



Future Ready. Community Strong.

Regular Meeting Agenda

Diamondhead Education Center
200 W. Burnsville Pkway
Burnsville, MN 55337
October 8, 2020
6:30 PM

The meeting will take place via teleconference or other electronic means pursuant to Minnesota Statute 13.D.021. Please visit our website at www.isd191.org for viewing details.

Strategic Directions.

- Close gaps and raise achievement for all students
- Create a culturally proficient school system
- Maximize resources for optimal student learning
- Increase the capacity for partnership with community

I. Call to Order	
A. Welcome	
B. Pledge of Allegiance	
II. Approval of Agenda	
III. Information	
A. Receive an Update about District 191's Efforts to Implement COVID-19 Related Educational and Public Health Guidance Issued by the MDE and the MDH, Respectively (Maximize resources for optimal student learning)	3
B. Report about COVID Funding Update (Maximize resources for optimal student learning)	19
C. Student Representative Report	37
D. Superintendent Report	38
E. Board Member Reports	39
IV. Business Meeting	
A. Consent Agenda (Maximize Resources for Optimal Student Learning)	
1. Approve Minutes	40
2. Approve Personnel Recommendations	43
3. Adopt a Resolution to Accept Donations	44
4. Authorize No Flashing Lights at Certain Bus Stops	46
5. Approve Agreement - Unexecuted	
6. Approve, on a Second Reading Basis, Changes to Policy 532: <i>Use of Peace Officers and Crisis Teams to Remove Students with IEPs From School Grounds</i> ; New Policies 511: <i>Student</i>	53

District 191 welcomes members of the public to attend Board of Education meetings, work sessions and other public gatherings. However, public participation is allowed only during listening sessions, which are held before regular board meetings. Community members who wish to share their thoughts and opinions on meeting topics should contact the Superintendent's office at 952-707-2005 to schedule a meeting with the Superintendent or member of her leadership team.

Fundraising and 905: Advertising; and Non-Substantive Changes to Policy 706: Acceptance of Gifts

B. New Business

1. Award Sale of Refunding Bonds (Maximize resources for optimal student learning)

64

V. Adjourn to a Workshop for Board Planning

107



**Agenda III.A.
October 8, 2020**

To: Board of Education

From: Dr. Theresa Battle, superintendent

Date: October 1, 2020

Re: Update about District 191's Efforts to Implement COVID-19 Related Educational and Public Health Guidance Issued by the MDE and the MDH, Respectively (Maximize resources for optimal student learning)

Dr. Theresa Battle, superintendent will provide an update about District 191's efforts to implement COVID-19 related educational and public health guidance issued by the Minnesota Department of Education (MDE) and the Minnesota Department of Health (MDH), respectively.

1920



COVID-19 Update

Imina Oftedahl and Stephanie White

October 8, 2020

Overview



Systems Improvement and Student Achievement (SISA)

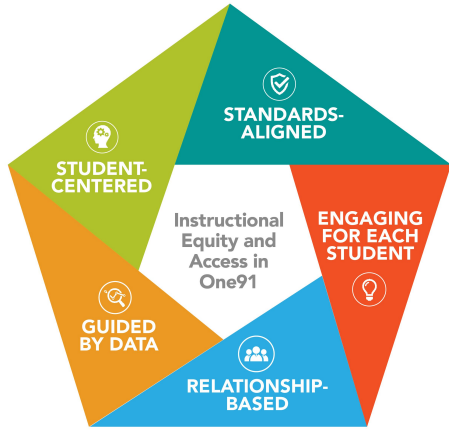


Special Education Department

SISA - Hybrid and Distance Learning

- Live teacher-student interaction with consistent schedules
- Increased rigor and more teacher guided tasks
- Differentiation and support for individualized needs
- Instruction and evaluation of content standards
- Assessment of learning and assessment for learning
- Systems for connection and communication using common organization across classes

SISA - Hybrid and Distance Learning



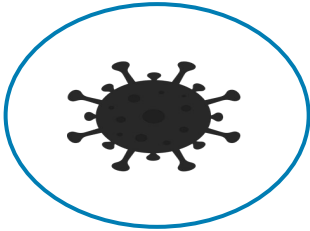
- Elementary Instruction
- Secondary Instruction
- Online Lesson Design
- Professional Development & Support
- Curriculum Development



One91 Special Education Services

Primary Considerations in determining level and service delivery:

- Ability to follow the health and safety guidelines
- Ability to access and engage in distance learning



