

AGENDA
CITY OF SPRINGFIELD, NE

November 20, 2007

*(Copies of the Nebraska Open Meeting Laws are available
on the entrance in the back of the meeting room)*

1. Approve Minutes of the November 6, 2007 Council Meeting
2. Department Reports
3. Public Hearing – Application for Class I Liquor License by I-Drop, Inc. d/b/a The Fabulous Dew Drop located at 153 Main Street
4. Approve Ordinance No. 744 regarding the location of fireworks stands
5. Approve Ordinance No. 745 authorizing the issuance of bond anticipation notes for Springfield Street Improvement District 2007-1, Sanitary Sewer Extension District 2007-1 and Water Extension District 2007-1
6. Springfield Creek Trails & Recreation Area – Discuss Peter Kiewit grant money
7. Sarpy County Fair Grounds Lease – General Discussion
8. Michael Gottsch – Annual Review and Proposed Merit Increase
9. Executive Session
10. Executive Session Action
11. Motion to Adjourn

A regular meeting of the Mayor and Council of the City of Springfield, Nebraska was held at 7:00 o'clock p.m. at City Hall on November 20, 2007. Present were Mayor Dorothy Richards; Council Members: Eric Hayes, Sandie Shotkoski, Diane Sullivan, Roy Swenson. Absent: None. Notice of this meeting was given in advance by posting in three public places, one of the designated methods of giving notice. Notice of this meeting was given in advance to the Mayor and all Council Members and a copy of their receipt of notice is attached to these Minutes. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Agenda Item 1. Motion by Shotkoski, seconded by Sullivan, to approve the Minutes of the November 6, 2007, regular Council Meeting. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Agenda Item 2. No Department Report from Hayes. No Department Report from Shotkoski. No Department Report from Sullivan. No Department Report from Swenson.

Agenda Item 3. A Public Hearing of the Springfield City Council was opened at 7:02 p.m. regarding an Application for Class I Liquor License by I-Drop, Inc. d/b/a The Fabulous Dew Drop located at 153 Main Street. Dan Salcedo and Shawn Phifer, members of I-Drop, Inc. d/b/a The Fabulous Dew Drop, were present to discuss this matter. Salcedo informed the Council that The Fabulous Dew Drop had filed a second application for a Class I Liquor License with the State and had removed Phifer as a managing partner. Salcedo stated that Phifer's percentage was decreased to the State's minimum percentage

requirement. Salcedo commented that he has received support from citizens of Springfield as well from the Springfield Business Association. Salcedo answered the Council's questions regarding his business background. Motion by Sullivan, seconded by Hayes, to approve I-Drop, Inc. d/b/a The Fabulous Dew Drop located at 153 Main Street for a Class I Liquor License. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Motion by Swenson, seconded by Hayes, to close the Public Hearing. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Public Hearing closed at 7:06 p.m.

Agenda Item 4. Council Member Shotkoski introduced Ordinance No. 744 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING CHAPTER 10 "BUSINESS REGULATIONS" OF THE SPRINGFIELD MUNICIPAL CODE, ARTICLE 7, FIREWORKS SALES. AMENDS SECTION 10-705 BY ADDING PROVISIONS FOR THE SALE OF FIREWORKS FROM A BUILDING OR STRUCTURE THAT COMPLIES WITH THE REGULATIONS OF THE STATE OF NEBRASKA, STATE FIRE MARSHAL'S OFFICE. PROVIDING AN EFFECTIVE DATE AND REPEALING ORDINANCES IN CONFLICT.

and moved the statutory rule requiring reading on three different days be suspended. Council Member Hayes seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Hayes, Shotkoski, Sullivan, Swenson. The following noted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance. Said ordinance was then read by title and thereafter Council Member Shotkoski moved for final passage of the ordinance, which motion was seconded by Council Member Hayes. The Mayor stated the question "Shall Ordinance No. 744 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Hayes, Shotkoski, Sullivan, Swenson. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor in the presence of the Council signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein and to be posted in three public places in the City. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 744

