

## Minutes of the Regular School Board Meeting

Of the School Board of Independent School District No. 709 held at the Historic Old Central High School, 215 North First Avenue East, Duluth, Minnesota 55802, on

Tuesday, March 19, 2019

### Members Present:

Josh Gorham  
David Kirby  
Rosie Loeffler-Kemp  
Jill Lofald  
Alanna Oswald  
Nora Sandstad  
Sally Trnka

### Others Present:

Bill Gronseth, Superintendent  
Cathy Erickson, CFO  
Jackie Dolentz, Secretary

### Student Representatives:

Emma Natale (Denfeld)  
Vanessa Farrell (East)

Thank you to the students of the Denfeld Orchestra for performing before the Board meeting in honor of Music in Our Schools month.

➤ Chair Loeffler-Kemp called the Regular School Board meeting of March 19, 2019 to order at 6:30 p.m., and the pledge of allegiance to the American flag was given.

**M-Lofald, S-Sandstad, to approve the agenda as presented. Upon a vote, the agenda was approved as presented – unanimously.**

Chair Loeffler-Kemp asked school board members if there were any corrections or changes to the minutes of the Special School Board Meeting (Superintendent's Evaluation) of February 26, 2019.

**M-Trnka, S-Sandstad, to approve the minutes of the February 26, 2019 Special School Board Meeting (Superintendent's Evaluation) as presented. Upon a vote, the same was approved – unanimously.**

Chair Loeffler-Kemp asked school board members if there were any corrections or changes to the minutes of the Special School Board Meeting (Personnel Issue) of February 26, 2019.

**M-Lofald, S-Sandstad, to approve the minutes of the February 26, 2019 Special School Board Meeting (Personnel Issue) as presented. Upon a vote, the same was approved – unanimously.**

Chair Loeffler-Kemp asked school board members if there were any corrections or changes to the minutes of the Regular School Board Meeting of February 26, 2019.

**M-Sandstad, S-Trnka, to approve the minutes of the February 26, 2019 Regular School Board Meeting as presented. Upon a vote, the same was approved – unanimously.**

**School and Community Recognition**  
**March 2019**

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Members of the Board, I am pleased to speak with you today about the recent Duluth Construct Tomorrow Community Leaders Tour which occurred on February 26, 2019 at Paulucci Hall at the Duluth Entertainment Convention Center.

The Construct Tomorrow event included about 1,000 high school students from area schools getting a hands-on opportunity to experience work performed in different building and construction trade careers. Students were able to wire circuits, trowel cement, set tile and much more as they moved through a series of stations staffed by representatives of 14 local union apprenticeship programs. Students were able to learn about earn-as-you-learn apprenticeships in high demand and living wage careers that are vital to the economic growth of our region.

A huge thank you to following people for helping to make this happen: Rachel Loeffler-Kemp, AFL-CIO & United Way; Betsy Harmon, DEED; Craig Olson, Duluth Builders Association; Katherine Stolp, Lake Superior College; Kelly Kendle, Boldt Construction; Nelle Rhicard, DEED and YES! Duluth; Rhonda Rutford, DEED; Shawn Herhusky, DEED; and Stan Paczynski, Bricklayers and Allied Craftworkers.

**Public Comments**  
**March 2019**

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Member Gorham read the Community Vision and Priorities for the Duluth Public Schools and the Eleven Tools of Civility.

Teri Akervik, address not provided, spoke to the School Board about Music in Our Schools month.

Betty Greene, 4015 Dodge Street, spoke to the School Board about debt.

**Communications, Petitions, Etc.**  
**March 2019**

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Superintendent Gronseth stated that no communications had been received.

**Superintendent's Report**  
**March 2019**

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March is Music in the schools month. Thank you again to the Denfeld Orchestra for playing this evening! We are fortunate to have a strong music program in our schools from Kindergarten all the way through. Our students are able to pursue a variety of experiences in music such as choir,

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band, orchestra, and next year guitar is included as an option at the high schools! We appreciate everything our staff does to support students participating in the arts.

