

MINUTES OF MEETING
OF
SANITARY AND IMPROVEMENT DISTRICT NO. 220
OF SARPY COUNTY, NEBRASKA

A meeting of the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, was convened in open and public session at 12:30 p.m. on the 9th day of August, 2011, at 10250 Regency Circle, Suite 300, Omaha, Nebraska.

Present were: Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad. Also present were John Q. Bachman, attorney for the District, Robert A. Wood of Kuehl Capital Corporation, fiscal agent for the District and Brett J. Wawers of Lamp, Rynearson & Associates, Inc., engineers for the District.

Absent: None.

Notice of the meeting was given in advance thereof by publication in the Bellevue Leader on August 3, 2011, a copy of the proof of publication being attached to these minutes. 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 agenda was at all times available at the office for the District at 10250 Regency Circle, Suite 300, Omaha, Nebraska 68114.

The meeting was called to order by the undersigned presiding as Chairman. Upon roll call, all of the Trustees were present.

The 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.

Brett Wawers of Lamp, Rynearson & Associates, Inc., engineers for the District reviewed the outstanding issues and projects that he was currently working on.

He indicated that at the beginning of the green area contract, the contractor, Royal Lawns, was not fully complying with the mowing requirements. He would recommend a deduction of Four Hundred and no/100 Dollars (\$400.00) on the next invoice for Royal Lawns. John R. Christiansen suggested Five Hundred and no/100 Dollars (\$500.00). The Board agreed to a Five Hundred and no/100 Dollars (\$500.00) reduction on the next Royal Lawns invoice.

The sewer project in Outlot D is on hold since the Corps of Engineers has not yet provided a 404 Permit letter. Initial discussions with the Corps of Engineers would indicate that a 404 Permit would not be required. Brett Wawers will follow-up with the Corps of Engineers regarding the letter status. The project will not proceed until a letter is received from the Corps of Engineers.

There is a drainage issue in the area of 7015 South 169th Street. Mr. Wawers indicated that there was poor drainage at the rear of several adjoining lots. The attorney for the District indicated that this is a private property issue and does not involve the SID. The Board agreed not to further pursue this matter.

Paving maintenance bids have been received. The Board instructed the engineers to proceed with all proposed phases of the paving maintenance contract.

Mr. Wawers presented to the Board pictures of drainage and erosion issues within the creek channel. This is a very large project with an approximate total cost of Three Hundred Forty Thousand and no/100 Dollars (\$340,000.00). There is a possibility that there can be some grant money available to offset the project cost. The Board directed Mr. Wawers to begin initial investigation with respect to possible grant money and formalizing a proposal for at least the proposed Phase 1 channel improvements. The Board will decide later whether this channel improvement project will be paid from the general fund or construction fund of the District.

J.R. Christiansen indicated that stop signs may be needed on Lillian Street at 170th and 171st Street and at 168th and Chandler. He agreed to contact Brett Wawers to initiate approval of the project for installation of the stop signs.

The Clerk then presented the list of bids and bidders for the project entitled Paving Maintenance 2011 (Harrison Woods). The bids having been individually reviewed by Lamp, Rynearson & Associates, Inc., the District's engineers, and upon completion of such review, the engineers have submitted their Letter of Recommendation which the Clerk was directed to attach along with a copy of the bid tabulations to these minutes.

After the Trustees had received the Letter of Recommendation directed to the District, the Clerk reported that the recommendation of the engineers was the bid of Jerry Jensen Construction, Inc. for Paving Maintenance 2011 (Harrison Woods) in the amount of Thirty-Nine Thousand Six Hundred Thirty-One and no/100 Dollars (\$39,631.00) and that such amount be accepted. The District's engineers then indicated that it was their opinion that the rebidding of such project would yield no more beneficial pricing to the District than that presented by the previously specified bid and again recommended acceptance of such bids.