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING CHAPTER 10 "BUSINESS REGULATIONS" OF THE SPRINGFIELD MUNICIPAL CODE, ARTICLE 7, FIREWORKS SALES. AMENDS SECTION 10-705 BY ADDING PROVISIONS FOR THE SALE OF FIREWORKS FROM A BUILDING OR STRUCTURE THAT COMPLIES WITH THE REGULATIONS OF THE STATE OF NEBRASKA, STATE FIRE MARSHAL'S OFFICE. PROVIDING AN EFFECTIVE DATE AND REPEALING ORDINANCES IN CONFLICT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA

Section 1. Springfield Municipal Code Chapter 10, Article 7, Section 10-705 is amended and shall read as follows:

Section 10-705 FIREWORKS; LOCATION OF STAND GENERALLY. In addition to all other requirements and regulations of the City, all fireworks stands, booths or other places of sale of fireworks shall conform to all rules and regulations promulgated by the Nebraska State Fire Marshal's Office.

Fireworks may only be sold from within:

- (1) A temporary building structure, utilizing a booth or stand allowing for walk-up sales,
- (2) A temporary building structure which allows patrons to enter the structure,
- (3) A tent (provided, however, no structure or tent used for the sale shall exceed a maximum floor space for sales and storage area of 3600 square feet),
- (4) A metal trailer, or
- (5) A building or structure that complies with the regulations of the State of Nebraska State Fire Marshal's Office.

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Section 3. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Passed and approved this 20th day of November, 2007.

Mayor

(SEAL)

Attest:

City Clerk

Agenda Item 5. Council Member Hayes introduced Ordinance No. 745 entitled:

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF STREET, SEWER AND WATER IMPROVEMENT BOND ANTICIPATION NOTES, 2007 SERIES, IN THE AMOUNT OF FIVE HUNDRED EIGHTY THOUSAND DOLLARS (\$580,000) FOR THE PAYMENT OF COSTS IN CONNECTION WITH THE CONSTRUCTION OF STREET IMPROVEMENTS IN STREET IMPROVEMENT DISTRICT NO. 2007-1, SANITARY SEWER EXTENSION DISTRICT NO. 2007-1 AND WATER EXTENSION DISTRICT NO. 2007-1 WITHIN THE CITY OF SPRINGFIELD, NEBRASKA; CONFIRMING THE CREATION OF SAID DISTRICTS; PROVIDING FOR A PAYING AGENT AND REGISTRAR OF THE NOTES; AGREEING TO ISSUE BONDS OR OTHER OBLIGATIONS TO PAY THE NOTES AND ACCRUED INTEREST AT MATURITY AND ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

and moved the statutory rule requiring reading on three different days be suspended. Council Member Swenson seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Hayes, Shotkoski, Sullivan, Swenson. The following noted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was

declared suspended for consideration of said ordinance. Said ordinance was then read by title and thereafter Council Member Hayes moved for final passage of the ordinance, which motion was seconded by Council Member Shotkoski. The Mayor stated the question "Shall Ordinance No. 745 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Hayes, Shotkoski, Sullivan, Swenson. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor in the presence of the Council signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein and to be posted in three public places in the City. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 745

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF STREET, SEWER AND WATER IMPROVEMENT BOND ANTICIPATION NOTES, 2007 SERIES, IN THE AMOUNT OF FIVE HUNDRED EIGHTY THOUSAND DOLLARS (\$580,000) FOR THE PAYMENT OF COSTS IN CONNECTION WITH THE CONSTRUCTION OF STREET IMPROVEMENTS IN STREET IMPROVEMENT DISTRICT NO. 2007-1, SANITARY SEWER EXTENSION DISTRICT NO. 2007-1 AND WATER EXTENSION DISTRICT NO. 2007-1 WITHIN THE CITY OF SPRINGFIELD, NEBRASKA; CONFIRMING THE CREATION OF SAID DISTRICTS; PROVIDING FOR A PAYING AGENT AND REGISTRAR OF THE NOTES; AGREEING TO ISSUE BONDS OR OTHER OBLIGATIONS TO PAY THE NOTES AND ACCRUED INTEREST AT MATURITY AND ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. The Mayor and Council of the City of Springfield, Nebraska, hereby find and determine:

a) that the City has previously created Street Improvement District No. 2007-1, Sanitary Sewer Extension District No. 2007-1 and Water Extension District No. 2007-1 within the City and has authorized the construction of certain improvements within said districts; that all actions, hearings and other required facts and conditions for the creation of said districts and the construction of improvements therein have occurred and have been determined as required by law; that the creation of the districts is hereby ratified, confirmed and approved in all respects;

b) that it is necessary and appropriate to construct, and the City is constructing, certain street and alley improvements (including intersections and the areas formed by the crossing of streets) within Street Improvement District No. 2007-1, sewer improvements within Sanitary Sewer Extension District No. 2007-1 and water improvements within Water Extension District No. 2007-1 within the City;

c) that the City is authorized to issue warrants to pay the costs of said improvements pursuant to Sections 17-516 and 17-520, R.R.S. Neb. 1997, as amended, Section 18-2003, R.R.S. Neb. 1997, as amended, and Section 19-2406, R.R.S. Neb. 1997, as amended;

d) that in order to provide temporary financing to pay the cost of said improvements (including engineering costs) it is advisable for the City to issue notes in the total principal amount of \$580,000 to be designated Street, Sewer and Water Improvement Bond Anticipation Notes, 2007 Series, in lieu of issuing warrants, pursuant to Section 10-137, Reissue Revised Statutes of Nebraska, 1997; and

e) that all acts and conditions exist or have occurred for the issuance of said bond anticipation notes, in lieu of issuing warrants.

Section 2. Notes to be designated Street, Sewer and Water Improvement Bond Anticipation Notes, 2007 Series, in the amount of \$580,000, which shall be in denominations of \$5,000 each or any integral multiple thereof as determined by the City Treasurer prior to delivery, are hereby authorized to be issued. The Notes shall be dated as of their date of delivery and shall bear interest at the rate of three and forty-five hundredths per centum (3.45%) per annum and become due on December 15, 2008. The Notes shall bear interest from the date of delivery until maturity or earlier redemption, with such interest payable June 15, 2008 and at maturity. Said notes are optional for prepayment at par plus accrued interest on May 15, 2008 or at any time thereafter. The City may select the Notes to be redeemed for such optional redemption in its sole discretion. Any Notes to be redeemed in part shall be redeemed only in amounts of \$5,000 or integral multiples thereof. Notes redeemed in part only shall be surrendered to the Paying Agent and Registrar designated in Section 4 hereof in exchange for a new Note evidencing the unredeemed principal thereof. Notice of redemption of any Note called for redemption shall be given at the direction of the City 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 Note at such owner's registered address. Such notice shall designate the Note or Notes to be redeemed by maturity or otherwise, the date of original issue and the date fixed for redemption and shall state that such Note or Notes are to be presented for prepayment at the office of said Paying Agent and Registrar. In case of any Note partially redeemed, such notice shall specify the portion of the principal amount of such note to be redeemed. If any Note or an interest payment thereon is not paid at maturity or due date, the Note or interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska 2004, as now existing or as the same may be amended from time to time by the Nebraska Legislature. Said Notes shall be delivered to Ameritas Investment Corp, upon receipt of payment for said Notes, at the purchase price of 99%, plus accrued interest to the date of delivery. Said Notes are sold to the purchaser subject to the opinion of independent bond counsel that said Notes are lawfully issued; that said Notes constitute a valid obligation of the City; and that under existing laws and regulations, the interest on said Notes is exempt from both Nebraska state and federal income taxes.

Section 3. Said Notes shall be dated the date of their delivery, be executed on behalf of the City by being signed by the Mayor and the City Clerk, both of which signatures may be facsimile signatures, and shall have the City seal impressed on each Note. After being executed by the Mayor and City Clerk, said Notes shall be delivered to the Paying Agent and Registrar who shall register each note in the name of its initial registered owner as designated by the initial purchaser. Each Note shall be authenticated on behalf of the City by the Paying Agent and Registrar. The Notes shall be issued initially as "book-entry only" notes using the services of The Depository Trust Company (the "Depository"), with one typewritten Note per maturity being issued to the Depository. In such connection said officers of the City are authorized to execute and deliver a letter of representations and inducement (the "Letter of Representations") in the form required by the Depository, for and on behalf of the City (including any blanket letter previously executed), which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Notes. Upon issuance of the Notes as "book-entry-only" notes, the following provisions shall apply:

(a) The City and the Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Notes as securities depository (each, a "Note Participant") or to any person who is an actual purchaser of a Note from a Note Participant while the Notes 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 Note Participant with respect to any ownership interest in the Notes;

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

(iii) the payment to any Note Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Notes. The Paying Agent and Registrar shall make payments with respect to the Notes 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 Notes to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Note, 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 to or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange Notes requested 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 City, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Notes or (ii) to make available Notes registered in whatever name or names the Beneficial Owners transferring or exchanging such Notes shall designate.

