in fully registered form in the denomination of \$5,000 or any integral multiple thereof. The date of original issue for the Bonds shall be the date of delivery thereof. Interest on the Bonds, at the respective rates for each maturity, shall be payable semi-annually on June 15 and December 15 of each year, commencing on June 15, 2020 (or such other date or dates as may be determined in the Designation, each an "Interest Payment Date"), and the Bonds shall bear such interest from the date of original issue or the most recent Interest Payment Date to which interest has been paid or provided for, whichever is later. The interest due on each Interest Payment Date shall be payable to the registered owners of record as of the fifteenth day immediately preceding the Interest Payment Date (or such other record date may be determined in the Designation, the "Record Date"), subject to the provisions of Section 4 hereof. The Bonds shall be numbered from 1 upwards in the order of their issuance. No Bond shall be issued originally or upon transfer or partial redemption having more than one principal maturity. The initial bond numbering and principal amounts for each of the Bonds issued shall be as directed by the initial purchaser thereof. Payments of interest due on the Bonds prior to maturity or earlier redemption shall be made by the Paying Agent and Registrar, as designated pursuant to Section 3 hereof, by mailing a check or draft in the amount due for such interest on each Interest Payment Date to the owner's registered address as shown on the books of registration as required to be maintained in Section 3 hereof. Payments of principal due at maturity or at any date fixed for redemption prior to maturity, together with any unpaid accrued interest thereon, shall be made by said Paying Agent and Registrar to the registered owners upon presentation and surrender of the Bonds to said Paying Agent and Registrar. The Village and said Paying Agent and Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payments thereon and for all other purposes and neither the Village nor the Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary, whether such Bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any Bond in accordance with the terms of this Ordinance shall be valid and effectual and shall be a discharge of the Village and said Paying Agent and Registrar, in respect of the liability upon the Bonds or claims for interest to the extent of the sum or sums so paid.

Section 3. Unless otherwise provided in the Designation, BOKF, National Association, Lincoln, Nebraska, is hereby designated to serve as Paying Agent and Registrar for the Bonds. The Paying Agent and Registrar shall keep and maintain for the Village books for the registration and transfer of the Bonds at its office in Lincoln, Nebraska. The names and registered addresses of the registered owner or owners

of the Bonds shall at all times be recorded in such books. Any Bond may be transferred pursuant to its provisions at the office of said Paying Agent and Registrar by surrender of such Bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to said Paying Agent and Registrar, duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Paying Agent and Registrar, on behalf of the Village, will deliver at such office (or send by registered mail to the transferee owner or owners thereof at such transferee owner's or owners; risk and expense), registered in the name of the transferee owner or owners, a new Bond or Bonds of the same series, interest rate, aggregate principal amount and maturity. To the extent of the denominations authorized for the Bonds by this Ordinance, one Bond may be transferred for several such Bonds of the same series, interest rate and maturity, and for a like aggregate principal amount, and several such Bonds may be transferred for one or several such Bonds, respectively, of the same series, interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a Bond, the surrendered Bond shall be canceled and destroyed. All Bonds issued upon transfer of the bonds so surrendered shall be valid obligations of the Village evidencing the same obligations as the Bonds surrendered and shall be entitled to all the benefits and protection of this Ordinance to the same extent as the Bonds upon transfer of which they were delivered. The Village and said Paying Agent and Registrar shall not be required to transfer any Bond during any period from any Record Date until its immediately following Interest Payment Date or to transfer any Bond called for redemption for a period of 30 days next preceding the date fixed for redemption.

Section 4. In the event that payments of interest due on the Bonds on an Interest Payment Date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such Interest Payment Date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Paying Agent and Registrar whenever monies for the purpose of paying such defaulted interest become available.

Section 5. The Bonds shall be subject to redemption, in whole or in part, prior to maturity at any time on or after the fifth anniversary of the date of original issue thereof (or such other date as provided in the Designation), at par plus accrued interest on the principal amount redeemed to the date fixed for redemption. Any Bonds issued as term bonds (as may be determined in the Designation) shall be redeemed for the years and in the principal amounts as determined in the Designation. Any scheduled mandatory redemptions shall be at a price equal to 100% of the principal amount redeemed plus interest accrued on the principal amount being redeemed to the date fixed for redemption. The Paying Agent and Registrar shall select the Bonds issued as term bonds for mandatory redemption using any random method of selection deemed appropriate by the Paying Agent and Registrar. The Village may select the Bonds to be redeemed for optional redemption in its sole discretion. The Bonds shall be redeemed only in amounts of \$5,000 or integral multiples thereof. Bonds redeemed in part only shall be surrendered to said Paying Agent and Registrar in exchange for a new Bond evidencing the unredeemed principal thereof. Notice of redemption of any Bond called for redemption shall be given, at the direction of the Village by said Paying Agent and Registrar in the case of optional redemption and without further direction in the case of mandatory redemption, by said Paying Agent and Registrar by mail not less than 30 days prior to the date fixed for redemption, first class, postage prepaid, sent to the registered owner of such Bond at said owner's registered address. Such notice shall designate the Bond or Bonds to be redeemed by maturity or otherwise, the date of original issue, series and the date fixed for redemption and shall state that such Bond or Bonds are to be presented for payment at the office of said Paying Agent and Registrar. In case of any Bond partially redeemed, such notice shall specify the

portion of the principal amount of such Bond to be redeemed. No defect in the mailing of notice for any Bond shall affect the sufficiency of the proceedings of the Village designating the Bonds called for redemption or the effectiveness of such call for Bonds for which notice by mail has been properly given and the Village shall have the right to direct further notice of redemption for any such Bond for which defective notice has been given. In the event term maturities and mandatory redemption amounts are determined in the Designation, the provision of this Section 5 shall apply generally to mandatory redemptions.

Section 6. If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the principal corporate trust office of the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of the payment.

