

96

CERTIFICATE OF RESULTS OF ELECTION



We, the undersigned, have been appointed by the Election Commissioner of Sarpy County, Nebraska, to count and record the results of the election for the purpose of electing Trustees of Sanitary and Improvement District Number 96 of Sarpy County, Nebraska held September 14, 2010.

Resident Property Owners: Ballot Number 1 Elect Three

<u>Name and Address:</u>	<u>Votes Cast</u>
Steven Kloucek, 14707 Borman St Omaha	25
James R Hakes, 14704 Borman St Omaha	19
Dave LaFaivre, 14708 Borman St Omaha	19
Bonnie White	1
Tom White	1
Karen Osborn	1
Jill Bena	1

All Owners of Real Estate: Ballot Number 2 Elect Two

<u>Name and Address:</u>	<u>Votes Cast</u>
Steve Staskiewicz 14628 Edna St Omaha	25
Bonnie B White, 14732 Gertrude St Omaha	22
Karen Osborn	1
Jill Bena	1
Judy Ryan	1

Dated this 15th day of September, 2010.

Marlyns Dively
Election Board Worker

Andrea Anderson
Election Board Worker

I, Wayne Bena, Election Commissioner of Sarpy County, Nebraska certify that the above votes were cast for the Office of Trustee by the Legal Property Owners within the Sanitary and Improvement District.

Wayne Bena
Wayne Bena, Election Commissioner

Ballots mailed: 257
Ballots voted: 31

DONALD G. FURLOW
OF COUNSEL FOR BRUMBAUGH & QUANDAHL P. C.
4885 South 118th Street, SUITE 100
OMAHA, NE 68137

NOTICE OF MEETING

SANITARY AND IMPROVEMENT
DISTRICT NO. 96 OF
SARPY COUNTY NEBRASKA

NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska will be held at 7:00 p.m. on October 12, 2010, at the Chalco Natural Resource Center, 8901 South 154th Street, Omaha, Nebraska, which meeting will be open to the attendance of the public. An agenda for such meeting, kept continuously current, is available for public inspection at 4885 South 118th Street, Suite 100, Omaha, Ne 68137 and includes approval for payment of obligations incurred by the District and ratification of previously paid warrants and current warrants; discussion of general affairs of the District; and ratification of election results and election of the Chairman and Clerk of the Board.

SANITARY AND IMPROVEMENT DISTRICT
NO. 96 OF SARPY COUNTY, NEBRASKA

Clerk of the District

CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 96 of Saupe 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.

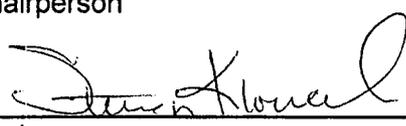
6. No litigation is now pending or threatened to restrain or enjoin the District from the issuance and delivery of any warrants or other obligations issued by the District or the levy and collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations 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 12 day of October, 2010.



Chairperson



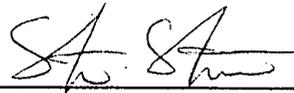
Clerk

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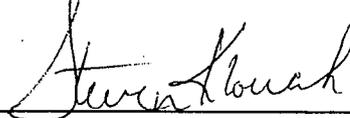
ACKNOWLEDGMENT OF RECEIPT OF NOTICE

The undersigned Trustees of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska, hereby acknowledge receipt of advance notice of a Regular Meeting of the Board of Trustees of said District and the agenda for such meeting held at 7:00 o'clock P.M., and thereafter, on Wednesday, October 12, 2010, at the Chalco Natural Resources Center, 8901 South 154th Street, Omaha, Nebraska.

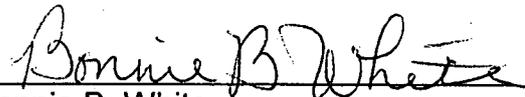
Dated this 12th day of October, 2010.



