

**BOARD OF SARPY COUNTY AND CITIES WASTEWATER AGENCY****RESOLUTION AUTHORIZING THE AGENCY BOARD CHAIR AND AGENCY TREASURER TO ACT ON BEHALF OF THE AGENCY BOARD**

WHEREAS, pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801, et seq. (the “Act”), Sarpy County and the Cities of Papillion, Bellevue, Springfield, La Vista and Gretna entered into that certain Interlocal Agreement Creating the Sarpy County and Cities Wastewater Agency dated September 19, 2017 (as amended, the “Formation Interlocal”) and formed the interlocal agency called the Sarpy County and Cities Wastewater Agency (the “Agency”) (all capitalized terms not otherwise expressly defined herein shall have the same meanings as provided in the Formation Interlocal). The Formation Interlocal is incorporated herein by this reference;

WHEREAS, the Agency is a separate body corporate and politic under the Act;

WHEREAS, pursuant to the Formation Interlocal, the Agency is authorized to, among other things, contract with and compensate consultants for professional services and for any other consultants that the Agency Board finds necessary, useful, or convenient to carry out the stated purposes of the Agency;

WHEREAS, pursuant to the Formation Interlocal, the powers of the Agency as a body are exercised by the Agency Board;

WHEREAS, the Agency Board shall adjourn after its last regularly scheduled meeting for calendar year 2020 on December 9, 2020;

WHEREAS, the Agency Board shall not meet again in a regularly scheduled meeting until January 27, 2021; and

WHEREAS, although the Agency Board will not hold a regular meeting between the between December 9, 2020 and January 27, 2021, the activities and business of the Agency shall continue, and certain claims and contractual obligations must be acted upon.

NOW, THEREFORE, BE IT RESOLVED BY THE AGENCY BOARD that, pursuant to the authority of the Agency Board as set forth above, between December 9, 2020 and January 27, 2021, the Chair of the Agency Board and the Agency Treasurer are hereby authorized to prepare claims, issue warrants for and otherwise pay expenditures related to contract and/or other installment payments which have been contracted for or authorized by action of the Agency Board, so long as such expenditures have otherwise been previously approved through budget approvals, approvals of contracts, and/or related processes and authorizations by the Agency Board.

NOW, THEREFORE, IT FURTHER BE RESOLVED BY THE AGENCY BOARD that the Chair of the Agency Board and the Agency Treasurer have no authority to conduct Agency business beyond the authority expressly stated above.

NOW, THEREFORE, IT FURTHER BE RESOLVED BY THE AGENCY BOARD that payments pursuant to this Resolution may only be made in those instances when required by law or pursuant to enforceable contractual obligations to be made between December 9, 2020 and January 27, 2021; in the event any expenditures are made pursuant hereto during December 9, 2020 and January 27, 2021, the Agency Treasurer shall report such expenditures to the Agency Board at the next scheduled Agency Board meeting; and other action may only be undertaken by the Agency Board pursuant to a public meeting of the Agency Board duly convened and held in accordance with the Formation Interlocal.

The above Resolutions were approved by a vote of the Sarpy County and Cities Wastewater Agency Board at a public meeting duly held in accordance with applicable law on the 9th day of December 2020.

ATTEST:

Lisa A. Haine  
Sarpy County and Cities Wastewater  
Agency Secretary



David R. Kelly  
Sarpy County and Cities Wastewater  
Agency Board Chair