Section 7. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF NEBRASKA
GENERAL OBLIGATION WATER REFUNDING BOND
OF THE VILLAGE OF BERTRAND, NEBRASKA
SERIES 2020

No. R-

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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Registered Owner:	Cede & Co.		
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Principal Amount:

KNOW ALL PERSONS BY THESE PRESENTS: That the Village of Bertrand, in the State of Nebraska (the "Village"), hereby acknowledges itself to owe and for value received promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above in lawful money of the United States of America on the date of maturity specified above with interest thereon to maturity (or earlier redemption) from the date of original issue or the most recent Interest Payment Date to which interest has been paid or provided for, whichever is later, at the rate per annum specified above, payable semiannually on _____ and _____ of each year, commencing

_____, 20____ (each an "Interest Payment Date"). Said interest shall be computed on the basis of a 360-day year consisting of twelve 30-day months. The principal of and interest on this bond due at maturity or upon redemption prior to maturity are payable upon presentation and surrender of this bond at the office of BOKF National Association, the Paying Agent and Registrar, in Lincoln, Nebraska. Interest on this bond due prior to maturity or earlier redemption will be paid on each Interest Payment Date by check or draft mailed on such Interest Payment Date by the Paying Agent and Registrar to the registered owner of this bond, as shown on the books of record maintained by the Paying Agent and Registrar, at the close of business on the fifteenth day immediately preceding the Interest Payment Date, to such owner's address as shown on the books and records ("Record Date"). Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the Record Date such interest was payable and shall be payable to the person who is the registered owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Paying Agent and

Registrar whenever monies for such purpose become available. For the prompt payment of this bond, both principal and interest, as the same become due, the full faith, credit and resources of said Village are hereby irrevocably pledged.

This bond is one of an issue of fully registered bonds of the total principal amount of _____ Dollars (\$ _____), of even date and like tenor herewith, except as to date of maturity and rate of interest and denomination, which were issued by the Village for the purpose of refunding the Village's General Obligation Water Bonds, Series 2012, date of original issue was August 29, 2012, which were issued to pay the costs of additions and improvements to the Village's water system as provided by Section 17-534, R.R.S. Neb., as amended, and has been duly authorized by an ordinance (the "Ordinance" legally passed, approved and published and by proceedings duly had by the Chairperson and Board of said Village in accordance with and under the provisions of Section 10-142, R.R.S. Neb., as amended.

[Bonds of this issue maturing as term bonds in the years _____ and _____ are required to be redeemed through application of a mandatory sinking fund payments, said bonds being callable by lot in the amounts and on the dates as set out below at par plus accrued interest to the date of such call:

[In addition to such mandatory sinking fund redemption,] (T) the Bonds of said issue are subject to redemption at the option of the Village, in whole or in part, at any time on or after the fifth anniversary of the date of original issue thereof, at par plus interest accrued on the principal amount redeemed to the date fixed for redemption.

Notice of redemption shall be given by mail to the registered owner of any bond to be redeemed in the manner specified in the Ordinance authorizing said issue of bonds. Individual bonds may be redeemed in part but only in \$5,000 amounts or integral multiples thereof. If less than all of the principal sum hereof is to be redeemed, in such case upon the surrender hereof, there shall be issued to the registered owner hereof, without charge therefor, a registered bond or registered bonds for the unpaid principal balance of like series, maturity and interest rate in any of the authorized denominations provided for in the Ordinance authorizing the issuance hereof.

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar in Lincoln, Nebraska, upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Ordinance authorizing said issue of bonds, subject to the limitations therein prescribed. The Village, the Paying Agent and Registrar and any other person may treat the person in whose name the bond is registered as the absolute owner hereof for the purpose of receiving payment due hereunder and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

If the date for payment of the principal or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the principal corporate trust office of the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of the payment.

AS PROVIDED IN THE ORDINANCE REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW

YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE ORDINANCE, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE ORDINANCE TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE ORDINANCE.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond did exist, did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of said Village, including this bond, does not exceed any limitations imposed by law. The Village covenants and agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in said Village, in addition to all other taxes, sufficient in rate and amount to pay the interest on this bond when and as the same becomes due and to create a sinking fund to pay the principal of this bond when the same becomes due.

This bond shall not be valid and binding on the Village until authenticated by the Paying Agent and Registrar.

IN WITNESS WHEREOF, the Chairperson and Board of the Village of Bertrand, Nebraska, have caused this bond to be executed on behalf of the Village with the manual or facsimile signatures of the Chairperson and the Village Clerk and by causing the official seal of the Village to be impressed or imprinted hereon, all as of the date of the original issued specified above.

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds authorized by ordinance passed and approved by the Chairperson and Board of the Village of Bertrand, Nebraska as described in said bond.

BOKF, National Association,

Lincoln, Nebraska, Paying Agent and Registrar

(FORM OF ASSIGNMENT)

For value received _____ hereby sells, assigns and transfers unto _____ the within bond and hereby irrevocably constitutes and appoints _____, attorney, to transfer the same on the books of registration in the office of the within mentioned Paying Agent and Registrar with full power of substitution in the premises.

Date: _____

Registered Owner

Witness: _____

Note: The signature(s) of this assignment must correspond with the name(s) as written on the face of the within bond in every particular, without alteration, enlargement or any change whatsoever.

Section 8. Each of the Bonds shall be executed on behalf of the Village with the manual or facsimile signatures of the Chairperson and Village Clerk and shall have impressed or imprinted thereon the Village's seal. The Bonds shall be issued initially as "book-entry-only" bonds using the services of the Depository Trust Company (the "Depository"), with one typewritten bond per maturity being issued to the Depository. In such connection said officers are authorized to execute and deliver a letter of representations (the "Letter of Representations") in the form required by the Depository (including any blanket letter previously executed and delivered by the Village), for and on behalf of the Village, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon the issuance of the Bonds as "book-entry-only" bonds, the following provisions shall apply:

(a) The Village and Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a "Bond Participant") or to any person who is an actual purchaser of a Bond from a Bond Participant while the Bonds are in book-entry form (each, a "Beneficial Owner") with respect to the following:

(i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds,

(ii) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or

(iii) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Bonds.

