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DEBRA J. HOUGHTALING
SARPY COUNTY CLERK

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 3:15 p.m. on September 11, 2012, at 15426 West Center Road, Omaha, Nebraska. Present were: Trustees Troy Blenderman, Stan Baatz, Roger Lindsey and David L. Miller; absent: None. Also present was Robert J. Huck, Attorney for the District.

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 2012-2013 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 Baatz, Roger Lindsey and David L. Miller; voting nay thereon were the following Trustees: None. The Chairman then declared said resolution duly carried and adopted by unanimous vote.

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After some discussion regarding the amount of taxes required for the 2012-2013 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 $36,004.00, requiring a levy of 17.0838 cents per $100 of valuation, which is different from the request for the prior year in the amount of $34,940.00, is hereby adopted, ratified and confirmed, all in accordance with the requirements of Neb. Rev. Stat. § 77-1601.02.
>
> FURTHER RESOLVED, that the property tax request for the bond fund established by the Board in the amount of $96,945.00, requiring a levy of 46.0001 cents per $100 of valuation, which is different from the request for the prior year in the amount of $90,101.00, is hereby adopted, ratified and confirmed, all in accordance with the requirements of Neb. Rev. Stat. § 77-1601.02.
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> 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, 2012.

On roll call on the foregoing resolution, the following Trustees voted aye: Troy Blenderman, Stan Baatz, Roger Lindsey and David L. Miller; 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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DEBRA J. HOUGHTALING
SARPY COUNTY CLERK

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

A meeting of the Board of Trustees of Sanitary and Improvement District No. 204 of Sarpy County, Nebraska, was convened in open and public session at 3:00 p.m. on September 11, 2012, at 15426 West Center Road, Omaha, Nebraska. Present were: Trustees Stan Baatz, Troy Blenderman, Roger Lindsey, and David L. Miller; Absent: None. Also present was Attorney Robert J. Huck.

Notice of the meeting was given in advance thereof by publication in *The Papillion Times*, Papillion, Nebraska, on September 5, 2012, 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 this meeting was simultaneously 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 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 directed the Board's attention to the 2012-2013 budget. No property owners in the District appeared at this hearing on the proposed budget and budget summary to offer support, opposition, criticism, suggestions or observations concerning the proposed budget. The Chairman noted that the published notice of this public hearing on the budget had been published in The Papillion Times of Papillion, Nebraska, on the date noted above, as previously authorized by the Board. He further noted that the proposed budget requires property taxes for the general fund of $36,004.00 and property taxes for the bond fund of $96,945.00, and that the proposed budget reflects the permitted increase of 2.5% in the base of restricted funds, plus an additional 1%, which requires an approval vote of not less than 75 percent of the Board members.

He further stated that the Board is required to hold a separate special public hearing in order to set the 2012-2013 property tax request at an amount which is different from the prior year's tax request, and that the District has until October 13 to file with the County Clerk a resolution setting a tax request different from the prior year. The District must also submit proof of publication of notice of the special hearing. The Chairman noted that the separate special public hearing is scheduled for 3:15 p.m. on September 11, 2012.

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The Chairman then declared the public hearing on the budget to be closed and inquired as to the pleasure of the Board. Thereupon, the following resolutions were duly moved and seconded, to-wit:

> BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 204 of Sarpy County, Nebraska, as follows:
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> THAT the Board does herewith approve and adopt an increase of up to 2.5% in the base of restricted funds over last year's budget, plus an additional one percent.
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> BE IT FURTHER RESOLVED that the attached budget proposed by the Board at its meeting held on August 28, 2012, is hereby adopted, exactly as proposed; that the 2012-2013 dollar requirement totaling $132,949.00 is hereby established, $36,004.00 of said sum to be credited to the District's general fund account, and $96,945.00 to be credited to the District's bond sinking fund account, such budget requiring a total levy of $0.630839 per $100 of valuation.
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> BE IT FURTHER RESOLVED that Robert J. Huck, Attorney for the District, be and hereby is directed on behalf of the Board of Trustees to file or cause to be filed said budget and dollar requirement with the County Board, in care of the County Clerk of this County, and with the State Auditor of Public Accounts, on or before September 20, 2012.

There being no further discussion on the foregoing resolutions, on roll call vote thereon, the following Trustees voted aye: Troy Blenderman, Stan Baatz, Roger Lindsey, and David L. Miller; voting nay thereon were the following Trustees: None. The Chairman then declared the resolutions to be duly carried and adopted, noting particularly that the increase of up to one percent was approved by not less than 75 percent of the Board members.

The Chairman directed the Board's attention to Agenda Item No. 4, Payment of Bills, and the Chairman stated that there are no outstanding bills at this time.

There being no further business, a motion for adjournment was duly moved, seconded and unanimously carried.

Stan Baatz, Clerk

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