



**FOREST LAKE AREA SCHOOLS
FOREST LAKE, MN 55025**

February 6, 2014

AGENDA ITEM: 9.6

**TOPIC: RESOLUTION DETERMINING THE NECESSITY OF
ISSUING GENERAL OBLIGATION BONDS AND
CALLING A SPECIAL ELECTION THEREON**

BACKGROUND: The school district's Facility Task Force identified over \$176,000,000 of needed improvements to the school district's facilities. The school board has met in several special work sessions to discuss options to fund such improvements.

PROCESS: Legal counsel is preparing a resolution calling for the issuance of school building bonds to be conducted on Tuesday, May 20, 2014. Administration has worked with legal counsel and Springsted, Inc. to develop a resolution that will allow the school district to issue general obligation school building bonds.

In order to obtain the lowest property tax rates for our taxpayers, these bonds will be a larger par amount in order to pay off the existing debt, originally issued in 1999.

RECOMMENDATION: Recommend approval of the resolution provided at the meeting, developed by legal counsel that will allow the school district to issue general obligation school building bonds.

CERTIFICATION OF MINUTES RELATING TO SPECIAL ELECTION

Issuer: Independent School District No. 831 (Forest Lake Area Schools), Minnesota

Governing Body: School Board

Kind, date, time and place of meeting: A regular meeting held on February 6, 2014 at 7:00 p.m., at the District offices.

Members present:

Members absent:

Documents Attached:

Minutes of said meeting including:

RESOLUTION DETERMINING THE NECESSITY OF ISSUING GENERAL
OBLIGATION BONDS AND CALLING A SPECIAL ELECTION THEREON

I, the undersigned, being the duly qualified and acting recording officer of the public corporation referred to in the title of this certificate, certify that the documents attached hereto, as described above, have been carefully compared with the original records of said corporation in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the governing body of said corporation, and correct and complete copies of all resolutions and other actions taken and of all documents approved by the governing body at said meeting; and that said meeting was duly held by the governing body at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such recording officer this 6th day of February, 2014.

School District Clerk

Member _____ introduced the following resolution and moved its adoption, which motion was seconded by Member _____:

RESOLUTION DETERMINING THE NECESSITY OF ISSUING GENERAL OBLIGATION BONDS AND CALLING A SPECIAL ELECTION THEREON

BE IT RESOLVED by the School Board of Independent School District No. 831 (Forest Lake Area Schools), Minnesota as follows:

It is hereby found, determined and declared as follows:

1. The Board has investigated the facts and does hereby find, determine and declare that it is necessary and expedient to issue general obligation bonds of the School District in an aggregate amount not to exceed \$188,205,000, for acquisition and betterment of school facilities, pursuant to Minnesota Statutes, Chapter 475.

2. The projects described in paragraph 1 have been submitted to the Commissioner of Education of the State of Minnesota for Review and Comment. The Board's determination to hold the election to authorize the issuance of the Bonds is contingent upon receiving a favorable Review and Comment. When the Commissioner's favorable Review and Comment is received, the Clerk is authorized and directed to publish the Review and Comment in a legal newspaper of general circulation in the School District not less than 20 nor more than 60 days prior to the special election date.

The actions of the administration in consulting with the Minnesota Department of Education, for the Commissioner's Review and Comment and taking such other actions as necessary to comply with the provisions of Minnesota Statutes, Section 123B.71, as amended, are hereby ratified and approved in all respects.

The School District's adopted capital expenditure facilities program is hereby amended to include each program component specified in the School District's Review and Comment application to the Commissioner and those components are incorporated in said program as though fully specified therein. The Superintendent or the Superintendent's designee is authorized and directed to prepare the necessary documentation to reflect these amendments to the program and to set forth the property tax effects of the program for each fiscal year.

3. The question on the issuance of the Bonds shall be submitted to the qualified electors of the School District at a special election, which is hereby called and directed to be held on Tuesday, May 20, 2014, between the hours of 7:00 a.m. and 8:00 p.m.

4. Pursuant to Minnesota Statutes, Section 205A.11, the School District's combined polling places and the precincts served by the polling places, as established and designated by resolution of the Board, is hereby designated for this special election.

5. The Clerk is hereby authorized and directed to cause written notice of the special election to be: (a) provided to the County Auditors at least seventy-four (74) days before the date of the special election; (b) provided to the Commissioner of Education at least seventy-four (74)

days prior to the date of the special election; (c) sent by nonforwardable mail to every affected household in the District with at least one registered voter at least fourteen (14) days before the date of the special election; (d) posted at the administrative offices of the School District, for public inspection, at least ten (10) days before the date of the special election; and (e) published in the official newspaper of the School District once each week for at least two consecutive weeks, with the last publication being at least one week prior to the date of the special election. The Notice of Special Election shall be prepared in substantially the following form:

**NOTICE OF SPECIAL ELECTION
INDEPENDENT SCHOOL DISTRICT NO. 831
(FOREST LAKE AREA SCHOOLS), MINNESOTA**

NOTICE IS HEREBY GIVEN that a special election has been called and will be held in and for Independent School District No. 831 (Forest Lake Area Schools), Minnesota, on Tuesday, May 20, 2014 between the hours of 7:00 a.m. and 8:00 p.m. to vote on the following question:

**SCHOOL DISTRICT BALLOT QUESTION
APPROVAL OF SCHOOL BUILDING BONDS**

- YES Shall the School Board of Independent School District No. 831
(Forest Lake Area Schools), Minnesota, be authorized to issue general
obligation school building bonds in an amount not to exceed
 NO \$188,205,000 for acquisition and betterment of school facilities?