The Paying Agent and Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee, and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (e) below.

(b) Upon receipt by the Paying Agent and Registrar of written notice from the Depository to the effect that the Depository is unable or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange Bonds request by the Depository in appropriate amounts. Whenever the Depository requests the Paying Agent and Registrar to do so, the Paying Agent and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the Village, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (ii) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(c) If the Village determines that it is desirable that certificates representing the Bonds be delivered to the Bond Participants and/or Beneficial Owners of the Bonds and so notifies the Paying Agent and Registrar in writing, the Paying Agent and Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bond certificates representing the Bonds. In such event, the Paying Agent and

Registrar shall issue, transfer and exchange bond certificates representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Ordinance to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with respect to such Bond shall be made and give, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the Bonds may be delivered in physical form to the following:

- (i) any successor securities depository or its nominee, or
- (ii) any person, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section.

(f) In the event of any partial redemption of a Bond unless and until such partially redeemed Bond has been replaced in accordance with the provisions of this Ordinance, the books and records of the Paying Agent and Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced, the Village shall immediately provide a supply of printed bond certificates for issuance upon the transfers from the Depository and subsequent transfers or in the event of partial redemption. In the event that such supply of certificates shall be insufficient to meet the requirements of the Paying Agent and Registrar for issuance of replacement Bonds upon transfer or partial redemption, the Village agrees to order printed an additional supply of certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting Chairperson and Village Clerk of said Village. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bond certificates delivered to the Paying Agent and Registrar for issuance upon transfer or partial redemption), such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes of the same as if such officer or officers had remained in office until the delivery of such Bond. The Bonds shall not be valid and binding on the Village until authenticated by the Paying Agent and Registrar for registration and authentication. Upon execution, registration and authentication of the Bonds, they shall be delivered to the Village Treasurer, who is authorized to deliver them to the Underwriter, as the initial purchaser thereof, upon receipt of 98.30% of the principal amount of the Bonds plus accrued interest thereon to date of payment of the Bonds (which purchase price may be modified by the terms of the Designation, including to provide for original issue discount and original issue premium within the parameters set forth in Section 2 of this Ordinance). Said initial purchaser shall have the right to direct the registration of the Bonds and the denominations thereof within each maturity, subject to the restrictions of this Ordinance. The Authorized Officers (or any one of them) are hereby authorized to take such actions on behalf of the Village as are necessary to effectuate the closing of the issuance and sale of the Bonds, including, without limitation, authorizing the release of the Bonds by the Depository at closing.

Section 9. The net sale proceeds of the Bonds along with funds of the Village on hand (including transfers from prior issue debt service funds) shall be applied to the payment and satisfaction of all of the principal of and the interest on the Refunded Bonds as called for redemption on the

Redemption Date. Accrued interest, if any, received from the sale of the Bonds shall be applied to pay interest first falling due on said Bonds. Expenses of issuance of the Bonds may be paid from the proceeds of the Bonds.

Section 10. The Village agrees that it shall cause to be levied and collected annually a special levy of taxes on all the taxable property in the Village for the purpose of paying and sufficient to pay the interest and principal of the Bonds when and as such principal and interest become due and to create a sinking fund to pay the principal and interest on the Bonds when the same becomes due.

Section 11. The Village hereby covenants with the purchasers and holders of the Bond herein authorized that it will make no use of the proceeds of said issue, including monies held in any sinking fund for the payment of principal and interest on said Bonds, which would cause said Bonds to be arbitrage bonds within the meaning of Sections 103 and 148 and other related sections of the Internal Revenue Code of 1986, as amended (the "Code"), and further covenants to comply with said Sections 103 and 148 and related section and all applicable regulations thereunder throughout the term of said issue. The Village hereby covenants and agrees to take all actions necessary under the Code to maintain the tax exempt status (as to taxpayers generally) of interest payable on the Bonds. To the extent not "deemed designated", the Village hereby designates the Bonds as it "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B)(i)(III) of the Code and covenants and warrants that it does not reasonably expect to issue tax-exempt bonds or other tax-exempt interest bearing obligations aggregating in principal amount more than \$10,000,000 during calendar year 2020 (taking into consideration the exception for current refunding issues). Each Authorized Officer is authorized to make any and all necessary or appropriate allocations, certifications, agreements, statements of reasonable expectations, covenants and warranties relating to such tax status, designation and/or deemed designation, as applicable.

Section 12. The Village's obligations under this Ordinance with respect to any or all of the Bonds herein authorized shall be fully discharged and satisfied as to any or all of such Bonds and any such Bond shall no longer be deemed to be outstanding hereunder if such Bond has been purchased by the Village and canceled or when the payment of the principal of and interest thereon to the respective date of maturity or redemption (a) shall have been made in accordance with the terms thereof or (b) shall have been provided for by depositing with a national or state bank having trust powers or trust company, in trust, solely for such payment (i) sufficient money to make such payment and/or (ii) direct general obligations of or obligations the principal and interest of which are unconditionally guaranteed by the United States of America (herein referred to as "U.S. Government Obligations") in such amount and bearing interest and maturing or redeemable at stated fixed prices at the option of the holder as to principal, at such time or times, as will insure the availability of sufficient money to make such payment; provided, however, that with respect to any Bond to be paid prior to maturity, the Village shall have duly called such Bond for redemption and given notice thereof or made irrevocable provisions for the giving of such notice. Any money so deposited with such bank or trust company may be invested or reinvested in U.S. Government Obligations at the direction of the Village, and all interest and income from U.S. Government Obligations in the hands of such bank or trust company in excess of the amount required to pay principal of and interest on the Bonds for which such monies or U.S. Government Obligations were deposited shall be paid over to the Village as and when collected.