Health & Safety



**In Person
Learning**



**Distance
Learning**

8

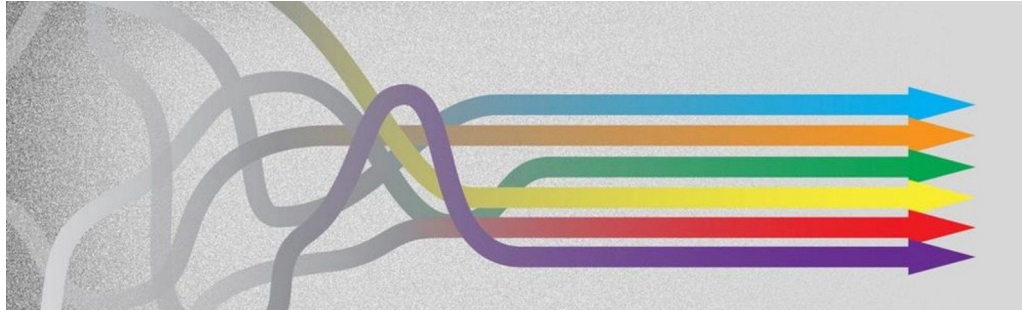
Special Education Services

- Individualized Plans amended through the use of a Contingency Learning Plans (CLP's) to reflect the changes in educational programming for each student
- Priorities: health, safety, relationships, and educational and social/emotional needs.



Special Education Services

- Alignment with the general education schedule as much as possible to allow students access and progress within their general education content and academic standards
- Staff and student have limited interactions to reduce potential exposure by providing services “virtually” and the use of “telehealth” therapy

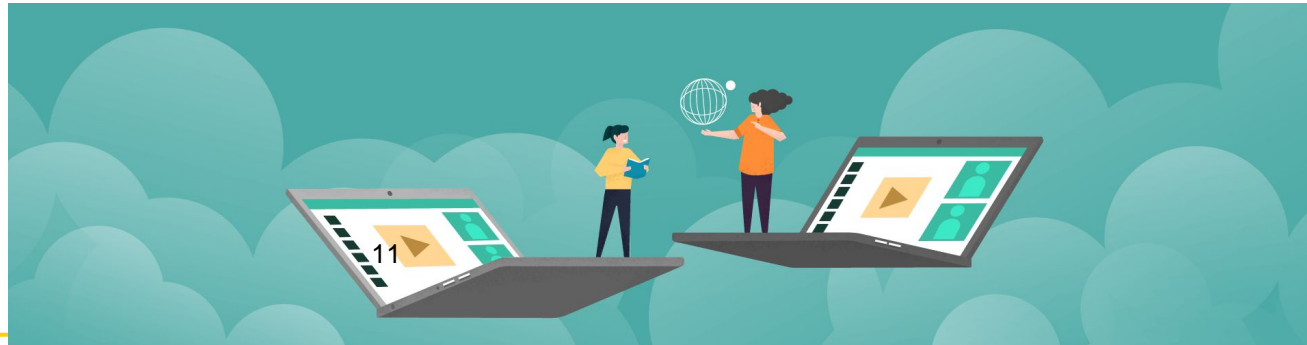


10

Distance Learning- Special Education (515 Students)

Distance Synchronous:






- Learning at a specific time with a "live" meeting
- Special Education Teachers provide specialized instruction "live"
- Sessions could be individual supports, or small groups
- Speech, Occupational Therapy, and Physical Therapy provide service in a "teletherapy" model
- Services that previously were face to face move to virtual



Hybrid-Special Education (813 students)

Resource students are assigned to attend school physically two days per week; on other days students learn at a distance.

Special education services will be adjusted to meet the identified needs based on health and safety and ability to engage in distance services.

	M	T	W	Th	F
Resource					

Hybrid- Special Education

Students receiving special education services the majority of their school day are given the option to attend school physically four days per week with distance learning on Wednesdays.

M

T

W

Th

F

Special Education Services Majority of Day



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Board Meeting Date: October 8, 2020

COVID-19 Board Report

PURPOSE: Provide an Update about District 191's efforts to implement COVID-19 related educational and public health guidance issued by the MDE and the MDH, respectively (Maximize resources for optimal student learning).

Tonight, I want to acknowledge staff for a successful start to the school year. Many have expressed that they appreciate the staggered start to allow them to ease into the new routines, the hybrid model, and Virtual Academy. We are used to dealing with ambiguity, but COVID-19 has taken ambiguity to a whole new uncharted level. I want to thank the staff for the work to implement (6) 1st days!

Following my report Imina Oftedahl and Stephanie White will present on learning and teaching in hybrid and the Virtual Academy.