As many of you are aware, this is also budget season. There are several budgetary factors that depend on the results of this legislative session. We have visited the Capitol several times to speak with legislators from across the state. Our own legislators have been very supportive and have sponsored bills that will benefit our schools. The Governor and the Commissioner of Education recently visited Duluth. I, along with several teachers, staff, and students in our Pathways to Teaching class had the opportunity to talk about the importance of increased funding for our schools. An increase in base funding, along with adjustments to the special education formulas would help to stabilize our finances for the future. We will continue to work with our lobbyists to advocate for these much needed changes.

The end of the grading period for middle and high school students is coming up quickly. Third quarter ends next Friday, March 29. I know this is also the time of year that many of our seniors are hearing back from colleges and universities regarding their applications. It is always exciting to get an acceptance letter. But sometimes it isn't an acceptance letter and that can be tough. There will be times throughout life that things work out the way you hope, and other times that they won't. The important thing is to keep trying, to keep believing in yourself, and keep pursuing your goals and dreams. We are proud of our students, and we believe in you.

While the weather has been very spring-like for the past few days, there is snow, or rain, or freezing rain in the forecast. The weather can be difficult to predict this time of year, and often in Duluth the weather can be very different with rain in one area, ice in another, and snow elsewhere. It is also more common for us to use a two hour delay during this time of year when it may freeze overnight but warm up quickly. Please keep this in mind and check the media, our social media posts, or our website for cancellations or delays.

Emma Natale, Student Representative from Denfeld, spoke about the many activities happening at Denfeld.

Vanessa Farrell, Student Representative from Duluth East, spoke about the many sports and activities happening at Duluth East.

**Education Committee Report**

**March 2019**

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Member Lofald presented the Education Committee report which was available electronically to each school board member.

**M-Lofald, S-Trnka, to approve the Education Committee Report.**

Member Gorham withheld Items 2.A.1) and 2.A.2)

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**M-Gorham, S-Sandstad, to Definitely Postpone Item 2.A.1) Deletion of Policy 1083 – Weapons Free Zone and Item 2.A.2) New Policy 501 – Schools Weapons Policy until the April 2019 School Board meeting.**

Discussion took place regarding this information.

**Upon a vote, the same was approved – unanimously.**

**Upon a vote, the remainder of the Education Committee Report was approved – unanimously.**

**Human Resources Committee Report**  
**March 2019**

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Member Kirby presented the Human Resources Committee report which was available electronically to each school board member.

**M-Kirby, S-Sandstad, to approve the Human Resource Committee report.**

Member Trnka withheld Items 2.A., 2.C. and 3.B.

**M-Trnka, S-Sandstad, to Definitely Postpone Item 2.A. New Policy 404 – Employment Background Checks and Item 2.C. Delete Policy 4042 – Employment Background Checks until the April School Board meeting.**

Discussion took place regarding this item.

**Upon a vote, the same was approved – unanimously.**

Member Trnka withheld Item 3.B. Nepotism Discussion to ensure discussions continue on this topic.

**Upon a vote, the remainder of the Human Resources Committee report was approved – unanimously.**

**Business Committee Report**  
**March 2019**

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Member Trnka presented the Business Committee report which was available electronically to each school board member.

Member Trnka presented the resolution:

**RESOLUTION**

Acceptance of Donations to Duluth Public Schools

WHEREAS, Minnesota Statute 465.03 requires a school district to accept donations by resolution expressed in the terms prescribed by the donor in full; and,

WHEREAS, acceptance of the donations in accordance with the donor's terms is in the best interest of the Duluth Public Schools:

NOW, THEREFORE, BE IT RESOLVED that the Duluth Public Schools does accept the below-described donations from said organizations in accordance with the terms set forth herein.

BE IT FURTHER RESOLVED that the Duluth Public Schools wishes to extend its grateful appreciation to these individuals and organizations.

