

MINUTES OF MEETING
OF
SANITARY AND IMPROVEMENT DISTRICT NO. 337
OF DOUGLAS COUNTY, NEBRASKA

A meeting of the Board of Trustees of Sanitary and Improvement District No. 337 of Douglas County, Nebraska, was convened in open and public session at 8:00 p.m. on the 12th day of January, 2011, at Picotte Elementary School, 14506 Ohio Street, Omaha, Nebraska.

Present were: Thomas L. Rerucha, Janet T. Pol, Bill Fleck and Joan C. Lubischer. Also attending the meeting was James D. Buser, attorney for the District.

Absent: Joe Temme.

Notice of the meeting was given in advance thereof by publication in The Daily Record on January 6, 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 Regency Center, 10250 Regency Circle, Suite 300, Omaha, Nebraska.

The undersigned Clerk hereby certifies that these minutes were written and available for public inspection within ten (10) working days after the date of such meeting. The meeting was called to order.

It was first 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.

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

There was next presented a statement from Lamp, Ryneerson & Associates, Inc., engineers for the District, for services rendered in miscellaneous District matters through November 20, 2010, Invoice dated December 9, 2010, in the amount of Four Hundred Thirty-Three and 60/100 Dollars (\$433.60).

There was next presented a statement from Lutz & Company, PC, for final billing related to completion of the audited financial statement for the year ended June 30, 2010, Invoice #123508, in the amount of One Thousand Five Hundred and no/100 Dollars (\$1,500.00).

There was next presented a statement from Pansing Hogan Ernst & Bachman LLP, attorneys for the District, for legal services rendered in miscellaneous District matters through December 31, 2010, in the amount of One Thousand Five Hundred Thirty-Eight and no/100 Dollars (\$1,538.00), and costs advanced in the amount of One Hundred Four and 67/100 Dollars (\$104.67); said statement being in the aggregate amount of One Thousand Six Hundred Forty-Two and 67/100 Dollars (\$1,642.67).

There was next presented a statement from Omaha Public Power District, for street lights at the service location of 14400 Erskine Street, from November 29, 2010, through December 29, 2010, in the amount of Two Thousand Three Hundred Ninety-Two and 80/100 Dollars (\$2,392.80).

The previously described bills, invoices, recommendations and statements having been presented for the Board's consideration and after review and discussion of such items and upon a motion duly made and seconded, and upon the following roll call vote, the Trustees, Thomas L. Rerucha, Janet T. Pol,

Bill Fleck and Joan C. Lubischer voted "Aye" with none voting "Nay" thereby passing and adopting the following resolutions:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 337 of Douglas County, Nebraska, that the Chairman and Clerk be and they hereby authorized and directed to execute and deliver Warrant Nos. 3614 through 3617 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 six and a half percent (6.5%) per annum and to be redeemed no later than January 12, 2014, subject to extension of said maturity date by order of the District Court of Douglas County, Nebraska, after notice is given as required by law, to-wit:

Warrant No. 3614, for the amount of Four Hundred Thirty-Three and 60/100 Dollars (\$433.60), payable to Lamp, Ryneason & Associates, Inc.

Warrant No. 3615, for the amount of One Thousand Five Hundred and no/100 Dollars (\$1,500.00), payable to Lutz & Company, PC

Warrant No. 3616, for the amount of One Thousand Six Hundred Forty-Two and 67/100 Dollars (\$1,642.67), payable to Pansing Hogan Ernst & Bachman LLP.

Warrant No. 3617, for the amount of Two Thousand Three Hundred Ninety-Two and 80/100 Dollars (\$2,392.80), payable to Omaha Public Power District, Account #3893100011.

FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 337 of Douglas 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

There was next discussion regarding correspondence from the District's engineers, Lamp, Ryneerson & Associates, Inc., addressing sanitary sewer maintenance. The Board of Trustees concluded that it was in the best interest of the District to initiate a regular phased sanitary sewer cleaning schedule in the phases as proposed by Lamp, Ryneerson & Associates, Inc. Upon a motion duly made and seconded, the Board of Trustees unanimously adopted the following resolution:

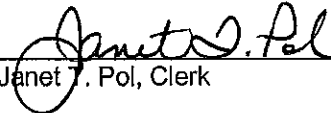
BE IT RESOLVED, that the District undertake a regular sanitary sewer maintenance program consistent with the recommendations of the District's civil engineers and the Board authorizes the District's engineers to proceed with Phase I of the maintenance program in 2012, provided that the cost of such maintenance is reasonably consistent with the engineer's estimates.

There was next discussion regarding mowing and green space maintenance for the District in 2012. Ms. Pol agreed to contact The Cutting Edge Lawn Care Inc., to secure a bid for the 2012 mowing services and to secure recommendations on fertilization and weed control for the upcoming growing season. It was the consensus of the Board that the mowing service provider was doing a very good job at a reasonable price and that these services should be continued unless the pricing has materially changed.

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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.

Janet T. Pol, as Clerk for Sanitary and Improvement District No. 337 of Douglas 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 January 12, 2011, meeting.



Janet T. Pol, Clerk