Health and Safety

County Updates: These numbers represent the time period 9/12-9/26. Dakota County 20.23 an increase from 16.57 and Scott County is 24.83 up from 19.25. We must use the confirmed cases per 100,000 residents for Dakota County since it is higher. I am still recommending that we stay in the hybrid learning model.

Learning Model Parameters

Number of cases per 10,000 over 14 days, by county of residence	Learning Model
0-9	In-person learning for all students
10-19	In-person learning for elementary students; hybrid learning for secondary students
20-29	Hybrid learning for all students
30-49	Hybrid learning for elementary students; distance learning for secondary students
50+	Distance learning for all students

COVID-19 Advisory Committee- MDE's Safe Schools guidance stipulates that a school district may choose to be more restrictive than what is recommended by the parameters set forth in the Safe Learning Plan. The purpose of the COVID-19 Advisory Committee is to review data and other factors and advise the superintendent on the need to dial back, or become "more restrictive" in our learning model. The committee members include parents, staff, bargaining unit leaders and board representation. The committee suggested criteria in addition to the county confirmed cases that could be used to recommend a change in the learning model. These include:

- Trend data of decreased confirmed cases (Both Scott and Dakota Counties Public Health shared that cases fluctuate, so you want more than a few weeks of decrease)
- Staffing
- 5% or lower threshold in the county
- Secondary scheduling
- Cost, time and resources to transition
- Impact on other systems in our organization, such as busing, scheduling, and food service

Assistant Superintendent Brian Gersich and I shared additional criteria and placed them into categories of Staffing, Academic/Student, and Health and Safety. Also, the COVID-19 leadership team provided input.

Academic and Guidance School Planning (MDE):

Teachers for 6-12 Pathways courses have revamped them and identified software that supports Pathways and can be used with Chromebooks.

At the end of September 1800 contingency plans for students receiving specialized services as an addition to Individualized Education Plans; 800 for in-person students K-12 and 500 for Virtual Academy students.

Student and Family Support:

Communication plan is to continue educating our students, families and staff on the health and safety practices after each break. Using social media, and our websites, the communication department continues to push out videos, instructional posters, and procedures on mask wearing, social distancing, hand washing and staying home when you are feeling ill. Also, building leaders will send out parallel pieces of information through newsletters, emails, and their building social media accounts.

Technology: 6000 learning devices handed out. Tech team is working on improvements, such as speeding up access for new students, exploring an unlimited plan for hotspots and training to support substitutes.

Activities:

The Minnesota State High School League (MSHSL) Board voted to permit winter sports. Winter sports are scheduled to begin from one to five weeks later than usual to minimize overlap with Fall sports seasons. There will also be a 30% reduction in games and matches, allowing for two per week.

The board also decided that fall sports will conclude with sections championships. No decision was made on the winter sports post-season. Our athletic director, Guillaume Paek, continues to meet with conference leaders to discuss the impact for our students, coaches and spectators.

Our marching band also worked with the Burnsville High School (BHS) leadership team and determined they would not be playing at the football games. The advisors cited several factors including but not limited to cold weather, limitation of spectators, limited performance time and ability to practice.

We will continue to work with the team at BHS to determine our steps to provide opportunities for students and to ensure safe participation for our students, coaches, advisors and families.

Today, MDE and MSHSL updated their guidance for fall sports. Staff will be reviewing to determine any adjustments.

Enrollment: [Enrollment Data](#)

October 5, 2002: K-12 7631 and VPK-12 7905

Operations: 6 first days and bus drivers and students managed it well. Working on transportation plans for in-person ACT administration.



**Agenda III.B.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Lisa Rider, executive director of business services

Date: October 1, 2020

Re: Report about COVID Funding Update

Receive a report about COVID Funding Update from Lisa Rider, executive director of business services.



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COVID-19: Funding Update October 8, 2020

Presenter: Lisa Rider

Agenda:

- Review Federal/State COVID-19 Funding and other funding
- Purpose and allocation for each funding source
- One91 proposed use of funds
- County funding
- Coronavirus Relief Funding
- Next steps

Overview:

Federal/State COVID-19 Funding

- Coronavirus Aid, Relief, and Economic Security (CARES) Elementary and Secondary School Emergency Relief (ESSER)
- CARES Governor's Emergency Education Relief (GEER)
- CARES Dakota County
- CARES Scott County
- Coronavirus Relief Funds (CRF) Allocation
- Other: Dakota Electric Grant