Steve Staskiewicz



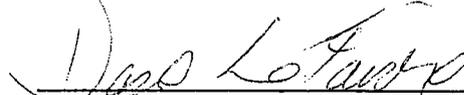
Steven Kloucek



Bonnie B. White



James R. Hakes

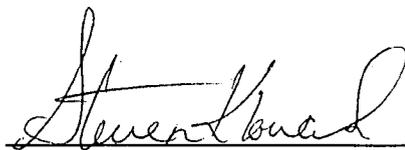


Dave LeFavre

CERTIFICATE

I, Steven Kloucek, as the Clerk of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for public inspection at Suite 100, 10855 West Dodge Road, Omaha, Nebraska, 68154; that such subjects were contained in said agendas for at least twenty-four hours prior to said meetings; that the minutes of the Board of Trustees of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten (10) working days prior to the next convened meeting of said body; that advance notice of said meetings was given to the City Clerk of the City of Bellevue, Nebraska, and the County Clerk of Sarpy County, Nebraska, by regular U.S. mail deposited in the post office or some subdivision of the postal department where mail may properly and legally be deposited for collection and transmission on or before the ____ day of September, 2010; 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 subject to be discussed at said meeting.

Dated this 12th day of October 2010.



Clerk
Sanitary and Improvement
District No. 96 of Sarpy County, Nebraska

SANITARY AND IMPROVEMENT DISTRICT NO. 96
OF SARPY COUNTY, NEBRASKA

Agenda for Trustees' Regular Meeting to be held Wednesday, October 12, 2010 at 7:00 P.M. at the Chalco Natural Resources Center, 8901 South 154th Street, Omaha, Nebraska, or as soon the regular meeting could be convened as is practicable.

REGULAR MEETING:

1. Ratification of previously issued warrants
2. Payment of current warrants
3. Discussion and Ratification of Election Results and Election of Officers
4. General District affairs.

CERTIFICATE

The undersigned, Clerk of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska, hereby certifies that the foregoing Agenda for the Regular Meeting was prepared and available for public inspection at the address shown in the Notice of the Meeting and no items were added to the Agenda after commencement of the meeting.



Clerk
Sanitary and Improvement
District No. 96 of
Sarpy County, Nebraska

**SANITARY AND IMPROVEMENT DISTRICT NO. 96
OF SARPY COUNTY, NEBRASKA**

A Regular Meeting of the Board of Trustees of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska, was held on Thursday, October 12, 2010 at 7:00 o'clock P.M., at the Chalco Natural Resources Center, 8901 South 154th Street, Omaha, NE.

Present: Steve Staskiewicz, Steven Kloucek, Bonnie B. White, James R. Hakes, Dave LeFavre and Attorney Don Furlow.

Absent: None

Advance notice of the Regular Meeting was given by publication in The Bellevue Leader on September 29, 2010. Advance notice was given to the Board of Trustees and a copy of their Acknowledgment of Receipt and Certificate of the Clerk of the District of such notice is also attached to these Minutes. Notice was also given to the City Clerk of the City of Bellevue, and the County Clerk of Sarpy County, per the attached Certificate of the Clerk of the District. Availability of the Agenda was communicated in the advance notice and in the notice to the Board of Trustees and to the City Clerk. All proceedings 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 Chairman stated that the first item of business on the agenda was the review and approval of the results of the September 2010 election of Trustees. The Chairman presented to the Trustees a Certificate of Results of Election duly certified by the Sarpy County Election Commissioner showing Steven Kloucek, James R. Hakes, and Dave LeFavre were elected on Ballot # 1. Steve Staskiewicz and Bonnie B. White were elected on Ballot # 2. Therefore, those persons that were present, which presence was a requirement to serve, made the following resolution to ratify those elected. Upon motion duly made, seconded and roll call vote, the votes being as follows:

Trustee Steve Staskiewicz	Aye
Trustee Steven Kloucek	Aye
Trustee Bonnie B. White	Aye
Trustee James R. Hakes	Aye
Trustee Dave LeFavre	Aye

The following Resolution was adopted:

RESOLVED that Steven Staskiewicz, Steven Kloucek, Bonnie B. White, James R. Hakes and Dave LeFavre, be, and hereby are, declared

the newly elected Trustees of Sanitary and Improvement District No. 96 of Sarpy County, Nebraska.

Upon motion duly made, seconded and roll call vote taken the votes being as follows:

Trustee Steve Staskiewicz	Aye
Trustee Steven Kloucek	Aye
Trustee Bonnie B. White	Aye
Trustee James R. Hakes	Aye
Trustee Dave LeFaivre	Aye

The following resolution was adopted:

RESOLVED that Steven Kloucek be and hereby is elected Clerk.

Upon motion duly made, seconded and roll call vote taken in open session convened, the votes being as follows:

Trustee Steve Staskiewicz	Aye
Trustee Steven Kloucek	Aye
Trustee Bonnie B. White	Aye
Trustee James R. Hakes	Aye
Trustee Dave LeFaivre	Aye

The following resolution was adopted:

RESOLVED that Steve Staskiewicz be and hereby is elected Chairman.

