SANITARY AND IMPROVEMENT DISTRICT NO. 52
OF SARPY COUNTY, NEBRASKA

Minutes of Meeting of Board of Trustees
March 11, 2009

A meeting of the Board of Trustees of Sanitary and Improvement District No. 52 of Sarpy County, Nebraska, was convened in open and public session beginning at 4:00 p.m. on the 11th day of March, 2009 at the offices of Werner Enterprises, I-80 and Highway 50, Omaha, Nebraska. Present were: Robert E. Synowicki, Jr., Gregory L. Werner, Gale L. Wickersham and Daniel R. Young. Richard S. Reiser was absent.

Notice of the meeting was given in advance thereof by publication in The Papillion Times on March 5, 2009, 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 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 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 Gale 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 October 9, 2009. 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 ratification of the representation letter that had been requested by Mr. Leo Panzer, accountant for the District, in connection with the audit for the period ending June 30, 2008. After thorough discussion, the execution of the letter by Mr. Richard Reiser was ratified and approved.

The Chairman announced that the next matter for consideration was the street sweeping bids received from the engineers for the District. The Chairman informed the Board that two bids had been received for street sweeping and that the lowest qualified bid was that of K.C. Street Sweeping in the amount of $380.00. After thorough discussion and unanimous consent, the Board advised Thomas J. Guilfoyle, attorney for the District, to contact Lamp, Rynearson & Associates, the engineers for the District, to accept the street sweeping bid of K.C. Street Sweeping.

The 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 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:

Warrant No.	Payee	Amount
2519	OPPD (issued 11-5-08)	281.54
2520	OPPD (issued 12-2-08)	281.54
2521	OPPD (issued 1-6-09)	281.54
2522	OPPD (issued 2-18-09)	294.93

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 a statement from H & R Construction, Inc., along with engineer's recommendation for payment, in the amount of $17,028.00 for 2008 Paving Maintenance project, a statement from Suburban Newspapers, Inc. in the amount of $10.31 for publication expense; statements in the total amount of $5,357.53 from Lamp Rynearson & Associates for engineering services; a statement from Omaha Public Power District in the amount of $293.06 for street lighting; a statement in the amount of $133.50 from Infinity CPA Group for accounting services; a statement from Utilities Service Group in the amount of $707.64, along with engineer's recommendation for payment, for routine sanitary sewer cleaning; a statement from Great Western Bank in the amount of $250.00 for registrar and paying agent fees; a statement from Commercial Seeding Contractors in the amount of $310.00, along with engineer's recommendation for payment, for right-of-way mowing; a statement from Century Asphalt, along with engineer's recommendation for payment, in the amount of $1,250.00 for pothole repair; a statement from Greco Insurance in the amount of $439.00 for liability insurance; and a statement from Erickson | Sederstrom in the amount of $3,088.39 for legal fees and costs; upon motion duly made, seconded and by roll call vote as follows:

Trustee	Vote
Richard S. Reiser	Absent
Gregory L. Werner	Yes
Robert E. Synowicki, Jr.	Yes
Gale L. Wickersham	Yes
Daniel R. Young	Yes

the following resolution was adopted:

> RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 52 of Sarpy County, Nebraska that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant Nos. 2519 through 2539, 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 paid when due) and to be redeemed no later than March 11, 2012, 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. General Fund Warrant No. 2519 in the amount of $281.54, payable to Omaha Public Power District;

B. General Fund Warrant No. 2520 in the amount of $281.54, payable to Omaha Public Power District;

C. General Fund Warrant No. 2521 in the amount of $281.54, payable to Omaha Public Power District;

D. General Fund Warrant No. 2522 in the amount of $294.93, payable to Omaha Public Power District;

E. General Fund Warrant Nos. 2523 through 2527, in increments of $3,000.00, payable to H & R Construction, Inc.

F. General Fund Warrant No. 2528 in the amount of $2,028.00, payable to H & R Construction, Inc.;

G. General Fund Warrant No. 2529 in the amount of $10.31, payable to Suburban Newspapers, Inc.;

H. General Fund Warrant No. 2530 in the amount of $3,000.00, payable to Lamp Rynearson & Associates, Inc.;

I. General Fund Warrant No. 2531 in the amount of $2,357.53, payable to Lamp Rynearson & Associates, Inc.;

J. General Fund Warrant No. 2532 in the amount of $293.06, payable to Omaha Public Power District;

K. General Fund Warrant No. 2533 in the amount of $133.50, payable to Infinity CPA Group LLC;

L. General Fund Warrant No. 2534 in the amount of 707.64, payable to Utilities Service Group;

M. General Fund Warrant No. 2535 in the amount of $250.00, payable to Great Western Bank;

N. General Fund Warrant No. 2536 in the amount of $310.00, payable to Commercial Seeding Contractors;

O. General Fund Warrant No. 2537 in the amount of $1,250.00, payable to Century Asphalt;

P. General Fund Warrant No. 2538 in the amount of $439.00, payable to Greco Insurance; and

Q. General Fund Warrant No. 2539 in the amount of $3,088.39, payable to Erickson | Sederstrom, PC.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 52 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 designed to serve members of the general public on an equal basis; (b) there are no persons with right to use said facilities other than as members of the general public; (c) ownership and operation of said facilities is with 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 for any said facilities, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specially benefited by such facilities in the District; and (e) the District hereby authorizes and directs the Chairman or Clerk to file, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code of 1986 pertaining to the above Warrants.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 52 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.