Section 13. In order to promote compliance with certain federal tax and securities laws relating to the Bonds herein authorized (as well as other outstanding bonds) the policy and procedures

attached hereto as Exhibit "A" (the "Post-Issuance Compliance Policy and Procedures") are hereby adopted and approved in all respects. To the extent that there is any inconsistency between the attached Post-Issuance Compliance Policy and Procedures and any similar policy or procedures previously adopted and approved, the Post-Issuance Compliance Policy and Procedures shall control.

Section 14. The officers of the Village are hereby authorized to execute and deliver any and all certificates and documents and to take any and all actions determined appropriate in connection with the issuance and sale of the Bonds and refunding of the Refunded Bonds including, without limitation, to review and approve a preliminary official statement or offering circular related to the Bonds and approval of a final official statement or offering circular on behalf of the Village, and said final official statement, if and as applicable, shall be delivered in accordance with the requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission.

Section 15. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 16. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

EXHIBIT "A"

Policy and Procedures

**Federal Tax Law and Disclosure Requirements for
Tax-Exempt Bonds and/or Tax Advantaged Bonds**

ISSUER NAME: Village of Bertrand, Nebraska

COMPLIANCE OFFICER (BY TITLE): Village Treasurer

POLICY

It is the policy of the Issuer identified above (the "Issuer") to comply with all Federal tax requirements and securities law continuing disclosure obligations for its obligations issued as tax-exempt bonds (or as tax credit, direct pay subsidy or other tax-advantaged bonds, as applicable) to ensure, as applicable (a) that interest on its tax-exempt bonds remains exempt from Federal income tax, (b) that the direct payments or tax credits associated with its bonds issued as "tax-advantaged bonds" are received in a timely manner and (c) compliance with any continuing disclosure obligations of the issuer with respect to its outstanding bonds.

PROCEDURES

Compliance Officer. Review of compliance with Federal tax requirements and securities law continuing disclosure obligations as generally outlined below shall be conducted by the Compliance Officer identified above (the "Compliance Officer"). To the extent more than one person has been delegated specific responsibilities, the Compliance Officer shall be responsible for ensuring coordination of all compliance review efforts.

Training. The Compliance Officer shall evaluate and review educational resources regarding post-issuance compliance with Federal and tax securities laws, including periodic review of resources published for issuers of tax-exempt obligations by the Internal Revenue Service (either on its website at <http://www.irs.gov/taxexemptbond>, or elsewhere) and the Municipal Securities Rulemaking Board (either on its Electronic Municipal Market Access website ["EMMA"] at <http://www.emmamsrb.org>, or elsewhere).

Compliance Review. A compliance review shall be conducted at least annually by or at the direction of the Compliance Officer. The review shall occur at the time the Issuer's annual audit takes place, unless the Compliance Officer otherwise specifically determines a different time period or frequency of review would be more appropriate.

Scope of Review.

Document Review. At the compliance review, the following documents (the "Bond Documents") shall be reviewed for general compliance with covenants and agreements and applicable regulations with respect to each outstanding bond issue:

(a) the resolution(s) and/or ordinance(s), as applicable, adopted by the governing body of the Issuer authorizing the issuance of its outstanding bonds, together with any documents setting the final rates and terms of such bonds (the "Authorizing Proceedings"),

(b) the tax documentation associated with each bond issue, which may include some or all of the following (the "Tax Documents"):

(i) covenants, certifications and expectations regarding Federal tax requirements which are described in the Authorizing Proceedings:

(ii) Form 8038 series filed with the Internal Revenue Service;

(iii) tax certificates, tax compliance agreements, tax regulatory agreement or similar documents;

(iv) covenants, agreements, instructions or memoranda with respect to rebate or private use;

(v) any reports from rebate analysts received as a result of prior compliance review or evaluation efforts; and

(vi) any and all other agreements, certificates and documents contained in the transcript associated with the Authorizing Proceedings relating to federal tax matters.

(c) the Issuer's continuing disclosure obligations, if any, contained in the Authorizing Proceedings or in a separate agreement (the "Continuing Disclosure Obligations"), and

(d) any communications or other materials received by the Issuer or its counsel, from bond counsel, the underwriter or placement agent or its counsel, the IRS, or any other material correspondence relating to the tax-exempt status of the Issuer's bonds or relating to the Issuer's Continuing Disclosure Obligations.

Use and Timely Expenditure of Bond Proceeds. Expenditure of bond proceeds shall be reviewed by the Compliance Officer to ensure (a) such proceeds are spent for the purpose stated in the Authorizing Proceedings and as described in the Tax Documents and (b) that the proceeds, together with investment earnings on such proceeds, are spent within the timeframes described in the Tax Documents, and (c) that any mandatory redemptions from excess bond proceeds are timely made if required under the Authorizing Proceedings and Tax Documents.

Arbitrage Yield Restrictions and Rebate Matters. The Tax Documents shall be reviewed by the Compliance Officer to ensure compliance with any applicable yield restriction requirements under Section 148(a) of the Internal Revenue Cod (the "Code") and timely calculation and payment of any rebate and the filing of any associated returns pursuant to Section 148(f) of the Code. A qualified rebate analyst shall be engaged as appropriate or as may be required under the Tax Documents.