COVID-19 Funding Update

	CARES - ESSER (90%/9.5%)	CARES - GEER	CRF
Amount	\$1,296,393/ \$244,399	\$295,665	\$2,729,665
Effective Dates	March 2020 thru Sept. 2022	March 2020 thru Sept. 2022	July 2020 thru Dec. 30, 2020; must be drawn by Dec. 30, 2020
Purpose	<ul style="list-style-type: none"> ● Provide resources as necessary to address needs ● Training on health measures ● Personal Protective Equipment (PPE), sanitizing supplies ● Mental Health ● Educational Technology ● Summer Learning ● Supplemental after school programming ● Operation and continuity of services ● Employ existing staff 	<ul style="list-style-type: none"> ● Technology hardware, connectivity, etc. ● Summer School programming needs 	<ul style="list-style-type: none"> ● Operational costs for cleaning supplies, screening, PPE ● Increased transportation costs due to social distancing ● Student, family, and educator needs for technology devices, connectivity ● Training ● Tutors ● Mentors ● School age care
Status	Yet to Submit	Yet to Submit	Approved Application
How to be utilized	Fiscal Year (FY) 20 = \$339,020 FY21 or FY22 remainder	FY20 = \$0 FY21 or FY22 remainder	FY21 = \$2,729,665

CARES ESSER

Fiscal Year 2020 = anticipate \$339,000 after entries are made to finalize with audit for FY20

- General Fund = \$196,729
 - \$100,019 - Hourly wages for planning; PPE supplies; Technology
 - \$96,710 - Transportation delivery routes
- Community Service Fund = \$142,436 Childcare hourly wages

Fiscal Year 2021 and Fiscal Year 2022 will show the remaining expenditures

CARES GEER

Fiscal Year 2020 = Zero spent

Fiscal Year 2021 = \$295,665

- Extra Chromebooks received after July 1, 2020 to move from 1:2 ratio in elementary to 1:1 ratio; total cost was \$420,000

CARES Dakota County

- In early September 2020, we shared with Dakota County our enrollment numbers and specifically those who reside in Dakota County.
- The group of Dakota County Superintendents met to discuss the focus of the need and determined child care and internet connectivity were to be our focus in requesting funds through Dakota County.
- We are awaiting a determination of any allocation from Dakota County and understand the county is waiting to see if the date for use of funds will be extended.
- The total request of Dakota County from the Dakota County School Districts is \$8,333,477.

CARES Dakota County continued

ISD 191 request:

- Child care reimbursement was requested in the amount of \$585,650 for the period of March 2020 through November 2020.
- Technology connectivity reimbursement was requested in the amount of \$35,280 for the period of April 2020 through November 2020.

CARES Scott County

- In September 2020, we were notified of \$51,094 allocated to ISD 191 (based on enrolled Scott County students) for spending for technology to support distance learning; child care; and food expenses.
- Expenses must be incurred between March 1, 2020 and November 30, 2020.
- Expenses cannot be funded in a current budget or reimbursed through any other funding source and we must attest to this.

CARES Scott County continued

- Expenditures from child care and technology for the reimbursement through Scott County CARES.
- Scott County requires documentation of spent CARES Scott County allocation by mid-October and we will submit.

CRF Allocation

Fiscal Year 2021 = \$2,729,665

- September 26, 2020 we received approval for our proposed Formula CRF allocation
- This approval must happen prior to October 1
- Two larger projects were pre-approved within the fund application:
 - address an improvement to ventilation filters within our HVAC systems across all schools
 - address front office and health offices protections for employees in these spaces

CRF Allocation

Funds must be used and final requests for reimbursements must be completed by December 30, 2020, so we will be monitoring the spending of the budgetary areas to determine if budget adjustments will be required as they must be re-approved by the Minnesota Department of Education (MDE).

Budget submitted for Fiscal Year 2021 CRF

- Wages and Salaries = \$546,048
- Benefits = \$163,402
- Contracted Services (including substitutes) = \$289,822
- Equipment, ventilation = \$192,408
- Supplies = \$765,022
- Technology = \$772,963

31

Total = \$2,729,665

Dakota Electric Grant

- \$25,000 has been received for use toward the costs of bringing internet connectivity to 100 families during the 2020-2021 school year.
- Additionally \$2,500 has been received for use toward COVID-19 costs incurred in delivering food to our community families.

Fiscal Year 2019-2020

- As the audit is in process, the final impact to the fund balance will be reported to the School Board on November 12. It is anticipated the actual results will be improved from budgeted projections.