(c) If the City determines that it is desirable that certificates representing the Notes be delivered to the ultimate Beneficial Owners of the Notes 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 Note Participants of the availability through the Depository of note certificates representing the Notes. In such event, the Paying Agent and Registrar shall issue, transfer and exchange note certificates representing the Notes 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 Note is registered in the name of the Depository or any nominee thereof, all payments with respect to such Note and all notices with respect to such Note shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Notes may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the Notes 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 and the terms of the Paying Agent and Registrar's Agreement (if any).

(f) In the event of any partial redemption of a Note unless and until such partially redeemed Note 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 Note as is then outstanding and all of the Notes 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 or upon termination by the City of book-entry-only form, the City shall immediately provide a supply of note certificates for issuance upon 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 note certificates upon transfer or partial redemption, the City agrees to order printed an additional supply of note certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting officers. In case any officer whose signature or facsimile thereof shall appear on any Note shall cease to be such officer before the delivery of such Note (including any note 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 the same as if such officer or officers had remained in office until the delivery of such Note. The Notes shall not be valid and binding on the City until authenticated by the Paying Agent and Registrar. The Notes shall be delivered to the Paying Agent and Registrar for registration and authentication.

Section 4. All Notes authorized by this ordinance shall be fully registered notes pursuant to Section 10-135 R.R.S. Neb. 1997. The Treasurer of the City is hereby designated as Paying Agent and Registrar for the Notes. Said Paying Agent and Registrar shall keep and maintain for the City books for the registration and transfer of the Notes at its office in Springfield, Nebraska. The names and registered addresses of the initial registered owner or owners of the Notes shall be recorded in such books prior to the issuance thereof. Any Note may be transferred pursuant to its provisions at the office of the Paying Agent and Registrar upon surrender of the Note for notation of transfer, accompanied by a written instrument of transfer, in form satisfactory to such 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 will register the transfer upon the registration books and make notation thereof on the Note and deliver the same to the transferee registered owner (or send it by registered mail to the transferee owner at such owner's risk and expense). The City Treasurer is hereby authorized and directed to transfer, from any monies of the City available for the purpose, funds required to pay interest and principal on the Notes when and as the same become due, to the Paying Agent and Registrar on or before each interest and principal payment date. Payment of interest, except for payment of interest at maturity or upon redemption, shall be mailed to the registered owners of the Notes as of the record date for each interest payment date. The record date shall be the close of business on the fifteenth day of the month immediately preceding the month in which each interest payment date occurs. The principal, together with accrued interest then due, shall be payable at maturity or on redemption prior to maturity upon presentation and surrender of each Note at the office of the Paying Agent and Registrar in Springfield, Nebraska. The City and the Paying Agent and Registrar shall not be required to transfer Notes during any period from any record date until its immediately following interest payment date or to transfer any Notes called for redemption for a period of thirty days next preceding any date fixed for redemption prior to maturity.

Section 5. The fully registered Street, Sewer and Water Improvement Bond Anticipation Notes, 2007 Series, shall be in substantially the following form:

CITY OF SPRINGFIELD, NEBRASKA
STREET, SEWER AND WATER IMPROVEMENT
BOND ANTICIPATION NOTE
2007 SERIES

<u>Interest Rate</u> 3.45%	<u>Maturity Date</u> December 15, 2008	<u>Date of Delivery</u> December 20, 2007	<u>CUSIP No.</u>
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Registered Owner: _____

