

CERTIFICATION OF MINUTES RELATING TO SPECIAL ELECTION

Issuer: Independent School District No. 726 (Becker Public Schools), Minnesota

Governing Body: School Board

Kind, date, time and place of meeting: A special meeting, held on August 18, 2021, at 5:00 p.m., held in the High School Teaching & Learning Center in Becker, Minnesota.

Members present:

Members absent:

Documents Attached: Minutes of said meeting (including):

**RESOLUTION RELATING TO THE ISSUANCE OF SCHOOL  
BUILDING BONDS AND CALLING AN 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 18<sup>th</sup> day of August 2021.

\_\_\_\_\_  
Ryan Obermoller, School District Clerk

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

**RESOLUTION RELATING TO THE ISSUANCE OF SCHOOL BUILDING BONDS AND CALLING AN ELECTION THEREON**

BE IT RESOLVED by the School Board (the “Board”) of Independent School District No. 726 (Becker Public Schools), Minnesota (the “School District”) as follows:

1. The Board has investigated the facts and does hereby find, determine and declare that it is necessary and expedient for the School District to issue general obligation school building bonds of the School District, in an aggregate amount not to exceed \$37,500,000, for the purpose of providing funds for the acquisition and betterment of school sites and facilities, including but not limited to, remodeling and equipping of various educational and program spaces, remodeling and equipping of career and technical education facilities, addressing various deferred maintenance and infra-structure needs, constructing and equipping of an early childhood extension at the Primary School, constructing and equipping of additional classrooms at the Middle School, constructing and equipping of a transportation facility, and construction of secure entrances at all school sites?

The question on the approval of this issuance of bonds shall be School District Ballot Question 1 on the School District ballot at a special election to be held to approve said authorization.

2. The Board has investigated the facts and does hereby find, determine and declare that it is necessary and expedient for the School District to issue general obligation school building bonds of the School District, in an aggregate amount not to exceed \$6,800,000, for the purpose of providing funds for acquisition and betterment of school sites and facilities, including but not limited to, constructing and equipping of additional early childhood classrooms and remodeling to create a multi-purpose space as part of the early childhood extension proposed in Question 1, installing synthetic turf at the existing multi-purpose stadium field, installing lighting at various baseball and softball fields?

The question on the approval of this issuance of bonds shall be School District Ballot Question 2 on the School District ballot at a special election to be held to approve said authorization. The passage of School District Ballot Question 2 shall be contingent on the passage of School District Ballot Question 1.

3. The projects described in paragraph 1 and 2 hereof shall be submitted to the Commissioner of Education of the State of Minnesota for Review and Comment. The Board’s determination to hold the special 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 this favorable Review and Comment in a legal newspaper of general circulation in the School District not less than twenty (20) nor more than sixty (60) days prior to the special election date.

The actions of the School District's 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 board must hold a public meeting to discuss the Commissioner's Review and Comment before the referendum for bonds.

4. The ballot questions of issuing said bonds of the School District (subject to the conditions set forth in paragraph 3 above) 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, November 2, 2021 between the approximate hours of 7:00 a.m. and 8:00 p.m. (opening time varies depending on precinct).

5. Pursuant to Minnesota Statutes, Section 205A.11, the school district combined polling place and the precincts served by that polling place, as previously established and designated by school board resolution for school district elections not held on the day of a statewide election, is hereby designated for this special election.