Assumptions Fiscal Year 2020-2021 and beyond

- Anticipate the financial impact of COVID-19 will last at least through Fiscal Year 2023
- Know unemployment costs impact may exist for multiple years
- Concern that Fiscal Year 2021 Funding Formulas may be adjusted down, but have not heard for certain
- At this time, no proration has been made to Fiscal Year 2021 funding. Federal funds that have been received may alleviate some of this concern.
- Use of 0% increase in funding formulas is expected for future legislation Fiscal Year 2022 and Fiscal Year 2023

Next Steps

- CARES ESSER and GEER applications to be completed for Fiscal Year 2020 and Fiscal Year 2021
 - Wrap up journal entries for Fiscal Year 2020 to record the use of federal funds.
 - Monitor budget and actual expenditures for Fiscal Year 2021 prioritizing the use of CRF funds first, Dakota County CARES funds and then CARES (ESSER/GEER) as last resort as these funds can last through September 2022.
- Monitor the CRF allocation ensuring all deadlines are met and full utilization of the funds.



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**Agenda III.C.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Milkoomee Addisu, student representative to the school board

Date: October 1, 2020

Re: Student Representative Report

Receive a report from Milkoomee Addisu, student representative.



**Agenda III.D.
October 8, 2020**

To: Board of Education
From: Dr. Theresa Battle, superintendent
Date: October 1, 2020
Re: Superintendent Report

Receive a report from Dr. Theresa Battle, superintendent.



**Agenda III.E.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Abigail Alt, chair

Date: October 1, 2020

Re: Board Member Reports

Receive reports from board members.

School Board Minutes
INDEPENDENT SCHOOL DISTRICT 191
September 24, 2020

The meeting of the Board of Education was called to order by Chair Alt at 6:30 p.m. The meeting took place in person at Diamondhead Education Center, 200 West Burnsville Parkway, Burnsville, MN and via electronic means pursuant to Minnesota Statute 13.D.021.

Call to Order

Members present: Chester, Hume, Miller, Schatz, Currier, and Chair Alt. Holweger was absent. Others in attendance were Superintendent Battle, Student Representative Addisu, administrators, staff and members of the public.

Attendance

Alt welcomed the audience and asked Hume to lead the Pledge of Allegiance.

Pledge of Allegiance

Moved by Schatz seconded by Miller, to approve the agenda. A roll call vote was taken and the motion carried unanimously (6,0 with Currier, Hume, Miller, Alt, Schatz and Chester voting in favor and none voting against).

Agenda

Received an update from Dr. Theresa Battle, superintendent, Dave Lake, director of operations, Lisa Rider, executive director of business services, and Tom Umhoefer, director of community education about District 191's efforts to implement COVID-19 related educational and public health guidance issued by the Minnesota Department of Education (MDE) and the Minnesota Department of Health (MDH), respectively.

Reports

Received committee reports from Chester on behalf of the Policy Review Committee; Hume on behalf of the Legislative Committee; and Alt on behalf of the Student Performance and Achievement Committee. Hume reported about Foundation 191, and Currier reported about AMSD and ISD 917.

Moved by Chester, seconded by Hume, to approve the consent agenda:
-Approve minutes of the regular board meeting on September 10, 2020.
-Approve personnel recommendations for Bradley Hise, Caleigh Walter, Cassie Schwingle, Chelsy Volkman, Dana Scott, Elizabeth Stanton, Elizabeth Wilson, Holly Bueno, Linda Hey, Teresa Perez, Ana Leyva, Nicole Harves, Mitzi Tetzloff, Morgan McDowell, Holly Bueno, John O'Reilly, Denise Engberg, Drew Wolke, Elizabeth Vervais, Hector Torres, Kimberly Depies, LeVar Queen, Rory McCabe, Pollyanna Burns, Cassie Schwingle, Eva Aragonez-Simental, Lori Skahen, Safiyo Jama, Sandra Carlson, Casey Powell, Katie Quinn, Schmidt Jennifer, Aaron Hazen, and Robert Mestas.

Consent Agenda
Minutes
Personnel

-Adopt a resolution to approve and accept donations as presented.
-Approve July payroll checks in the net amount of \$3,793,076.76, July claims to date, wire transfers and adjustments totaling \$7,967,249.69. Also,

Donations
Checks, receipts,

that the Board accepts July receipts of \$4,857,266.38 and investments for the General Fund & 2015A School Building Bonds and OPEB of \$51,829,079.08 as of July 31, 2020.

-Accept the Budget Analysis for the month ending July 31, 2020.

-Approve non-substantive changes to Policy 422: *Policies Incorporated by Reference*. A roll call vote was taken and the motion carried unanimously (6,0 with Hume, Miller, Alt, Schatz, Chester, and Currier voting in favor and none voting against).

Moved by Hume, seconded by Schatz, to adopt the resolution approving the Revised Long-Term Facilities Maintenance Program Budget for FY2022.

