

**SMITHTON COMMUNITY CONSOLIDATED SCHOOL DISTRICT NO. 130**

Smithton, Illinois 62285

Special Board Meeting, Tuesday, January 12, 2016

**MINUTES**

A Special Meeting of the Board of Education of Smithton Community Consolidated School District No. 130 was held on Tuesday, January 12, 2016 in the Art Room, 316 South Hickory, Smithton, Illinois 62285.

Mrs. Sara Sutherland, Board of Education Secretary recorded minutes of the special meeting held on Tuesday, January 12, 2016, beginning at 6:30 p.m.

The Special Meeting of the Board of Education was called to order by President Dale Barschak at 6:30 p.m.

The Pledge of Allegiance was recited by all.

Upon the roll being called, Dale Barschak, the President, and the following members were physically present at said location: Edward Farley, Jason Chandler, Sara Sutherland, Gabe Schwemmer, and Mark Schanuel.

No member was not permitted to attend the meeting by video or audio conference.

The following members were absent and did not participate in the meeting in any manner or to any extent whatsoever: Brian Lester

The President announced that the District may apply to the Illinois State Board of Education (ISBE) for qualified school construction bond designation for obligations to finance certain capital projects in and for the District, and the Board of Education would consider the adoption of a resolution approving such application and the issuance of qualified school construction bonds of the District for such projects. The President explained that the application sets forth the amount of qualified school construction bond designation requested by the District and a description of the projects. The President further explained that the resolution approves the application, authorizes the President to execute the application and directs an official of the District to submit the application to ISBE.

Whereupon Member Dale Barschak presented and the Secretary read by title a resolution as follows, a copy of which was provided to each member of the Board of Education prior to said meeting and to everyone in attendance at said meeting who requested a copy:

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RESOLUTION approving an application to the Illinois State Board of Education for qualified school construction bond designation for obligations to finance certain capital projects in and for Smithton Community Consolidated School District #130, Illinois, authorizing the President of the Board of Education of said School District to execute said application and directing an official of said School District to submit said application.

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WHEREAS, in order to assist state and local governments in financing capital projects at lower borrowing costs and to stimulate the economy and create jobs, on the 17th day of February, 2009, the United States Congress enacted the American Recovery and Reinvestment Act of 2009, which Act authorizes, *inter alia*, the issuance of “qualified school construction bonds” (“QSCBs”) to finance the construction, rehabilitation or repair of public school facilities; and

WHEREAS, as part of the Hiring Incentives to Restore Employment Act (the “HIRE Act”), Congress added provisions to the Internal Revenue Code of 1986, as amended, which permit state or local governments to obtain certain tax advantages when issuing QSCBs; and

WHEREAS, if the QSCBs meet conditions set forth in the HIRE Act, the QSCBs are eligible for a direct payment from the United States Treasury equal to the lesser of the amount of interest payable on the QSCBs on an interest payment date or the amount of interest that would have been payable on the QSCBs on an

interest payment date if such interest was determined at an applicable credit rate set by the United States Treasury; and

WHEREAS, an allocation of nationwide volume limitation ("*Volume Cap*") is required in order to issue QSCBs; and

WHEREAS, on November 20, 2015, the Illinois State Board of Education ("*ISBE*") approved allocation guidelines and an application process for the Volume Cap which was allocated to the State of Illinois; and

WHEREAS, in order to avail of the provisions of the HIRE Act, including, specifically, the right to receive the direct interest payment subsidy from the United States Treasury for QSCBs, the Board of Education of the Smithton Community Consolidated School District No. 130 (the "*Board*") has determined that it is advisable, necessary and in the best interests of the District to apply to ISBE for Volume Cap for obligations (the "*Bonds*") to finance certain capital projects in and for the District (the "*Projects*");

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Board of Education of Smithton Community Consolidated School District #130, Illinois, as follows:

*Section 1. Incorporation of Preambles.* The Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true and correct and does incorporate them into this Resolution by this reference.

*Section 2. Determination to Apply.* The District shall apply to ISBE for Volume Cap for the Bonds. The amount of Volume Cap requested and a description of the Projects to be financed are set forth in the application for the Volume Cap (the "*Application*"), a copy of which is now before the Board.

*Section 3. Approval of Application.* The Application, in substantially the form now before the Board, is hereby approved. The President of the Board is hereby authorized and directed to execute the same, his or her execution to constitute conclusive proof of action in accordance with this Resolution, and approval of all completions of or revisions to the Application necessary or appropriate. The Director of Business is hereby directed to submit the Application to ISBE prior to January 15, 2016.

*Section 4. Further Proceedings.* The Board hereby approves the issuance of the Bonds subject to receipt of Volume Cap and adoption of all other proceedings as may be necessary in accordance with applicable law.

*Section 5. Effective Date.* This Resolution be in full force and effect forthwith upon its adoption.

ADOPTED THIS 12th day of January, 2016 by the vote of the Smithton Community Consolidated School District No. 130 Board of Education.

President, Board of Education

Secretary, Board of Education

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Member Dr. Gabrielle Schwemmer moved and Member Edward Farley seconded the motion that said resolution as presented and read by title be adopted.


After a full and complete discussion thereof, the President directed the Secretary to call the roll for a vote upon the motion to adopt said resolution.

Upon the roll being called, the following members voted AYE: Dr. Gabrielle Schwemmer, Edward Farley, Jason Chandler, Dale Barschak, Mark Schanuel and Sara Sutherland.

The following members voted NAY: NONE

Whereupon the President declared the motion carried and said resolution adopted, and in open meeting approved and signed said resolution and directed the Secretary to record the same in full in the records of the Board of Education of Smithton Community Consolidated School District No. 130, Illinois, which was done.

Upon motion duly made by Mr. Chandler, seconded by Dr. Schwemmer and carried, the meeting was adjourned.

  
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Dale Barschak  
President

  
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Sara Sutherland  
Secretary