SCHOOL	DONOR	AMOUNT	RESTRICTION	COMMENTS
Congdon	Advantage Emblem & Screen Printing	\$355.00	None	Congdon's share of the fundraising amount on the Advantage Emblem web store
Denfeld	Kenneth A. Wilcox	In Kind	Automotive class	1996 Ford PS COF pick up
East	Minnesota Sandwich Shops LLC DBA Jersey Mikes	\$363.00	Activities	'Coupons' where given to the public so they would get a free sub if they donated \$2 to East High School
East	Craig and Jean Peterson	\$100.00	Drama	
East	Rotary Club of Duluth Harbortown MN USA Inc	\$1,000.00	\$500 to Aerospace \$500 to Journalism	
East	Duluth Lions Club	\$100.00	Choralaires	
Head Start	Jane Killough	\$50.00	None	
Laura MacArthur	Kiwanis Club of Friendly Duluth	\$500.00	Lego Robotics	
Lincoln Park	Christine Good	In Kind	None	Dozen pair of winter gloves
Piedmont	Rod & Judy Ness	\$50.00	Unpaid lunch balances	Donation given in memory of Julie Fronden, Child Nutrition Helper
Piedmont	Jack & Lynn Holmgren	\$25.00	Unpaid lunch balances	Donation given in memory of Julie Fronden, Child Nutrition Helper
Special Services	YourCause Corporate Giving Programs	\$195.00	Special Services	

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**M-Trnka, S-Sandstad, to approve Resolution B-3-19-3631 – Acceptance of Donations to Duluth Public Schools. Upon a vote, the same was approved – unanimously.**

Discussion took place regarding the following three resolutions on authorizing the issuance of refunding certificates of participation.

**M-Gorham, S-Trnka, to Definitely Postpone the following three refunding resolutions until the April 2019 School Board meeting.**

Discussion took place regarding this item.

**Upon a vote to Definitely Postpone the following three refunding resolutions until the April 2019 Board meeting, the same failed 2-5 as follows:**

**Yea: Gorham, Trnka**

**Nay: Kirby, Loeffler-Kemp, Lofald, Oswald, Sandstad**

Member Trnka presented the resolution:

**RESOLUTION**

Authorizing the Issuance of Refunding Certificates of Participation, Series 2019A

BE IT RESOLVED, by the School Board (the “School Board”) of Independent School District No. 709 (Duluth), St. Louis County, Minnesota (the “District”), as follows:

Section 1. Authority and Background.

1.01 Pursuant to the authority contained in Minnesota Statutes, Section 465.71 (the “Act”), the District is authorized to purchase real or personal property under an installment contract or may lease real or personal property with an option to purchase under a lease purchase agreement upon application to, and approval by, the Minnesota Commissioner of Education.

1.02 The School Board has approved a Long-Range Facilities Plan (the “Plan”), and the Commissioner of Education has approved the District’s borrowing under the Act to finance the purchase of real and personal property for the projects set forth in the Plan as described in the Lease Purchase Contract, as hereinafter defined (the “Project”).

1.03 By Resolution No. B-9-09-2680, adopted September 17, 2009, the School Board determined that it was necessary, expedient and in the best educational interests of the District’s pupils and residents that the District enter into a lease purchase agreement pursuant to the Act to finance the costs of the Project and issuing certificates of participation in the rental payments under the lease purchase agreement in the principal amount of \$35,400,000 pursuant to a declaration of trust.

1.04 The District determined to acquire, construct and equip the Project approved by the Commissioner of Education pursuant to the Act, through a Lease Purchase Agreement, dated as of October 1, 2009 (the “Lease Purchase Agreement”) between Associated Trust Company, National Association, as lessor (the “Lessor”) and the District. In order to provide funds for the Project, the District authorized the issuance of \$35,400,000 Certificates of Participation, Series 2009B, dated October

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1, 2009 (the “2009B Certificates”) pursuant to a Declaration of Trust by and between Associated Trust Company, National Association, as trustee (the “Trustee”) and the District (the “Declaration”).

1.05 Pursuant to an approval from the Commissioner of Education, the District has entered into an Amendment to Lease Purchase Agreement dated as of October 1, 2010, with the Lessor which amended the Lease Purchase Agreement and a Supplement to Declaration of Trust dated as of October 1, 2010 with the Trustee, which supplemented the Declaration, in connection with the \$1,605,000 Certificates of Participation, Series 2010D dated October 1, 2010 (the “2010D Certificates”), the proceeds of which financed the Project, as amended.

