

RESOLUTION AUTHORIZING THE TRANSFER (LOAN) OF FUNDS FROM THE EDUCATIONAL FUND TO THE OPERATIONS AND MAINTENANCE AND CAPITAL PROJECTS FUNDS AND EXPRESSING OFFICIAL INTENT REGARDING CERTAIN CAPITAL EXPENDITURES TO BE REIMBURSED FROM THE PROCEEDS OF AN OBLIGATION TO BE ISSUED BY THE BOARD OF EDUCATION OF LINCOLNWOOD SCHOOL DISTRICT NO. 74, COOK COUNTY, ILLINOIS

WHEREAS, pursuant to Section 10-22.33 of *The School Code*, 105 ILCS 5/10-22.33, the Board of Education of Lincolnwood School District No. 74, Cook County, Illinois ("Board") may authorize the Treasurer of the School District to make interfund loans from the Educational Fund to the Operations and Maintenance Fund and to make the necessary transfers on his books, but such loans must be repaid and retransferred to the Educational Fund within 3 years; and

WHEREAS, the Board has determined that it is in the best interests of the School District to loan money currently in the Educational Fund to the Operations and Maintenance Fund; and

WHEREAS, the Board has developed a list of capital projects described in Exhibit A hereto (the "Projects"); and

WHEREAS, Section 100.50(d)(2) of the accounting regulations of the Illinois State Board of Education, 23 Ill. Admin. Code 100.50(d)(2), provides that when revenues or other sources of funds are pledged to pay for a capital project or acquisition, the moneys shall be transferred into the Capital Projects Fund, except in case of acquisition of any equipment that must be financed from the Transportation Fund pursuant to Section 17-8 of the *School Code*; and

WHEREAS, all or a portion of the expenditures relating to the Projects (the "Expenditures") (i) have been paid within the 60 days prior to the passage of this Resolution or (ii) will be paid on or after the passage of this Resolution; and

WHEREAS, the Board reasonably expects to reimburse itself for the Expenditures with the proceeds of an obligation.

NOW, THEREFORE, It Is Hereby Resolved by the Board of Education of Lincolnwood School District No. 74, Cook County, Illinois as follows:

Section 1. 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. The Board shall make an interfund loan in the amount of One Million, Five Hundred Thousand Dollars (\$1,500,000) from the Educational Fund to the Operations and Maintenance Fund.

Section 3. The Treasurer is authorized to loan said amount and make the necessary transfers on the books of the School District.

Section 4. The Treasurer is further authorized to transfer all or a portion of said amount from the Operations and Maintenance Fund to the Capital Projects Fund and take all other necessary action with respect to the books and records of the School District as necessary to comply with ISBE regulations with respect to the Expenditures.

Section 5. The Board reasonably expects to reimburse the Expenditures with proceeds of an obligation.

Section 6. The maximum principal amount of the obligation expected to be issued for the Projects is \$6,000,000.

Section 7. After the obligation is issued, the Treasurer is directed to repay and retransfer the interfund loan(s) described in Sections 2 – 4 above. In no event, however, shall the date of repayment and retransfer exceed three (3) years from the date of adoption of this Resolution. Accordingly, the Treasurer is directed to repay and retransfer the interfund loan in Section 2 above within three (3) years from the date of adoption of this Resolution regardless of whether the issuance of an obligation with proceeds available for reimbursement has occurred.

Section 8. All actions of the Board members, agents and employees of the Board that are in conformity with the purposes and intent of this Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 9. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 10. 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.

ADOPTED this 4th day of April, 2018, by the following roll call vote:

AYE:

NAY:

ABSENT:

President, Board of Education

ATTEST:

Secretary, Board of Education

EXHIBIT A

DESCRIPTION OF CAPITAL PROJECTS

Improve the sites of, build and equip additions to and alter, repair and equip existing facilities of the District.