6. The Clerk is hereby authorized and directed to cause written notice of the special election to be: (a) provided to the county auditor of each county in which the School District is located, in whole or in part, 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) cause a sample ballot to be posted at the administrative offices of the school district at least four (4) days before the date of said special election and to cause two sample ballots to be posted at the combined polling place on election day (note - the sample ballot shall not be printed on the same color paper as the official ballot); (d) sent by nonforwardable first class 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, if applicable; (e) 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 (f) 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, with such changes as may be approved by the Superintendent of the School District:

**NOTICE OF SPECIAL ELECTION  
INDEPENDENT SCHOOL DISTRICT NO. 726  
(BECKER PUBLIC SCHOOLS) MINNESOTA**

**NOTICE IS HEREBY GIVEN** that a special election has been called and will be held in and for Independent School District No. 726 (Becker Public Schools), Minnesota (the "School District"), on Tuesday, November 2, 2021 between the hours of 7:00 a.m. and 8:00 p.m. to vote on the following questions:

**SCHOOL DISTRICT BALLOT QUESTION 1**

**APPROVING THE ISSUANCE OF GENERAL OBLIGATION SCHOOL BUILDING BONDS**

Shall the School Board of Independent School District No. 726 (Becker Public Schools), Minnesota, be authorized to issue general obligation school building bonds in an amount not to exceed \$37,500,000, for the purpose of providing funds for acquisition and betterment of school sites and facilities, including but not limited to, remodeling and equipping of various educational and program spaces, remodeling and equipping of career and technical education facilities, addressing various deferred maintenance and infra-structure needs, constructing and equipping of an early childhood extension at the Primary School, constructing and equipping of additional classrooms at the Middle School, constructing and equipping of a transportation facility, and construction of secure entrances at all school sites?

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

**SCHOOL DISTRICT BALLOT QUESTION 2  
APPROVING THE ISSUANCE OF GENERAL OBLIGATION SCHOOL BUILDING BONDS**

If School District Ballot Question 1 is approved, shall the School Board of Independent School District No. 726 (Becker Public Schools), Minnesota, be authorized to issue general obligation school building bonds in an amount not to exceed \$6,800,000, for the purpose of providing funds for acquisition and betterment of school sites and facilities, including but not limited to, constructing and equipping of additional early childhood classrooms and remodeling to create a multi-purpose space as part of the early childhood extension proposed in Question 1, installing synthetic turf at the existing multi-purpose stadium field, installing lighting at various baseball and softball fields?

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

Combined Polling Place:                   Becker City Hall  
  12060 Sherburne Avenue  
  Becker, Minnesota 55308

This combined polling place serves all territory in Independent School District No. 726 located in Sherburne, County.

Any eligible voter residing in the School District may vote at said election at the polling place designated above. The polls for said election will open at of 7:00 a.m. and will close at 8:00 p.m. on said election day.

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: August 18, 2021

BY ORDER OF THE SCHOOL BOARD

/s/Ryan Obermoller, Clerk

7. 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.

8. The Clerk is authorized and directed 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 hereby authorized and directed to cause the rules and instructions for use of the optical scan voting system to be posted in each polling place or combined polling place on election day. 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 election 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 costs sharing.

9. The Clerk is authorized and directed to cause a printed ballot for the questions to be prepared in accordance with Minnesota Statutes, Section 205A.08, subdivision 5 and the rules of the secretary of state 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 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 and with such other changes as may be approved by the Superintendent of the School District:


**SPECIAL ELECTION BALLOT**

**SCHOOL DISTRICT BALLOT  
INDEPENDENT SCHOOL DISTRICT NO. 726  
(BECKER PUBLIC SCHOOLS), MINNESOTA**

**November 2, 2021**

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**Instructions to Voters**

To vote, completely fill in the oval(s) next to your choice(s) like this: 

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**SCHOOL DISTRICT BALLOT QUESTION 1  
APPROVAL OF GENERAL OBLIGATION SCHOOL BUILDING BONDS**

 **Yes**  
**No**

Shall the School Board of Independent School District No. 726 (Becker Public Schools), Minnesota, be authorized to issue general obligation school building bonds in an amount not to exceed \$37,500,000, for the purpose of providing funds for acquisition and betterment of school sites and facilities, including but not limited to, remodeling and equipping of various educational and program spaces, remodeling and equipping of career and technical education facilities, addressing various deferred maintenance and infra-structure needs, constructing and equipping of an early childhood extension at the Primary School, constructing and equipping of additional classrooms at the Middle School, constructing and equipping of a transportation facility, and construction of secure entrances at all school sites?

