

LAW OFFICE  
**FARNHAM & SIMPSON P.C., L.L.O.**

220 NORTH 89TH STREET, SUITE 201

OMAHA, NEBRASKA 68114

TELEPHONE (402) 393-2555

FACSIMILE (402) 393-2909

JEFFREY B. FARNHAM  
DIRECT (402) 934-5577  
jbf@farnhamandsimpsonlaw.com

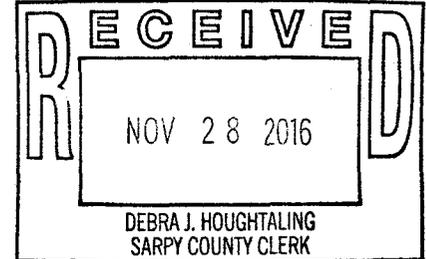
ANDREW W. SIMPSON  
DIRECT (402) 934-5575  
andy@farnhamandsimpsonlaw.com

ANDREA M. GRIFFIN†  
DIRECT (402) 934-5588  
andrea@farnhamandsimpsonlaw.com  
†ALSO ADMITTED IN IOWA

November 22, 2016

County Clerk  
SARPY COUNTY, NEBRASKA  
1210 Golden Gate Drive, Suite 1118  
Papillion, NE 68046

RE: SID No. 306 of Sarpy County, Nebraska



Dear Ms. Houghtaling:

Enclosed please find a copy of the minutes from the meeting held on Wednesday November 9, 2016 for the above-referenced District. The Affidavit of Publication, Acknowledgement of Receipt of Notice, and Clerk Certificate are attachments to the minutes.

If you have any questions do not hesitate to contact this office. Thank you.

Very truly yours,

*Andrea M. Griffin*  
Andréa M. Griffin

Enclosure

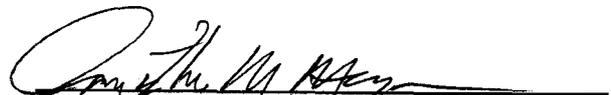
## CERTIFICATE

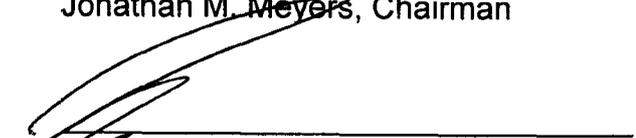
The undersigned hereby certify that they are they Chairman and the Clerk of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, (the "District") and hereby further certify as follows:

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 capacity and said transcript is a full 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 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 continuously 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 9<sup>th</sup> day of November, 2016.

  
Jonathan M. Meyers, Chairman

  
James Meyers, Clerk

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF  
SANITARY AND IMPROVEMENT DISTRICT NO. 306 OF  
SARPY COUNTY, NEBRASKA HELD AT 11:00 A.M. ON NOVEMBER 9, 2016 AT  
10064 SOUTH 134<sup>th</sup> STREET, OMAHA, NEBRASKA**

The meeting of the Board of Trustees of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska was convened in open and public session at 11:00 a.m. on November 9, 2016 at 10064 South 134<sup>th</sup> Street, Omaha, Nebraska.

Present at the meeting were Trustees Jonathan M. Meyers, James Meyers, Tamara Meyers-Draeger, Bruce Meyers and Joseph Meyers. Also present were Jeff Farnham and Andrea Griffin, Attorneys for the District.

Notice of the meeting was given in advance thereof by publication in *The Papillion Times* on November 2, 2016, a copy of the Proof of Publication being attached to these minutes. Notice of the meeting was simultaneously given to all members of the Board of Trustees and a copy of their Acknowledgement 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 Clerk then certified that notice of this meeting had been given to the Sarpy County Clerk at least seven days prior to the time set by the Board of Trustees for this meeting and filed his Certificate to that effect, said Certificate being attached to these minutes.

The Chairman then stated that a copy of the Nebraska Open Meetings Act was available for review and inspection and stated the location of said copy in the room in which such meeting was held.

The Chairman then stated that the first item of business was the consideration and approval of the election results. The Chairman presented a "Certificate of Results of Election" from the Sarpy County Election Commissioner for approval. After discussion, the Trustees then passed the following Resolution:

BE IT RESOLVED that the "Certificate of Results of Election" dated September 16, 2016 from the Sarpy County Election Commissioner, a copy of which is attached to these Minutes, be and hereby is approved.

There was next presented Invoice No. 16236 from GEIS Inc. for certain erosion control measures as described therein in the amount of One Hundred Fifty Dollars

(\$150.00). The Clerk was directed to attach a copy of such Invoice to these Minutes. The Chairman recommended the issuance of a warrant for such amount to GEIS Inc.

