A

MINUTES OF SPECIAL HEARING
TO SET FINAL TAX REQUEST

SANITARY AND IMPROVEMENT DISTRICT
NO. 204 OF SARPY COUNTY, NEBRASKA

A meeting and special public hearing of the Board of Trustees of Sanitary and Improvement District No. 204 of Sarpy County, Nebraska, was convened in open and public session at 2:15 p.m. on September 9, 2009, at 2120 South 72nd Street, Suite 1200, Omaha, Nebraska. Present were: Trustees Troy Blenderman, Stan M. Baatz, Roger Lindsey, David L. Miller and Herbert D. Beard; absent: None.

Notice of the meeting was given in advance thereof by publication, the District's designated method for giving notice, at least five days prior to the date of said meeting, a copy of the proof of publication being attached to these minutes. Notice of this meeting was sent to the Sarpy County Clerk, Papillion, Nebraska, not less than seven (7) days prior to the date of this meeting.

Notice of the meeting was given in advance to all members of the Board of Trustees, and a copy of their Acknowledgment of Receipt of Notice and the agenda are attached to the minutes of this meeting. Availability of the agenda was communicated in the published 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 undersigned Clerk hereby certifies that these minutes were written and available for public inspection within ten (10) working days after the date of said meeting.

After calling the meeting to order and completion of roll call, 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 then directed the Board's attention to Agenda Item No. 3. He stated that the purpose of the meeting is to hold a Special Public Hearing on setting of the 2009-2010 property tax request at an amount which is different from the prior year's property tax request as required by Neb. Rev. Stat. § 77-1601.02. Thereupon, the following resolution was duly moved and seconded, to-wit:

> 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: Troy Blenderman, Stan M. Baatz, Roger Lindsey, David L. Miller and Herbert D. Beard; voting nay thereon were the following Trustees: None. The Chairman then declared said resolution duly carried and adopted by unanimous vote.

After some discussion regarding the amount of taxes required for the 2009-2010 fiscal year as previously adopted by the Board, the following resolutions were duly moved and seconded, to-wit:

> WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the District passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and
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> WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and
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> WHEREAS, it is in the best interests of the District that the property tax request for the current year be a different amount than the property tax request for the prior year.
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> NOW, THEREFORE, the Board of Trustees of the District, by a majority vote, resolves as follows:
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> RESOLVED, that the property tax request for the general fund established by the Board in the amount of $33,512.00, requiring a levy of 17.0837 cents per $100 of valuation, which is different from the request for the prior year in the amount of $32,677.00, is hereby adopted, ratified and confirmed, all in accordance with the requirements of Neb. Rev. Stat. § 77-1601.02.
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> FURTHER RESOLVED, that the property tax request for the bond fund established by the Board in the amount of $86,419.00, requiring a levy of 44.0546 cents per $100 of valuation, which is different from the request for the prior year in the amount of $84,266.00, is hereby adopted, ratified and confirmed, all in accordance with the requirements of Neb. Rev. Stat. § 77-1601.02.

RESOLVED FURTHER, that the Clerk of the District is hereby directed to certify and forward a copy of the foregoing resolutions setting the property tax request to the County Clerk on or before October 13, 2009.

On roll call on the foregoing resolution, the following Trustees voted aye: Troy Blenderman, Stan M. Baatz, Roger Lindsey, David L. Miller and Herbert D. Beard; voting nay thereon were the following Trustees: None. The Chairman then declared said resolution duly carried and adopted by unanimous vote.

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

Stan Baatz, Clerk

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