

SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF
SARPY COUNTY, NEBRASKA

Minutes of Meeting of Board of Trustees
September 14, 2011

A meeting and budget hearings of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, was convened in open and public session at 4:00 p.m. on the 14th day of September, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska. Present were: Steve Wickersham, Dawn M. Buck and Terry Schnauber. Gale Wickersham and Judy Wickersham were absent.

Notice of the meeting and budget hearing was given in advance thereof by publication in The Papillion Times on September 7, 2011, copy of the Affidavit of Publication being attached to these Minutes. Notice of the meeting was simultaneously given to all members of the Board of Trustees, and their Acknowledgements of Receipt of Notice are attached to these Minutes. Notice has also been given to the County Clerk. Availability of the agenda was communicated in the published Notice and in the Notice to the Trustees of the meeting; a copy of the meeting agenda is attached to these Minutes. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The following proceedings were had:

The meeting was called to order by Steve Wickersham, who was appointed Acting Chairman of the meeting.

The Acting 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 Acting Chairman announced that the first matter for consideration was the approval of the Minutes from the meeting held on June 23, 2011. After a review and discussion of the Minutes, the minutes were unanimously approved.

The Acting Chairman announced that the next matter for consideration was the hearing to consider the adoption of the proposed budget statement and certification of the amount to be levied in taxes on the property within the District. The Clerk reported that notice of the hearing and a budget summary had been published in accordance with law and a copy of the same would be retained in the files of the District. The proposed budget form, which had been prepared by Awerkamp Goodnight Schwaller & Nelson, P.C., accountants for the District, had been distributed to each of the Trustees. The Trustees reviewed each and every entry of the proposed budget statement.

A thorough discussion ensued, and upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Absent
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Yes
Terry Schnauber	Yes

the following resolutions were adopted.

RESOLVED that pursuant to *Neb. Rev. Stat.* § 13-501 to 13-522 (Reissue 2007), and all other applicable provisions of law, the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, do, and the same hereby does, adopt the budget statement as proposed; and

BE IT FURTHER RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, do and the same hereby does, adopt as its property tax requirements for the ensuing year (that is,

its fiscal year beginning July 1, 2011 and ending June 30, 2012) the sum of \$88,010.01 for its General Fund Account and the sum of \$99,011.26 for its Bond Fund Account; and

BE IT FURTHER RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, do and the same hereby does, direct and authorize the Clerk of the District to prepare the budget statement as adopted and to file the same with the State Auditor of Public Accounts and with the County Board of Sarpy County, Nebraska as required by law.

The Acting Chairman announced that the next matter for consideration was the special hearing called to adopt a tax request different than the prior year tax request. Mr. Guilfoyle, Attorney for the District, reminded the Board that pursuant to *Neb. Rev. Stat. § 77-1601.02*, 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 Board of Trustees passes by a majority vote a resolution setting the tax request at a different amount. This special hearing was called as required by law to hear and consider comments concerning the property tax request.

A thorough discussion ensued, and upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Absent
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Yes
Terry Schnauber	Yes

the following resolutions were adopted.

WHEREAS, *Neb. Rev. Stat. 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 Board of Trustees passes by a majority vote a resolution setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of Sanitary and Improvement District No. 282 of Sarpy County that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, by a majority vote, resolves:

That the 2011-12 property tax request be set at \$88,010.01 for the General Fund and \$99,011.26 for the Bond Fund;

BE IT FURTHER RESOLVED, that a copy of this resolution be certified and forwarded to the County Clerk.

The Acting Chairman announced that Lamp Rynearson & Associates, Inc., engineers for the District, had performed a substantial engineering work on behalf of the District that primarily applied to the Phase II proposed development within the District. The Acting Chairman recognized Thomas J. Guilfoyle, attorney for the District, for explanation. Mr. Guilfoyle stated that the District had asked Lamp Rynearson to provide construction administration services for the outfall sewer and culvert that were located in the Phase II section of the development, but Mr. Guilfoyle reminded the Board that the County Board would not approve the plat for the Phase I development until the storm sewer and culvert work had been completed because the County Board wanted to be sure that there was a method of ingress and egress via 168th Street before they would permit development along Wickersham Blvd.

Mr. Guilfoyle also explained that that Western Land Company, LLC had entered into a Purchase Agreement with Menards, whereby Menards had agreed to purchase a large tract immediately south of the Wal-Mart project. Mr. Guilfoyle reminded the Trustees that the Phase

II plat had to be recorded and the Phase II improvements had to be constructed prior to the closing of the Menards sale. Lamp Rynearson was asked to perform all of the design work necessary for the public improvements in the Phase II development and Lamp Rynearson was asked to perform all the construction administration services for the construction of the outfall and culvert in the Phase II development. Mr. Guilfoyle explained that Lamp Rynearson did in fact perform all the construction administration services required for the storm sewer and culvert constructed in Phase II and did perform all of the work necessary to design the public improvements for the Phase II construction. Lamp Rynearson billed the District the sum of \$206,238.47 for its engineering services.

However, at that time, there was a national financial meltdown. Largely as a result of the economic downturn, Menards decided to cancel its purchase agreement with Western Land Company and the fiscal agent for the District decided not to finance all of the necessary public improvements at that time. Therefore, Lamp Rynearson has not been paid for the engineering services they have rendered to the District. The District has been without sufficient funds to pay Lamp, Rynearson for the engineering services, which it rendered on behalf of the District.