After considerable discussion by the Board, the following resolution was duly moved and seconded upon a roll call vote of the Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad voted "Aye" with none voting "Nay" thereby adopting the following resolution:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that the bid of Jerry Jensen Construction, Inc. in the total amount of Thirty-Nine Thousand Six Hundred Thirty-One and no/100 Dollars (\$39,631.00) for Paving Maintenance 2011 (Harrison Woods) be accepted and approved and that the Clerk and Chairman of the District be and they hereby are authorized and directed to execute the contract of Jerry Jensen Construction, Inc. for and on behalf of the District.

The Chairman stated that Warrant Nos. 1546 through 1565 had been issued since the date of the last meeting of the Board of Trustees to pay various expenses of the District. It was now necessary to ratify the Warrants. After further discussion by the Trustees, and upon a motion duly made and seconded, and upon the following roll call vote, the Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad, voted "Aye" with none voting "Nay" thereby passing and adopting the following resolution:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that Warrant Nos. 1546 through 1565 issued since the date of the last meeting of the Board of Trustees are hereby ratified.

There were next presented miscellaneous bills, invoices, statements, and recommendations for the Board's consideration.

There were next presented statements from Great Western Bank for registrar and paying agent, as follows: (i) 2004 bond issue in the amount of Two Hundred Fifty and no/100 Dollars (\$250.00), and (ii) 2009

bond issue, in the amount of Two Hundred Fifty and no/100 Dollars (\$250.00); said statements being in the aggregate amount of Five Hundred and no/100 Dollars (\$500.00).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Royal Lawns Inc., for green area maintenance, Invoice No. 671, in the amount of Two Thousand Five Hundred Ninety-Five and no/100 Dollars (\$2,595.00).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Ground Effects for snow removal from trails and walkways, Invoice No. 2933 in the amount of Three Hundred and no/100 Dollars (\$300.00)

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Seastedt Construction as follows: (i) for installation of a stop sign at 169th and Lillian Street, Invoice No. 1117 in the amount of Seven Hundred Sixty and no/100 Dollars (\$760.00); and (ii) street sign repairs throughout the District, Invoice No. 1141 in the amount of Eight Hundred Thirty-Five and no/100 Dollars (\$835.00); said invoices being in the aggregate amount of One Thousand Five Hundred Ninety-Five and no/100 Dollars (\$1,595.00).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Alfred Benesch & Company, for waters of the US Investigation, Invoice #47218, in the amount of Three Thousand Five Hundred and no/100 Dollars (\$3,500.00).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Clean Sweep Commercial, Inc. for street sweeping throughout the District, Invoice No. 1320 in the amount of Eight Hundred and no/100 Dollars (\$800.00).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Critter Control of Omaha, Invoice No. 119041 in the amount of Two Hundred Forty and 55/100 Dollars (\$240.55).

There were next presented invoices from Great Plains One-Call Services Inc. for line locating services as follows: (i) Invoice No. 311SD220 in the amount of Twenty-Five and 06/100 Dollars (\$25.06); (ii) Invoice No. 411SD220 in the amount of Forty-Six and 54/100 Dollars (\$46.54); (iii) Invoice No. 511SD220 in the amount of Ninety-Seven and 49/100 Dollars (\$97.49); and (iv) Invoice No. 611SD220, in the amount of Seventy-Eight and 76/100 Dollars (\$78.76); said invoices being in the aggregate amount of Two Hundred Forty-Seven and 85/100 Dollars (\$247.85).

There were next presented invoices from UNICO Group as follows: (i) for general liability insurance policy renewal, Invoice No. 490415 in the amount of Eight Hundred Seventy-Seven and no/100 Dollars (\$877.00); and (ii) for chairman surety bond, Invoice No. 500049 in the amount of One Hundred Seventy and no/100 Dollars (\$170.00); said invoices being in the aggregate amount of One Thousand Forty-Seven and no/100 Dollars (\$1,047.00).

There was next presented a statement from E & A Consulting Group, Inc., engineers for the District (commercial) for miscellaneous engineering services rendered through March 13, 2011, Invoice No. 114281 in the amount of Thirty-Seven and 50/100 Dollars (\$37.50).