Principal Amount: _____

The City of Springfield, Nebraska, hereby promises to pay to the registered owner specified above the sum specified above on the maturity date specified above, together with interest thereon from the date of delivery hereof until maturity (or earlier redemption) at the rate per annum specified above, payable June 15, 2008 and at maturity. The interest hereon shall be paid on each interest payment date by the Treasurer of the City of Springfield, Nebraska, as Paying Agent and Registrar, by wire transfer, check or draft mailed to the registered owner hereof designated as of the close of business on the last day of the month immediately preceding the month in which the interest payment date occurs, at such owner's registered address as it appears on the books of registration of the City as maintained by said Paying Agent and Registrar. The principal of this Note and the interest due at maturity or upon call for redemption prior to maturity are payable on presentation and surrender to said Paying Agent and Registrar at its office in Springfield, Nebraska. If this Note or any interest installment hereon is not paid upon maturity or due date, the Note or interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska, 2004, as now existing or as the same may be amended from time to time by the Nebraska Legislature. This Note and interest accruing hereon shall be payable from funds received by the City from the issuance and sale of its Various Purpose Bonds or other bonds and is optional for payment on May 15, 2008 or at any time thereafter at par plus accrued interest. This Note is one of an issue of \$580,000 in total principal amount issued pursuant to Ordinance No. 745. All of the provisions and agreements of said Ordinance are by reference made a part of this instrument and all such agreements accrue to the registered owner of this Note. This Note shall not be a debt of the City of Springfield within the meaning of any constitutional, statutory or charter limitation upon the creation of general obligation indebtedness of said City and said City shall not be liable for the payment of the principal thereof out of any money of the municipality other than from proceeds of the issuance of Various Purpose Bonds or other bonds, as aforesaid, or other funds of the City available to pay interest on said Note or a portion of the cost of the project so as to reduce the required financing.

This note is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this note, and thereupon a new note or notes 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 notes, subject to the limitations therein prescribed. The City, its Paying Agent and Registrar and any other person may treat the person in whose name this note is registered as the absolute owner hereof for the purpose of receiving payment hereof and for all purposes and shall not be affected by any notice to the contrary, whether this note be overdue or not.

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 NOTE MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE PAYING AGENT AND REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS NOTE 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 NOTE IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE PAYING AGENT AND REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE PAYING AGENT AND REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY NOTE 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.

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

IN WITNESS WHEREOF, the Mayor and Council of the City have caused this note to be executed on behalf of the City by being signed by the Mayor and Clerk of the City, both of which signatures may be facsimile signatures, and by causing the official seal of the City to be affixed hereto all as of the date of delivery shown above.

CITY OF SPRINGFIELD, NEBRASKA

By _____ (Do not sign)
Mayor

ATTEST:

(Do not sign)
City Clerk

(S E A L)

CERTIFICATE OF AUTHENTICATION

This note is one of the notes authorized by an ordinance passed and approved by the Mayor and Council of the City of Springfield as described in said notes.

(Do not sign)
Treasurer, City of Springfield, as Paying Agent
and Registrar

(FORM OF ASSIGNMENT)

For value received _____ hereby sells, assigns and transfers unto _____ the within note 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

SIGNATURE GUARANTEED

By _____

Authorized Officer

Note: The signature(s) of this assignment MUST CORRESPOND with the name as written on the face of the within note in every particular without alteration, enlargement or any change whatsoever, and must be guaranteed by a commercial bank or a trust company or by a firm having membership on the New York, Midwest or other stock exchange.

Section 6. The City covenants and agrees that it will take all steps required to complete the improvements described in Section 1 hereof in a manner to allow it to issue and sell its various purpose bonds or other bonds to provide for the permanent financing of such improvements. The City further agrees to issue and sell its various purpose bonds or other bonds in a sufficient amount and at such times as will enable it to take up and pay off the Notes, both principal and interest, at or prior to maturity, to the extent not paid from other sources. Additional Street, Sewer and Water Improvement Bond Anticipation Notes can be authorized if deemed necessary by the Council by appropriate ordinance.

Section 7. The proceeds of the Notes will be used to pay the cost of construction of improvements as set out in Section 1.