Now that the District has been able to budget and establish a levy for both the General Fund and the Construction Fund, it will begin to have sufficient cash flow to begin to pay Lamp Rynearson its engineering fees. However, in order to accomplish a partial payment to Lamp Rynearson, the Sanitary and Improvement District must transfer surplus funds from the General Fund Account to the Construction Fund Account in order to pay its engineer from the Construction Fund Account.

Mr. Guilfoyle informed the Board that it would be appropriate for the District to consider transferring \$75,000 from the General Fund Account of the District to the Construction Fund Account in order to permit it to make a \$75,000 payment to Lamp Rynearson & Associates. Mr. Guilfoyle informed the Board that there was presently approximately \$115,000 in the General Fund Account and pursuant to its present levy for the ensuing fiscal year, the District would receive approximately \$88,000 into the General Fund Account.

After thorough discussion and upon motion duly made, seconded and by roll call vote as follows, the following resolution as adopted:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, hereby authorizes and directs the County Treasurer, as ex officio treasurer of the District, to transfer \$75,000 from the General Fund of the District and deposit the same into the Construction Fund of the District.

The Acting Chairman announced that it would be appropriate to consider issuing a Construction Fund Warrant in the amount of \$75,000.00 as a partial payment to Lamp Rynearson & Associates, Inc. The Board agreed to take up the matter when it considered the payment of Construction Fund bills.

The Acting Chairman announced that the next matter for consideration was the ratification of warrants drawn on the General Fund Account of the District and payable to Omaha Public Power District. The Acting Chairman announced that at a prior meeting the Chairman and Clerk were authorized to issue warrants payable to Omaha Public Power District for street lights as they became due to avoid problems caused by payment delays occasioned by delays in meetings. Such warrants are to be ratified at the meeting following their issuance. Warrants were issued as follows:

<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
724	Omaha Public Power District (issued 7-12-11)	607.29
725	Omaha Public Power District (issued 8-2-11)	605.75

In addition, the Acting Chairman announced that the next matter for discussion was the consideration of bills to be paid from the General Fund of the District. The Clerk presented statements from Erickson & Sederstrom, PC in the amount of \$4,857.28 for legal fees and costs; statements from Lamp Rynearson & Associates, Inc. in the total sum of \$974.60 for engineering

services; a statement from Omaha Public Power District in the amount of \$619.55 for street lighting; and a statement from World Herald Media Group in the amount of \$77.15 for publication; upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Absent
Dawn Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Yes
Terry Schnauber	Yes

the following resolution was adopted:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant Nos. 724 through 729 of the District, dated the date of this meeting, to the following payees and in the following amounts, said Warrants to be drawn on the General Fund of the District and to draw interest at the rate of 7% per annum (interest to be payable at maturity) and to be redeemed no later than September 14, 2014, subject to extension of said maturity date by order of the District Court of Sarpy County, Nebraska, after notice is given as required by law, to wit:

- A. Warrant No. 724 in the amount of \$607.29, payable to Omaha Public Power District;
- B. Warrant No. 725 in the amount of \$605.75, payable to Omaha Public Power District;
- C. Warrant No. 726 in the amount of \$4,857.28, payable to Erickson & Sederstrom, PC;
- D. Warrant No. 727 in the amount of \$974.60, payable to Lamp Rynearson & Associates, Inc.;
- E. Warrant No. 728 in the amount of \$619.55, payable to Omaha Public Power District; and

- F. Warrant No. 729 in the amount of \$77.15, payable to World Herald Media Group;

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that both they and the district hereby find and determine and covenant, warrant and agree as follows: the improvements and/or facilities being financed or refinanced by the above Warrants are for essential governmental functions and are designed to serve members of the general public on an equal basis; all said improvements have from the time of their first acquisition and construction being owned, are owned and are to be owned by the District or another political subdivision; to the extent special assessments have been or are to be levied for any of said improvements, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specifically benefited by said improvements in the District; the development of the land in the District is for residential or commercial use and the development of the land in the District for sale and occupation by the general public has proceeded and is proceeding with reasonable speed; other than any incidental use of said improvements by a developer during the initial period of development of said improvements, there have been, are and will be no persons with rights to use such improvements other than as members of the general public; none of the proceeds of said Bonds or any refinanced indebtedness have been or will be loaned to any private person or entity; the District hereby authorizes and directs the Chairperson or Clerk to file or cause to be filed, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code of 1986, as amended, pertaining to the above Warrants; and the District does not reasonably expect to sell or otherwise dispose of said improvements and/or facilities, in whole or in part, prior to the last maturity of the above warrants.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under the current federal law to maintain the tax exempt status (as to taxpayers generally) of interest on the above Warrants; and (b) to the extent that it may lawfully do so, the District hereby designates the above Warrants as its "qualified tax exempt obligations" under Section 265(b)(3)(B)(i)(III) of the Internal Revenue Code of 1986 as amended and covenants and warrants that the District does not reasonably expect to issue warrants or bonds or other obligations aggregating in the principal amount of more than \$5,000,000 during the calendar year in which the above Warrants are to be issued.

