

EXTRACT OF MINUTES OF A MEETING
OF THE SCHOOL BOARD OF
INDEPENDENT SCHOOL DISTRICT NO. 2683
(GREENBUSH-MIDDLE RIVER)
KITTSOON, MARSHALL, AND ROSEAU COUNTIES, MINNESOTA

Pursuant to due call and notice thereof a regular meeting of the School Board of Independent School District No. 2683 (Greenbush-Middle River), Kittson, Marshall, and Roseau Counties, Minnesota, was held in the School District on January 30, 2024 at 6:30 o'clock p.m.

The following members were present:

and the following were absent:

Member _____ introduced the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE DISTRICT TO ENTER
INTO A LINE OF CREDIT AGREEMENT WITH A FINANCIAL
INSTITUTION**

BE IT RESOLVED by the School Board (the “Board”) of Independent School District No. 2683 (Greenbush-Middle River), Kittson, Marshall, and Roseau Counties, Minnesota (the “District”), as follows:

1. It is hereby determined that:
 - (a) Upon review of financial projections, the Board has determined that the District may face cash flow problems in 2023-2024; and
 - (b) District staff have entered into negotiations and has reached a tentative agreement to establish a line of credit, subject to Board approval and Bank acceptance, with Border Bank, Greenbush, Minnesota (the “Bank”); and
 - (c) The Board desires to enter into such an agreement with the Bank, as authorized by Minnesota Statutes, Section 123B.12(b), as amended.
2. Upon the effective date of this resolution, the District hereby agrees to establish a revolving line of credit (the “Line of Credit”) with the Bank whereby the Bank will advance funds to the District to resolve cash flow problems in the 2024 fiscal year.
3. The amount advanced at any time under the Line of Credit will not exceed \$150,000 or ninety-five percent (95%) of the District's average expenditure per month of operating expenditures in the previous fiscal year.
4. Each advance under the Line of Credit will be repaid no later than forty-five (45) days after the day of advancement, but in no event later than June 30, 2024, with taxable interest on the outstanding principal amount at the rate per annum determined on the basis of the Prime Rate as reported in the “Money Rates” column of *The Wall Street Journal* (currently 8.50% per annum), with a .25% origination fee. The Prime Rate shall change effective as of the date of any change as published in *The Wall Street Journal*.
5. This resolution shall be effective upon receipt by the Superintendent on behalf of the Board of written acceptance of its terms by an authorized official of the Bank, and thereafter shall constitute the terms of the Line of Credit Agreement (the “Agreement”).
6. The Superintendent or his or her designee is directed to prepare or execute such documents as may be necessary to comply with the above paragraphs or any other requirements for this Agreement.
7. The amounts advanced under the Line of Credit are not designated as “Qualified Tax-Exempt Obligations” for the purposes of Section 265 of the Internal Revenue Code of 1986, as amended.

(The remainder of this page is intentionally left blank).

The motion for the adoption of the foregoing resolution was duly seconded by Member _____, and upon vote being taken thereon, the following members voted in favor of the motion:

and the following voted against:

whereupon the resolution was declared duly passed and adopted.

ACCEPTANCE STATEMENT

The Bank has received and agrees to be bound by the terms and conditions of the resolution of the School Board of Independent School District No. 2683 (Greenbush-Middle River), Kittson, Marshall, and Roseau Counties authorizing the District to enter into a Line of Credit Agreement with a financial institution pursuant to Minnesota Statutes, Section 123B.12(b), and that the resolution included therein is a full, true and correct copy of the original thereof. The officer executing this Acceptance is authorized to sign on behalf of the Bank. The Bank understands that the interest on the amounts advanced shall be taxable and that the amounts advanced have not been designated as “Qualified Tax-Exempt Obligations” for purposes of Section 265 of the Internal Revenue Code of 1986, as amended.

Date: January ___, 2024

Name of Bank

Signature of Bank Official

Title of Bank Official