**BY VOTING "YES" ON THIS BALLOT QUESTION, YOU ARE VOTING FOR
A PROPERTY TAX INCREASE.**

The polling places and precincts served by the polling places for the special election will be as follows:

<u>Combined Polling Places:</u>	<u>Precincts Served:</u>
Scandia Community Center 14727 209 th St. N. Scandia, Minnesota	Precinct 1
Lino Lakes Elementary School 725 Main St. Lino Lakes, Minnesota	Precinct 2
Linwood Elementary School 21900 Typo Creek Dr. NE Wyoming, Minnesota	Precinct 3
Columbus Elementary School 17345 Notre Dame St Forest Lake, Minnesota	Precinct 4
Headwaters Service Center 19955 Forest Road N. Forest Lake, Minnesota	Precinct 5

Wyoming Elementary School
25701 Forest Blvd. N.
Wyoming, Minnesota

Precinct 6

All qualified electors residing in the School District may cast their ballot at the polling places designated above during the polling hours specified above.

A voter must be registered to vote to be eligible to vote in the special election. Unregistered individuals may register to vote at the polling places on election day.

Dated: February 6, 2014

BY ORDER OF THE SCHOOL BOARD

/s/ _____, Clerk

6. If paper ballots are being used, the Clerk is authorized and directed to secure a goldenrod colored ballot box for the deposit of ballots at each polling place and to acquire and distribute such election materials as may be necessary for the proper conduct of this special election. If an optical scan voting system is being used, the Clerk shall comply with the laws and rules governing the procedures and requirements for optical scan voting systems. The Clerk is authorized and directed to acquire and distribute such election materials and to take such other actions as may be necessary for the proper conduct of this special election and generally to cooperate with election authorities conducting any other elections on that date. The Clerk and members of the administration are authorized and directed to take such actions as may be necessary to coordinate this election with other elections, including entering into agreements with appropriate municipal and county officials regarding preparation and distribution of ballots or ballot cards, election administration, and cost sharing.

7. If paper ballots are being used, the Clerk is authorized and directed to cause a goldenrod colored printed ballot for the question to be prepared in accordance with Minnesota Statutes, Section 205A.08, Subdivision 4 for use at the special election. If an optical scan voting system is being used, the Clerk shall cause official ballots to be printed according to the format of ballots for optical scan voting systems provided by the laws and rules governing optical scan voting systems. The Clerk is further authorized and directed to cause a sample ballot to be posted in the administrative offices of the School District, for public inspection, at least four (4) days before the date of the special election and to cause two sample ballots to be posted in conspicuous locations at each polling place on the date of the special election and to cooperate with the proper election officials to cause ballots or ballot cards to be prepared for use at said election. The ballot shall be in substantially the following form, with such changes in form and instructions as may be necessary to accommodate the use of an optical scan voting system:

SCHOOL DISTRICT QUESTION BALLOT
INDEPENDENT SCHOOL DISTRICT NO. 831
(FOREST LAKE AREA SCHOOLS), MINNESOTA
SPECIAL ELECTION

May 20, 2014

To vote for a question, put an (X) in the square next to the word "YES" for that question.
To vote against a question, put an (X) in the square next to the word "NO" for that question.

**SCHOOL DISTRICT BALLOT QUESTION
APPROVAL OF SCHOOL BUILDING BONDS**

- YES Shall the School Board of Independent School District No. 831
(Forest Lake Area Schools), Minnesota, be authorized to issue general
obligation school building bonds in an amount not to exceed
- NO \$188,205,000 for acquisition and betterment of school facilities?

**BY VOTING "YES" ON THIS BALLOT QUESTION, YOU ARE VOTING FOR
A PROPERTY TAX INCREASE.**

(Reverse side of ballot)

OFFICIAL BALLOT

May 20, 2014

Judge

Judge

(The ballot is to be initialed by two judges)

8. If the School District will be contracting to print the ballots for this special election, the Clerk is hereby authorized and directed to prepare instructions to the printer for layout of the ballot. Before a contract in excess of \$1,000 is awarded for printing ballots, the printer shall, upon request, furnish, in accordance with Minnesota Statutes, Section 204D.04, a sufficient bond, letter of credit or certified check acceptable to the Clerk in an amount not less than \$1,000 conditioned on printing the ballots in conformity with the Minnesota election law and the instructions delivered. The Clerk shall set the amount of the bond, letter of credit or certified check in an amount equal to the value of the purchase.

9. The Clerk shall prepare and have ready for use absentee ballots at least 46 days prior to the special election in accordance with Minnesota Statutes, Section 204B.35, subdivision 4.

10. The Board shall appoint election judges and alternates in accordance with Minnesota Statutes, Section 204B.21. The appointments will be made at least 25 days prior to the special election.

11. The special election shall be held and the returns made and canvassed in the manner prescribed by law and the Board shall meet on a date between the third day, May 23, 2014, and the tenth day, May 30, 2014, after the special election for the purpose of canvassing the results thereof.

12. Pursuant to Minnesota Statutes, Section 205A.07, subdivision 3a, the Clerk is hereby instructed to notify the Commissioner of Education in writing of the certified vote totals for the ballot question in a timely manner.

Upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon the resolution was declared duly passed and adopted.