

SANITARY AND IMPROVEMENT DISTRICT NO. 104
OF
SARPY COUNTY, NEBRASKA
BOARD OF TRUSTEES MEETING
September 8, 2010

SPECIAL HEARING ON LEVY

MINUTES

PRESENT: John R. Hill, Jr., Michael Walker, Jillian Burns and Shari Hoelker

ABSENT: Brian McKenzie

LOCATION: Chalco Hills Recreation Area, 8901 S. 154th Street, Omaha, Nebraska

TIME: 6:25 p.m.

Notice was given in advance thereof by publication in the Papillion Times, the designated method for giving notice on September 8, 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.

After calling the meeting to order and completion of roll call, the Chairperson directed the Board's attention to Agenda Item No. 2. He stated the purpose of the meeting is to hold a Special Public Hearing on setting the 2010-2011 property tax request at a amount which is different from the prior year's property tax request. Thereupon, the following resolution was duly moved by Shari Hoelker and seconded by Michael Walker, to-wit:

BE IT RESOLVED that this meeting is hereby opened for a special public hearing on the issue of setting the property tax request at an amount different from the prior year's request as required by Neb. Rev. Stat. §77-1601.02.

On roll call on the foregoing resolution, the following Trustees voted aye: John R. Hill, Jr., Michael Walker, Jillian Burns and Shari Hoelker. The following Trustees voted nay: none.

Thereupon the Chairperson declared the motion carried and said resolution passed and adopted.

After some discussion regarding the amount of taxes required for the 2010-2011 fiscal year as previously adopted by the Board, the Chairperson closed the public hearing and the following resolutions were duly moved by Shari Hoelker and seconded by John R. Hill, Jr., to-wit:

BE IT RESOLVED that the property tax request established by the Board in the amount of \$558,054.00, which is different from the request for the prior year in the amount of \$569,530.00 requiring a total levy of .450005 dollars per \$100 valuation, is hereby adopted, ratified and confirmed, all in accordance with the requirements of Neb. Rev. Stat. §77-1601.02.

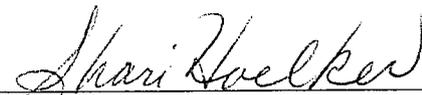
On roll call on the foregoing resolution, the following Trustees voted aye: John R. Hill, Jr., Michael Walker, Jillian Burns and Shari Hoelker. Voting nay: none.

Thereupon the Chairperson declared the motion carried and said resolution passed and adopted.

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



John R. Hill, Jr., Chairperson



Shari Hoelker, Clerk

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CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitation and Improvement District Number **104** 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.

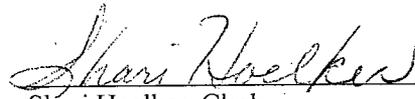
5. The minutes of the Meeting were in written form and available for public inspection within ten (10) working days after the Meeting or prior to the next convened meeting, whichever occurred earlier, at the office of the District; within thirty (30) days after the date of the Meeting, a copy of the 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 8th day of September 2010.



John R. Hill, Jr., Chairperson



Shari Hoelker, Clerk

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 herein; 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.



 Shon Barenklau OR Kirk Hoffman
 Publisher Business Manager

ATTORNEYS AT LAW
 1246 GOLDEN GATE DRIVE
 PAPILLION, NE 68046

**NOTICE OF BUDGET HEARING
 AND BUDGET SUMMARY
 OF SANITARY & IMPROVEMENT DISTRICT NO. 104
 IN SARPY COUNTY, NEBRASKA**

Today's Date 09-01-2010
 Signed in my presence and sworn to before me:



 Notary Public

GENERAL NOTARY, State of Nebraska
 JESSICA G. ERWIN
 My Comm. Exp. Mar. 12, 2013

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 6:20 p.m. at Chalco Hills Recreation Area, 8901 S. 154th Street, Omaha, Nebraska 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.
 Shari Hoelker, Clerk

2008-2009 Actual Disbursements & Transfers	\$2,695,064.04
2009-2010 Actual/Estimated Disbursements & Transfers	\$457,838.23
2010-2011 Proposed Budget of Disbursements & Transfers	\$1,019,250.00
2010-2011 Necessary Cash Reserve	\$300,903.23
2010-2011 Total Resources Available	\$1,320,153.00
Total 2010-2011 Personal & Real Property Tax Requirement	\$ 558,054.11
Unused Budget Authority Created for Next Year	\$191,543.92

Breakdown of Property Tax:

Personal & Real Property Tax Required for Bonds	\$359,633.00
Personal & Real Property Tax Required for All Other Purposes	\$198,421.00

**NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST
 SANITARY & IMPROVEMENT DISTRICT NO. 104
 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 6:25 p.m. at Chalco Hills Recreation Area, 8901 S. 154th Street, Omaha, Nebraska 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.
 Shari Hoelker, Clerk

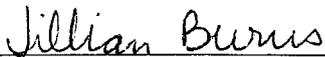
2009-2010 Property Tax Request	\$569,530.00
2009 Tax Rate	0.460005
Property Tax Rate (2009-2010 Request/2010 Valuation)	0.459259
2010-2011 Proposed Property Tax Request	\$558,054.00
Proposed 2010 Tax Rate	0.450905
2010 Certified Valuation	\$124,010,620
1278339; 9/2	

Printer's Fee \$ 38.78
 Customer Number: 153912
 Order Number: 0001278339

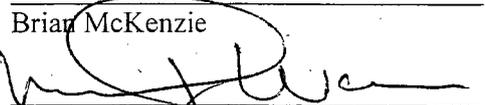
ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned Trustees of Sanitary and Improvement District No. 104 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 6:25 p.m. on September 8, 2010, at Chalco Hills Recreation Area, 8901 S. 154th Street, Omaha, Nebraska.

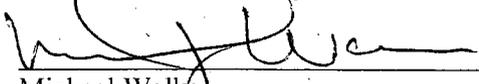
Dated this 8th day of September 2010



Jillian Burns



Brian McKenzie



Michael Walker



John R. Hill, Jr.



Shari Hoelker