

48

SANITARY AND IMPROVEMENT DISTRICT NO. 48  
OF  
SARPY COUNTY, NEBRASKA  
BOARD OF TRUSTEES MEETING  
September 8, 2010

BUDGET HEARING AND BUDGET SUMMARY

MINUTES

PRESENT: William D. Sapp, Allen Marsh, Chris Klotz, Rose Sapp and Bill D. Neumann

ABSENT: None

LOCATION: 9915 South 148<sup>th</sup> Street, Omaha, NE

TIME: 9:00 a.m.

Notice was given in advance thereof by publication in the Papillion Times, the designated method for giving notice on September 2, 2010 a copy of the Proof of Publication being attached to these minutes. Notice of this meeting was given to all members of the Board of Trustees, and a copy of their acknowledgment of receipt of notice is attached to these minutes. Availability of the agenda was communicated in the posted notice and in the notice to the Trustees of this meeting. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The Clerk 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 Chairperson directed the Board's attention to the 2010-2011 budget. He noted that the proposed budget required property taxes for the general fund of \$124,477.74 and property taxes for the bond fund of \$0.00 and that the proposed budget reflects the permitted increase of 2.5% to maintain the lid authority. The Chairperson opened the public hearing on the budget.

After some discussion, the Chairperson then declared the public hearing on the budget to be closed and inquired as to the pleasure to the Board. Thereupon, the following resolutions were duly moved by Chris Klotz and seconded by Rose Sapp, to-wit:

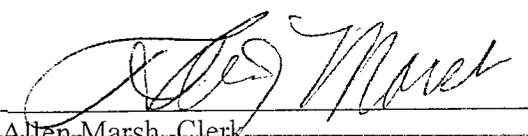
BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 48 of Sarpy County, Nebraska, as follows:

That the Board does herewith approve and adopt an increase of 2.5% in the base of restricted funds over last year's budget to maintain the lid authority.

BE IT FURTHER RESOLVED that the attached budget is hereby adopted, exactly as proposed; that the 2010-2011 dollar requirement totaling \$124,477.74 is hereby established, all of which will be credited to the District's general fund account, such budget requiring a total levy of .15000 dollars per \$100 of valuation.

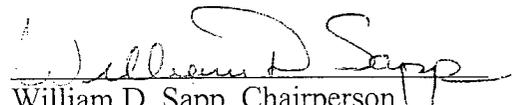
There being no further discussion on the foregoing resolutions, on roll call vote thereon, the following Trustees voted aye: William D. Sapp, Allen Marsh, Chris Klotz, Rose Sapp and Bill D. Neumann; Voting nay: none. The Chairperson then declared the resolutions to be duly carried and adopted.

There begin no further business to come before the Board, a motion for adjournment was duly moved, seconded and unanimously carried.



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Allen Marsh, Clerk

  
William D. Sapp, Chairperson

AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA }
} SS.
County of Sarpy }

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Kirk Hoffman deposes and says that he is the Business Manager of the Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

Thursday, September 2, 2010 Papillion Times

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

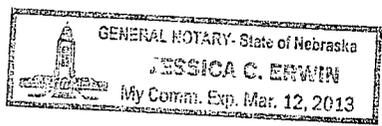
Handwritten signature of Kirk Hoffman
Shon Barenklau OR Kirk Hoffman
Publisher Business Manager

ADAMS & SULLIVAN, P.C.
ATTORNEYS AT LAW
1246 GOLDEN GATE DRIVE
PAPILLION, NE 68046

NOTICE OF BUDGET HEARING
AND BUDGET SUMMARY
OF SANITARY & IMPROVEMENT DISTRICT NO. 48
IN SARPY COUNTY, NEBRASKA

Today's Date 09-01-2010
Signed in my presence and sworn to before me:
Handwritten signature of Jessica C. Erwin

