

MINUTES OF MEETING OF BOARD OF TRUSTEES OF  
SANITARY AND IMPROVEMENT DISTRICT NO. 158  
OF SARPY COUNTY, NEBRASKA



The meeting of the Board of Trustees of Sanitary and Improvement District No. 158 of Sarpy County, Nebraska was convened in public and open session at 12:00 p.m. on September 7, 2011 at 9915 South 148<sup>th</sup> Street, Omaha, Nebraska. Present were the following Trustees: Paul R. Stoupa, Patrick S. Lichter, Larry Hammer, and Allen Marsh. Absent was the following Trustee: David A. Christensen. Present by invitation were Ronald W. Hunter, attorney for the District, and Gerry Gutoski of Field R & D. Kristi Weispenning, Mr. Hunter's assistant, attended via telephone conference. Notice was given in advance thereof by publication in the Papillion Times on August 31, 2011, a copy of the Proof of Publication being attached to these Minutes. Notice of the meeting was given to all members of the Board of Trustees, a copy of their Acknowledgment of Receipt of Notice being attached to these minutes. Availability of the Agenda was communicated in the published Notice and in the Notice to the Trustees of the meeting. All proceedings of the Board were taken while the convened meeting was held open to the attendance of the public.

The Attorney for the District certifies that these Minutes were written and available for public inspection within ten (10) working days and prior to the next convened meeting of the Board of Trustees.

The Chairman called the meeting to order and called the roll.

The Chairman 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 the first order of business was to discuss the budget. The Chairman indicated that this was a special hearing to determine whether or not the property tax requirement for the District's fiscal year ending June 30, 2012 shall be different from the District's property tax requirement for its fiscal year ended June 30, 2011. After a lengthy discussion, the following Resolution was moved by Trustee Stoupa and seconded by Trustee Hammer, to-wit:

RESOLVED, that after notice published at least five (5) days prior to the hearing, the Trustees, the governing body of SID 158 of Sarpy County, Nebraska, hereby determines that the property tax requirement for the District's fiscal year ending June 30, 2012 shall be different from the property tax requirement for the District's fiscal year ended June 30, 2011.

On the foregoing Resolution the following Trustees voted "aye": Trustees Hammer, Marsh, Stoupa, and Lichter. Voting "nay" thereon were the following: None. The Chairman

then declared that said Resolution was duly carried and adopted.

There being no further business to come before the meeting, the same was thereupon adjourned.

\_\_\_\_\_  
ALLEN J. MARSH, Chairman

\_\_\_\_\_  
PATRICK S. LICHTER, Clerk

ABSENT  
\_\_\_\_\_  
DAVID A. CHRISTENSEN, Trustee

\_\_\_\_\_  
LARRY HAMMER, Trustee

\_\_\_\_\_  
PAUL R. STOUPA, Trustee

ACKNOWLEDGMENT OF RECEIPT  
OF  
NOTICE OF MEETING

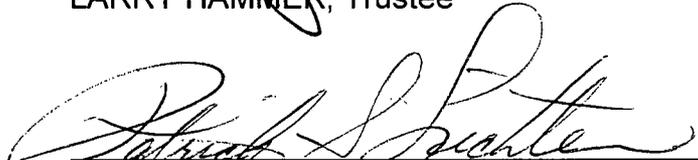
THE UNDERSIGNED Trustees of Sanitary and Improvement District No. 158 of Sarpy County, Nebraska, hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said District, and the Agenda for such meeting held at 12:00 p.m. on September 7, 2011 at 9915 South 148<sup>th</sup> Street, Omaha, Nebraska.

DATED this 7th day of September, 2011.

  
ALLEN J. MARSH, Chairman

\_\_\_\_\_  
DAVID A. CHRISTENSEN, Trustee

  
LARRY HAMMER, Trustee

  
PATRICK S. LICHTER, Clerk

  
PAUL R. STOUPA, Trustee

## CERTIFICATE

The undersigned hereby certify that they are the Chairman and Clerk of Sanitary and Improvement District Number 158 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 given 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

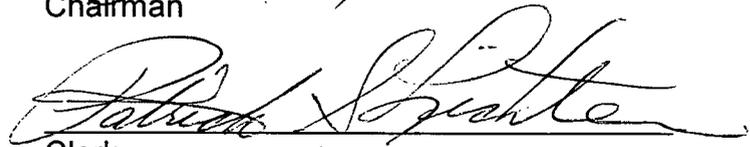
the issuance and delivery of any warrants or other obligations issued by the District or the levy and collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations were or are issued nor in any manner questioning the proceedings and authority 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 7th day of September, 2011.



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Chairman



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Clerk



## AGENDA

Meeting of the Board of Trustees of Sanitary and Improvement District No. 158 of Sarpy County, Nebraska:

Allen J. Marsh, Chairman  
Patrick S. Lichter, Clerk  
Larry Hammer, Trustee  
David A. Christensen, Trustee  
Paul Stoupa, Trustee

Held at 12:00 p.m. on September 7, 2011 at 9915 South 148<sup>th</sup> Street, Omaha, Nebraska.

1. Call meeting to order and roll call.
2. The Chairman to state to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and indicate the location of such copy in the room where the meeting is being held.
3. Consider setting the final tax request for the SID's fiscal year ending June 30, 2012 different than the SID's tax request for its fiscal year ending June 30, 2011.
4. Adjourned.

THE UNDERSIGNED, hereby certifies that the foregoing Agenda was prepared and available for public inspection at the address shown on the published notice of meeting at least 24 hours prior to the commencement of said meeting, and that no items were added to the Agenda after the commencement of the meeting.

  
Clerk