

MINUTES of a special public meeting of the Board of Education of  
Community Unit School District Number 16, Sangamon and  
Morgan Counties, Illinois, held in the New Berlin Elementary  
School Library, 600 North Cedar Street, New Berlin, Illinois, in said  
School District at 6 o'clock P.M., on the 11th day of July, 2022.

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The meeting was called to order by Stephanie Neuman, the President, and upon the roll  
being called, the following members were physically present at said location:

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The following members were allowed by a majority of the members of the Board of  
Education in accordance with and to the extent allowed by rules adopted by the Board of Education  
to attend the meeting by video or audio conference: \_\_\_\_\_

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No member was not permitted to attend the meeting by video or audio conference.

The following members were absent and did not participate in the meeting in any manner  
or to any extent whatsoever: \_\_\_\_\_

The President announced that in view of the need to pay the costs of altering, repairing and  
equipping the Junior/Senior High School Building, including creating new classroom, gym and  
other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling  
and ventilation systems, installing school safety and security improvements, removing asbestos  
and making site improvements, the Board of Education would consider the adoption of a resolution  
authorizing the issuance of General Obligation School Bonds (Alternate Revenue Source) and  
directing the publication of a notice setting forth the determination of the Board to issue such  
bonds.

Whereupon Member \_\_\_\_\_ presented and the Secretary read by title a resolution as follows, a copy of which was provided to each member of the Board of Education prior to said meeting and to everyone in attendance at said meeting who requested a copy:

**NOTICE OF INTENT TO ISSUE BONDS  
AND RIGHT TO FILE PETITION**

Notice is hereby given that pursuant to a resolution adopted on the 11th day of July, 2022 (the "*Resolution*"), Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois (the "*District*"), intends to issue General Obligation School Bonds (Alternate Revenue Source) (the "*Bonds*") in an aggregate principal amount not to exceed \$9,000,000 for the purpose of altering, repairing and equipping the Junior/Senior High School Building, including creating new classroom, gym and other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling and ventilation systems, installing school safety and security improvements, removing asbestos and making site improvements. The Bonds will be payable from collections distributed to the District from those taxes imposed in The Counties of Sangamon and Morgan, Illinois, pursuant to the County School Facility Occupation Tax Law of the State of Illinois, as amended. If such revenue source is insufficient to pay the Bonds, ad valorem property taxes upon all taxable property in the District without limitation as to rate or amount are authorized to be extended to pay the principal of and interest on the Bonds. A complete copy of the Resolution follows this notice.

Notice is hereby further given that a petition signed by 333 or more electors of the District, said number of electors being equal to the greater of (i) 7.5% of the number of registered voters in the District or (ii) 200 of those registered voters or 15% of those registered voters, whichever is less, may be submitted to the Secretary of the Board of Education of the District (the "*Secretary*") within thirty (30) days of publication of this notice and the Resolution asking that the question of the issuance of the Bonds be submitted to referendum. If such petition is filed with the Secretary within thirty (30) days after the date of publication of this notice and on or before the 8th day of August, 2022, an election on the proposition to issue said bonds shall be held on the 8th day of November, 2022. If such petition is filed with the Secretary within thirty (30) days after the date of publication of this notice and on or after the 9th day of August, 2022, an election on the proposition to issue said bonds shall be held on the 28th day of February, 2023, unless none of the voters of the District are scheduled to cast votes for any candidates for nomination for, election to or retention in public office at said election, in which case an election on the proposition to issue said bonds shall be held on the 4th day of April, 2023. The Circuit Court may declare that an emergency referendum should be held prior to any of said election dates pursuant to the provisions of Section 2A 1.4 of the Election Code of the State of Illinois, as amended. If no such petition is filed within said thirty (30) day period, then the District shall thereafter be authorized to issue said bonds for the purpose hereinabove provided.

By order of the Board of Education of the District.

DATED this 11th day of July, 2022.

Jenny Mann  
Secretary, Board of Education,  
Community Unit School District Number 16,  
Sangamon and Morgan Counties, Illinois

RESOLUTION authorizing the issuance of General Obligation School Bonds (Alternate Revenue Source) of Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois, in an aggregate principal amount not to exceed \$9,000,000 pursuant to the Local Government Debt Reform Act of the State of Illinois, as amended, for the purpose of altering, repairing and equipping the Junior/Senior High School Building, including creating new classroom, gym and other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling and ventilation systems, installing school safety and security improvements, removing asbestos and making site improvements.