BE IT RESOLVED by the School Board of Independent School District #191, State of Minnesota, as follows:

1. The School Board of Independent School District 191, on June 11, 2020, had approved a long-term facility maintenance program budget for its facilities for the 2021/2022 school year in the amount of \$2,038,880 of which \$409,780 was for Health and Safety expenditures. The various components of this program budget are attached as Exhibit A hereto and are incorporated herein by reference.

2. Since that date, we believe it is in the best interest of the ERMS site to complete the bituminous reconstruction at the same time other projects are being completed. The anticipated cost of the project will be just over \$435,560.

3. Additional District-wide concrete replacement is needed increasing the amount from \$35,000 to \$100,000.

4. Therefore, the long-term facility maintenance program budget for its facilities for the 2021/2022 school year have been revised to the amount of \$2,539,440 of which \$409,780 continues to be for Health and Safety expenditures. The increase of \$500,560 has been made to the list of projects to be completed for the long-term facility maintenance program budget for the 2021/2022 school year to allow for the reconstruction of bituminous lot at Eagle Ridge Middle School and additional district-wide concrete replacement. The long-term facility maintenance costs shall be funded through annual levy instead of issuing bonds. The inclusion of the long-term facility maintenance projects in the district's long-term facility maintenance revenue application for fiscal year 2022 is hereby approved, subject to approval by the Commissioner of Education.

A roll call vote was taken and the motion carried unanimously (6,0 with Miller, Alt, Schatz, Chester, Currier, and Hume voting in favor and none voting against).

deposits and investments

Budget Analysis Policy 422

LTFM Program Budget

Moved by Schatz, seconded by Chester, to certify the proposed property tax levy for taxes payable in 2021 and authorize the clerk to execute the levy certification forms in the “maximum amount” and to also schedule the Truth in Taxation Hearing on December 10, 2020, to be held during the regularly scheduled board meeting beginning at 6:30 p.m. A roll call vote was taken and the motion carried unanimously (6,0 with Alt, Schatz, Chester, Currier, Hume, and Miller voting in favor and none voting against).

Certify Property Tax Levy

Moved by Hume, seconded by Miller, to approve, on a first reading basis, changes to Policy 532: *Use of Peace Officers and Crisis Teams to Remove Students with IEPs From School Grounds*. A roll call vote was taken and the motion carried unanimously (6,0 with Schatz, Chester, Currier, Hume, Miller, and Alt voting in favor and none voting against).

Policy 532

Moved by Chester, seconded by Hume, to approve, on a first reading basis, new Policies 511: *Student Fundraising* and 905: *Advertising*; and non-substantive changes to Policy 706: *Acceptance of Gifts*. A roll call vote was taken and the motion carried unanimously after discussion (6,0 with Chester, Currier, Hume, Miller, Alt, and Schatz voting in favor and none voting against).

Policies 511, 905 and 706

The meeting adjourned to a workshop about Open Facilities Planning at 7:41 p.m. The workshop adjourned at 8:56 p.m.

