

ACKNOWLEDGMENT OF RECEIPT

OF NOTICE OF MEETING

The undersigned members of the Board of Education of Millard, District #017, Omaha, Nebraska, hereby acknowledge receipt of advance notice of a special meeting of said Board of Education and the agenda for such meeting held at 12:00 Noon P.M. on October 6, 2011, at Don Stroh Administrative Center 5606 South 147th Street Omaha, NE 68137

Dated this 6th day of October, 2011.



Dave Anderson - President

Linda Poole - Vice President



Mike Kennedy - Secretary



Mike Pate - Treasurer

Patrick Ricketts



Todd Clarke

NOTICE OF MEETING

Notice is hereby given for the special meeting of the Board of Education of School District #17 of Douglas County, Nebraska (Millard Public Schools) scheduled for 12:00 O'clock noon on October 6, 2011 at 5606 S. 147th Street, Omaha, NE. The agenda for the meeting includes the following: (1) Hearing on the Amended Budget for 2011-12; (2) Hearing on the Final Tax Request for 2011-12; (3) Adoption of a Resolution Regarding the 2011-12 Budget; and (4) Adoption of a Resolution Regarding the 2011-12 Final Tax Request. The agenda for the meeting is kept continuously current and is available for public inspection at the office of the superintendent at 5606 S. 147th Street, Omaha, NE.

Mike Kennedy
Secretary

Proof of publication

AFFIDAVIT

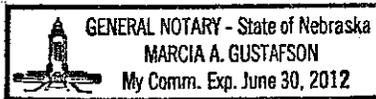
State of Nebraska, County of Douglas, ss:

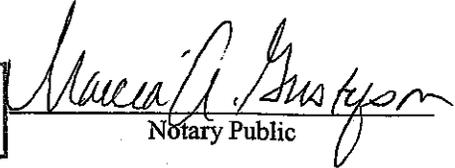
April Christenson, being duly sworn, deposes and says that he/she is an employee of The Omaha World-Herald, a legal daily newspaper printed and published in the county of Douglas and State of Nebraska, and of general circulation in the Counties of Douglas, and Sarpy and State of Nebraska, and that the attached printed notice was published in the said newspaper on the 30th of September, 2011; and that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge. The Omaha World-Herald has an average circulation of 153,944 Daily and 188,810 Sunday, in 2011.

(Signed) 

Title: Account Executive

Subscribed in my presence and sworn to before me this 30th day of September, 2011.




Notary Public

Printer's Fee \$ _____
Affidavit _____
Paid By _____

Place Ad Here

Proof of publication

AFFIDAVIT

State of Nebraska, County of Douglas, ss:

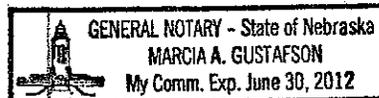
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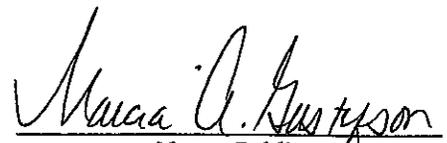
(Signed)



Title: Account Executive

Subscribed in my presence and sworn to before me this 30th day of September, 2011.




Notary Public

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Paid By _____

NOTICE OF AMENDED BUDGET HEARING AND AMENDED BUDGET SUMMARY

Millard Public Schools
Douglas County, Nebraska
(28-0017)

PUBLIC NOTICE is hereby given, in compliance with the provisions of Neb. Rev. Stat. Sections 13-501 to 13-513, that the Board of Education will meet on the 6th day of October, 2011 at 12:00 o'clock noon, at the Don Stroh Administration Center, 5806 S. 147th Street, Omaha, NE for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget and to consider amendments relative thereto. The budget detail is available at the office of the Clerk/Secretary during regular business hours.

Michael A. Kennedy
Clerk/Secretary

1. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.*, Doc. CI-10 Page 2509 (Sarpy Co. Dist. CI. 9-23-11) is stayed or enjoined prior to the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, the following is the proposed budget (previously adopted by this Board) for the 2011-12 fiscal year:

FUNDS	Actual Disbursements & Transfers 2009-2010 (1)	Actual/Estimated Disbursements & Transfers 2010-2011 (2)	Budgeted Disbursements & Transfers 2011-2012 (3)	Necessary Cash Reserve (4)	Total Available Resources Before Property Taxes (5)	Fee and Delinquent Tax Allowance (6)	Total Personal and Real Property Tax Requirement (7)	Total Personal and Real Property Tax Requirement For Bonds
General	\$ 203,106,369.00	\$ 213,960,630.00	\$ 210,680,838.00	\$ 34,936,152.00	\$ 297,515,140.00	\$ 82,447.75	\$ 8,246,782.75	
Depreciation	\$ 4,889,951.00	\$ 3,000,000.00	\$ 5,135,665.00		\$ 5,135,665.00			
Employee Benefit	\$ 21,941,004.00	\$ 24,500,000.00	\$ 25,000,000.00	\$ 2,000,000.00	\$ 22,000,000.00			
Contingency	\$	\$	\$					\$ 14,636,504.90
Activities	\$ 4,387,250.00	\$ 7,000,000.00	\$ 9,000,000.00	\$ 1,000,000.00	\$ 10,000,000.00			
School Lunch	\$ 10,517,665.00	\$ 11,580,000.00	\$ 13,000,000.00	\$ 1,000,000.00	\$ 14,000,000.00			
Bond	\$ 64,862,909.00	\$ 13,426,869.00	\$ 13,297,780.00	\$ 15,838,935.00	\$ 16,626,735.00	\$ 14,564.90	\$ 14,656,304.90	
Special Building	\$ 11,252,350.00	\$ 1,700,000.00	\$ 22,467,608.00		\$ 21,560,737.00	\$ 9,160.30	\$ 916,031.30	Total Personal and Real Property Tax Requirement for ALL Other
Qualified Capital Purpose Undertaking	\$	\$	\$	\$	\$	\$	\$	\$ 9,160,310.05
Cooperative	\$	\$	\$	\$	\$	\$	\$	
Student Fee	\$ 1,361,060.00	\$ 1,450,000.00	\$ 1,900,000.00	\$ 100,000.00	\$ 2,000,000.00			
TOTALS	\$ 322,318,558.00	\$ 276,537,479.00	\$ 300,461,665.00	\$ 54,935,087.00	\$ 331,898,517.00	\$ 108,167.95	\$ 23,816,815.95	

2. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.*, Doc. CI-10 Page 2509 (Sarpy Co. Dist. CI. 9-23-11) is not stayed or enjoined prior to the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, the following is the proposed budget (an amendment of the budget previously adopted by this Board) for the 2011-12 fiscal year:

FUNDS	Actual Disbursements & Transfers 2009-2010 (1)	Actual/Estimated Disbursements & Transfers 2010-2011 (2)	Budgeted Disbursements & Transfers 2011-2012 (3)	Necessary Cash Reserve (4)	Total Available Resources Before Property Taxes (5)	Fee and Delinquent Tax Allowance (6)	Total Personal and Real Property Tax Requirement (7)	Total Personal and Real Property Tax Requirement For Bonds
General	\$ 203,106,369.00	\$ 213,960,630.00	\$ 218,508,800.00	\$ 34,936,152.00	\$ 159,190,345.00	\$ 82,447.75	\$ 95,267,278.85	
Depreciation	\$ 4,889,951.00	\$ 3,000,000.00	\$ 5,135,665.00		\$ 5,135,665.00			
Employee Benefit	\$ 21,941,004.00	\$ 24,500,000.00	\$ 25,000,000.00	\$ 2,000,000.00	\$ 22,000,000.00			
Contingency	\$	\$	\$					\$ 14,636,504.90
Activities	\$ 4,387,250.00	\$ 7,000,000.00	\$ 9,000,000.00	\$ 1,000,000.00	\$ 10,000,000.00			
School Lunch	\$ 10,517,665.00	\$ 11,580,000.00	\$ 13,000,000.00	\$ 1,000,000.00	\$ 14,000,000.00			
Bond	\$ 64,862,909.00	\$ 13,426,869.00	\$ 13,297,780.00	\$ 15,838,935.00	\$ 16,626,735.00	\$ 14,564.90	\$ 14,656,304.90	
Special Building	\$ 11,252,350.00	\$ 1,700,000.00	\$ 22,467,608.00		\$ 21,560,737.00	\$ 9,160.30	\$ 916,031.30	Total Personal and Real Property Tax Requirement for ALL Other
Qualified Capital Purpose Undertaking	\$	\$	\$	\$	\$	\$	\$	\$ 96,183,310.15
Cooperative	\$	\$	\$	\$	\$	\$	\$	
Student Fee	\$ 1,361,060.00	\$ 1,450,000.00	\$ 1,900,000.00	\$ 100,000.00	\$ 2,000,000.00			
TOTALS	\$ 322,318,558.00	\$ 276,537,479.00	\$ 308,308,853.00	\$ 54,935,087.00	\$ 293,513,522.00	\$ 108,397.95	\$ 110,899,815.05	

Place Ad Here

Proof of publication

AFFIDAVIT

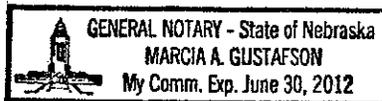
State of Nebraska, County of Douglas, ss:

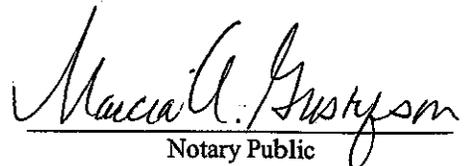
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(Signed) 

Title: Account Executive

Subscribed in my presence and sworn to before me this 30th day of September, 2011.