Use of Bond Financed Property. Expectations and covenants contained in the Bond Documents regarding private use shall be reviewed by the Compliance Officer to ensure compliance. Bond-financed properties shall be clearly identified (by mapping or other reasonable means). Prior to execution, the Compliance Officer (and bond counsel, if deemed appropriate by the Compliance

Officer) shall review (a) all proposed leases, contracts related to operation or management of bond-financed property, sponsored research agreements, take-or-pay contracts or other agreements or arrangements or proposed uses which have the potential to give any entity any special legal entitlement to the bond-financed property, (b) all proposed agreements which would result in disposal of any bond-finance property, and (c) all proposed uses of bond-financed property which were not anticipated at the time the bonds were issued. Such actions could be prohibited by the Authorizing Proceedings, the Tax Documents or Federal tax law.

Continuing Disclosure. Compliance with the Continuing Disclosure Obligations with respect to each bond issue shall be evaluated (a) to ensure timely compliance with any annual disclosure requirement, and (b) to ensure that any material events have been properly disclosed as required by the Continuing Disclosure Obligation.

Record Keeping. If not otherwise specified in the Bond Documents, all records related to each bond issued shall be kept for the life of the indebtedness associated with such bond issue (including all tax-exempt refundings) plus six (6) years.

Incorporation of Tax Documents. The requirements, agreements and procedures set forth in the Tax Documents, now or hereafter in existence, are hereby incorporated into these procedures by this reference and are adopted as procedures of the Issuer with respect to the series of bonds to which such Tax Documents relate.

Consultation Regarding Questions or Concerns. Any questions or concerns which arise as a result of any review by the Compliance Officer shall be raised by the Compliance Officer with the Issuer's counsel or with bond counsel to determine whether non-compliance exists and what measures should be taken with respect to any non-compliance.

VCAP and Remedial Actions. The Issuer is aware of (a) the Voluntary Closing Agreement Program (known as "VCAP") operated by the Internal Revenue Service which allows issuers under certain circumstances to voluntarily enter into a closing agreement in the event of certain non-compliance with Federal tax requirements and (b) the remedial actions available to issuers of certain bonds under Section 1.141-12 of the Income Tax Regulations for private use of bond financed property which was not expected at the time the bonds were issued.

On a motion by Schroeder, seconded by Spiegel, Resolution No. 423 which calls for an election and requests a proposition for a general obligation bond in an amount not to exceed \$2.5 million dollars and a proposition to increase the Village's current sales tax rate by ½%. Voting Aye, Schroeder, Spiegel, Evans, Wilcox. Voting Nay, Dahlgren. The resolution reads as follows:

RESOLUTION NO. 423

of the

VILLAGE OF BERTRAND, NEBRASKA

A RESOLUTION OF THE CHAIRPERSON AND VILLAGE BOARD OF THE VILLAGE OF BERTRAND, NEBRASKA, CALLING AN ELECTION TO BE HELD IN CONJUNCTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON (1) A PROPOSITION FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000.00) FOR THE PURPOSE OF CONSTRUCTING AND EQUIPPING A SWIMMING POOL AND RELATED IMPROVEMENTS AND PAYING RELATED COSTS AND LEVYING AN ASSOCIATED TAX TO PAY SUCH BONDS TO THE EXTENT NECESSARY, AND (2) A PROPOSITION TO MODIFY THE EXISTING ONE PERCENT (1%) SALES AND USE TAX TO IMPOSE AN ADDITIONAL ONE HALF-PERCENT (1/2%) SALES AND USE TAX

FOR THE PURPOSE OF PAYING A PORTION OF THE PRINCIPAL OF AND INTEREST ON THE BONDED INDEBTEDNESS OF THE VILLAGE AS DESCRIBED IN PROPOSITION FOR SUCH BONDS.

BE IT RESOLVED by the Chairperson and Village Board of the Village of Bertrand, Nebraska (the "Village") as follows:

Section 1. The Chairperson and Village Board find and determine:

(a) that it is necessary, desirable, advisable and in the best interest of the Village and its residents that the Village construct and equip recreational facilities consisting of a modern aquatic center and other neighborhood aquatic facilities, including a swimming pool and related improvements, and for other related project costs (collectively, the "**Project**"); that under the terms of Section 17-950, Reissue Revised Statutes of Nebraska, 2012, as amended, voter approval must be received prior to the issuance of any bonds for recreation improvements, including the Project; and that there has not been submitted to the electors of the Village a proposition for the issuance of bonds pursuant to Section 17-950, to pay the costs of the Project or any other similar purpose at any time during the past six months; and

(b) that the Village currently levies a sales and use tax in the amount of one percent (1.00%) (the "**Existing Sales Tax**") upon the same transactions within the Village on which the State of Nebraska is authorized to impose a tax pursuant to the Local Option Revenue Act (Sections 77-27,142 to 77-27,148, inclusive, Reissue Revised Statutes of Nebraska, as amended, the "**Local Option Act**"), and the Village is authorized pursuant to the Act, upon a favorable vote of the qualified electors of the Village, to impose an additional sales and use tax of one-half of one percent (0.50%) sales and use tax (the "**Additional Sales Tax**") upon the same transaction within the Village on which the State of Nebraska is authorized to impose a tax; and

(c) that at an election to be held in conjunction with the statewide primary election in the Village of Bertrand, Nebraska on the 12th day of May, 2020, there shall be submitted to the qualified electors of the Village two propositions: (1) a proposition to finance the construction and equipping of the Project, and (2) a proposition to modify the Existing Sales Tax to impose the Additional Sales Tax.

Section 2. An election is hereby called and shall be held in the Village in conjunction with the statewide primary election in the Village of Bertrand, Nebraska on the 12th day of May 2020, at which there shall be submitted to the qualified electors of the Village the following propositions:

PROPOSITION NO. 1

"Shall the Village of Bertrand, Nebraska, issue bonds of said Village in the principal amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) for the purpose of constructing and equipping a swimming pool and related improvements on land owned by the Village; said bonds to bear interest at rate or rates to be determined by the Chairperson and Village Board of the Village and to become due at such time or times as may be fixed by the Chairperson and Village Board, and

"Shall the Village of Bertrand, Nebraska, cause to be levied and collected annually a special levy of taxes against all the taxable property in the Village sufficient in rate and amount to pay the interest on and principal of said bonds as the same become due?"