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

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**SCHOOL DISTRICT BALLOT QUESTION 2  
APPROVAL OF GENERAL OBLIGATION SCHOOL BUILDING BONDS**

 **Yes**  
**No**

If School District Ballot Question 1 is approved, shall the School Board of Independent School District No. 726 (Becker Public Schools), Minnesota, be authorized to issue general obligation school building bonds in an amount not to exceed \$6,800,000, for the purpose of providing funds for acquisition and betterment of school sites and facilities, including but not limited to, constructing and equipping of additional early childhood classrooms and remodeling to create a multi-purpose space as part of the early childhood extension proposed in Question 1, installing synthetic turf at the existing multi-purpose stadium field, installing lighting at various baseball and softball fields?

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

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(Reverse side of ballot)

OFFICIAL BALLOT

November 2, 2021

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Judge

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Judge

(The ballot is to be initialed by two judges)

10. 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.

11. The Clerk shall prepare or cause to be prepared and have ready for use absentee ballots at least forty-six (46) days prior to the special election in accordance with Minnesota Statutes, Section 204B.35, subdivision 4.

12. The Board shall appoint election judges and alternates in accordance with Minnesota Statutes, Section 204B.21. The appointments will be made at least twenty-five (25) days before the special election.

13. Pursuant to Minnesota Statutes, Section 206.85, subdivision 1(6), the Clerk shall cause notice of the location of the counting center or the places where the ballots will be counted to be published in the School District's official newspaper at least once within the week before the special election and in the daily newspaper of widest circulation, if any, once on the day before the special election, or once the week preceding the election if the newspaper is a weekly.

14. As required by Minnesota Statutes, Section 203B.121, the Board hereby establishes a ballot board to process, accept and reject absentee ballots at school district elections not held in conjunction with the state primary or state general election or that are conducted by a municipality on behalf of the school district and generally to carry out the duties of a ballot board as provided by Section 203B.121 and other applicable laws. The ballot board must consist of a sufficient number of election judges trained in the handling of absentee ballots. The ballot board may include deputy county auditors and deputy city clerks who have received training in the processing and counting of absentee ballots. The clerk or the clerk's designee is hereby authorized and directed to appoint the members of the ballot board. The clerk or the clerk's designee shall establish, maintain and update a roster of members appointed to and currently serving on the ballot board and shall report to the Board from time to time as to its status. Each member of the ballot board shall be paid reasonable compensation for services rendered during an election at the same rate as other election judges; provided, however, if a staff member is already being compensated for regular duties, additional compensation shall not be paid for ballot board duties performed during that staff member's duty day.

15. The clerk is hereby authorized and directed to begin assembling names of trained election judges to serve at the combined polling place during the special election. The election judges shall act as clerks of election, count the ballots cast and submit the results to the school board for canvass in the manner provided for other school district elections.

16. 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 and the tenth day after the special election for the purpose of canvassing the results thereof.

17. Pursuant to Minnesota Statutes, Section 205A.07, subdivision 3a, the Clerk is hereby instructed to notify the Commissioner of Education of the results of the special election and to provide the certified vote totals for the ballot questions in written form within fifteen (15) days after the results have been certified by the Board.

18. Pursuant to Minnesota Statutes, Section 211A.02, subdivision 6, the Clerk is hereby instructed to make any campaign finance reports filed with the Clerk by campaign committees within seven (7) days after the special election available on the School District's web site as soon as possible, but no later than thirty (30) days after receipt of any such report. The Clerk is further instructed to provide the Campaign Finance and Public Disclosure Board with a link to the section of web site where such reports are made available. Such reports must remain available on the web site for four (4) years from the date first posted.

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.