Notary Public

Printer's Fee \$ _____
Affidavit _____
Paid By _____

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST

**Millard Public Schools
Douglas County, Nebraska
(28-0017)**

PUBLIC NOTICE is hereby given, in compliance with the provisions of Neb. Rev. Stat. Section 77-1601.02, that the Board of Education will meet on the 6th day of October, 2011 at 12:00 o'clock noon, at 5606 S. 147th Street, Omaha, NE 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.

1. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Page 2509 (Sarpy Co. Dist. Ct. 9-23-11) is stayed or enjoined prior to the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, the following is the final tax request (previously adopted by this Board) for the 2011-12 fiscal year.

2010/11 Budget Information				2011/12 Budget Information	
Fund	2010-2011 Property Tax Request	2010 Tax Rate	Property Tax Rate (2010-2011 Request Divided By 2011 Valuation)	2011-2012 Proposed Property Tax Request	Proposed 2011 Tax Rate
General Fund	8,071,414.00	0.090000	0.089205	8,244,282.75	0.090000
Bond Fund(s) K-12	14,526,889.00	0.160000	0.158585	14,666,504.90	0.160000
Bond Fund(s) K-8					
Bond Fund(s) 9-12					
Bond Fund					
Special Building Fund	907,904.00	0.010000	0.009811	916,031.30	0.010000
Qualified Capital Purpose Undertaking Fund K-12					
Qualified Capital Purpose Undertaking Fund K-8					
Qualified Capital Purpose Undertaking Fund 9-12					
Qualified Capital Purpose Undertaking Fund K-8					
Qualified Capital Purpose Undertaking Fund 9-12					
Qualified Capital Purpose Undertaking Fund 9-12					

2. In the event the decision in *Sarpy County Farm Bureau et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Page 2509 (Sarpy Co. Dist. Ct. 9-23-11) is not stayed or enjoined prior to the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, the following is the final tax request (an amendment of the tax request previously adopted by this Board) for the 2011-12 fiscal year.

2010/11 Budget Information				2011/12 Budget Information	
Fund	2010-2011 Property Tax Request	2010 Tax Rate	Property Tax Rate (2010-2011 Request Divided By 2011 Valuation)	2011-2012 Proposed Property Tax Request	Proposed 2011 Tax Rate
General Fund	8,171,414.00	0.090000	0.089205	9,526,278.85	0.090000
Bond Fund(s) K-12	14,526,889.00	0.160000	0.158585	14,666,504.90	0.160000
Bond Fund(s) K-8					
Bond Fund(s) 9-12					
Bond Fund					
Special Building Fund	907,904.00	0.010000	0.009811	916,031.30	0.010000
Qualified Capital Purpose Undertaking Fund K-12					
Qualified Capital Purpose Undertaking Fund K-8					
Qualified Capital Purpose Undertaking Fund 9-12					

NOTICE OF MEETING

Notice is hereby given for the special meeting of the Board of Education of School District #17 of Douglas County, Nebraska (Millard Public Schools) scheduled for 12:00 o'clock noon on October 6, 2011 at 5606 S. 147th Street, Omaha, NE. The agenda for the meeting includes the following: (1) Hearing on the Amended Budget for 2011-12, (2) Hearing on the Final Tax Request for 2011-12, (3) Adoption of a Resolution Regarding the 2011-12 Budget, and (4) Adoption of a Resolution Regarding the 2011-12 Final Tax Request. The agenda for the meeting is kept continuously current and is available for public inspection at the office of the superintendent at 5606 S. 147th Street, Omaha, NE.

Mike Kennedy
Secretary
Sept. 30, 2011

BOARD OF EDUCATION
MILLARD PUBLIC SCHOOLS
OMAHA, NEBRASKA

SPECIAL BOARD OF EDUCATION MEETING STROH ADMINISTRATION CENTER
NOON P.M. 5606 SOUTH 147th STREET
OCTOBER 6, 2011

AGENDA

A. Call to Order

The Public Meeting Act is posted on the Wall and Available for Public Inspection

B. Roll Call

C. Public Comments on agenda items - This is the proper time for public questions and comments on agenda items only. Please make sure a request form is given to the Board President before the meeting begins.