Adjourn to a workshop

DeeDee Currier, clerk

October 8, 2020
Date Approved

October 8th, 2020

**Burnsville-Eagan-Savage Public Schools
Independent School District 191
Human Resources**

TO: Members, Board of Education
Dr. Theresa Battle, Superintendent

FROM: Stacey Sovine, Executive Director of Human Resources

DATE: October 8th, 2020 FINAL

RE: Recommended Personnel Changes

CLASSIFICATION	ACTION	POSITION CONTROL	NAME	FINAL	LOCATION	POSITION	EFFECTIVE DATE
Certified	Appointment		Andrew Tofte		WM. Byrne Elementary School	Long Term Substitute Teacher	09/14/2020-12/10/2020
Certified	Appointment		Holly Beerling		Harriet Bishop Elementary	Long Term Substitute Teacher	9/24/2020-10/24/2020
Certified	Appointment		Kasie Cushing		Gideon Pond Elementary	Teacher	9/30/2020
Certified	Appointment		Katie Grundstrom		Hidden Valley Elementary	Long Term Substitute Teacher	08/31/2020-01/28/2020
Certified	Appointment		Kellie Soronen		Burnsville High School	Long Term Substitute Teacher	9/17/2020-01/28/2021
Certified	Appointment		Linda Hey		Nicollet Middle School	Long Term Substitute Teacher	09/14/2020-08/31/2021-rev
Certified	Appointment		Michelle Baumann		Rahn Elementary School	Teacher	10/5/2020
Certified	Appointment		Mikayla Davis		Hidden Valley Elementary	Teacher	10/5/2020
Certified	Appointment		Nathan Anderson		Sky Oaks Elementary School	Long Term Substitute Teacher	9/17/2020-11/30/2020
Certified	Appointment		Steven Omodt		Harriet Bishop Elementary	Licensed School Nurse	9/30/2020
Certified	Appointment		Tara Hagen		Gideon Pond Elementary	Teacher	9/30/2020
Certified	Leave of Absence		Abby Ertl		Hidden Valley Elementary	Teacher	09/25/2020-10/30/2020-rev
Certified	Resignation		Kyle Hinrichsen		Edward Neill Elementary	Community Education Coordinator	10/9/2020
Classified	Appointment		Angela Gislason		Harriet Bishop Elementary	Educational Assistant Level II	10/12/2020
Classified	Appointment		Fernetta Cotton		Eagle Ridge Middle School	Food Service Associate	9/30/2020
Classified	Appointment		Hafsa Hassan		Edward Neill Elementary	Educational Assistant Level IV	10/5/2020
Classified	Appointment		Laura Burley		WM. Byrne Elementary School	Food Service Associate	10/2/2020
Classified	Appointment		Zeynah Abdulrazak		District-wide	Cultural Liaison	10/1/2020
Classified	Resignation		Hafsa Hassan		Sky Oaks Elementary School	Community Education Associate	10/2/2020
Classified	Resignation		Megan Bergstrom		Rahn Elementary School	Educational Assistant Level II	9/29/2020
Classified	Termination		Elizabeth Vervais		WM. Byrne Elementary School	Educational Assistant Level II	9/21/2020
Co-Curricular/Coach	Appointment		Bridget Serig		Burnsville High School	PROUD Advisor	9/30/2020
Co-Curricular/Coach	Appointment		Isabella Williams		Burnsville High School	Mock Trial Heach Coach	9/30/2020
Co-Curricular/Coach	Appointment		Makena Wiescamp		Burnsville High School	Assistant Coach- Volleyball	8/31/2020



**Agenda IV.A.3.
October 8, 2020**

To: Members, Board of Education
Dr. Theresa Battle, superintendent

From: Lisa K. Rider, executive director of business services

Date: October 2, 2020

RECOMMENDATION: To adopt a resolution to approve and accept donations as presented.

RESOLUTION TO ACCEPT DONATIONS

WHEREAS,

1. School Board Policy 706 establishes guidelines for the acceptance of gifts to the District; and
2. Minnesota Statute 123B.02, Subd. 6 states the School Board may receive, for the benefit of the district, bequests, donations, or gifts for any proper purpose and apply the same to the purpose designated; and
3. Minnesota Statute 465.03 states the School Board may accept a grant or devise of real or personal property only by the adoption of a resolution approved by two-thirds of its members; and
4. Businesses and individuals have submitted donations to the district;

THEREFORE, BE IT RESOLVED by the School Board of ISD 191 to approve and accept with appreciation the donations as presented below and to permit their use as designated by the donors.

Moved by:

Seconded by:

Members in favor of the motion:

Members opposed:

Whereupon said Resolution was declared duly passed and adopted on October 8, 2020

Date	Donor	Recipient	Terms	Donation
9/17/2020	Kwik Trip	Brainpower-Districtwide	Brainpower support	\$1,000.00
9/9/2020	Berean Baptist Church	District 191	Face masks to provide protection for staff and students against COVID19.	In Kind Donation
9/17/2020	Kwik Trip, Inc	Brainpower in a Backpack	To support Brainpower in a Backpack	\$1,000.00
9/24/2020	Crayola Experience at MOA	William Byrne Elementary	Coloring materials for students	In Kind Donation

Total monetary donation received: \$2,000.00



**Agenda IV.A.4.
October 08, 2020**

To: Board of Education
Dr. Theresa Battle, Superintendent

From: Lisa Rider, Executive Director of Business Services

Date: October 1, 2020

Re: Authorization for transportation bus stops

RECOMMENDATION: That the Board of Education, as authorized by Minnesota State Statute 169.443 subd 3, approve the following school bus stops at which school bus drivers shall not activate the eight-way flashing red signals and authorize the Director of Transportation to modify the list as necessary as school bus routes are modified.

Minnesota Statute 169.443 subd 3 specifies how and when school bus drivers must use the eight-way flashing red signals and the stop-signal arm. In most situations, school bus drivers are to activate the eight-way flashing red signals and extend the stop-signal arm when the school bus is stopped on a street or highway to load or unload school students. The same Minnesota statute also allows for the loading and unloading of students, without the use of the eight-way flashing red signals, when students are not required to cross the street or highway and when the bus is able to pull off the traveled portion of the roadway.