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

Trustee	Vote
Richard S. Reiser	Absent
Gregory L. Werner	Yes
Robert E. Synowicki, Jr.	Yes
Gale L. Wickersham	Yes
Daniel R. Young	Yes

the meeting was adjourned.

Robert E. Synowicki Jr.
ROBERT E. SYNOWICKI, JR., Clerk

CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 52 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 after the Meeting at the office of the District; 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 11 day of March, 2009.

Chairperson

Clerk

AGENDA

Sanitary and Improvement District No. 52 of
Sarpy County, Nebraska
March 11, 2009

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 October 9, 2008

3. Items to Discuss

   a. Street sweeping bids

   b. Ratification of letter to accountant concerning audit for period ending June 30, 2008 – signed by Chairman

4. Ratification of General Fund Warrants:

Warrant No.	Payee	Amount
2519	OPPD (issued 11-5-08)	281.54
2520	OPPD (issued 12-2-08)	281.54
2521	OPPD (issued 1-6-09)	281.54
2522	OPPD (issued 2-18-09)	294.93

5. Payment of General Fund Bills:

Warrant No.	Payee	Amount
2523	H & R Construction, Inc.	3,000.00
2524	H & R Construction, Inc.	3,000.00
2525	H & R Construction, Inc.	3,000.00
2526	H & R Construction, Inc.	3,000.00

2527	H & R Construction, Inc.	3,000.00
2528	H & R Construction, Inc.	2,028.00
2529	Suburban Newspapers, Inc.	10.31
2530	Lamp Rynearson & Associates, Inc.	3,000.00
2531	Lamp Rynearson & Associates, Inc.	2,357.53
2532	Omaha Public Power District	293.06
2533	Infinity CPA Group, LLC	133.50
2534	Utilities Service Group	707.64
2535	Great Western Bank	250.00
2536	Commercial Seeding Contractors	310.00
2537	Century Asphalt	1,250.00
2538	Greco Insurance	439.00
2539	Erickson | Sederstrom PC	3,088.39

6. New business, if any.

7. Adjournment.

ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

RECEIVED
MAR 2009
Debra J. Houghtaling
COUNTY CLERK
SARPY COUNTY
NEBR.

The undersigned County Clerk of Sarpy County, Nebraska hereby certifies that advance notice of a meeting of the Board of Trustees of Sanitary and Improvement District No. 52 to be held on March 11, 2009, at the offices of Werner Enterprises, I-80 and Highway 50, Omaha, Nebraska, at 4:00 P.M., has been received.

DATED this 3rd day of March, 2009.

Debra Houghtaling
Sarpy County Clerk

361409

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE OF BUDGET HEARING/MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 52 of Sarpy County, Nebraska, to be held on March 11, 2009, at the offices of Werner Enterprises, I-80 and Highway 50, Omaha, Nebraska at 4:00 P.M.

Robert E. Synowicki, Jr.

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

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Gale L. Wickersham

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Gregory L. Werner

361410

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Richard S. Reiser

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Daniel R. Young

AFFIDAVIT OF PUBLICATION

State of Nebraska}

ss.

County of Sarpy}

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Kirk Hoffman deposes and says that he is the Business Manager of the **Papillion Times**, a legal newspaper 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 having been on:

Thursday, March 5, 2009

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

ERICKSON & SEDERSTROM, P.C.
Attorneys
10330 Regency Parkway Drive

Omaha, Nebraska

NOTICE

NOTICE is hereby given that a meeting of the Board of Trustees of Sanitary and Improvement District No. 52 of Sarpy County, Nebraska will be held at 4:00 P.M. on the 11th day of March, 2009, at the offices of Werner Enterprises, 14507 Frontier Road (I-80 and Highway 50), Omaha, Nebraska, which meeting shall be open to the public.
An 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 the payment of bills and general business of the District.
ROBERT E. SYNOWICKI, JR., Clerk
11988770; 3/7

Kirk Hoffman

Shon Barenklau OR Kirk Hoffman
Publisher Business Manager

Today's Date 03-03-2009
Signed in my presence and sworn to before me:

Kimberly A. Dickman

Notary Public

KIMBERLY A. DICKMAN
General Notary
State of Nebraska
My Commission Expires Mar 27, 2012

Printer's Fee $ 10.31
Customer Number: P01561
Order Number: 11988770

ERICKSON & SEDERSTROM, P.C.
Attorneys
10330 Regency Parkway Drive
Omaha, Nebraska

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ROBERT E. SYNOWICKI, JR., Clerk