The Acting Chairman announced that the next matter for consideration and discussion was the partial payment of the engineering fees which Lamp Rynearson rendered for the District. The Chairman announced that Lamp Rynearson & Associates had agreed to accept the \$75,000 as a partial payment under the circumstances. After thorough discussion, the Acting Chairman announced that it would be appropriate for the District to issue its warrants from the Construction Fund Account of the District for the items listed herein; upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Absent
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Yes
Terry Schnauber	Yes

the following resolution was unanimously adopted:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant No. 730 of the District, dated the date of this meeting, to the following payees and in the following amounts, said Warrants to be drawn on the Construction Fund of the District and to draw interest at the rate of 7% per annum (interest to be payable on April 1 of each year (beginning in 2012)) and to be redeemed no later than September 14, 2016 subject to extension of said maturity date by order of the District Court of Sarpy County, Nebraska, after notice is given as required by law, to wit:

- A. Warrant Nos. 730 in the amount of \$75,000.00 payable to Lamp Rynearson & Associates, Inc.;

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that both they and the district hereby find and determine and covenant, warrant and agree as follows: the improvements and/or facilities being financed or refinanced by the above

Warrants are for essential governmental functions and are designed to serve members of the general public on an equal basis; all said improvements have from the time of their first acquisition and construction being owned, are owned and are to be owned by the District or another political subdivision; to the extent special assessments have been or are to be levied for any of said improvements, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specifically benefited by said improvements in the District; the development of the land in the District is for residential or commercial use and the development of the land in the District for sale and occupation by the general public has proceeded and is proceeding with reasonable speed; other than any incidental use of said improvements by a developer during the initial period of development of said improvements, there have been, are and will be no persons with rights to use such improvements other than as members of the general public; none of the proceeds of said Bonds or any refinanced indebtedness have been or will be loaned to any private person or entity; the District hereby authorizes and directs the Chairperson or Clerk to file or cause to be filed, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code of 1986, as amended, pertaining to the above Warrants; and the District does not reasonably expect to sell or otherwise dispose of said improvements and/or facilities, in whole or in part, prior to the last maturity of the above warrants.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under current federal law to maintain the tax exempt status (as to taxpayers generally) of interest on the above Warrants; and (b) to the extent that it may lawfully do so, the District hereby designates the above Warrants as its "qualified tax exempt obligations" under Section 265(b)(3)(B)(I)(III) of the Internal Revenue Code of 1986, as amended, and covenants and warrants that the District does not reasonably expect to issue warrants or bonds or other obligations aggregating in the principal amount of more than \$5,000,000 during the calendar year in which the above Warrants are to be issued.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that this and the preceding Resolutions are hereby adopted as the Certificate with Respect to Arbitrage of the District pertaining to the above Warrants and the District and the Chairman and Clerk of the District hereby further certify, as of the date of the registration of the above Warrants with the County Treasurer of Sarpy County, Nebraska, as follows:

1. No separate reserve or replacement fund has been or will be established with respect to the above Warrants. The District reasonably anticipates that monies in its Bond Fund reasonably attributable to the above Warrants in excess of the lesser of: (a) 10% of the net principal proceeds of the above Warrants, (b) the maximum annual debt service due on the above Warrants, or (c) 125% of average annual debt service due on the above Warrants will be expended for payment of principal of and interest on the above Warrants within 13 months after receipt of such monies. That amount which is currently held in the District's Bond Fund which exceeds the amount which is to be expended for payment of principal and interest on the above Warrants within 13 months after receipt of such monies, plus that amount arrived at pursuant to the immediately preceding sentence, will not be invested in any securities or any other investment obligations which bear a yield, as computed in accordance with the actuarial method, in excess of the yield on the above warrants.

2. To the best of their knowledge, information and belief, the above expectations are reasonable.

3. The District has not been notified of any listing of it by the Internal Revenue Service as an issuer that may not certify its bonds.

4. This Certificate is being passed, executed and delivered pursuant to Section 1.148-2(b)(2) of the Income Tax Regulations under the Internal Revenue Code of 1986, as amended.

There being no further business to come before the meeting, upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Absent
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Yes
Terry Schnauber	Yes

the meeting was adjourned.



DAWN M. BUCK, Clerk

GENERAL FUND BILLS



Account Number	Due Date	Total Amount Due
6651862875	Aug 17, 2011	\$605.75

Customer Name: SID 282 SARPY CO
Statement Date: July 28, 2011

Billing Information for service address: 15800 ST HWY 370 , STLT GRETNA NE

Billing Period From 06-29-2011 To 07-28-2011 @29 Days

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate
SL66	\$445.97	\$2.37	\$473.00

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate

Sales Tax	24.66
Total Charges	\$473.00



Account Number	Due Date	Total Amount Due
6651862875	Aug 17, 2011	\$605.75

Customer Name: SID 282 SARPY CO
Statement Date: July 28, 2011

Billing Information for service address: 11204 WICKERSHAM BLVD, SIGN OMAHA NE

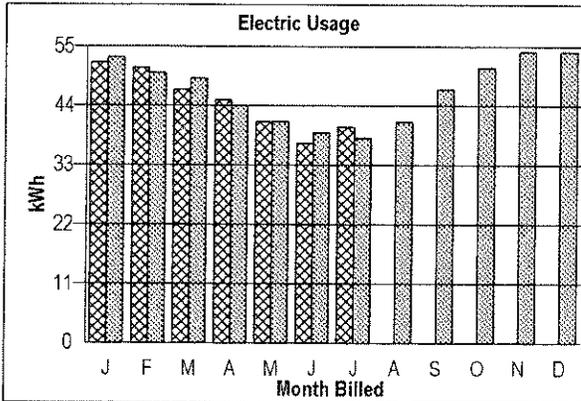
Rate	Billing Period		Meter Number	Meter Reading				Usage	
	From	To		Previous	Present	Difference	Multiplier		
General Service Non-Demand	6-27-11	7-26-11	2765305	30396	31544 Actual	1148	1	kWh	1148

Your Electric Usage Profile

Billing Period	Billing Days	kWh Use	Avg. kWh per day	Avg Temp	
				High	Low
2011 ☒	29	1148	39	89	72
2010 ☐	31	1170	37	86	68

Basic Service	11.89
kWh Usage	112.23
Fuel And Purchased Power Adjustment	1.71
Sales Tax	6.92
Total Charges	\$132.75

Your average daily electric cost was: \$4.58





Account Number	Due Date	Total Amount Due
6651862875	Jul 19, 2011	\$607.29

For bill inquiries call the Omaha Office
(402) 536-4131. See back for toll-free number.