FURTHER RESOLVED that the attorneys for the District arrange for the proper bonds for the Chairman and Clerk to be filed with the County Clerk of Sarpy County, Nebraska.

Trustee Steve Staskiewicz	Aye
Trustee Steven Kloucek	Aye
Trustee Bonnie B. White	Aye
Trustee James R. Hakes	Aye
Trustee Dave LeFaivre	Aye

The Chairman stated that the next item of business was the payment of current bills and ratification of previously issued warrants. There were no additional warrants issued since the last meeting that needed to be ratified.

Chairman stated that the next item of business was the discussion of various District general affairs. The Board discussed the possible replacement of the fence for the District's park. The Chairman said he would gather more information to present to the Board at the next meeting. The Clerk volunteered for cleaning the Park after the Fourth of July celebration.

There being no further business, the meeting was adjourned.

Chairman

Steve Stone

Attest: Clerk

Aileen Louak

DONALD G. FURLOW, P.C.

Of Counsel

BRUMBAUGH & QUANDAHL, P.C., LLO

4885 South 118th Street, Suite 100

Omaha, NE 68137-2214

Telephone: (402) 554-4400 Facsimile: (402) 333-1151

e-mail: dfurlow@furlowlaw.com

**Also Licensed in State Courts of Iowa, Missouri, Wisconsin & South Dakota
and in U.S. District Courts of Iowa, Missouri, Kansas & North Dakota**

September 28, 2010

Trustee Steve Staskiewicz
Trustee Steven Kloucek
Trustee Bonnie B. White
Trustee James R. Hakes
Trustee Dave LeFavre

Dear Trustees:

Enclosed please find a copy of the certified election results for the upcoming Election Meeting to be held October 12, 2010. Please mark your calendars and attend the meeting at Chalco Natural Resource Center, 8901 South 154th Street, Omaha, Nebraska, at 7:00 p.m. I'm also enclosing a copy of the publication of the notice as well. Please make sure you mark your calendars and attend, you should do so to be appointed and have the vote ratified.

My secretary will incorporate your information and send an updated list to all Trustees and their contact information. I'm looking forward to meeting each of you.

Please don't hesitate to call with any questions or concerns you may have.

Sincerely,


Donald G. Furlow

DGF/csd

Enclosures

C: Bond House

County and City Clerks

DONALD G. FURLOW
OF COUNSEL FOR BRUMBAUGH & QUANDAHL P. C.
4885 South 118th Street, SUITE 100
OMAHA, NE 68137

NOTICE OF MEETING

SANITARY AND IMPROVEMENT
DISTRICT NO. 96 OF
SARPY COUNTY NEBRASKA

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SANITARY AND IMPROVEMENT DISTRICT
NO. 96 OF SARPY COUNTY, NEBRASKA

Clerk of the District

CERTIFICATE OF RESULTS OF ELECTION

We, the undersigned, have been appointed by the Election Commissioner of Sarpy County, Nebraska, to count and record the results of the election for the purpose of electing Trustees of Sanitary and Improvement District Number 96 of Sarpy County, Nebraska held September 14, 2010.

Resident Property Owners: Ballot Number 1

Elect Three

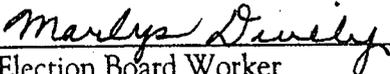
<u>Name and Address:</u>	<u>Votes Cast</u>
Steven Kloucek, 14707 Borman St Omaha	25
James R Hakes, 14704 Borman St Omaha	19
Dave LaFaivre, 14708 Borman St Omaha	19
Bonnie White	1
Tom White	1
Karen Osborn	1
Jill Bena	1

All Owners of Real Estate: Ballot Number 2

Elect Two

<u>Name and Address:</u>	<u>Votes Cast</u>
Steve Staskiewicz 14628 Edna St Omaha	25
Bonnie B White, 14732 Gertrude St Omaha	22
Karen Osborn	1
Jill Bena	1
Judy Ryan	1

Dated this 15th day of September, 2010.



Election Board Worker



Election Board Worker

I, Wayne Bena, Election Commissioner of Sarpy County, Nebraska certify that the above votes were cast for the Office of Trustee by the Legal Property Owners within the Sanitary and Improvement District.



Wayne Bena, Election Commissioner

Ballots mailed: 257
Ballots voted: 31