Section 8. The City of Springfield, Nebraska, hereby covenants to the purchasers and holders of the Notes hereby authorized that it will make no use of the proceeds of said note issue, including monies held in any sinking fund for the payment of said Notes, which would cause said Notes to be arbitrage bonds within the meaning of Sections 103(b) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and further covenants to comply with said Sections 103 and 148 and all applicable regulations thereunder throughout the term of said note issue. The City hereby covenants and agrees to take all actions necessary under the Code to maintain the tax-exempt status of interest payable on the Notes with respect to taxpayers generally but not including insurance companies or corporations subject to the additional minimum tax. The City hereby designates the Notes as its "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B)(i)(III) of the Code and covenants and warrants that it does not anticipate issuing tax-exempt obligations in calendar 2007 in an amount in excess of \$10,000,000.

Section 9. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 20th day of November, 2007.

Mayor

(S E A L)

ATTEST:

City Clerk

Agenda Item 6. Hayes provided the Council with his financial report of Park #2 for the years 2001-present. He outlined the total amounts received from donations, grants and miscellaneous funds, as well as the total amounts expended. Hayes stated that the money received from park fees included in building permits should be put into the general park fund and not just into Park #2. Therefore, he did not include the total amount from building permits in his financial report. Hayes determined that the total amount remaining and available in Park #2 is \$29,701.56. Therefore, Hayes felt that the Peter Kiewit Grant money had not been spent. He indicated that there is also a CD for Park #2 that represents the donation from Darrel Gottsch. He said that this money is used when applying for grants to show that matching funds are available. Mayor Richards commented on Teri Franks' letter to the Council in which Franks stated that she had discussed this matter with a representative of the Peter Kiewit Foundation. Council further discussed the watering and maintaining of the plants. Mayor Richards pointed out that City ordinance states that warrants cannot be issued for items not budgeted. She went on to remind the Council that this grant money was not budgeted for in the 2007-2008 fiscal year because, at the time the budget was prepared, the grant money was considered spent. Mayor Richards went on to say that the City had not contacted the Peter Kiewit Foundation as of yet. Hayes requested Fauver contact the Foundation and report at the next City Council meeting. Council agreed to think of new projects for the park area and to bring those ideas to the next City Council meeting. Council discussed the status of the Park Board. Bill Seidler, City Attorney, stated that the Park Board has no power. He also stated that any organization, such as the Park Board, should have specific duties and responsibilities that are outlined, so that everyone understands what is expected of them. Sullivan commented that members of the current Park Board want to know what direction to take from the City. Council agreed to further discuss this agenda item at the December 4, 2007, City Council meeting.

Agenda Item 7. Rich Jansen, Lt. Russ Zeeb, Dave Finney and Geri Matthies, members of the Sarpy County Fair Board/Sarpy County Agricultural Society, were present to discuss the renewal of the Sarpy County Fair Grounds Lease. Lt. Zeeb pointed out that according to attorney Bill Seidler's letter dated July 2, 1998, the 50 year lease is scheduled to expire on August 14, 2008. He also noted that the Sarpy County Agricultural Society has the option to renew the lease for another 50 years unless the City gives them notice of a change at least six months prior to August 14, 2008, which would be February of 2008. Jansen commented that the fair board would like to make some repairs to the fairgrounds, but they want to wait until the lease is renewed to do so. Lt. Zeeb pointed out that the fairgrounds are used throughout the year for many other events, including Springfield Days. Lt. Zeeb also requested that the renewal of

the fairgrounds lease be put on the City Council agenda at a later date. Seidler said that the Council should think about how the fairground area is positioned as one of the entrances into the City. He also brought up whether or not the fair board would be willing to assist with the revamping of the downtown area. Seidler suggested that Mayor Richards and the Springfield Planning Commission sit down with the fair board and reach a common vision about the area prior to renewing the lease.

Agenda Item 8. Motion by Shotkoski, seconded by Sullivan, to move agenda item 8 into executive session.

Agenda Item 9. Motion by Shotkoski, seconded by Sullivan, to enter into executive session at 7:51 p.m. for the purpose of personnel discussion. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Motion by Swenson, seconded by Shotkoski, to leave executive session at 7:58 p.m. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Agenda Item 10. Motion by Swenson, seconded by Shotkoski, to approve a 4% annual merit increase for Michael Gottsch. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Agenda Item 11. Motion by Shotkoski, seconded by Hayes, to adjourn. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Meeting was adjourned at 8:00 p.m.

I, the undersigned, City Clerk for the City of Springfield, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on November 20, 2007; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

City Clerk