Customer Name: SID 282 SARPY CO
Statement Date: June 29, 2011

Service Address	Rate	Billing Period		Usage		
		From	To	Kilowatt-hours used	Billing Demand/kW	Current Amount
15800 ST HWY 370 , STLT GRETNA NE	Street Light Method 66	N/A	N/A			\$473.24
11204 WICKERSHAM BLVD, SIGN OMAHA NE	General Service Non-Demand	5-26-11	6-27-11	1185	kWh	\$134.05

Total Charges \$607.29
 Previous Balance 598.72
 Payments Received: 06/16/11 598.72CR
 Total Amount Due \$607.29

Late Payment Charge of \$24.29 applies after due date.

*Relief
9-14-11
Issued
with \$724
7-12-11*

Please return this portion with payment

Power out? Call 1-800-554-OPPD. More details in Outlets.

Statement Date: June 29, 2011

Account Number	Due Date	Total Amount Due
6651862875	Jul 19, 2011	\$607.29

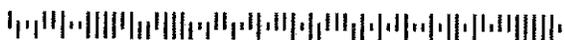
Late Payment Charge of \$24.29 applies after due date.

Amount Paid

Energy Assistance Fund \$1 \$2 \$5 Other \$

A current phone number on our record simplifies outage reporting. Your service address is identified by the phone number:

Check Here to indicate name, address or phone changes on back of this statement



SID 282 SARPY CO
%THOMAS J. GUILFOYLE
10330 REGENCY PARKWAY DR
OMAHA NE 68114-3774

PO BOX 3995
OMAHA NE 68103-0995



01665186287540000006072900000063158201107199



Account Number	Due Date	Total Amount Due
6651862875	Jul 19, 2011	\$607.29

Customer Name: SID 282 SARPY CO
Statement Date: June 29, 2011

Billing Information for service address: 15800 ST HWY 370 , STLT GRETNA NE

Billing Period From 05-27-2011 To 06-29-2011 @33 Days

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate
SL66	\$445.97	\$2.60	\$473.24

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate

Sales Tax 24.67
Total Charges \$473.24



Account Number	Due Date	Total Amount Due
6651862875	Jul 19, 2011	\$607.29

Customer Name: SID 282 SARPY CO
Statement Date: June 29, 2011

Billing Information for service address: 11204 WICKERSHAM BLVD, SIGN OMAHA NE

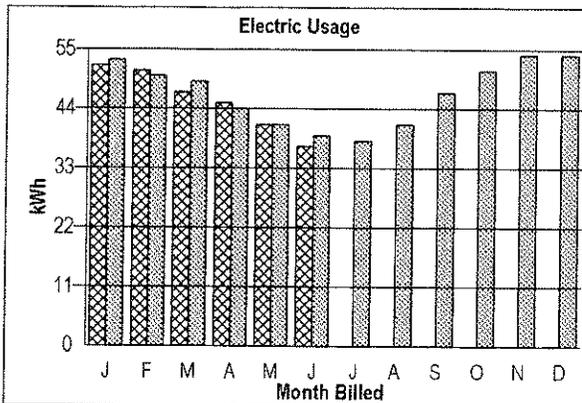
Rate	Billing Period		Meter Number	Meter Reading				Usage	
	From	To		Previous	Present	Difference	Multiplier		
General Service Non-Demand	5-26-11	6-27-11	2765305	29211	30396 Actual	1185	1	kWh	1185

Your Electric Usage Profile

Billing Period	Billing Days	kWh Use	Avg. kWh per day	Avg Temp	
				High	Low
2011 ☒	32	1185	37	80	62
2010 ☐	31	1200	38	84	62

Basic Service	11.89
kWh Usage	113.40
Fuel And Purchased Power Adjustment	1.77
Sales Tax	6.99
Total Charges	\$134.05

Your average daily electric cost was: \$4.19



ERICKSON | SEDERSTROM, P.C.

REGENCY WESTPOINTE
10330 REGENCY PARKWAY DRIVE
OMAHA, NEBRASKA 68114-3761
Federal ID No. 47-0574895
(402) 397-2200

DATE: September 13, 2011

INVOICE #: 223628

FILE #: 24942 050109

SID NO. 282 OF SARPY COUNTY NEBRASKA
C/OTHOMAS J. GUILFOYLE
10330 REGENCY PARKWAY DRIVE
OMAHA NE 68114

RE: SANITARY AND IMPROVEMENT DISTRICT NO. 282 - GENERAL
FUND MATTERS

AMOUNT DUE FROM PREVIOUS STATEMENT	\$910.48
PAYMENTS RECEIVED SINCE PREVIOUS STATEMENT . .	\$ -910.48
LAST PAYMENT RECEIVED ON 06/28/11	

FOR PROFESSIONAL SERVICES RENDERED THROUGH September 13, 2011

- 06/20/11 TJG Receipt and review of preliminary values for the District.
- 06/21/11 TJG Review of Pending Matters file; prepared Agenda for meeting to be held June 23, 2011; prepared e-mail correspondence to Mr. Tom Schwaller regarding preliminary valuation received from the Assessor's office.
- 06/23/11 TJG Attended meeting of the Board of Trustees; dictated Minutes from the June 23, 2011 meeting.
- 06/24/11 TJG Prepared letters to payees of General Fund warrants issued at the June 23, 2011 meeting (3); prepared letter to Mr. Rich Harman enclosing copy of Minutes from the June 23, 2011 meeting and Construction Fund Warrants issued at the meeting.