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WHEREAS, Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois (the “*District*”), is a duly organized and existing school district created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the School Code of the State of Illinois, as amended; and

WHEREAS, the Board of Education of the District (the “*Board*”), has considered the existing school facilities and the improvements and extensions necessary to be made thereto in order that the same will adequately serve the educational needs of the District; and

WHEREAS, the Board has determined that it is advisable, necessary and in the best interests of the District to pay the costs of altering, repairing and equipping the Junior/Senior High School Building, including creating new classroom, gym and other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling and ventilation systems, installing school safety and security improvements, removing asbestos and making site improvements (the “*Project*”), all in accordance with the preliminary estimate of cost heretofore approved by the Board and now on file in the office of the Secretary of the Board; and

WHEREAS, the Board has further determined that the Project is a “school facility purpose” within the meaning of the County School Facility Occupation Tax Law of the State of Illinois, as amended (the “*Sales Tax Law*”); and

WHEREAS, the Board has further determined the estimated cost of the Project, including legal, financial, bond discount, capitalized interest, printing and publication costs and other expenses, to be not less than \$9,000,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

WHEREAS, the Board has further determined that it is advisable and necessary that the Project be undertaken and, in order to raise the funds required to pay such costs, that the District borrow the sum of \$9,000,000 and, in evidence thereof, issue General Obligation School Bonds (Alternate Revenue Source) in an aggregate principal amount of \$9,000,000 (the “*Bonds*”), in accordance with the provisions of Section 15 of the Local Government Debt Reform Act of the State of Illinois, as amended; and

WHEREAS, the principal of and interest on the Bonds will be payable from collections distributed to the District from those taxes imposed in The Counties of Sangamon and Morgan, Illinois, pursuant to the Sales Tax Law (the “*Pledged Revenues*”); and

WHEREAS, if the Pledged Revenues are insufficient to pay the Bonds, ad valorem property taxes upon all taxable property in the District without limitation as to rate or amount are authorized to be extended to pay the principal of and interest on the Bonds:

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Board of Education of Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois, as follows:

*Section 1. Incorporation of Preambles.* 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. Determination to Issue Bonds.* It is advisable, necessary and in the best interests of the District to undertake the Project and the Bonds are hereby authorized to be issued and sold for that purpose.

*Section 3. Publication.* This Resolution, together with a notice in the statutory form, shall be published in the *New Berlin Bee*, the same being a newspaper of general circulation in the District, and if no petition, signed by 333 electors, the same being equal to the greater of (i) 7.5% of the number of registered voters in the District or (ii) 200 of those registered voters or 15% of those registered voters, whichever is less, asking that the issuance of the Bonds be submitted to referendum, is filed with the Secretary of the Board within thirty (30) days after the date of the publication of this Resolution and said notice, then the Bonds shall be authorized to be issued.

*Section 4. Additional Resolutions.* If no petition meeting the requirements of applicable law is filed during the petition period hereinabove referred to, then the Board may adopt additional resolutions or proceedings supplementing or amending this Resolution providing for the issuance and sale of the Bonds and prescribing all the details of the Bonds, so long as the maximum amount of the Bonds as set forth in this Resolution is not exceeded and there is no material change in the Project described herein. Such additional resolutions or proceedings shall in all instances become effective immediately without publication or posting or any further act or requirement. This Resolution, together with such additional resolutions or proceedings, shall constitute complete authority for the issuance of the Bonds under applicable law.

*Section 5. Severability.* If any section, paragraph, clause or provision of this Resolution shall be held invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution.

*Section 6. Repealer.* All resolutions or orders, or parts thereof, in conflict herewith be and the same are hereby repealed, and that this Resolution be in full force and effect forthwith upon its adoption.

Adopted July 11, 2022.

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President, Board of Education

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Secretary, Board of Education



Member \_\_\_\_\_ moved and Member \_\_\_\_\_  
seconded the motion that said resolution as presented and read by title be adopted.

After a full discussion thereof, the President directed that the roll be called for a vote upon  
the motion to adopt said resolution.

Upon the roll being called, the following members voted AYE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The following members voted NAY: \_\_\_\_\_

Whereupon the President declared the motion carried and the resolution adopted, and  
henceforth did approve and sign the same in open meeting and did direct the Secretary to record  
the same in full in the records of the Board of Education of Community Unit School District  
Number 16, Sangamon and Morgan Counties, Illinois, which was done.

