

RESOLUTION OF THE BOARD OF EDUCATION OF COMMUNITY UNIT SCHOOL DISTRICT NO. 5, MCLEAN AND WOODFORD COUNTIES, ILLINOIS, PLEDGING TO OFFSET A CERTAIN AMOUNT OF REAL ESTATE TAXES LEVIED FOR SCHOOL FACILITY PURPOSES, SCHOOL RESOURCE OFFICERS, AND MENTAL HEALTH PROFESSIONALS, OR THE PAYMENT OF BONDS OR OTHER OBLIGATIONS HERETOFORE OR HEREAFTER ISSUED FOR SCHOOL FACILITY PURPOSES, WITH AMOUNTS GENERATED BY THE COUNTY SCHOOL FACILITY AND RESOURCES OCCUPATION TAXE LAW.

WHEREAS, Section 5-1006.7 of the Counties Code of the State of Illinois, as amended (the "County School Facility and Resources Occupation Tax Law"), authorizes the imposition of a tax upon all persons engaged in the business of selling tangible personal property, other than personal property titled or registered with an agency of the government of the State of Illinois, at retail in McLean County, Illinois (the "County"), on the gross receipts of the sales made in the course of business and a service occupation tax upon all persons engaged in the County in the business of making sales of service, who, as an incident to making those sales of service, transfer tangible personal property within the County as an incident to a sale of service, at a rate of 1% to provide revenue to be used exclusively for school facility purposes, school resource officers, and mental health professionals (the "County School Facility and Resources Occupation Taxes") if a proposition for the County School Facility and Resources Occupation Taxes (the "Proposition") is submitted to the electors of the County at a regular election and approved by a majority of the electors voting on the Proposition; and

WHEREAS, for purposes of the County School Facility and Resources Occupation Tax Law, "school facility purposes" includes the payment of bonds or other obligations heretofore or hereafter issued, including bonds or other obligations heretofore or hereafter issued to refund or to continue to refund bonds or other obligations issued, for school facility purposes, provided that the taxes levied to pay such bonds are abated by the amount of the taxes imposed under the County School Facility Occupation Tax Law that are used to pay such bonds; and

WHEREAS, the County School Facility and Resources Occupation Tax Law provides that upon receipt of a resolution or resolutions of school district boards that represent more than 50% of the student enrollment within the County, the Regional Superintendent of Schools for the County (the "Regional Superintendent") must certify the Proposition to the proper election authority in accordance with the Election Code of the State of Illinois, as amended (the "Election Code"); and

WHEREAS, on December 18, 2024, the Board of Education (the "Board") of Community Unit School District No. 5, McLean and Woodford Counties, Illinois (the "District"), adopted a resolution directing the Regional Superintendent to certify the Proposition to the County Clerk of McLean County (the "County Clerk") and the Board of Election Commissioners of the City of Bloomington, Illinois (the "Board of Election Commissioners") for submission to the electors of McLean County at the consolidated election to be held on the 1st day of April, 2025 (the "Election"); and

WHEREAS, the Regional Superintendent has received resolutions from school district boards of education that represent more than 50% of the student enrollment within the County directing him to certify the Proposition to the County Clerk and Board of Election Commissioners at the Election and has certified said Proposition; and

WHEREAS, the Board has determined that it is necessary and in the best interest of the District that if the Proposition is approved by the voters of the County at the Election, a certain amount of the taxes generated by the County School Facility and Resources Occupation Tax and received by the District should be used to offset real estate taxes levied for school facility purposes, school resource officers, and mental health professionals, or the payment of bonds or other obligations heretofore or hereafter issued for school facility purposes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF COMMUNITY UNIT SCHOOL DISTRICT NO. 5, MCLEAN AND WOODFORD COUNTIES, 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. Board Pledge; Direction to Superintendent. If the Proposition is approved by the voters of the County at the Election, the Board pledges to use not less than 33% of the County School Facility and Resources Occupation Tax received by the District for each of the next five years to offset real estate taxes that would otherwise be levied for school facility purposes, school resource officers, and mental health professionals, or the payment of bonds or other obligations heretofore or hereafter issued for school facility purposes. The Superintendent shall identify items within the budget currently funded by real estate taxes and used for school facility purposes, school resource officers, and mental health professionals, or the payment of bonds or other obligations heretofore or hereafter issued for school facility purposes that could be offset by taxes generated from the County School Facility and Resources Occupation Tax.

Section 3. Severability. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 4. Repeal. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed, and this Resolution shall be in full force and effect forthwith upon its adoption.

PASSED BY THE BOARD OF EDUCATION OF COMMUNITY UNIT SCHOOL DISTRICT NO. 5, MCLEAN AND WOODFORD COUNTIES, ILLINOIS, BY A MAJORITY VOTE THEREOF IN REGULAR AND PUBLIC SESSION THIS 19TH DAY OF FEBRUARY 2025.

AYES: _____
NAYS: _____
ABSENT: _____

Acting President, Board of Education

ATTEST:

Secretary, Board of Education