*HY Wnt # 726
726
9-14-11*

--- PLEASE INCLUDE INVOICE NUMBER WITH YOUR PAYMENT ---

SID NO. 282 OF SARPY COUNTY NEBRASKA
FILE NUMBER: 050109
INVOICE NO.: 223628

September 13, 2011 PAGE 2

06/27/11 TJG Prepared correspondence to Trustees enclosing signed copy of the Minutes from the meeting held June 23, 2011; prepared e-mail correspondence to Clerk of County Court attaching complete set of Minutes from the meeting held June 23, 2011.

07/01/11 TJG Prepared e-mail correspondence to Ms. Theresa Kuhl-Ennis of Ameritas concerning notice from the IRS regarding Form 8038-G form.

07/01/11 TJG Receipt and review of invoice form Lamp Rynearson & Associates for various engineering services.

07/12/11 TJG Receipt and review of OPPD billing documentation; prepared General Fund warrant in payment of same; prepared letter to Ms. Dawn Buck enclosing warrant for signature.

07/15/11 TJG Prepared letter to OPPD enclosing warrant in payment of street lighting.

08/02/11 TJG Receipt and review of OPPD billing documentation; prepared General Fund warrant in payment of same; prepared letter to Clerk enclosing warrant for signature.

08/05/11 TJG Receipt and review of invoice from Lamp Rynearson & Associates, Inc. for various engineering services.

08/19/11 TJG Receipt and review of Certificate of valuation from the Assessor's office; prepared e-mail correspondence to Mr. Tom Schwaller concerning same.

08/23/11 TJG Receipt and review of e-mail correspondence from Mr. Tom Schwaller regarding questions he has in connection with preparation of the budget; prepared e-mail correspondence to Mr. Schwaller regarding responses to his questions.

08/24/11 TJG Reviewed budget documents from accounting firm.

08/26/11 TJG Worked on budget documents; reviewed standards.

--- PLEASE INCLUDE INVOICE NUMBER WITH YOUR PAYMENT ---

- 08/29/11 TJG Worked on the proposed budget; conference with Mr. Joe Foley about getting paid \$200,000 for time expended; telephone conference with Mr. Tom Schwaller about the budget and whether we can afford to pay Lamp, Rynearson & Associates, Inc.
- 08/31/11 TJG Drafted Budget Summary and Notice of Hearing; telephone conference with Ms. Dawn Buck, Trustee regarding availability of all trustees for hearing and explained short window of opportunity; received telephone call from Ms. Dawn Buck regarding time of trustee availability; entered date and time of hearing in proposed notice; telephone conference with Papillion Times newspaper regarding publishing notice; e-mailed notice of hearing and budget summary to newspaper asking for confirmation; notified Ms. Buck of established meeting.
- 08/31/11 TJG Telephone conference with Mr. Joe Foley; reviewed budget documents to determine if Lamp Rynearson & Associates may be able to get paid.
- 09/01/11 TJG Telephone conference with Mr. Rich Harman to review request with him to get Lamp Rynearson paid; prepared e-mail copies of the proposed budget to show cash flow; receipt and reviewed e-mail from Mr. Rich Harman denying my request to make payments to Lamp Rynearson regarding the statement for services submitted by Lamp Rynearson; telephone conference with Mr. Joe Foley regarding the request for payment.
- 09/06/11 TJG Prepared e-mail correspondence to Sarpy County Court attaching Notice of September 14, 2011 meeting.
- 09/08/11 TJG Dictated letter to Trustees regarding notice of budget meeting; prepared Acknowledgement of Notice for the Trustees.

TOTAL FEES \$4,850.00

COSTS INCURRED ON YOUR BEHALF:

--- PLEASE INCLUDE INVOICE NUMBER WITH YOUR PAYMENT ---

SID NO. 282 OF SARPY COUNTY NEBRASKA
FILE NUMBER: 050109
INVOICE NO.: 223628

September 13, 2011 PAGE 4

PHOTOCOPYING	0.40
POSTAGE	6.88

TOTAL COSTS	\$7.28
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TOTAL FEES AND COSTS THIS STATEMENT	\$4,857.28
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TOTAL DUE	\$4,857.28
	=====

PAYMENTS RECEIVED AFTER Sep 14, 2011
WILL BE REFLECTED ON YOUR NEXT STATEMENT

WE ACCEPT VISA AND MASTERCARD CREDIT CARDS. TO PAY BY CREDIT
CARD CONTACT OUR ACCOUNTING DEPARTMENT AT (402) 397-2200.



