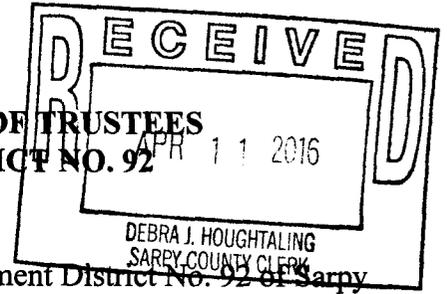


**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES  
OF SANITARY AND IMPROVEMENT DISTRICT NO. 92  
OF SARPY COUNTY, NEBRASKA**



A meeting of the Board of Trustees of Sanitary and Improvement District No. 92 of Sarpy County, Nebraska, was convened at 6:30 p.m. on **March 9, 2016**, at 8901 South 154<sup>th</sup> Street, Omaha, Nebraska. Present were Trustees Stephanie Adams, Ann Rasmussen, Linda Paesl, Tim Albers and Aaron Thornton. Absent: None. Also present Steven J. Olson, Attorney for the District.

Notice of the meeting was given in advance thereof by publication in The Papillion Times, Papillion, Nebraska, on March 2, 2016, a copy of the Proof of Publication being attached to these Minutes. Notice of this meeting was sent to the Sarpy County Clerk, Sarpy County Courthouse, Highway 370 and 84th Street, Papillion, Nebraska, not less than seven (7) days prior to the date of this meeting. Notice of this meeting was simultaneously given to all members of the Board of Trustees, and a copy of their Acknowledgment of Receipt of Notice is attached to these Minutes. Availability of the Agenda was communicated in the published notice and in the notice to the Trustees of this meeting. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The undersigned Clerk hereby certifies that these Minutes were written and available for public inspection within ten (10) working days after the date of said meeting.

The Chairman then presented bids for 2016 park mowing and fertilization from D&S Lawn Service and Harper Lawn Care. The Chairman directed that a copy of the proposals be attached to these minutes for identification purposes. The trustees all agreed D&S Lawn Service performed good work in 2015. Trustee Thornton advised he was in favor of hiring the low bidder, Harper Lawn Care. After full and careful discussion, the following resolution was then duly moved and accepted.

BE IT RESOLVED that the proposal for 2016 park mowing and maintenance by D&S Lawn Service, a copy of which is attached hereto, be and hereby is accepted.

On roll call on the foregoing motion, the following Trustees voted aye: Rasmussen, Paesl, and Albers; Voting nay thereon were the following Trustees: Thornton; Abstaining: Adams. The Chairman then declared said resolution to be duly carried and adopted.

The Chairman then presented a proposal from Clean Sweep Commercial Inc. to sweep the District's streets for the sum of \$550.00. After full and careful discussion, the following resolution was duly moved and seconded, to wit:

BE IT RESOLVED that the proposal from Clean Sweep Commercial Inc. to sweep the District's streets for \$550.00, a copy of which is attached hereto, be and hereby is accepted.

On roll call on the foregoing motion, the following Trustees voted aye: Stephanie Adams, Ann Rasmussen, Linda Paesl, Tim Albers and Aaron Thornton. Voting nay thereon were the following Trustees: None. The Chairman then declared said resolution to be duly carried and adopted.

A general discussion then ensued regarding the possibility of the District entering into a contract for solid waste disposal. Mr. Olson advised that it would be necessary for the District to raise its general fund tax levy to exceed the amount permitted by the "lid law". Mr. Olson advised that in order to exceed the lid law a town hall meeting or election by mail in ballot authorizing the Board to exceed the lid law was required. The Board asked Mr. Olson to proceed with any work necessary to move forward to permit the District to enter into a contract for solid waste disposal.

The Chairman advised that general fund warrant no. 2349 payable to Omaha Public Power District in the amount of \$991.38 for street lighting was issued on January 10, 2016 in order to pay then current expenses. The Chairman also presented the hereinafter described bills, statements and invoices.

After full and careful discussion, the following resolutions were then duly moved and seconded, to wit:

BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 92 of Sarpy County, Nebraska, that the action of the Chairman and Clerk in executing and delivering warrant no. 2349, dated January 10, 2016 to the following payee and in the following amount said warrant to be drawn on the General Fund account of the District and to draw interest at the rate of 7% per annum and to be redeemed no later than the date noted below is hereby ratified and confirmed, to wit:

GENERAL FUND ACCOUNT  
(Due January 10, 2019)

(a) Warrant No. 2349 in the sum of \$991.38, payable to Omaha Public Power District, in payment of electrical services;

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 92 of Sarpy County, Nebraska, that the Chairman and Clerk be, and hereby are authorized and directed to execute and deliver warrant nos. 2350 through 2353 dated the date of this meeting to following payees and in the following amounts, said warrants to be drawn on the General Fund account of the District and to draw interest at the rate of 7% per annum and to be redeemed no later than the date noted below, to wit:

GENERAL FUND ACCOUNT  
(Due March 9, 2019)

- (a) Warrant No. 2350 in the sum of \$110.00, payable to Gretna Sanitation, in payment of park trash service inv. nos. 7352 and 3295;
- (b) Warrant No. 2351 in the sum of \$1,981.90, payable to Omaha Public Power District, in payment of electrical services, account no. 4504100020;
- (c) Warrant No. 2352 in the sum of \$570.00, payable to Lutz, in payment of invoice no. 184040;
- (d) Warrant No. 2353 in the sum of \$3,204.90, payable to Steven J. Olson, in payment of legal services rendered, invoice nos. 46251, 46335 and 46431;

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 92 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 been 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 upon Nebraska law as a matter of general application to all property specially 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. 92 of Sarpy County, Nebraska, that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under current 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 obligation" under Section 265(b)(3)(B)(ii) 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. 92 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 less 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(b)(2) of the Income Tax Regulations of the Internal Revenue Code of 1986, as amended.

On roll call on the foregoing motion, the following Trustees voted aye: Stephanie Adams, Ann Rasmussen, Linda Paesl, Tim Albers and Aaron Thornton. Voting nay thereon were the following Trustees: None. The Chairman then declared said resolution to be duly carried and adopted.

Thereupon the meeting adjourned.

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Ann Rasmussen, Chairman & Trustee

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Linda Paesl, Clerk & Trustee

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Stephanie Adams, Trustee

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Tim Albers, Trustee

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Aaron Thornton, Trustee