D. New Business:

1. Hearing on the Amended Budget for 2011-2012
2. Hearing on the Final Tax Request for 2011-2012
3. Approval to Amend the 2011-2012 Budget
4. Approval to Amend the 2011-2012 Final Tax Request

E. Adjournment

Public Comments - This is the proper time for public questions and comments on any topic. Please make sure a request form is given to the Board President before the meeting begins.

RESOLUTION ADOPTING 2011-12 BUDGET

**Millard Public Schools
Douglas County, Nebraska
(28-0017)**

WHEREAS, public notice was given at least five days in advance of a Special Public Hearing called for the purpose of discussing, amending, and approving the District's Budget for the 2011-2012 school fiscal year, and

WHEREAS, such Special Public Hearing was held before the Board of Education said school district at the time, date, and place announced in the notice published in a newspaper of general circulation, a copy of which notice and proof of publication is attached hereto as Exhibit A and incorporated herein by this reference, all as required by law; and,

WHEREAS, the Board provided an opportunity to receive comment, information and evidence from persons in attendance at such Special Hearing; and,

WHEREAS, on September 23, 2011 (after the school district filed its 2011-12 budget but prior to the county boards of equalization having set the tax levies for such year) a decision was rendered in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Page 2509 (Sarpy Co. Dist. Ct. 9-23-11) declaring the Learning Community common levies unconstitutional, and,

WHEREAS, the administration has presented the board with detailed budgets and proposed amendments, if any, for all funds utilized by the District, and,

WHEREAS, the Board, after having reviewed the District's proposed budget and amendments thereto, and, after public consideration of the matter, has determined that the budget for the funds described below is necessary in order to carry out the functions of the District, as determined by the Board for the 2011-2012 school fiscal year.

NOW THEREFORE BE IT RESOLVED as follows:

1. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Paged 2509 (Sarpy Co. Dist. Ct. 9-23-11) is stayed or enjoined prior to or at the time of the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, or in the event that the Sarpy County Board of Equalization levies the amount for the Learning Community for the general fund budget of the member school districts equal to the maximum local effort rate (.95) prescribed in Section 79-1015.01, the budget recommendations of the administration are adopted as submitted. Such budgets include the following total budget disbursements and transfers for each fund described below (as previously adopted by this board):

<u>Fund</u>	<u>Disbursements and Transfers</u>
General Fund	\$ 210,680,828
Depreciation	\$ 5,135,665
Employee Benefit	\$ 25,000,000
Activities	\$ 9,000,000
School Lunch	\$ 13,000,000
Bond Fund	\$ 13,297,780
Special Bldg Fund	\$ 22,467,608
Student Fee	\$ 1,900,000

2. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Paged 2509 (Sarpy Co. Dist. Ct. 9-23-11) is not stayed or enjoined prior to or at the time

of the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, or in the event that the Sarpy County Board of Equalization does not levy the amount for the Learning Community for the general fund budgets of the member school districts equal to the maximum local effort rate (.95), the budget amendment recommendations of the administration are adopted as submitted. Such budgets include the following total budget disbursements and transfers for each fund described below (an amendment of the previously adopted budget):

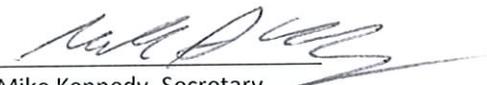
<u>Fund</u>	<u>Disbursements and Transfers</u>
General Fund	\$ 218,508,800
Depreciation	\$ 5,135,665
Employee Benefit	\$ 25,000,000
Activities	\$ 9,000,000
School Lunch	\$ 13,000,000
Bond Fund	\$ 13,297,780
Special Bldg Fund	\$ 22,467,608
Student Fee	\$ 1,900,000

It was moved by Mike Pate and seconded by Mike Kennedy to adopt the RESOLUTION ADOPTING 2011-12 BUDGET.

Roll Call vote as follows:

Pat Ricketts	YES	NO	<u>ABSENT</u>	ABSTAINED
Linda Poole	YES	NO	<u>ABSENT</u>	ABSTAINED
Dave Anderson	<u>YES</u>	NO	ABSENT	ABSTAINED
Mike Pate	<u>YES</u>	NO	ABSENT	ABSTAINED
Todd Clark	<u>YES</u>	NO	ABSENT	ABSTAINED
Mike Kennedy	<u>YES</u>	NO	ABSENT	ABSTAINED

The undersigned herewith certifies, as Secretary of the Board of Education of the School District #17 of Douglas County, NE (Millard Public Schools), that the above Resolution was duly adopted by a majority of said Board at a duly constituted public meeting of said Board on the 6th day of October, 2011.