**LAMP RYNEARSON
& ASSOCIATES**
ENGINEERS | SURVEYORS | PLANNERS

14710 W. Dodge Rd., Ste. 100
Omaha, NE 68154
[P] 402.496.2498
[F] 402.496.2730
www.LRA-Inc.com

August 02, 2011
Invoice No: 0199022.90 - 0000041

S.I.D. NO. 282 OF SARPY COUNTY, NE
ATTN: THOMAS J. GUILFOYLE
C/O ERICKSON & SEDERSTROM
10330 REGENCY PKWY, SUITE 100
OMAHA, NE 68114

Project 0199022.90 WICKS SOUTHPOINTE-SID 282SC, G.F.
Professional Services through July 23, 2011

TASK 317 EROSION CONTROL MAINTENANCE
PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR ENGINEERING TECHNICIAN I WELLS, THOMAS	3.70	80.00	<u>296.00</u>
Total Labor			296.00
Total Reimbursables			<u>20.78</u>
Total this Task			\$316.78

TASK 381 SANITARY SEWER MAINTENANCE - Sewer Backup
PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR PROJECT MANAGER II FOLEY, JOSEPH	1.00	140.00	<u>140.00</u>
Total Labor			140.00
Total this Task			\$140.00

TASK 393 STREET SIGNS
PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR PROJECT MANAGER II FOLEY, JOSEPH	1.00	140.00	<u>140.00</u>
Total Labor			140.00
Total this Task			\$140.00

TOTAL INVOICE AMOUNT **\$596.78**

Outstanding Invoices

Number	Date	Balance
0000040	6/30/2011	<u>377.82</u>
Total		377.82

Terms: Due Upon Receipt

974.60
JYWA #
727
9-14-11



**LAMP RYNEARSON
& ASSOCIATES**
ENGINEERS | SURVEYORS | PLANNERS

14710 W. Dodge Rd., Ste. 100
Omaha, NE 68154
[P] 402.496.2498
[F] 402.496.2730
www.LRA-Inc.com

June 28, 2011
Invoice No: 0199022.90 - 0000040

S.I.D. NO. 282 OF SARPY COUNTY, NE
ATTN: THOMAS J. GUILFOYLE
C/O ERICKSON & SEDERSTROM
10330 REGENCY PKWY, SUITE 100
OMAHA, NE 68114

Project 0199022.90 WICKS SOUTHPOINTE-SID 282SC, G.F.
Professional Services through June 18, 2011

TASK 317 EROSION CONTROL MAINTENANCE

PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR ENGINEERING TECHNICIAN I WELLS, THOMAS	2.30	80.00	184.00
ENGINEERING TECHNICIAN III VINCENT, RICHARD	.60	74.00	<u>44.40</u>
Total Labor			228.40
Total Reimbursables			<u>12.92</u>
Total this Task			\$241.32

TASK 384 STORM SEWER MAINTENANCE - *Drainage Study*

PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
CONSTRUCTION COORDINATOR II SIEDLIK, JAMES	1.50	91.00	<u>136.50</u>
Total Labor			136.50
Total this Task			\$136.50

TOTAL INVOICE AMOUNT \$377.82

Outstanding Invoices

Number	Date	Balance
0000037	4/8/2011	270.91
0000038	5/11/2011	379.54
0000039	6/9/2011	<u>215.85</u>
Total		866.30

Terms: Due Upon Receipt



Account Number	Due Date	Total Amount Due
6651862875	Sep 19, 2011	\$619.55

Customer Name: SID 282 SARPY CO
Statement Date: August 29, 2011

For bill inquiries call the Omaha Office
(402) 536-4131. See back for toll-free number.

Service Address	Rate	Billing Period		Usage		
		From	To	Kilowatt-hours used	Billing Demand/kW	Current Amount
15800 ST HWY 370 , STLT GRETNA NE	Street Light Method 66	N/A	N/A			\$473.56
11204 WICKERSHAM BLVD, SIGN OMAHA NE	General Service Non-Demand	7-26-11	8-25-11	1286	kWh	\$145.99

Total Charges \$619.55
 Previous Balance 605.75
 Payments Received: 08/12/11 605.75CR
 Total Amount Due \$619.55
 Late Payment Charge of \$24.78 applies after due date.

*Issued
 SJ Wre
 # 728
 9-14-11*

Please return this portion with payment

As part of its efforts to provide reliable electric service to its customers, OPPD continues to protect its assets from Missouri River flooding. Details in Outlets.

Statement Date: August 29, 2011

Account Number	Due Date	Total Amount Due
6651862875	Sep 19, 2011	\$619.55

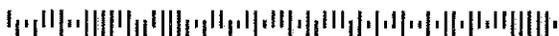
Late Payment Charge of \$24.78 applies after due date.

Amount Paid

Energy Assistance Fund \$1 \$2 \$5 Other \$

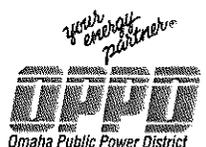
A current phone number on our record simplifies outage reporting. Your service address is identified by the phone number:

Check Here to indicate name, address or phone changes on back of this statement



SID 282 SARPY CO
 %THOMAS J. GUILFOYLE
 10330 REGENCY PARKWAY DR
 OMAHA NE 68114-3774

PO BOX 3995
 OMAHA NE 68103-0995





Account Number	Due Date	Total Amount Due
6651862875	Sep 19, 2011	\$619.55

Customer Name: SID 282 SARPY CO
 Statement Date: August 29, 2011

Billing Information for service address: 15800 ST HWY 370 , STLT GRETNA NE

Billing Period From 07-28-2011 To 08-29-2011 @32 Days

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate
SL66	\$445.97	\$2.90	\$473.56

Rate	Summary Usage		
	Current Amount	Fuel and Purchased Power Adjustment	Subtotal Amount per Rate

