

RESOLUTION OF THE FORT SMITH SCHOOL DISTRICT (“District”)
BOARD OF DIRECTORS

WHEREAS, Ark. Code Ann. § 6-25-105(c)(1)(A)(i) provides that: “In unusual and limited circumstances, a public educational entity's board may approve a contract, but not an employment contract, between the public educational entity and the board member or the board member's family if the board determines that the contract is in the best interest of the public educational entity”; and

WHEREAS, Ark. Code Ann. § 6-25-105(c)(1)(B) provides that:

(i) The approval by the public educational entity's board shall be documented by written resolution after fully disclosing the reasons justifying the contract or employment contract in an open meeting; and

(ii) The resolution shall state the unusual and limited circumstances necessitating the contract or employment contract and shall document the restrictions and limitations of the contract or employment contract; and

WHEREAS, unusual and limited circumstances exist for allowing the District to continue to work with Blaylock Heating & Air Conditioning, Inc. (the “Company”), in which Board Member Matt Blaylock (“Blaylock”) holds a financial interest, when there is a time-sensitive heating, air conditioning, plumbing, or other similar matter requiring the Company’s expertise and no other acceptable business is available within the time allowed; and

WHEREAS, the total payments to the Company in the 2023/2024 fiscal year will be less than ten thousand dollars (\$10,000); and

WHEREAS, Blaylock left this meeting during discussion of this matter and remained out of the room until the voting was concluded; and

WHEREAS, Blaylock shall not be counted as having voted.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Directors of the District that the District is authorized to continue to engage the Company as needed during the 2023/2024 fiscal year, provided that the total cost of the combined engagements shall be less than \$10,000.

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of the above District, certify the foregoing to be a true copy of a Resolution duly adopted by the Board at a regular (regular or special) meeting of the Board held on the 28th day of August, 2023. The Resolution appears in the official minutes of the meeting which are in my custody. At the time of the meeting the duly elected (or appointed), qualified and serving members of the Board and their respective votes on the adoption of the Resolution were as follows:

<u>Director</u>	<u>Vote</u> <u>(Aye, Nay, Abstain or Absent)</u>
Dalton Person	
Talia Richardson	
Phil Whiteaker	
Matt Blaylock	Absent (Recused)
Davin Chitwood	
Sandy Dixon	
Susan Krafft	

I further certify that the meeting of the Board was duly convened and held in all respects according to law; that to the extent required by law due and proper notice of the meeting was given to the members of the Board and to the public; that the meeting was open to the public; that a legal quorum was present throughout the meeting; that all other requirements and proceedings under the law incident to the proper adoption and passage of the Resolution have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this Certificate.

CERTIFIED under my hand and seal of the District this 28th day of August, 2023.

(SEAL)

Secretary