Other business not pertinent to the adoption of said resolution was duly transacted at said  
meeting.

Upon motion duly made, seconded and carried, the meeting was adjourned.

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Secretary, Board of Education

STATE OF ILLINOIS            )  
  ) SS  
COUNTY OF SANGAMON    )

**CERTIFICATION OF RESOLUTION AND MINUTES**

I, the undersigned, do hereby certify that I am the duly qualified and acting Secretary of the Board of Education of Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois (the “*Board*”), and as such official I am the keeper of the books, records and files of the Board.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of the Board held on the 11th day of July, 2022, insofar as same relates to the adoption of a resolution entitled:

RESOLUTION authorizing the issuance of General Obligation School Bonds (Alternate Revenue Source) of Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois, in an aggregate principal amount not to exceed \$9,000,000 pursuant to the Local Government Debt Reform Act of the State of Illinois, as amended, for the purpose of altering, repairing and equipping the Junior/Senior High School Building, including creating new classroom, gym and other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling and ventilation systems, installing school safety and security improvements, removing asbestos and making site improvements.

a true, correct and complete copy of which said resolution as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Board on the adoption of said resolution were taken openly, that the vote on the adoption of said resolution was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least 72 hours in advance of the holding of said meeting, that at least one copy of said agenda was continuously available for public review during the entire 72-hour period preceding said meeting, that a true, correct and complete copy of said agenda as so posted is attached hereto as *Exhibit A*, that said meeting was called and held in strict accordance with the provisions of the School Code of the State of Illinois, as amended, the Open Meetings Act of the State of Illinois, as amended, and the Local Government Debt Reform Act of the State of Illinois, and that the Board has complied with all of the applicable provisions of said Code and said Acts and its procedural rules in the adoption of said resolution.

IN WITNESS WHEREOF, I hereunto affix my official signature, this 11th day of July, 2022.

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Secretary, Board of Education

STATE OF ILLINOIS            )  
  ) SS  
COUNTY OF \_\_\_\_\_ )

**PETITION**

We, the undersigned, being registered voters of Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois, do hereby petition you to cause the following question to be submitted to the voters of said School District: "Shall New Berlin Community Unit School District Number 16, Sangamon and Morgan Counties, Illinois, be authorized to issue \$9,000,000 general obligation alternate bonds of said School District to pay the costs of altering, repairing and equipping the Junior/Senior High School Building, including creating new classroom, gym and other instructional spaces, renovating the J.V. Kirby Pretzel Dome, improving heating, cooling and ventilation systems, installing school safety and security improvements, removing asbestos and making site improvements, as provided for by the Resolution adopted by the Board of Education of said School District on 11th day of July, 2022, said bonds being payable from collections distributed to said School District from those taxes imposed in The Counties of Sangamon and Morgan, Illinois, pursuant to the County School Facility Occupation Tax Law of the State of Illinois, as amended unless said revenue source is insufficient to pay said bonds, in which case ad valorem property taxes upon all taxable property in said School District without limitation as to rate or amount are authorized to be extended for such purpose?", and we do hereby further request that said question be certified to the County Clerks of The Counties of Sangamon and Morgan, Illinois, and submitted to the electors of said School District at the next election at which such proposition may be lawfully submitted to said electors:

SIGNATURE	STREET ADDRESS OR RURAL ROUTE NUMBER	CITY, VILLAGE OR TOWN	COUNTY
_____	_____, _____	_____	County, Illinois
_____	_____, _____	_____	County, Illinois
_____	_____, _____	_____	County, Illinois
_____	_____, _____	_____	County, Illinois
_____	_____, _____	_____	County, Illinois

The undersigned, being first duly sworn, deposes and certifies that he or she is at least 18 years of age, his or her residence address is \_\_\_\_\_  
(Street Address), \_\_\_\_\_ (City, Village or Town), \_\_\_\_\_  
County, \_\_\_\_\_ (State), that he or she is a citizen of the United States of America, that the signatures on the foregoing petition were signed in his or her presence and are genuine, that to the best of his or her knowledge and belief the persons so signing were at the time of signing said petition registered voters of said School District and that their respective residences are correctly stated therein.

Signed and sworn to before me this \_\_\_\_\_  
day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Illinois Notary Public  
My commission expires \_\_\_\_\_  
(NOTARY SEAL)