

**August 23, 2011 Minutes
Washington County Public Safety Communications Agency
Supervisor's Room Courthouse
Blair, Nebraska 68008**

A meeting of the Washington County Public Safety Communications Agency, in the County of Washington, in the State of Nebraska, (the "Agency") was held in open and public session at 1:00 p.m. on August 23, 2011 in the Board of Supervisor's Meeting Room at the Washington County Courthouse, 1555 Colfax Street in Blair, Nebraska. The meeting was called to order by Mary Alice Johnson, the Agency Chairperson; Merry Truhlsen, Agency Secretary, recorded the proceedings, and on roll call the following Agency Members answered present: Jeff Quist, Ernest Abariotes, Kent Clausen, Ronald Hineline, Steven Kruger and Mary Alice Johnson, each a voting member of the Agency. Absent: Jerry Kruse. It was moved by Member Kruger and seconded by Member Clausen to enter into a meeting of the Washington County Public Safety Communications Agency. The Chairman stated the motion and on roll call the following voted YEA: Kruger, Abariotes, Quist, Hineline, Clausen and Johnson. The following voted NAY: None. Absent: Kruse. The result of the vote being 6 YEAS and no NAYS, the Chairperson declared the motion carried. Non-voting members of the Agency attending were Washington County Sheriff Mike Robinson and Sheriff's Deputy Phil Brazelton, representing Washington County; no persons appeared representing the City of Blair, Nebraska; the City of Fort Calhoun, Nebraska; the Village of Herman, Nebraska; the Village of Kennard, Nebraska; nor the Village of Washington, Nebraska. Also present was Phil Lorenzen of D.A. Davidson & Company, the County's Bond Underwriter. Notice of the meeting was given in advance thereof by posting, said form of notice being a designated method for giving notice, an affidavit of posting being attached to these minutes. Advance notice of this meeting was also given to all Members of the Agency and all Cities and Villages in the County having Advisory Members of the Agency. Availability of the agenda was communicated in the advance notice and in the notice to the Agency Members and Advisory Members. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public. The Chairperson publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

The Board was advised by the Agency's bond underwriter, Philip Lorenzen of D.A. Davidson & Company that the outstanding \$340,000 principal balance of the Agency's Series 2006 Bonds would reach their first date of call at the option of the Agency on October 15, 2011, and current interest rates and market conditions now enabled issuance of refunding bonds to take up and retire the outstanding balance of bonds by issuance of refunding bonds at lower rates of interest effecting on interest cost savings overall and recommended that the Agency take action to call the prior Series 2006 Bonds and to issue Series 2011 Refunding Bonds. It was moved by Member Hineline that the Resolution 2011-37, attached to and made a part of these minutes in its entirety by reference thereto, calling the \$340,000 outstanding Series 2006 Bonds be passed and adopted. Motion seconded by Member Kruger. The Chairman stated the motion and on roll call the following voted YEA: Kruger, Abariotes, Quist, Hineline, Clausen and Johnson. The following voted NAY: None. Absent: Kruse. The result of the vote being 6 YEAS and no NAYS, the Chairperson declared the motion carried.

RESOLUTION NO. 2011 - 37

**RESOLUTION CALLING FOR REDEMPTION
PUBLIC SAFETY COMMUNICATIONS SYSTEM REVENUE BONDS, SERIES 2006
ISSUED BY WASHINGTON COUNTY PUBLIC SAFETY COMMUNICATIONS AGENCY
(WASHINGTON COUNTY, NEBRASKA)**

BE IT RESOLVED by the Governing Board of the Washington County Public Safety Communications Agency, Washington County, Nebraska, as follows:

Section 1. That the following bonds are hereby called for redemption at par plus accrued interest on October 15, 2011 after which date said bonds shall cease to bear interest:

Public Safety Communications System Revenue Bonds, Series 2006, dated October 15, 2006, in the principal amount of \$340,000, becoming due on December 1, 2016 through December 1, 2019 (including mandatory redemption amounts) issued by the Washington County Public Safety Communications Agency (Washington County, Nebraska) for the purpose of providing for payment of costs of constructing and acquiring a public safety communications system to be owned and operated by the Washington County Public Safety Communications Agency and to pay costs of underwriting and issuance associated with the said Series 2006 Bonds.

Section 2. Said bonds are payable at the office of the First National Bank of Omaha, Omaha, Nebraska as Paying Agent and Registrar.

Section 3. A copy of this resolution shall be filed at least 30 days prior to the date of call with the First National Bank of Omaha, Omaha, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the resolution authorizing said bonds.

PASSED AND APPROVED this 23rd day of August, 2011.

ATTEST:

Merry M. Truhlsen, Secretary

Mary Alice Johnson, Board Chairperson

It was moved by Member Hinline that the Bond Resolution 2011-38, attached to and made a part of these minutes in its entirety by reference thereto, authorizing the issuance of Series 2011 Refunding Bonds in the principal amount of \$350,000 be passed and adopted. Motion seconded by Member Abariotes. The Chairman stated the motion and on roll call the following voted YEA: Abariotes, Quist, Hinline, Clausen, Kruger and Johnson. The following voted NAY: None. Absent: Kruse. The result of the vote being 6 YEAS and no NAYS, the Chairman declared the motion carried.