1.06 Pursuant to an approval from the Commissioner of Education, the District has entered into an Amendment to Lease Purchase Agreement dated as of June 1, 2012, with the Lessor which amended the Lease Purchase Agreement, as amended, and a Supplement to Declaration of Trust, dated as of June 1, 2012, which supplemented the Declaration, as supplemented, in connection with the \$6,340,000 Certificates of Participation, Series 2012B, dated June 27, 2012, the proceeds of which financed the Project, as amended.

1.07 Under and pursuant to the Act and Minnesota Statutes, Section 475, Subdivision 1 through 4, the District hereby determines that it is necessary, in order to extend and adjust the maturities of the 2009B Certificates in relation to the resources available for their payment, and to refinance the outstanding 2009B Certificates through the issuance of Refunding Certificates of Participation, Series 2019A (the “2019A Certificates”).

Section 2. Sale of 2019A Certificates.

2.01 The School Board has determined to retain an independent municipal advisor to provide pricing opinion services in connection with the sale of the 2019A Certificates. The School Board desires to proceed with the sale of the 2019A Certificates by direct negotiation with Robert W. Baird & Co. in Milwaukee, Wisconsin (“Baird”), as underwriter.

2.02 Any officer of the School Board and the Superintendent or Executive Director of Business Services (the “Pricing Committee”), are hereby authorized to approve the sale of the 2019A Certificates and to execute a bond purchase agreement for the purchase of the 2019A Certificates with Baird.

2.03 Upon approval of the sale of the 2019A Certificates by the Pricing Committee, the School Board will take action at a regular or special meeting to adopt the necessary approving resolution prepared by the District’s bond counsel.

2.04 Baird is authorized to prepare and distribute an official statement related to the sale of the 2019A Certificates.

2.05 If the Pricing Committee has not approved the sale of the 2019A Certificates to Baird and executed the related bond purchase agreement by October 1, 2019, this resolution shall expire.

Section 3. 2019A Certificates Documents. The form, specifications and provisions for the issuance and repayment of the 2019A Certificates shall be set forth in a subsequent resolution of the School Board, in an amendment to the Lease Purchase Agreement and a supplement to the Declaration.

**M-Trnka, S-Lofald, to approve Resolution B-3-19-3632 – Authorizing the Issuance of Refunding Certificates of Participation, Series 2019A.**

Discussion took place regarding this item.

**Upon a vote, the same was approved – 4-3 as follows:**

**Yea: Loeffler-Kemp, Lofald, Kirby, Oswald**

**Nay: Gorham, Sandstad, Trnka**

Member Trnka presented the resolution:

**RESOLUTION**

Authorizing the Issuance of Refunding Certificates of Participation, Series 2019B

BE IT RESOLVED, by the School Board (the “School Board”) of Independent School District No. 709 (Duluth), St. Louis County, Minnesota (the “District”), as follows:

Section 1. Authority and Background.

1.01 Pursuant to the authority contained in Minnesota Statutes, Section 126C.40, Subd. 6 (the “Act”), the District is authorized to purchase real or personal property under an installment contract or may lease real or personal property with an option to purchase under a lease purchase agreement upon application to, and approval by, the Minnesota Commissioner of Education.

1.02 The School Board has approved a Long-Range Facilities Plan (the “Plan”), and the Commissioner of Education has approved the District’s borrowing under the Act to finance the purchase of real and personal property for the projects set forth in the Plan as described in the Contract, as hereinafter defined (the “Project”).

1.03 By Resolution No. B-9-09-2679, adopted September 17, 2009, the School Board determined that it was necessary, expedient and in the best educational interests of the District’s pupils and residents that the District enter into an installment purchase contract pursuant to the Act to finance the costs of the Project and issuing full term certificates of participation in the installment payments under the installment purchase contract in the principal amount of \$71,170,000 pursuant to a declaration of trust.

1.04 Pursuant to the Act, the District applied to the Commissioner of Education for permission to make an additional levy for the installment payments under the Contract to finance the Project, and the Commissioner authorized the Project and the levy.