Notary Public



PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Sections 13-501 to 13-512, that the governing body will meet on the 8th day of September 2010, at 9:00 a.m. at 9915 South 148th, Omaha, Nebraska 68137 for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget. The budget detail is available at the office of the Clerk during regular business hours.
Allen Marsh, Clerk

Table with 2 columns: Description and Amount. Includes rows for 2008-2009 Actual Disbursements & Transfers (\$277,586.52), 2009-2010 Actual Disbursements & Transfers (\$862,663.26), 2010-2011 Proposed Budget of Disbursements & Transfers (\$801,536.20), 2010-2011 Necessary Cash Reserve (\$641,130.64), 2010-2011 Total Resources Available (\$1,442,666.84), Total 2010-2011 Personal & Real Property Tax Requirement (\$124,477.74), and Unused Budget Authority Created for Next Year (\$284,003.67).

Breakdown of Property Tax:
Personal & Real Property Tax Required for Bonds \$
Personal & Real Property Tax Required for All Other Purposes \$124,477.74

Printer's Fee \$ 38.78
Customer Number: 153912
Order Number: 0001278690

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST
SANITARY & IMPROVEMENT DISTRICT NO. 48
IN SARPY COUNTY, NEBRASKA

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Section 77-1601.02; that the governing body will meet on the 8th day of September 2010, at 9:10 a.m. at 9915 South 148th Street, Omaha, Nebraska 68137 for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the setting the final tax request at a different amount than the prior year tax request.

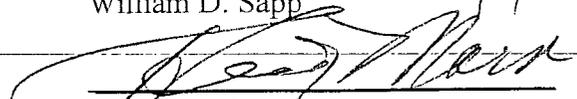
Table with 2 columns: Description and Amount. Includes rows for 2009-2010 Property Tax Request (\$127,895.34), 2009 Tax Rate (0.150000), Property Tax Rate (2009-2010 Request/2010 Valuation) (0.154118), 2010-2011 Proposed Property Tax Request (\$124,477.74), Proposed 2010 Tax Rate (0.150000), and 2010 Certified Valuation (\$82,985,158).

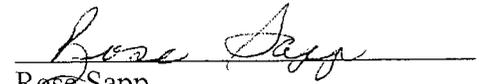
ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustees of Sanitary and Improvement District No. 48 of Sarpy County, Nebraska, hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said district and the agenda for such meeting held at 9:00 a.m. on September, 2010, at 9915 South 148<sup>th</sup> Street, Omaha, Nebraska.

Dated this 8<sup>th</sup> day of September 2010.

  
\_\_\_\_\_  
William D. Sapp

  
\_\_\_\_\_  
Allen Marsh

  
\_\_\_\_\_  
Rose Sapp

  
\_\_\_\_\_  
Chris Klotz

  
\_\_\_\_\_  
Bill D. Neuman

CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 48 of Sarpy County, Nebraska, (the "District") and hereby further certify as follows:

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

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

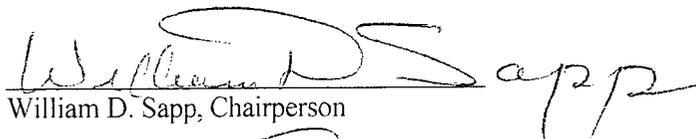
3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects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

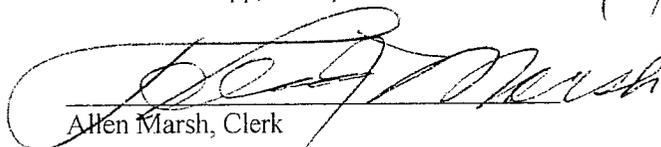
4. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during the Meeting in the room in which such Meeting was held and all in attendance at the Meeting were informed that such copy of the Nebraska Open Meetings Act was available for review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

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

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

IN WITNESS WHEREOF, we have hereunto affixed our official signatures this 8<sup>th</sup> day of September 2010.

  
William D. Sapp, Chairperson

  
Allen Marsh, Clerk

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