Sales Tax 24.69
 Total Charges \$473.56



Account Number	Due Date	Total Amount Due
6651862875	Sep 19, 2011	\$619.55

Customer Name: SID 282 SARPY CO
Statement Date: August 29, 2011

Billing Information for service address: 11204 WICKERSHAM BLVD, SIGN OMAHA NE

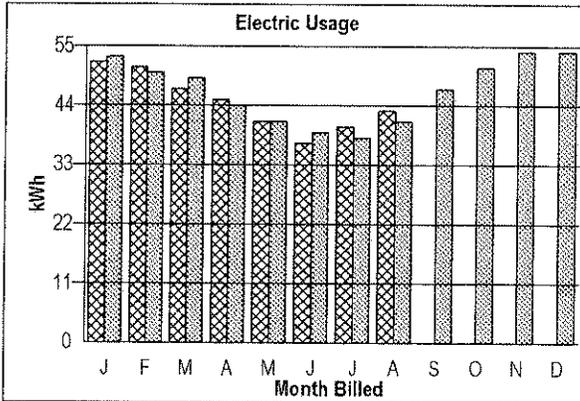
Rate	Billing Period		Meter Number	Meter Reading				Usage	
	From	To		Previous	Present	Difference	Multiplier		
General Service Non-Demand	7-26-11	8-25-11	2765305	31544	32830 Actual	1286	1	kWh	1286

Your Electric Usage Profile

Billing Period	Billing Days	kWh Use	Avg. kWh per day	Avg Temp	
				High	Low
2011 ☒	30	1286	42	87	69
2010 ☐	31	1264	40	88	69

Basic Service	11.89
kWh Usage	124.57
Fuel And Purchased Power Adjustment	1.92
Sales Tax	7.61
Total Charges	\$145.99

Your average daily electric cost was: **\$4.87**



The Omaha World-Herald Ad Order Confirmation

.nt

Ad Number 0001422306-01
Sales Rep. jerwin
Order Taker jerwin
Ad Type SNI Legals Display
Ad Size
 : 2.0 X 5.0000"
PO Number Sid 282
Color B&W
Promo Type
Customer
 ERICKSON & SEDERSTROM
Customer Account
 1150
Customer Address
 10330 REGENCY PARKWAY DI
 OMAHA NE 68114-3774 USA
Customer Phone
 (402)397-2200
 ()
Ordered By

Special Pricing

None

Invoice Text

Sid 282

Materials

Ad Order Notes

<u>Tear Sheets</u>	<u>Proofs</u>	<u>Blind Box</u>
0	0	

<u>Net Amount</u>	<u>Total Amount</u>
\$77.15	\$77.15

Payment Method

<u>Payment Amount</u>	<u>Amount Due</u>
\$0.00	\$77.15

<u>Product Information</u>	<u>Placement/Classification</u>	<u>Run Dates</u>	<u># Inserts</u>	<u>Cost</u>
SNI Classified::	Papillion Legals	9/7/2011	1	\$77.15
	SNI Legal Papillion-Appears i			

FW#
729
9-14-11

CONSTRUCTION FUND BILLS



14710 West Dodge Road, Suite 100
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498
(Fax) 402.496.2730

November 25, 2009

Invoice No: 0199022.33 - 0000001

S.I.D. NO. 282 OF SARPY COUNTY, NE
C/O ERICKSON & SEDERSTROM
ATTN: THOMAS J. GUILFOYLE
10330 REGENCY PKWY, SUITE 100
OMAHA, NE 68114

Project 0199022.33 WICKS SOUTHPOINTE - - SID 282SC, C.F.

Professional Services through October 31, 2009

Task	030	SANITARY SEWER, SECTION III - DESIGN	\$29,066.33
Task	040	STORM SEWER - DESIGN	\$115,443.14
Task	050	PAVING, SECTION III - DESIGN	\$38,073.53
Task	055	ARTERIAL STREET IMPROV - PRELIM DESIGN	\$12,374.61
Task	340	STORM SEWER SECTION III - C.A.	<u>\$11,280.81</u>

TOTAL INVOICE AMOUNT \$206,238.47

Terms: Due Upon Receipt

*pa 75,000
CF wit # 730
9-14-11*

CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 282 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.

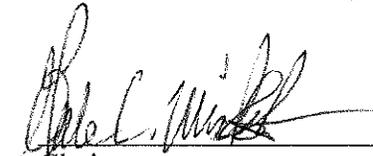
3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects 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, 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 20 day of September, 2011.



Chairperson



Clerk

AGENDA

Sanitary and Improvement District No. 282 of
Sarpy County, Nebraska
September 14, 2011

1. Meeting called to Order – Announcement to be made by Chairman as follows:

“A current copy of the Nebraska Open Meetings Act is available for review by anyone in attendance. [indicate where the copy is located].”

2. Review of the Minutes of June 23, 2011

3. Items to Discuss

- a. Budget hearing
- b. Special hearing to set final tax request
- c. Consideration of resolution to transfer \$75,000 of the General Fund to the Construction Fund for partial payment to Lamp Rynearson & Associates, Inc.