There was next presented Invoice No. 117609 from Thompson, Dreessen & Dorner, Inc. for engineering services in connection with certain erosion control monitoring and reporting in the amount of One Thousand Five Hundred Twelve and 22/100 Dollars (\$1,512.22). The Clerk was directed to attach a copy of such Invoice to these minutes. The Chairman recommended the issuance of a warrant for such amount to Thompson, Dreessen & Dorner, Inc.

There was next presented Invoice No. 306-06 from Farnham & Simpson, PC, LLO for certain costs advanced on behalf of the District in the total amount of One Hundred Forty Eight and 40/100 Dollars (\$148.40). The Clerk was directed to attach a copy of such Invoice to these minutes. The Chairman recommended the issuance of a warrant for such amount to Farnham & Simpson, PC, LLO.

The Clerk next directed the attention of the Board of Trustees to the fact that D.A. Davidson & Co. will place One Thousand Eight Hundred Ten and 62/100 Dollars (\$1,810.62) in general fund warrants at this time and that the contracted charge for such placement of warrants is five percent (5%) or Ninety and 53/100 Dollars (\$90.53) in accordance with the financing agreement previously adopted by the Board. The Chairman recommended the issuance of a warrant for such amount to D.A. Davidson & Co.

The previously described bills, invoices, recommendations and statements having been presented for the Board's consideration and after review and discussion of such items, the following Resolutions were duly moved and passed:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant Nos. 261-264 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 date of six percent (6%) per annum (interest to be payable on February 10 of each year) and to be redeemed no later than November 9, 2019, 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:

Warrant No. 261 for the amount of One Hundred Fifty Dollars (\$150.00) payable to GEIS Inc. in payment of Invoice No. 16236.

Warrant No. 262 for the amount of One Thousand Five Hundred Twelve and 22/100 Dollars (\$1,512.22) payable to Thompson, Dreessen & Dorner, Inc. in payment of Invoice No. 117609 in connection with erosion control monitoring and reporting.

Warrant No. 263 for the amount of One Hundred Forty Eight and 40/100 Dollars (\$148.40) payable to Farnham & Simpson, PC, LLO in payment of Invoice No. 306-06 for certain costs advanced on behalf of the District.

Warrant No. 264 for the amount of Ninety and 53/100 Dollars (\$90.53) payable to D.A. Davidson & Co. for the placement and/or sale of General Fund warrants issued at this meeting.

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, that both they and the District hereby find and determine and covenant , and warrant and agree that (a) the facilities for which the above Warrants are issued are for essential government functions and are designed to serve members of the general public on an equal basis; (b) there are no persons with rights to use said facilities other than as members of the general public; (c) ownership and operation of said facilities is within the District or another political subdivision; (d) none of the proceeds of the Warrants will be loaned to any person and to the extent that special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specifically benefited by such facilities in the District; (e) the development of the land in the District is for residential or commercial use; (f) the development of the land in the District for sale and occupation by the general public is proceeding with reasonable speed; and (g) the District hereby authorized and directs the Chairman or Clerk to file, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code pertaining to the above Warrants.

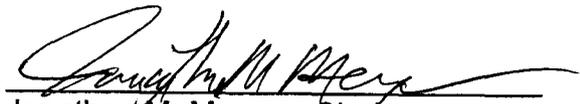
FURHTER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under current federal law to maintain the tax exempt status (as to taxpayers generally) 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 \$5,000,000.00

during the calendar year in which the above Warrants are to be issued.

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 306 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) ten percent (10%) of the net principal proceeds of the above Warrants, (b) the maximum annual debt service due on the above Warrants, or (c) one hundred twenty-five percent (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 thirteen (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 on payment of principal and interest on the above Warrants within thirteen (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, the meeting was adjourned.

  
Jonathan M. Meyers, Chairman

  
James Meyers, Clerk

**AFFIDAVIT OF PUBLICATION**

STATE OF NEBRASKA

}  
} SS.  
}

County of Sarpy

Being duly sworn, upon oath, Michael Harrington deposes and says that he is the Accounting Manager or Ron Petak deposes and says that he is the Executive Editor of the **Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor**, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; 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

Wednesday, November 2, 2016

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.

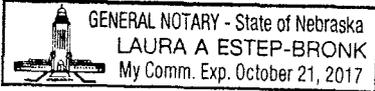
*Ron Petak*

Michael Harrington      OR      Ron Petak  
Accounting Manager      Executive Editor

Today's Date 11/2/16  
Signed in my presence and sworn to before me:

*[Signature]*

Notary Public



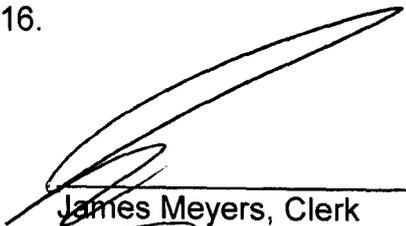
Printer's Fee      \$ 11.89  
Customer Number:      206179  
Order Number:      0001987201