There were next presented statements from Lamp, Rynearson & Associates, Inc., engineers for the District for miscellaneous engineering services rendered as follows: (i) through March 19, 2011, Invoice No. 0110098.90-0000006 in the amount of Two Thousand Six Hundred Sixteen and 30/100 Dollars (\$2,616.30); (ii) through April 23, 2011, Invoice No. 0110098.90-0000007 in the amount of Four Thousand Five Hundred Eighty-Five and 73/100 Dollars (\$4,585.73); (iii) through May 21, 2011, Invoice No. 0110098.90-0000008 in the amount of Three Thousand Thirty and 82/100 Dollars (\$3,030.82); and (iv) through June 18, 2011,

Invoice No. 0110098.90-0000009, in the amount of Three Thousand One Hundred Seventy-Two and 99/100 Dollars (\$3,172.99); said invoices being in the aggregate amount of Thirteen Thousand Four Hundred Five and 84/100 Dollars (\$13,405.84).

There were next presented statements from Omaha Public Power District, for power service at the 17300 Emiline Street location through June 29, 2011 in the aggregate amount of Nine Thousand Twenty and 08/100 Dollars (\$9,020.08).

There were next presented statements from Omaha Public Power District for power service to the sprinkler system at the 16802 Edna Street location through June 28, 2011 in the aggregate amount of One Hundred Eight and 22/100 Dollars (\$108.22).

There was next presented correspondence from Lamp, Rynearson & Associates, Inc., engineers for the District, presenting and recommending payment in favor of Royal Lawns, Inc., for green area maintenance, as follows: (i) Invoice No. 656, in the amount of Seven Thousand Two Hundred Seventy-Five and no/100 Dollars (\$7,275.00), and (ii) Invoice No. 692, in the amount of Two Thousand Nine Hundred Sixty and 82/100 Dollars (\$2,960.82); said statements being in the aggregate amount of Ten Thousand Two Hundred Thirty-Five and 82/100 Dollars (\$10,235.82).

There were next presented statements from Metropolitan Utilities District for service at the 7006 S. 173rd Street location through July 6, 2011, having a **credit balance** of Two Hundred Seventy-Nine and 12/100 Dollars (\$279.12). **The Board directed advance payment to be made in the amount of Five Hundred and no/100 Dollars (\$500.00).**

There were next presented statements from Metropolitan Utilities District for service at the 16802 Edna Street location through July 6, 2011, in the amount of Three Hundred Thirty-One and 80/100 Dollars (\$331.80). **The Board directed advance payment to be made in the amount of One Thousand and no/100 Dollars (\$1,000.00).**

There was next presented a statement from Omaha Public Power District, for power service at the 17300 Emiline Street location through July 28, 2011 in the amount of Two Thousand Two Hundred Fifty-Three and 55/100 Dollars (\$2,253.56).

There was next presented a statement from Omaha Public Power District for power service to the sprinkler system at the 16802 Edna Street location through July 28, 2011 in the amount of Seventeen and 70/100 Dollars (\$17.70).

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 resolution was duly moved and passed:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that the Chairman and Clerk be and they hereby authorized and directed to execute and deliver Warrant No. 1546 of the District, dated July 12, 2011, to the following payee and in the following amount, said Warrant to be drawn on the Construction Fund of the District and to draw interest at the rate of seven percent (7%) per annum (interest to be payable on June 1 of each year) and to be redeemed no later than July 12, 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:

Warrant No. 1546, for the amount of Five Hundred and no/100 Dollars (\$500.00), payable to Great Western Bank.

FURTHER RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that the Chairman and Clerk be and they hereby authorized and directed to execute and deliver Warrant Nos. 1547 through 1565 of the District, dated July 12, 2011, 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 seven percent (7%) per annum and to be redeemed no later than July 12, 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:

Warrant No. 1547, for the amount of Two Thousand Five Hundred Ninety-Five and no/100 Dollars (\$2,595.00), payable to Royal Lawns, Inc.

Warrant No. 1548, for the amount of Three Hundred and no/100 Dollars (\$300.00), payable to Ground Effects.

