

**EXTRACT OF MINUTES OF MEETING  
OF SCHOOL BOARD OF  
INDEPENDENT SCHOOL DISTRICT NO. 2835  
Janesville, MINNESOTA**

Pursuant to due call and notice thereof, a meeting of the School Board of Independent School District No. 2835, Janesville, Minnesota, was held on the 19th day of February, 2019, at 5:30 p.m.

The following Board members were present: Seys, Hoehn, Burke, Johnson and Oelke and the following were absent: Heitkamp and Cahill.

Member Oelke introduced the following resolution and moved its adoption:

**RESOLUTION APPROVING JOINT POWERS AGREEMENT  
AND REQUESTING MEMBERSHIP IN THE  
SOUTHWEST METRO INTERMEDIATE DISTRICT NO. 288**

WHEREAS, the 2015 Minnesota State Legislature in Special Session passed Minn. Stat. § 136D.41:

**136D.41 LISTED DISTRICTS MAY FORM INTERMEDIATE DISTRICT.**

Notwithstanding any other law to the contrary, two or more of the Independent School Districts Nos. 108, 110, 111, and 112 of Carver County, Independent School Districts Nos. 716, 717, 719, 720, and 721 of Scott County, and Independent School District No. 2905 of Le Sueur County, whether or not contiguous, may enter into agreements to accomplish jointly and cooperatively the acquisition, betterment, construction, maintenance, and operation of facilities for, and instruction in, special education, career and technical education, adult basic education, and alternative education. Each school district that becomes a party to such an agreement is a "participating school district" for purposes of sections 136D.41 to 136D.49. The agreement may provide for the exercise of these powers by a joint school board created as set forth in sections 136D.41 to 136D.49.

WHEREAS, a Joint Powers Agreement establishing the SouthWest Metro

Intermediate District No. 288 (the Intermediate District) as a joint powers entity under Minn. Stat. § 471.59 as authorized by Minn. Stat. § 136D.41 was made and entered into in 2016, by and among Independent School District No. 2905 (Tri-City United), Independent School District No. 716 (Belle Plaine), Independent School District No. 717 (Jordan), Independent School District No. 719 (Prior Lake-Savage), Independent School District No. 720 (Shakopee), Independent School District No. 721 (New Prague), Independent School District No. 108 (Central Public Schools), Independent School District No. 112 (Eastern Carver County Schools), Independent School District No. 110 (Waconia), Independent School District No. 111 (Watertown-Mayer), and Independent School District No. 877 (Buffalo-Hanover-Montrose).

WHEREAS, a copy of the Joint Powers Agreement is attached and incorporated by reference.

WHEREAS, the Intermediate District Joint Powers Agreement in Article IV, Section 1 provides that an independent school district may become of member of the SouthWest Metro Intermediate District with the approval of at least a majority of the Intermediate District Governing Board.

WHEREAS, the Intermediate District Joint Powers Agreement specifies that the independent school district seeking membership shall, by action of a majority of its board, adopt a resolution authorizing such school district to become a member

upon executing this Joint Powers Agreement and any amendments thereto. A certified copy of such resolution, along with the executed Agreement (including any amendments) shall be furnished to the clerk of the SouthWest Metro Intermediate District Governing Board, whereupon such school district shall be deemed to be a Collaborating District bound by the terms of this Agreement, any amendments thereto, and the District's bylaws upon the affirmative vote of at least a majority of the Intermediate District Governing Board.

NOW, THEREFORE, BE IT RESOLVED by the School Board of Independent School District No. 2835, as follows:

1. That the attached Joint Powers Agreement be and hereby is approved;
2. That the Chairman and Clerk are hereby authorized to execute and deliver the attached Joint Powers Agreement; and
3. That in the event that less than half of the current member districts of the Intermediate District approve the membership request of Independent School District No. 2835, this Resolution shall be void and have no force or effect.
4. That, upon the approval of the membership request of Independent School District No. 2835, by the Intermediate District Governing Board, said membership in the Intermediate District shall begin July 1, 2019.

The motion for the adoption of the foregoing resolution was duly seconded by Member Johnson and upon vote being taken thereon, the following voted in favor thereof: Seys, Johnson, Hoehn, Burke and Oelke and the following voted against: None.

STATE OF MINNESOTA )  
 ) ss.  
COUNTY OF WASECA )

WITNESS MY HAND officially as such Clerk this 19th day of February, 2019.