 Mike Kennedy, Secretary

RESOLUTION ADOPTING 2011-12 FINAL TAX REQUEST

Millard Public Schools
Douglas County, Nebraska
(28-0017)

WHEREAS, public notice was given at least five days in advance of a Special Public Hearing called for the purpose of discussing and approving or modifying the above District's Final Tax Requests for the 2011-2012 school fiscal year for the General Fund, Bond Fund, Special Building Fund, and Quality Capital Purpose Undertaking Fund (QCPUF), formerly the Hazardous Material Abatement/Handicapped Accessibility Fund of the school district noted above; and,

WHEREAS, such Special Public Hearing was held before the Board of Education said school district at the time, date, and place announced in the notice published in a newspaper of general circulation, a copy of which notice and proof of publication is attached hereto as Exhibit A and incorporated herein by this reference, all as required by law; and,

WHEREAS, the Board provided an opportunity to receive comment, information and evidence from persons in attendance at such Special Hearing; and,

WHEREAS, on September 23, 2011 (after the school district filed its 2011-12 budget but prior to the county boards of equalization having set the tax levies for such year) a decision was rendered in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Page 2509 (Sarpy Co. Dist. Ct. 9-23-11) declaring the Learning Community common levies unconstitutional, and,

WHEREAS, the Board, after having reviewed the District's Tax Requests for each said fund, and after public consideration of the matter, has determined that the Final Tax Requests as listed below are necessary in order to carry out the functions of the District, as determined by the Board for the 2011-2012 school fiscal year.

NOW THEREFORE BE IT RESOLVED as follows:

1. In the event the decision in *Sarpy County Farm Bureau, et al. V. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Page 2509 (Sarpy Co. Dist. Ct. 9-23-11) is stayed or enjoined prior to or at the time of the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, or in the event that the Sarpy County Board of Equalization levies the amount for the Learning Community for the general fund budget of the member school districts equal to the maximum local effort rate (.95) prescribed in Section 79-1015.01, the following Final Tax Request is adopted (as previously adopted by this board):

<u>Fund</u>	<u>Tax Request</u>	<u>Tax Rate</u>
General Fund	\$ 8,244,283	\$0.09000
Bond Fund	\$ 14,656,505	\$0.16000
Special Bldg Fund	\$ 916,031	\$0.01000
QCPUF	\$ -0-	\$ -0-

2. In the event the decision in *Sarpy County Farm Bureau, et al. v. Learning Community of Douglas and Sarpy Counties, et al.* Doc. CI-10 Paged 2509 (Sarpy Co. Dist. Ct. 9-23-11) is not stayed or enjoined prior to or at the time of the certification of tax levies by the county board of equalization pursuant to Neb. Rev. Stat. Sections 77-1601 and 79-1075, or in the event that the Sarpy County Board of Equalization does not levy the amount for the Learning Community for the general fund budgets of the member school districts equal to the maximum local effort rate (.95), the following Final Tax Request is adopted (and the previously adopted Request is withdrawn):

<u>Fund</u>	<u>Tax Request</u>	<u>Tax Rate</u>
General Fund	\$ 95,267,279	\$1.04000
Bond Fund	\$ 14,656,505	\$0.16000
Special Bldg Fund	\$ 916,031	\$0.01000
QCPUF	\$ -0-	\$ -0-

It was moved by Mike Pate and seconded by Mike Kennedy to adopt the RESOLUTION ADOPTING 2011-12 FINAL TAX REQUEST.

Roll Call vote as follows:

Pat Ricketts	YES	NO	<u>ABSENT</u>	ABSTAINED
Linda Poole	YES	NO	<u>ABSENT</u>	ABSTAINED
Dave Anderson	<u>YES</u>	NO	ABSENT	ABSTAINED
Mike Pate	<u>YES</u>	NO	ABSENT	ABSTAINED
Todd Clark	<u>YES</u>	NO	ABSENT	ABSTAINED
Mike Kennedy	<u>YES</u>	NO	ABSENT	ABSTAINED

The undersigned herewith certifies, as Secretary of the Board of Education of the School District #17 of Douglas County, NE (Millard Public Schools), that the above Resolution was duly adopted by a majority of said Board at a duly constituted public meeting of said Board on the 6th day of October, 2011.



 Mike Kennedy, Secretary