Warrant No. 1549, for the amount of One Thousand Five Hundred Ninety-Five and no/100 Dollars (\$1,595.00), payable to Seastedt Construction.

Warrant No. 1550, for the amount of Three Thousand Five Hundred and no/100 Dollars (\$3,500.00)

Warrant No. 1551, for the amount of Eight Hundred and no/100 Dollars (\$800.00), payable to Clean Sweep Commercial, Inc.

Warrant No. 1552, for the amount of Two Hundred Forty and 55/100 Dollars (\$240.55), payable to Critter Control of Omaha.

Warrant No. 1553, for the amount of Two Hundred Forty-Seven and 85/100 Dollars (\$247.85), payable to Great Plains One-Call Services Inc.

Warrant No. 1554, for the amount of One Thousand Forty-Seven and no/100 Dollars (\$1,047.00), payable to UNICO Group.

Warrant No. 1555, for the amount of Thirty-Seven and 50/100 Dollars (\$37.50), payable to E & A Consulting Group, Inc.

Warrant Nos. 1556 through 1559, each for the amount of Three Thousand and no/100 Dollars (\$3,000.00), and Warrant No. 1560, for the amount of One Thousand Four Hundred Five and 84/100 Dollars (\$1,405.84), payable to Lamp, Rynearson & Associates, Inc.

Warrant Nos. 1561 through 1563, each for the amount of Three Thousand and no/100 Dollars (\$3,000.00), and Warrant No. 1564, for the amount of Twenty and 08/100 Dollars (\$20.08), payable to Omaha Public Power District, Acct. No. 4031256681.

Warrant No. 1565, for the amount of One Hundred Eight and 22/100 Dollars (\$108.22), payable to Omaha Public Power District, Acct. No. 1066000010.

FURTHER RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that the

Chairman and Clerk be and they hereby authorized and directed to execute and deliver Warrant Nos. 1566 through 1573 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 seven percent (7%) per annum and to be redeemed no later than August 9, 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:

Warrant Nos. 1566 through 1568, each for the amount of Three Thousand and no/100 Dollars (\$3, 000.00), and Warrant No. 1569, for the amount of One Thousand Two Hundred Thirty-Five and 82/100 Dollars (\$1,235.82), payable to Royal Lawns, Inc.

Warrant No. 1570, for the amount of Five Hundred and no/100 Dollars (\$500.00), payable to Metropolitan Utilities District, Account No. 173240-1350509.

Warrant No. 1571, for the amount of One Thousand and no/100 Dollars (\$1,000.00), payable to Metropolitan Utilities District, Account No. 310499-1358105.

Warrant No. 1572, for the amount of Two Thousand Two Hundred Fifty-Three and 55/100 Dollars (\$2,253.55), payable to Omaha Public Power District, Account No. 4031256681.

Warrant No. 1573, for the amount of Seventeen and 70/100 Dollars (\$17.70), payable to Omaha Public Power District, Account No. 1066000010.

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 220 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 under 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.

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 220 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.

FURTHER RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 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 for 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.

Discussion was next had concerning a bond call on the May 1, 2004, general obligation bonds, prepared by the District's Counsel in conjunction with the District's fiscal agent, Kuehl Capital Corporation. A full and complete discussion was had of the advantages and disadvantages of the bond call by the District at this time. A presentation was made by Robert A. Wood of Kuehl Capital Corporation, as to the financial details of such bond call and his firm's recommendation for such bond call as being to the advantage of the District. Upon a motion duly made and seconded, and upon a roll call vote taken the following Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad voted "Aye" with none voting "Nay thereby adopting the following resolution:

BE IT RESOLVED by the Chairman and Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County Nebraska (the "District"), as follows:

1. The following General Obligation Refunding Bonds issued by the District are hereby called for payment on September 15, 2011 at par plus accrued interest to the date fixed for redemption:

General Obligation Refunding Bonds, Series 2004, Dated May 1, 2004, maturing and bearing interest as set out below in the total outstanding principal amount of \$1,460,000, being the remaining outstanding and unpaid balance of said Series 2004 Bonds originally issued in the total principal amount of \$2,000,000. Said Series 2004 Bonds are called for payment and redemption at par plus accrued interest to the date fixed for redemption:

Series 2004 Bonds

<u>PRINCIPAL</u>	<u>MATURITY</u>	<u>INTEREST</u>
<u>AMOUNT</u>	<u>DATE</u>	<u>RATE</u>
	<u>MAY 1</u>	
85,000	2012	3.75%
90,000	2013	3.95%
95,000	2014	4.10%
95,000	2015	4.25%
100,000	2016	4.35%
105,000	2017	4.45%
110,000	2018	4.55%
115,000	2019	4.65%
120,000	2020	4.75%
125,000	2021	4.85%
135,000	2022	5.00%
140,000	2023	5.05%
145,000	2024	5.10%

provided, however, that said Series 2004 Bonds shall not be called for payment, and this Resolution shall be of no force and effect if the District does not issue, sell and deliver its \$2,900,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2011, on or before September 15, 2011.

After said date of call, the above described bonds shall no longer bear interest. All of said Series 2004 Bonds are numbered as shown on the current records of the Paying Agent and Registrar.

2. Said portion of the Series 2004 Bonds are payable upon presentation and surrender on or after the call date at the office of the Paying Agent and Registrar, Bankers Trust Company, Des Moines, Iowa.

3. A copy of this Resolution shall be filed with Bankers Trust Company, the Paying Agent and Registrar in Des Moines, Iowa, who shall cause notice to be sent to holders of said portion of the Series 2004 Bonds called for redemption in the manner and time as provided in the Resolution authorizing the Series 2004 Bonds.

Discussion was next had concerning a bond call on the September 15, 2005, general obligation bonds, prepared by the District's Counsel in conjunction with the District's fiscal agent, Kuehl Capital Corporation. A full and complete discussion was had of the advantages and disadvantages of the bond call by the District at this time. A presentation was made by Robert A. Wood of Kuehl Capital Corporation, as to the financial details of such bond call and his firm's recommendation for such bond call as being to the advantage of the District. Upon a motion duly made and seconded, and upon a roll call vote taken the following Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad voted "Aye" with none voting "Nay thereby adopting the following resolution:

BE IT RESOLVED by the Chairman and Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County Nebraska (the "District"), as follows:

1. The following General Obligation Refunding Bonds issued by the District are hereby called for payment on September 15, 2011 at par plus accrued interest to the date fixed for redemption:

General Obligation Refunding Bonds, Series 2005, Dated September 15, 2005, maturing and bearing interest as set out below in the total outstanding principal amount of \$1,565,000, being the remaining outstanding and unpaid balance of said Series 2005 Bonds originally issued in the total principal amount of \$2,000,000. Said Series 2005 Bonds are called for payment and redemption at par plus accrued interest to the date fixed for redemption:

Series 2005 Bonds

PRINCIPAL	MATURITY	INTEREST
<u>AMOUNT</u>	<u>DATE</u>	<u>RATE</u>
	<u>SEPTEMBER 15</u>	
85,000	2012	4.05%
85,000	2013	4.15%
90,000	2014	4.25%
95,000	2015	4.30%
100,000	2016	4.45%
100,000	2017	4.50%
105,000	2018	4.60%
110,000	2019	4.65%
115,000	2020	4.70%
125,000	2021	4.75%
130,000	2022	4.80%
135,000	2023	4.85%
140,000	2024	4.90%
150,000	2025	4.95%

provided, however, that said Series 2005 Bonds shall not be called for payment, and this Resolution shall be of no force and effect if the District does not issue, sell and deliver its \$2,900,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2011, on or before September 15, 2011.

After said date of call, the above described bonds shall no longer bear interest. All of said Series 2005 Bonds are numbered as shown on the current records of the Paying Agent and Registrar.

2. Said portion of the Series 2005 Bonds are payable upon presentation and surrender on or after the call date at the office of the Paying Agent and Registrar, Bankers Trust Company, Des Moines, Iowa.