Electors voting in favor of said proposition shall blacken the oval opposite the words "FOR said bonds and tax" following said proposition, and electors voting against said proposition shall blacken the oval opposite the words "AGAINST said bonds and tax" following said proposition.

PROPOSITION NO. 2

"Shall the Governing Body of the Village of Bertrand, Nebraska impose an additional sales and use tax of one-half of one percent (0.50%), that results in a sales and use tax in the aggregate amount of one and one-half percent (1.50%), upon the same transactions within the Village of Bertrand on which

the State of Nebraska is authorized to impose a tax, for the purpose of paying a portion of the principal of and interest on bonds of the Village issued to provide for swimming pool improvements (under Proposition No. 1 as submitted at the same election as this Proposition No. 2) as the same fall due; said sales and use tax to remain in effect so long as any of the indebtedness evidenced by said bonds (including any refunding bonds issued to refund such indebtedness) shall remain outstanding and unpaid?"

THE SALES AND USE TAX AUTHORIZED BY THIS PROPOSITION NO. 2 WILL BE IMPOSED BY THE VILLAGE UPON APPROVAL BY THE ELECTORS OF THE VILLAGE ONLY IF THE BONDS AUTHORIZED BY SAID PROPOSITION NO. 1 ARE ALSO APPROVED BY THE ELECTORS OF THE VILLAGE.

If a majority of the votes cast upon such question shall be in favor of such modification and additional sales and use tax, then the governing body of such incorporated municipality shall be empowered as provided by section 77-27,142.01 and shall forthwith proceed to modify the existing sales and use tax and impose the additional one-half percent (0.50%) sales and use tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to such modification and additional sales and use tax, then the governing body of the incorporated municipality shall not modify the existing sales and use tax or impose the additional sales and use tax.

Electors voting in favor of said proposition shall blacken the oval opposite the words "FOR such modification, including the additional sales and use tax" following said proposition, and electors voting against said proposition shall blacken the oval opposite the words "AGAINST such modification, including the additional sales and use tax" following said proposition.

Section 3. Notice of said election shall be given to the qualified electors of said Village by publication at least one time each week for four (4) consecutive weeks prior to such election and a copy of the sample ballot shall be published one time not more than fifteen (15) days nor less than two (2) days prior to the election, such notice and sample ballot to be published in a newspaper printed and of general circulation in said Village, and the Village Clerk of the Village be and hereby is directed to cause such notice and sample ballot to be published.

Section 4. The Village Clerk of the Village shall be and hereby is authorized and directed to certify a copy of this Resolution to the County Clerk of Phelps County, Nebraska, who shall designate the polling places, appoint the election officials and otherwise conduct the election as provided by law. The Village does hereby agree to reimburse said County Clerk for the expenses of conducting the election. As required by Section 32-802, Reissue Revised Statutes of Nebraska, as amended, the County Clerk shall provide for publication of the Notice of Election in a newspaper designated by the County Clerk no later than forty-two (42) days prior to the day of said election and such notice shall be posted in the office of the County Clerk no later than forty-two (42) days prior to such date of election.

Section 5. The forms of the ballots and forms of notices of said bond elections shall be substantially in the forms submitted to this meeting, copies of which forms shall be made a part of the minutes. The Village Clerk is hereby authorized and directed, in conjunction with the County Clerk conducting the election, to do all things and take all action appropriate or necessary in order to cause said proposition to be submitted to the qualified electors of the Village as above provided.

Section 6. Anything to the contrary herein notwithstanding, in the event the County Clerk of Phelps County determines to conduct such election by mail or another method permitted by law, the Chairperson and Village Clerk are hereby authorized and directed to (a) cause the form of ballot and form of notice approved herein to be published in accordance with such laws, with such changes therein as the Chairperson, in consultation with counsel to the Village and bond counsel, deem necessary to

conform to such laws, and (b) take all further actions necessary to comply with all publication and filing deadlines and other election procedures and requirements as may be necessary or proper to submit the propositions described in **Section 2** hereof to the qualified electors of the Village.

Section 7. This resolution shall be effective immediately upon its adoption.

PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

On a motion by Spiegel, seconded by Schroeder, amended Resolution Nos. 417 and 418 regarding the deposits and withdrawals of the Village and the Nursing Home respectively were approved. Voting Aye, Spiegel, Schroeder, Evans, Wilcox. Abstaining, Dahlgren. The resolutions read as follows:

RESOLUTION NO. 417

of the

VILLAGE OF BERTRAND, NEBRASKA

AUTHORIZING OFFICERS TO MAKE DEPOSITS and WITHDRAWALS

I HEREBY CERTIFY, that I am the Clerk of the Bertrand Village Board of Trustees of the Village of Bertrand, Nebraska, Phelps County, Nebraska, a corporation organized and existing under the laws of the State of Nebraska.