RESOLUTION NO. 2011 – 38

A RESOLUTION AUTHORIZING THE ISSUANCE OF PUBLIC SAFETY COMMUNICATIONS SYSTEM REVENUE REFUNDING BONDS, SERIES 2011, OF THE WASHINGTON COUNTY PUBLIC SAFETY COMMUNICATIONS AGENCY, IN THE PRINCIPAL AMOUNT OF THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000), FOR THE PURPOSE OF REFUNDING THE AGENCY'S OUTSTANDING PUBLIC SAFETY COMMUNICATIONS SYSTEM REVENUE BONDS, SERIES 2006; PRESCRIBING THE FORM, TERMS AND DETAILS OF SAID BONDS; PLEDGING AND HYPOTHECATING THE REVENUE AND EARNINGS OF THE FACILITIES AND SYSTEM OF SAID AGENCY AND RIGHTS UNDER A CERTAIN SERVICE AGREEMENT FOR THE PAYMENT OF SAID BONDS AND INTEREST THEREON AND PROVIDING FOR THE COLLECTION, SEGREGATION AND APPLICATION OF THE REVENUE OF SAID FACILITIES AND SYSTEM; AND ENTERING INTO A CONTRACT ON BEHALF OF THE AGENCY WITH THE HOLDERS OF SAID BONDS; AND PROVIDING FOR PUBLICATION OF NOTICE WITH RESPECT TO THIS RESOLUTION.

BE IT RESOLVED BY THE GOVERNING BODY OF THE WASHINGTON COUNTY PUBLIC SAFETY COMMUNICATIONS AGENCY, AS FOLLOWS:

Section 1. The governing body (being the members of the Board of Supervisors of The County of Washington, in the State of Nebraska, the "Governing Body") hereby finds and determines as follows:

(a) the Washington County Public Safety Communications Agency (the "Agency") has been formed pursuant to the Interlocal Cooperation Act (Sections 13-801 to 13-827 R.R.S. Neb. 2007, as amended) (the "Cooperation Act") for the purpose of providing or contracting for the acquisition, finance, construction and operation of a public safety communications system to provide emergency and public safety communications in Washington County, including communication services related to law enforcement, fire management, medical services, road maintenance services, school transportation services, public utilities, homeland security services, and emergency and disaster relief services;

(b) the Agency has constructed and acquired facilities and a system for public safety communications within Washington County (said facilities and system and all additions and improvements thereto, the "Project") for providing communication services for the benefit of the members of the Agency;

(c) in order to finance a portion of the costs of the Project, the Agency has issued its Public Safety Communications System Revenue Bonds, Series 2006, date of original issue – October 15, 2006, in the original principal amount of \$340,000, all of which remain presently outstanding (the "2006 Bonds") and its Public Safety Communication System Revenue Refunding Bonds, Series 2010, date of original issue – June 1, 2010, in the original principal amount of \$2,565,000, presently outstanding in the principal amount of \$2,345,000 (the "2010 Bonds") authorized by the terms of a resolution adopted by the Governing Body on April 27, 2010 (the "2010 Resolution");

(d) the Agency has entered into a service agreement with The County of Washington (the "County") dated as of November 15, 2004, and an Amendment to Service Agreement dated as of June 1, 2010 (together, the "Existing County Service Agreement"), as authorized by Section 86-416, R.R.S. Neb. 2008 ("Section 86-416"), under which agreement, pursuant to said Section 86-416, the County has agreed to make certain fixed annual payments (the "Fixed Payments") to the Agency and the County has further agreed to cause to be levied and collected, from time to time, a special tax to provide for such Fixed Payments and has further agreed to make certain payments to cover costs of operation and maintenance of the Project (the "Variable Payments"); that in connection with the issuance of the refunding bonds herein authorized, there has been prepared an Amendment to Service Agreement (the "Amendment" and together with the Existing County Service Agreement, the "County Service Agreement") recognizing the rights of the registered owners of the refunding bonds herein authorized as subrogated to and succeeding to the rights evidenced by the 2006 Bonds.

(e) the 2006 Bonds are subject to redemption prior to maturity at any time on or after October 15, 2011 and have been called for redemption on October 15, 2011 (the "Redemption Date") at the principal amount thereof plus accrued interest to the date fixed for redemption at the option of the Agency and since the issuance of the 2006 Bonds, interest rates have declined in the municipal bond markets such that the Agency is able to obtain a savings in interest costs through the issuance of refunding bonds as provided herein;

(Please contact Clerk's office for a copy of the Resolution in its entirety)

There being no further business to come before the meeting of the Agency, Kruger moved, seconded by Abariotes to adjourn from Public Safety Communications Agency. Vote- Aye: Clausen, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Kruse absent. Motion carried.

Mary Alice Johnson
Chairperson

ATTEST: Merry M. Truhlsen, Secretary

I, Merry M. Truhlsen, County Clerk, in and for Washington County, Blair, Nebraska, do hereby certify that the foregoing proceedings took place during the Aug 23, 2011 meeting of the Washington County Public Safety Communications Agency

Merry M. Truhlsen
Washington County Clerk