3. A copy of this Resolution shall be filed with Bankers Trust Company, the Paying Agent and Registrar in Des Moines, Iowa, who shall cause notice to be sent to holders of said portion of the Series 2005 Bonds called for redemption in the manner and time as provided in the Resolution authorizing the Series 2005 Bonds.

Discussion was next had concerning a bond resolution prepared by the District's Counsel in conjunction with the District's fiscal agent, Kuehl Capital Corporation. A full and complete discussion was had of the advantages and disadvantages of the bond issue by the District at this time. A presentation was made by Robert A. Wood of Kuehl Capital Corporation, as to the financial details of such bond issue and his firm's recommendation for such bond issue as being to the advantage of the District. Therefore the resolution attached to these minutes as Exhibit "A" and identified thereon as "Bond Resolution" and by this reference made a part hereof as if fully incorporated and set forth herein, was duly moved for adoption which motion was thereafter seconded. Upon a roll call vote taken on such resolution the following Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad voted "Aye" with none voting "Nay" thereby adopting the following resolution:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that the District issue its

Sanitary and Improvement District Bonds in the amount of Two Million Nine Hundred Thousand and no/100 Dollars (\$2,900,000.00), through its fiscal agent, Kuehl Capital Corporation, in accordance with the terms of its financing agreement with such fiscal agent and in accordance with Nebraska law.

FURTHER RESOLVED, that the "Bond Resolution" attached hereto as Exhibit "A" and incorporated herein by reference as if fully set forth, be adopted, ratified and approved.

FURTHER RESOLVED, that the Chairman, Clerk and Trustees be, and hereby are authorized and directed to execute such documents and take such steps as are necessary to implement this resolution.

FURTHER RESOLVED, that counsel for the District is directed to take appropriate steps as are necessary to place the question of the bond issue before the District Court of Sarpy County, Nebraska for its approval.

Discussion was next had with regard to the appointment of a paying agent for the payment of the principal and interest on the bonds. After full and complete discussion, the following resolutions were duly made and seconded, whereupon the following roll call vote was taken during which the Trustees, Herbert L. Freeman, Marcy Knobbe, John R. Christiansen, Maurice Anderson and Craig Finnestad voted "Aye" with none voting "Nay thereby adopting the following resolution:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 220 of Sarpy County, Nebraska, that Bankers Trust Company, Des Moines, Iowa has been appointed as Paying Agent for payment of principal and interest on bonds of this District issued September 15, 2011, which appointment is hereby confirmed and ratified, and the County Treasurer of Sarpy County, Nebraska, as ex officio treasurer of this District, is hereby authorized and directed to pay, from time to time, to said Paying Agent, from funds of the District, such amounts of money as such Paying Agent shall certify in writing to the County Treasurer as shall be needed for payment of principal and interest on bonds of the District, such certificate of the Paying Agent to show the amounts needed for payment of principal and interest, and the date upon which such amount is due, and the date when such transfer shall be made by the County Treasurer to the Paying Agent, such certification to be made by the Paying Agent to the County Treasurer for each transfer of funds requested by the Paying Agent.

FURTHER RESOLVED, that the Chairman and Clerk of the District shall certify this resolution to said County Treasurer who may deem this resolution to be a continuing resolution and authorization to make transfers to such Paying Agent, until and unless the County Treasurer is notified of termination of such authority.

In conjunction with the bond refunding, the Trustees discussed the proposed tax levy for the upcoming budget. After considerable discussion, it was recommended that the tax levy be set at 58 cents for the construction fund and 17 cents for the general fund, subject to final review and approval by the District's accountants and attorney.

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SIGNATURES APPEAR ON THE FOLLOWING PAGE]**

The Clerk next reviewed the Agenda which had been available for public inspection in accordance with the law prior to this meeting of the Board of Trustees and reported that all matters considered by the Board at this meeting appeared on the Agenda.

Marcy Knobbe, as Clerk for Sanitary and Improvement District No. 220 of Sarpy County, Nebraska (the "District") does hereby certify that the above proceedings are a true and accurate statement of the proceedings had by the District at its August 9, 2011, meeting.


MARCY KNOBBE, Clerk