1.05 The District selected Associated Trust Company, National Association, Milwaukee, Wisconsin (the “Trustee”) to act as vendor and the trustee as follows: the Trustee, as vendor, entered into an Installment Purchase Contract dated as of October 1, 2009 (the “Contract”), with the District regarding the acquisition, construction and equipping of the Project, and the District and the Trustee entered into a Declaration of Trust dated as of October 1, 2009 (the “Declaration”), pursuant to which Taxable Full Term Certificates of Participation, Series 2009A (Build America Bonds-Direct Pay), in the installment payments under the Contract in the principal amount of \$71,170,000 (the “2009A Certificates”), were executed and delivered by the Trustee.



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1.06 Under and pursuant to the Act and Minnesota Statutes, Section 475, Subdivision 1 through 4, the District hereby determines that it is necessary, in order to reduce debt service costs, to refinance the outstanding 2009A Certificates through the issuance of Full Term Refunding Certificates of Participation, Series 2019B (the “2019B Certificates”).

Section 2. Sale of 2018 Certificates.

2.01 The School Board has determined to retain an independent municipal advisor to provide pricing opinion services in connection with the sale of the 2019B Certificates. The School Board desires to proceed with the sale of the 2019B Certificates by direct negotiation with Robert W. Baird & Co. in Milwaukee, Wisconsin (“Baird”), as underwriter.

2.02 Any officer of the School Board and the Superintendent or Executive Director of Business Services (the “Pricing Committee”), are hereby authorized to approve the sale of the 2019B Certificates and to execute a bond purchase agreement for the sale and purchase of the 2019B Certificates with Baird.

2.03 Upon approval of the sale of the 2019B Certificates by the Pricing Committee, the School Board will take action at a regular or special meeting to adopt the necessary approving resolution prepared by the District’s bond counsel.

2.04 Baird is authorized to prepare and distribute an official statement related to the sale of the 2019B Certificates.

2.05 If the Pricing Committee has not approved the sale of the 2019B Certificates to Baird and executed the related bond purchase agreement by October 1, 2019, this resolution shall expire.

Section 3. 2019B Certificates Documents. The form, specifications and provisions for the issuance and repayment of the 2019B Certificates shall be set forth in a subsequent resolution of the School Board, in an amendment to the Contract and in a supplement to the Declaration.

Section 4. Minnesota School District Credit Enhancement Program.

4.01 The District hereby covenants and obligates itself to notify the Commissioner of Education of a potential default in the payment of principal and interest on the 2019B Certificates and to use the provisions of Minnesota Statutes, Section 126C.55 to guarantee payment of the principal and interest on the 2019B Certificates when due. The District further covenants to deposit with the Trustee, as bond registrar and paying agent for the 2019B Certificates, or any successor paying agent (the “Bond Registrar”) three days prior to the date on which a payment is due an amount sufficient to make that payment or to notify the Commissioner of Education that it will be unable to make all or a portion of that payment. The Bond Registrar for the 2019B Certificates is authorized and directed to notify the Commissioner of Education if it becomes aware of a potential default in the payment of principal or interest on the 2019B Certificates or if, on the day two business days prior to the date a payment is due on the 2019B Certificates, there are insufficient funds to make that payment on deposit with the Bond Registrar. The District understands that as a result of its covenant to be bound by the provisions of Minnesota Statutes, Section 126C.55, the provisions of that section shall be binding as long as any 2019B Certificates of this issue remain outstanding.

4.02 The District further covenants to comply with all procedures now or hereafter established pursuant to Minnesota Statutes, Section 126C.55, Subdivision 2(c) by the Minnesota Department of Management and Budget and the Minnesota Department of Education and otherwise to take such actions

as necessary to comply with that section. The Chair, Clerk and Superintendent is authorized to execute any applicable Minnesota Department of Education forms.

Resolution B-3-19-3633

March 19, 2019

**M-Trnka, S-Gorham, to approve Resolution B-3-19-3633 – Authorizing the Issuance of Refunding Certificates of Participation, Series 2019B.**

Discussion took place regarding this item.

**Upon a vote, the same was approved – unanimously.**

Member Trnka presented the resolution:

**RESOLUTION**

Authorizing the Issuance of Refunding Certificates of Participation, Series 2019C

BE IT RESOLVED, by the School Board (the “School Board”) of Independent School District No. 709 (Duluth), St. Louis County, Minnesota (the “District”), as follows:

Section 1. Authority and Background.