I FURTHER CERTIFY, that a meeting of the Village Board of Trustees of said Corporation was duly called and held at the Bertrand Village Hall of Bertrand, Nebraska and the State of Nebraska on the 10th day of December 2019, that at said meeting a quorum was present and voting throughout, and that the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that the First State Bank, 601 Minor Avenue, Bertrand, NE 68927 be and it is hereby designated as a depository of the funds of this Corporation, and that the said funds be subject to withdrawal upon checks, notes, drafts, bills of exchange, acceptances, undertakings or other funds for the payment of money. All accounts, except the Utility Deposit Account, are required to have double (2) signatures. Persons authorized to sign the checks for the Village of Bertrand are the Clerk, Treasurer, Chairman of the Board, and Vice Chairman of the Board. The following persons are authorized to sign the above reference documents for the Village of Bertrand:

Lori Vinzant, Village Clerk

TJ Wilcox, Chairman of the Board

RESOLVED, that above named Firm is authorized to pay any such checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders and also to receive the same for the credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue or the disposition of the proceeds thereof, even if drawn to the individual order of any signing officer or payable to said Firm or others for his account, or tendered in payment of his individual obligation. The following accounts must have two (2) signatures on the above referenced documents:

100-116

Premier Operating Checking

100-391

Premier Savings Account

The following persons authorized to sign for the Village of Bertrand:

Lori Vinzant, Village Clerk

TJ Wilcox, Chairman of the Board

The following checking and savings accounts are required to have only one (1) signature:

100-138

Utility Deposit Checking

29637

Food Pantry

With one (1) of the following persons authorized to sign for the Village of Bertrand:

Lori Vinzant, Village Clerk

TJ Wilcox, Chairman of the Board

RESOLVED, that any and all endorsements for or on behalf of this Corporation upon checks, drafts, notes or instruments for deposit or collection made with the said Firm may be written or stamped endorsements of the Corporation without any designation of the person making such endorsements.

RESOLVED, that said Firm be promptly notified in writing by the Secretary or any other officer of this Corporation of any change in these resolutions or our By-Laws and that until it has actually received such notice in writing said Firm is authorized to act in pursuance of these regulations.

I FURTHER CERTIFY, that these resolutions are within the power of the Village Board of Trustees to pass as provided in the Charter and By-Laws of this Corporation, and that the present officers of this Corporation and their respective titles are as follows:

<u>NAME</u>	<u>TITLE</u>
_____	TJ Wilcox, Chairman of the Board
_____	Lori Vinzant, Village Clerk

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and affixed the corporate seal this 11th day of February 2020.

RESOLUTION NO. 418
of the
BERTRAND NURSING HOME & ASSISTED LIVING and
VILLAGE OF BERTRAND, NEBRASKA
AUTHORIZING OFFICERS TO MAKE DEPOSITS AND WITHDRAWALS

I HEREBY CERTIFY, that I am the Clerk of the Village of Bertrand, Phelps County, Nebraska, owner of the Bertrand Nursing Home and Assisted Living, a corporation organized and existing under the laws of the State of Nebraska.

I FURTHER CERTIFY, that a meeting of the Village Board of Trustees of said Corporation was duly called and held at the Bertrand Village Hall of Bertrand, Nebraska, State of Nebraska on the 10th day of December 2019, that at said meeting a quorum was present and voting throughout, and that the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that the First State Bank, 601 Minor Avenue, Bertrand, NE 68927 be and it is hereby designated as a depository of the funds of this Corporation, and that the said funds be subject to withdrawal upon checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders for the payment of money. All accounts are required to have double (2) signatures as follows:

Signature of one (1) of the following Village of Bertrand Officers:

Lori Vinzant, Village Clerk

TJ Wilcox, Chairman of the Board

And additionally, signature of one (1) of the following from the Bertrand Nursing Home:

Amy Grube, Nursing Home Administrator

Joey Kugler, Office Manager

RESOLVED, that above named Firm is authorized to pay any such checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders and also to receive the same for the credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue or the disposition of the proceeds thereof, even if drawn to the individual order of any signing officer or payable to said Firm or others for his account, or tendered in payment of his individual obligation. The following checking account must have two (2) signatures on it:

100-226

NOW Account

264-412

Resident Trust Account

RESOLVED, that any and all endorsements for or on behalf of this Corporation upon checks, drafts, notes or instruments for deposit or collection made with the said Firm may be written or stamped endorsements of the Corporation without any designation of the person making such endorsements.

RESOLVED, that said Firm be promptly notified in writing by the Secretary or any other officer of this Corporation of any change in these resolutions or our By-Laws and that until it has actually received such notice in writing said Firm is authorized to act in pursuance of these resolutions.

I FURTHER CERTIFY, that these resolutions are within the power of the Village Board of Trustees to pass as provided in the Charter and By-Laws of this Corporation, and that the present officers of this Corporation and their respective titles are as follows:

<u>NAME</u>	<u>TITLE</u>
_____	Chairman of the Board of Trustees
_____	Village Clerk
_____	Nursing Home Administrator
_____	Nursing Home Office Manager

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and affixed the corporate seal this 11th day of February 2020.

On a motion by Dahlgren, seconded by Spiegel, the crop bids were requested to be re-issued. Voting Aye, Dahlgren, Spiegel, Evans, Schroeder, Wilcox. They need to be sealed in order for the Board to review them. The Clerk was advised to re-advertise a request. The new bids will be reviewed at the March meeting.

On a motion by Dahlgren, seconded by Schroeder, the discussion regarding a new loader was tabled until further information can be provided. Voting Aye, Dahlgren, Schroeder, Evans, Spiegel, Wilcox.

On a motion by Spiegel, seconded by Dahlgren, an open contract with Evans Repair, LLC. was approved. Voting Aye, Spiegel, Dahlgren, Schroeder, Wilcox. Abstaining, Evans. The Village may, at its option, request services provided by Evans Repair, LLC. of up to \$1,000.00 per transaction. If the transaction will exceed \$1,000.00 and is an emergency situation, the approval of 2 fellow board members is required. Requests shall be made only by designated Village personnel. All claims shall be paid within 30 days after submission. This contract will have a duration of service term of Evans.

On a motion by Spiegel, seconded by Dahlgren, a motion made at the January Regular Meeting regarding a bid for construction of a recycling trailer in the amount of \$2,977.00 was repealed. Voting Aye, Spiegel, Dahlgren, Evans, Schroeder, Wilcox. On a motion by Dahlgren, seconded by Schroeder, a new bid for the construction on a recycling trailer in the amended amount of \$2,909.60 was approved. Voting Aye, Dahlgren, Schroeder, Spiegel, Wilcox. Abstaining, Evans.