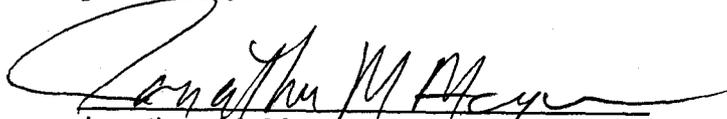
Attorneys  
220 N. 86th Street, Suite 201  
Papillion, NE 68147  
...  
PUBLIC MEETING  
...  
District No. 306  
Sarpy County, Nebraska  
...  
NOTICE is hereby given to whom it may concern that the Board of Trustees of Sarpy and Improvement District No. 306 of Sarpy County, Nebraska will meet at 10064 South 154th Street, Omaha, Nebraska, November 9, 2016 at 11:00 AM. This meeting shall be open to the public and for which an Agenda Report continuously current is available for public inspection during normal business hours at 10064 South 154th Street, Omaha, Nebraska.  
...  
District No. 306  
OF SARPY COUNTY, NEBRASKA  
By: James Meyers, Clerk  
1987201-11/2

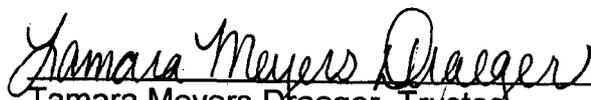
**ACKNOWLEDGEMENT OF RECEIPT  
OF  
NOTICE OF MEETING**

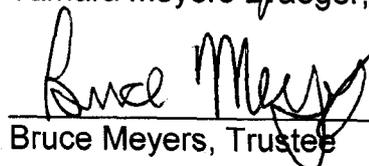
The undersigned Trustees of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said District and the agenda for such meeting held at 11:00 a.m. on November 9, 2016 at 10064 South 134<sup>th</sup> Street, Omaha, Nebraska.

DATED this 9<sup>th</sup> day of November, 2016.

  
James Meyers, Clerk

  
Jonathan M. Meyers, Chairman

  
Tamara Meyers Draeger, Trustee

  
Bruce Meyers, Trustee

  
Joseph Meyers, Trustee

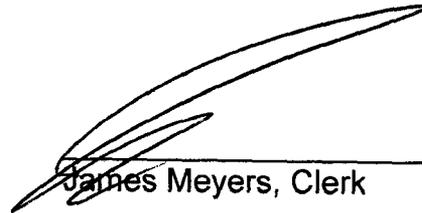
## CERTIFICATE

### TO WHOM IT MAY CONCERN:

The undersigned, James Meyers, being the Clerk of Sanitary and Improvement District No. 306 of Sarpy County, Nebraska, does hereby certify that he did send a Notice of Meeting to the County Clerk of Sarpy County, Nebraska and the City Clerk of the City of Papillion, more than seven (7) days prior to the date of the meeting.

The undersigned further certifies that a copy of the Agenda for the meeting of the Board of Trustees of said District was prepared and available for public inspection at the address designated in the notice of meeting published in the *Papillion Times* on November 2, 2016 and that no items were added to the agenda after the commencement of the meeting; and further, that the minutes for the meeting were available for public inspection within ten (10) days of the date of said meeting and that a copy of the minutes of this meeting were sent to the County Clerk of Sarpy County, Nebraska and the City Clerk of the City of Papillion, Nebraska, within thirty days from the date of this meeting.

DATED this 9<sup>th</sup> day of November, 2016.



James Meyers, Clerk

CERTIFICATE OF RESULTS OF ELECTION SID 306

We, the undersigned, have been appointed by the Election Commissioner of Sarpy County, Nebraska, to count and record the results of the election for the purpose of electing Trustees of Sanitary and Improvement District Number 306 of Sarpy County, Nebraska, held on the 13th day of September, 2016.

**All Property Owners Ballot**

**Candidates as they appeared on the Ballot**

**Elect Five  
Votes Cast**

James Meyers 1306 N 95th St Omaha	3
Jonathan M Meyers 11412 Frances St Omaha	3
Joe Meyers 1207 S 117th St Omaha	3
Bruce Meyers 726 N 163rd Ave Omaha	3
Tamara Meyers Draeger 16729 Marcy Cir Omaha	3

Dated this 16<sup>th</sup> day of September, 2016.

*Suzer Stockwell*

Election Board Member

*Marleya Dively*

Election Board Member

I, Wayne Bena, Election Commissioner of Sarpy County, Nebraska certify that the above votes were cast for the Office of Trustee by the Legal Property Owners within the said Sanitary and Improvement District.