1.01 Pursuant to the authority contained in Minnesota Statutes, Section 126C.40, Subd. 6 (the “Act”), the District is authorized to purchase real or personal property under an installment contract or may lease real or personal property with an option to purchase under a lease purchase agreement upon application to, and approval by, the Minnesota Commissioner of Education.

1.02 The School Board has approved a Long-Range Facilities Plan (the “Plan”), and the Commissioner of Education has approved the District’s borrowing under the Act to finance the purchase of real and personal property for the projects set forth in the Plan as described in the Contract, as hereinafter defined (the “Project”).

1.03 By Resolution No. B-5-08-2541, adopted May 29, 2008, the School Board determined that it was necessary, expedient and in the best educational interests of the District’s pupils and residents that the District enter into an installment purchase contract pursuant to the Act to finance the costs of the Project and issuing full term certificates of participation in the installment payments under the installment purchase contract in the maximum principal amount of \$111,440,000 pursuant to a declaration of trust.

1.04 Pursuant to the Act, the District applied to the Commissioner of Education for permission to make an additional levy for the installment payments under the Contract to finance the Project, and the Commissioner authorized the Project and the levy.

1.05 The District selected U.S. Bank National Association, St. Paul, Minnesota (the “Trustee”) to act as vendor and the trustee as follows: the Trustee, as vendor, entered into an Installment Purchase Contract dated as of June 1, 2008 (the “Contract”), with the District regarding the acquisition, construction and equipping of the Project, and the District and the Trustee entered into a Declaration of Trust dated as of June 1, 2008 (the “Declaration”), pursuant to which Full Term Certificates of Participation, Series 2008B, in the installment payments under the Contract in the principal amount of \$111,440,000 (the “2008 Certificates”), were executed and delivered by the Trustee.

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1.06 Pursuant to an approval from the Commissioner of Education, the District has entered into an Amendment to Installment Purchase Contract dated as of October 1, 2010, with the Trustee which amended the Contract and a Supplement to Declaration of Trust dated as of October 1, 2010 with the Trustee, which supplemented the Declaration, in connection with the \$5,000,000 Full Term Certificates of Participation, Series 2010C dated October 1, 2010 (the “2010C Certificates”), the proceeds of which financed the Project, as amended.

1.07 Pursuant to an approval from the Commissioner of Education, the District has entered into an Amendment to Installment Purchase Contract dated as of June 1, 2012, with the Trustee which amended the Contract, as amended, and a Supplement to Declaration of Trustee, dated as of June 1, 2012, which supplemented the Declaration, as supplemented, in connection with the \$12,800,424.50 Full Term Capital Appreciation Certificates of Participation, Series 2012A, dated June 27, 2012, the proceeds of which financed the Project, as amended.

1.08 Under and pursuant to the Act and Minnesota Statutes 475, Subdivision 1 through 12, the District refinanced the outstanding 2008 Certificates through the issuance of \$82,605,000 Full Term Refunding Certificates of Participation, Series 2016A, dated as of August 17, 2016.

1.09 Under and pursuant to the Act and Minnesota Statutes, Section 475, Subdivision 1 through 4, the District hereby determines that it is necessary, in order to reduce debt service costs, to refinance the outstanding 2010C Certificates through the issuance of Full Term Refunding Certificates of Participation, Series 2019C (the “2019C Certificates”).

Section 2. Sale of 2019C Certificates.

2.01 The School Board has determined to retain an independent municipal advisor to provide pricing opinion services in connection with the sale of the 2019C Certificates. The School Board desires to proceed with the sale of the 2019C Certificates by direct negotiation with Robert W. Baird & Co. in Milwaukee, Wisconsin (“Baird”), as underwriter.

2.02 Any officer of the School Board and the Superintendent or Executive Director of Business Services (the “Pricing Committee”), are hereby authorized to approve the sale of the 2019C Certificates and to execute a bond purchase agreement for the purchase of the 2019C Certificates with Baird.