On a motion by Schroeder, seconded by Dahlgren, the purchase of the trailer to be used for recycling for \$100.00 more than what was approved at the January Regular Meeting was approved. Voting Aye, Schroeder, Dahlgren, Evans, Spiegel, Wilcox.

Trustee Dahlgren introduced Ordinance No. 700 which provides for water, sewer, and garbage rates. On a motion by Spiegel, seconded by Schroeder, the statutory rule requiring an ordinance to be fully and distinctly read on three different days was waived. Voting Aye, Spiegel, Schroeder, Dahlgren, Evans, Wilcox. The motion to suspend the rule was adopted by three-fourths of the members elected to the Board and the statutory rule was declared suspended for consideration of said Ordinance. Thereupon said Ordinance No. 700 was then read by title and Trustee Dahlgren moved for its final

passage, which motion was seconded by Spiegel. Voting Aye, Dahlgren, Spiegel, Evans, Schroeder, Wilcox. The ordinance reads as follows:

ORDINANCE NO. 700

of the

VILLAGE OF BERTRAND, NEBRASKA

AN ORDINANCE OF THE VILLAGE OF BERTRAND, NEBRASKA PROVIDING FOR WATER, SEWER, AND GARBAGE RATES; PROVIDING FOR THE REPEAL OF ANY PRIOR ORDINANCES, OR PARTS THEREOF, IN CONFLICT WITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA AS FOLLOWS:

Section 1. WATER RATES. There is hereby established the following monthly water rates for water supplied by the Village of Bertrand, Nebraska:

<u>NATURE OF PROPERTY</u>	<u>FRONT FOOTAGE</u>	<u>MONTHLY CHARGE</u>
Residential	0-50	\$32.14
Residential	over 51-60	\$33.98
Residential (Light)	over 61-70	\$34.75
Residential	over 61-70	\$35.78
Residential (Light)	over 71-80	\$36.61
Residential	over 71-80	\$37.59
Residential (Light)	over 81-90	\$38.40
Residential	over 81-90	\$39.43
Residential (Light)	over 91-125	\$40.20
Residential	over 91-125	\$41.23
Residential	over 125	\$43.04
Trailer Park Spaces	Not Applicable	\$32.14
Apartment Buildings	Not Applicable	\$28.55
Low Income Apartments	Not Applicable	\$15.00
Commercial Establishments	Not Applicable	\$35.78
2' Line to Lot	Not Applicable	\$96.56
4' Line to Lot	Not Applicable	\$181.74
Nursing Home	Not Applicable	\$187.19
School Facility	Not Applicable	\$187.19
School Athletic Field	Not Applicable	\$181.74
Golf Course	Not Applicable	\$96.56
Lots Outside of Corporate Limits	Not Applicable	\$43.04

DISCONNECT/RECONNECT AT REQUEST OF OWNER:

Disconnect Fee	\$25.00
Reconnect Fee	\$25.00

DISCONNECT DUE TO NON-PAYMENT OF BILL:

During Working Hours	\$25.00
After Hours	\$50.00

Section 2. SEWER RATES. There is hereby established the following monthly sewer rates for sewer service supplied by the Village of Bertrand, Nebraska:

<u>NATURE OF PROPERTY</u>	<u>MONTHLY CHARGE</u>
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Residential	\$24.27
Commercial Establishments	\$24.27
Trailer Park Spaces	\$24.27
Apartment Buildings	\$24.27 per unit
Low Income Apartments	\$20.00 per unit
Nursing Home	\$121.80
School Facility	\$121.80
School Athletic Field	\$24.27
Golf Course	\$24.27

Section 3. GARBAGE RATES. It is hereby established the following monthly garbage rates for the disposal of solid waste service provided by the Village of Bertrand, Nebraska:

<u>NATURE OF PROPERTY</u>	<u>MONTHLY CHARGE</u>
Residential	\$14.34
Commercial – Minimum 90-gallon container	\$15.63
Commercial – Shared 400-gallon (2 yard) container	\$18.90
Commercial – 400-gallon (2 yard) container	\$37.79
Commercial – 600-gallon (3 yard) container	\$49.51
Commercial – 2 & 3 yard containers	\$87.30
Commercial – (4) 3 yard containers	\$198.04
Commercial – (5) 3 yard containers	\$247.55

Section 4. In the event the fees for water, sewer, and/or garbage are not paid on or before the 15th day of the month, the utility customer shall be subject to a late fee of \$10.00. When a billing is made by the Village of Bertrand for supplying water or furnishing equipment required by this title to any premises becomes delinquent in whole or in part on or after the 22nd day of the month, or when the water service to any premises is being used or maintained contrary to any of the other requirements of this title, the Water/Sewer Superintendent may order the water service to such premises discontinued until such billing be paid or until such contrary use of the maintenance cease.

Section 5. All prior ordinances and resolutions, or parts thereof, are hereby repealed to the extent that they are contrary and inconsistent with this Ordinance.

Section 6. This Ordinance shall be in effect and in full force from and after its passage, approval, and publication or posting as required by law.

PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY 2020.

On a motion by Spiegel, seconded by Dahlgren, the purchase of a 715,000BTU indoor pool heater for \$6,800.00 was approved. Voting Aye, Spiegel, Dahlgren, Evans, Schroeder, Wilcox.

Trustees Wilcox and Schroeder will be attending the Mid-Winter Conference in Lincoln on February 24-25. Matt Gregg, Utilities Superintendent, and Marcus Schwarz will be attending the Rural Water Conference in Kearney beginning March 9th. Lori Vinzant, Village Clerk, will be attending the Clerk's Conference in Kearney on March 16-20.

The meeting adjourned at 9:03 PM.

Lori Vinzant, Village Clerk

TJ Wilcox, Chairman of the Board