*Wayne Bena*

Wayne Bena, Election Commissioner

Ballots Mailed 3

Ballots Voted 3

September 20, 2016

Chairman and Board of Trustees  
Sanitary and Improvement District No. 306  
of Sarpy County, Nebraska  
c/o Mr. Jeffrey B. Farnham, Attorney  
220 N. 89<sup>th</sup> Street, Suite 201  
1250 Omaha Tower  
Omaha, NE 68114

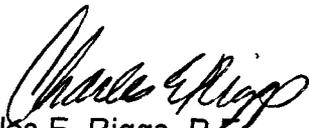
RE: Erosion Control Maintenance  
TD2 File No. 1978-106.11

Board Members:

Enclosed please find Invoice No. 16346 from GEIS Inc. in the amount of \$150.00 for street cleaning after storms on September 12, 2016.

We recommend that payment be made directly to GEIS Inc.

Respectfully submitted,



Charles E. Riggs, P.E.  
THOMPSON, DREESSEN & DORNER, INC.

CER/tjp

Enclosure

cc: GEIS Inc.

# Invoice

**GEIS INC.**

6721 CLEAR CREEK CIRCLE  
PAPILLION, NE 68133  
PH # 402-740-4440

Date	Invoice #
09/13/16	16346

**BILL TO:**

THOMPSON, DREESSEN, DORNER INC.  
10836 OLD MILL RD.  
OMAHA, NE. 68154-2685

**PROJECT**

KRAMBECK

Item	Job Description	Qty	Rate	Amount
STREET CLEANING	CLEANED THE MUD OFF OF THE STREETS AFTER RAINS CAME THRU THE AREA /// 09-12-16	1	150.00	150.00
THANK YOU FOR YOUR BUSINESS SIGNED TIM GEIS			<b>Total</b>	<b>\$150.00</b>



Thompson, Dreessen & Dörner, Inc.  
Consulting Engineers & Land Surveyors

**INVOICE**

Please remit to:  
TD2 Nebraska Office  
10836 Old Mill Road; Omaha, NE 68154  
Office: 402/330-8860 Fax: 402/330-5866

TD2 South Dakota Office  
5000 S. Minnesota Ave., Ste. 300; Sioux Falls, SD 57108  
Office: 605/951-0886

SID #306 (KRAMBECK INDUSTRIAL PARK)  
JEFFREY FARNHAM  
FARNHAM & SIMPSON, P.C. LLC  
220 N 89TH STREET SUITE 201  
OMAHA, NE 68114

Invoice number 117609  
Date 10/10/2016  
Project 1978-106 SID #306 (KRAMBECK INDUSTRIAL PARK) MISCELLANEOUS SERVICES

Professional Services from June 20, 2016 through September 25, 2016

Description	Current Billed
<b>Engineering Services</b>	188.72
<i>Payment Recommendations for Erosion Control Maintenance Invoices.</i>	
<b>Erosion Control Monitoring and Reporting Services</b>	1,323.50
<b>Total</b>	<b>1,512.22</b>

Invoice total 1,512.22

**Aging Summary**

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
117609	10/10/2016	1,512.22	1,512.22				
	<b>Total</b>	1,512.22	1,512.22	0.00	0.00	0.00	0.00

*Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees. Invoices not paid within 90 days of the invoice date will be subject to possible lien filings.*

FARNHAM & SIMPSON, P.C., L.L.O.  
220 North 89<sup>th</sup> Street  
Suite 201  
Omaha, Nebraska 68114  
(402) 393-2555

DATE: November 9, 2016  
CLIENT: SID 306  
11064 South 134<sup>th</sup> Street  
Omaha, Nebraska  
INVOICE NO: 306-06

---

**STATEMENT**

<u>Description</u>	<u>Amount</u>
<u>Costs Advanced:</u>	
Sarpy County Election Commission	\$31.14
<i>The Papillion Times</i> Publication Costs – 2016 Meetings	\$117.26
<b>Total Due</b>	<b>\$148.40</b>



**Sarpy County Election Commission**

WAYNE BENA, ELECTION COMMISSIONER

501 Olson Dr Ste 4 · Papillion NE 68046-5752

Phone 402-593-2167 · [www.sarpy.com/election](http://www.sarpy.com/election) · Fax 402-593-5770

September 19, 2016

RE: ELECTION EXPENSES FOR SANITARY AND IMPROVEMENT  
DISTRICT #306 HELD ON SEPTEMBER 13, 2016 IN SARPY COUNTY  
NEBRASKA.

Conducting Election per Neb. Rev. Stat. 31-735.05:	\$ 25.00
All personnel and supplies: including all mailings, property owners list, ballots, results and all postage.	\$ 6.14
Total Cost:	\$31.14

Please submit payment to the Sarpy County Election Commission within 60 days following the receipt of this billing, in accordance with Neb. Rev. Stat. 31-735.05. Payment of the total amount billed shall be in currency (no warrants) and made by the attorney for the Sanitary and Improvement District.

Sincerely,

Wayne Bena  
Election Commissioner

WB:sjs