2.03 Upon approval of the sale of the 2019C Certificates by the Pricing Committee, the School Board will take action at a regular or special meeting to adopt the necessary approving resolution prepared by the District’s bond counsel.

2.04 Baird is authorized to prepare and distribute an official statement related to the sale of the 2019C Certificates.

2.05 If the Pricing Committee has not approved the sale of the 2019C Certificates to Baird and executed the related bond purchase agreement by October 1, 2019, this resolution shall expire.

Section 3. 2019C Certificates Documents. The form, specifications and provisions for the issuance and repayment of the 2019C Certificates shall be set forth in a subsequent resolution of the School Board, in an amendment to the Contract and in a supplement to the Declaration.

Section 4. Minnesota School District Credit Enhancement Program.

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4.01 The District hereby covenants and obligates itself to notify the Commissioner of Education of a potential default in the payment of principal and interest on the 2019C Certificates and to use the provisions of Minnesota Statutes, Section 126C.55 to guarantee payment of the principal and interest on the 2019C Certificates when due. The District further covenants to deposit with the Trustee, as bond registrar and paying agent for the 2019C Certificates, or any successor paying agent (the “Bond Registrar”) three days prior to the date on which a payment is due an amount sufficient to make that payment or to notify the Commissioner of Education that it will be unable to make all or a portion of that payment. The Bond Registrar for the 2019C Certificates is authorized and directed to notify the Commissioner of Education if it becomes aware of a potential default in the payment of principal or interest on the 2019C Certificates or if, on the day two business days prior to the date a payment is due on the 2019C Certificates, there are insufficient funds to make that payment on deposit with the Bond Registrar. The District understands that as a result of its covenant to be bound by the provisions of Minnesota Statutes, Section 126C.55, the provisions of that section shall be binding as long as any 2019C Certificates of this issue remain outstanding.

4.02 The District further covenants to comply with all procedures now or hereafter established pursuant to Minnesota Statutes, Section 126C.55, Subdivision 2(c) by the Minnesota Department of Management and Budget and the Minnesota Department of Education and otherwise to take such actions as necessary to comply with that section. The Chair, Clerk or Superintendent is authorized to execute any applicable Minnesota Department of Education forms.

Resolution B-3-19-3634

March 19, 2019

**M-Trnka, S-Lofald, to approve Resolution B-3-19-3634 – Authorizing the Issuance of Refunding Certificates of Participation, Series 2019C. Upon a vote, the same was approved – unanimously.**

**M-Trnka, S-Sandstad, to have the Duluth School Board provide formal input and recommendations to the City of Duluth Charter Commission regarding a transition to an even-year election cycle.**

Discussion took place regarding this item.

**M-Trnka, S-Gorham, to amend her motion to state that the Duluth School Board will provide formal communication to the City of Duluth Charter Commission to support maintaining the current odd-year election cycle.**

Discussion took place regarding this item.

**M-Trnka, S-Gorham, to withdraw her motion to provide formal communication to the City of Duluth Charter Commission to support maintaining the current odd-year cycle. Upon a vote, the same was approved – unanimously.**

**M-Trnka, S-Gorham, to approve the remainder of the Business Committee report. Upon a vote, the remainder of the Business Committee report was approved – unanimously.**

**Special Resolutions**  
**March 2019**

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Member Gorham presented the resolution:

**RESOLUTION**

Authorizing School Board Members' Attendance  
at the MSBA Days at the Capitol and Officers Workshops

RESOLVED, That Independent School District 709, St. Louis County, Minnesota, pay costs incurred, as per District policy, for school board members to attend the MSBA Days at the Capitol event and Officers Workshops held in March 2019.

Resolution SP-3-19-3635

March 19, 2019

**M-Gorham, S-Trnka, to approve Resolution SP-3-19-3635 – Authorizing School Board Members' Attendance at the MSBA Days at the Capitol and Officers Workshops.**

Discussion took place regarding this item.

**Upon a vote, the same was approved – unanimously.**

**Other**  
**March 2019**

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**M-Trnka, S-Oswald, to adjourn the meeting. Upon a vote, the same was approved – unanimously.**

➤ Chair Loeffler-Kemp adjourned the Regular School Board Meeting of March 19, 2019 at 9:52 p.m.