4. Ratification of General Fund Warrants:

<u>Warrant</u> <u>No.</u>	<u>Payee</u>	<u>Amount</u>
724	Omaha Public Power District (issued 7-12-11)	607.29
725	Omaha Public Power District (issued 8-2-11)	605.75

5. Payment of General Fund Bills:

<u>Warrant</u> <u>No.</u>	<u>Payee</u>	<u>Amount</u>
726	Erickson & Sederstrom PC	4,857.28
727	Lamp Rynearson & Associates, Inc.	974.60
728	Omaha Public Power District	619.55
729	World Herald Media Group (Papillion Times)	77.15

6. Payment of Construction Fund Bills:

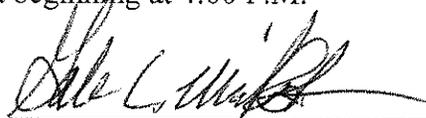
<u>Warrant</u> <u>No.</u>	<u>Payee</u>	<u>Amount</u>
730	Lamp Rynearson & Associates, Inc.	75,000.00

7. New business, if any.

8. Adjournment.

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE OF MEETING/BUDGET HEARINGS

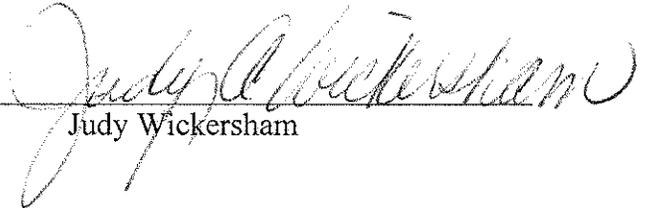
The undersigned Trustee hereby acknowledges receipt of Notice of the budget hearings/meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on September 14, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska beginning at 4:00 P.M.



Gale L. Wickersham

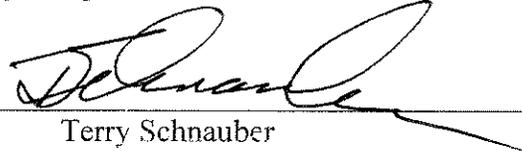
ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the budget hearings/meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on September 14, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska beginning at 4:00 P.M.


Judy Wickersham

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the budget hearings/meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on September 14, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska beginning at 4:00 P.M.


Terry Schnauber

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the budget hearings/meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on September 14, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska beginning at 4:00 P.M.



Dawn Buck

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the budget hearings/meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on September 14, 2011 at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska beginning at 4:00 P.M.


Steve Wickersham

Tom Guilfoyle

From: Sandra Mills [smills@sarpy.com]
Sent: Tuesday, September 06, 2011 4:22 PM
To: Tom Guilfoyle
Cc: Renee Lansman; Debra J. Houghtaling
Subject: RE: SID No. 282 - Notice of Meeting for September 14, 2011

Thank you for the e-mail. The Notice of Meeting is now on file. Have a great day.

Sandy Mills

*Sandy Mills ~ Administrative Assistant
Sarpy County Clerk's Office, 1210 Golden Gate Drive, Papillion NE 68046
402-593-5957 smills@sarpy.com*

From: Tom Guilfoyle [mailto:tgul@eslaw.com]
Sent: Tuesday, September 06, 2011 2:42 PM
To: SID
Subject: SID No. 282 - Notice of Meeting for September 14, 2011

Dear Sir or Madam:

Please see attached Notice of Meeting to be held on September 14, 2011 in the above-captioned SID. Please acknowledge receipt of the Notice by replying to this e-mail.

Thank you for your assistance.

Tom

Thomas J. Guilfoyle
Erickson | Sederstrom, P.C.
10330 Regency Parkway Drive, Suite 100
Omaha, NE 68114
(402) 397-2200
Direct Line: (402) 390-7124
Fax: (402) 390-7137
guilfoyle@eslaw.com

IRS Circular 230 Required Notice--IRS regulations require that we inform you as follows: To the extent this communication (including any attachments) addresses any federal tax matter, it was not written to be (and may not be) relied upon to (i) avoid penalties under the Internal Revenue Code or (ii) promote, market or recommend to another party any transaction or tax-related matter so addressed.

This message is intended only for the named recipient. If you are not the intended recipient, you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited.

9/20/2011

ERICKSON | SEDERSTROM, P.C.
Attorneys
10330 Regency Parkway Drive, Suite 100
Omaha, Nebraska

Sanitary and Improvement District No. 282 of Sarpy County, Nebraska

NOTICE OF BUDGET HEARING AND BUDGET SUMMARY

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Sections 13-501 to 13-513, that the governing body will meet on the 14th day of September, 2011, at 4:00 p.m. at the offices of Wick's Truck Trailer, 10580 South 147th 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. The agenda for such meeting is kept continuously current and is available for public inspection at the office of counsel for the District at 10330 Regency Parkway Drive, Omaha, Nebraska, and includes payment of bills and general business of the District.

Dawn Buck, Clerk

2009-2010 Actual Disbursements & Transfers	\$ 229,320.33
2010-2011 Actual Disbursements & Transfers	\$ 2,989,198.39
2011-2012 Proposed Budget of Disbursements & Transfers	\$ 230,290.00
2011-2012 Necessary Cash Reserve	\$ 228,147.18
2011-2012 Total Resources Available	\$ 458,437.18
Total 2011-2012 Personal & Real Property Tax Requirement	\$ 187,021.27
Unused Budget Authority Created For Next Year	\$ 93,396.72

Breakdown of Property Tax:

Personal and Real Property Tax Required for Bonds	\$ 99,011.26
Personal and Real Property Tax Required for all Other Purposes	\$ 88,010.01

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST

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 14th day of September, 2011, at 4:30 o'clock p.m. at Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request.

2010-2011 Property Tax Request	\$ 83,333.41
2010 Tax Rate	0.008500
Property Tax Rate (2010-2011 Request/2011 Valuation)	0.003787
2011-2012 Proposed Property Tax Request	\$ 187,021.27
Proposed 2011 Tax Rate	0.008500