Special transportation bus stops typically take longer than regular school bus stops resulting in the roadway being blocked for extended periods of time when the eight-way flashing red signals are used. After consulting with the Minnesota Department of Public Safety, the local highway department and the district's transportation contractor, the Director of Transportation has identified a list of special transportation bus stops that qualify as bus stops at which school bus drivers shall not use the eight-way flashing red signals while loading and unloading students in order to avoid blocking the roadway for extended periods of time.

Therefore, we recommend that the Board of Education annually approve a list of school bus stops at which school bus drivers shall not activate the pre-warning flashing amber signals or flashing red signals when loading and unloading students. We also recommend that the Board of Education authorize the Director of Transportation to modify the list of approved bus stops during the course of a school year in order to accommodate the changing transportation needs of individual students.

Home Street	Home City, State Zip
MCANDREWS RD E	BURNSVILLE, MN 55337
KILLEBREW DR	BLOOMINGTON, MN 55425
EDGEWATER PATH	APPLE VALLEY, MN 55124
31ST AVE S	MINNEAPOLIS, MN 55417
31ST AVE S	MINNEAPOLIS, MN 55417
18TH AVE S	RICHFIELD, MN 55423
GAVOTTE AVE	APPLE VALLEY, MN 55124
MCANDREWS RD E	BURNSVILLE, MN 55337
118TH AVE NE	BLAINE, MN 55434
MCANDREWS RD E	BURNSVILLE, MN 55337
HIGHWAY 13 W	SAVAGE, MN 55378
RAMBUSH RD	BURNSVILLE, MN 55306
HICKORY HILL DR	EAGAN, MN 55122
HICKORY HILL DR	EAGAN, MN 55122
RAHNCLIFF CT	EAGAN, MN 55122
OTTAWA AVE	WEST ST. PAUL, MN 55118
IRWIN RD	BLOOMINGTON, MN 55437
IRVING AVE S	BURNSVILLE, MN 55306
WESCOTT WOODLANDS	EAGAN, MN 55123
WESCOTT WOODLANDS	EAGAN, MN 55123
EGAN DR	SAVAGE, MN 55378
ANDERSON LAKES PKWY	EDEN PRAIRIE, MN 55344
HIGH SITE DR	EAGAN, MN 55121
HIGH SITE DR	EAGAN, MN 55121
HIGH SITE DR	EAGAN, MN 55121
HIGH SITE DR	EAGAN, MN 55121
HIGH SITE DR	EAGAN, MN 55121
MCANDREWS RD E	BURNSVILLE, MN 55337
141ST ST W	SAVAGE, MN 55378
141ST ST W	SAVAGE, MN 55378
4TH ST E	HASTINGS, MN 55033
141ST ST W	SAVAGE, MN 55378
20TH AVE S	MINNEAPOLIS, MN 55407
20TH AVE S	MINNEAPOLIS, MN 55407
20TH AVE S	MINNEAPOLIS, MN 55407
VINCENT AVE S	BURNSVILLE, MN 55337
COUNTY ROAD 42 W	BURNSVILLE, MN 55306
ANDERSON LAKES PKWY	EDEN PRAIRIE, MN 55344
WESCOTT WOODLANDS	EAGAN, MN 55123
NORWEST CT	EAGAN, MN 55121
RIVER WOODS LN	BURNSVILLE, MN 55337
20TH AVE S	MINNEAPOLIS, MN 55407
210TH ST W	LAKEVILLE, MN 55044
WESCOTT WOODLANDS	EAGAN, MN 55123
WALDEN ST	BURNSVILLE, MN 55337
PENN AVE S	BURNSVILLE, MN 55337

COUNTRY VIEW LN	BURNSVILLE, MN 55337
115TH ST E	BURNSVILLE, MN 55337
KIPLING AVE S	SAVAGE, MN 55378
IRVING AVE S	BURNSVILLE, MN 55306
LACOTA LN	BURNSVILLE, MN 55337
FOREST GLEN CT	BURNSVILLE, MN 55337
QUEBEC AVE	SAVAGE, MN 55378
QUEBEC AVE	SAVAGE, MN 55378
QUEBEC AVE	SAVAGE, MN 55378
23RD AVE S	BURNSVILLE, MN 55337
PARKWAY PL	BURNSVILLE, MN 55337
HOLLY LN	BURNSVILLE, MN 55337
17TH AVE S	BURNSVILLE, MN 55337
RIO LOMA LN	BURNSVILLE, MN 55337
SOUTHCROSS DR W	BURNSVILLE, MN 55306
GARNET LN	EAGAN, MN 55122
RIVER HILLS DR	BURNSVILLE, MN 55337
139TH ST W	BURNSVILLE, MN 55337
JUDICIAL RD	BURNSVILLE, MN 55337
SUNSET LAKE DR	BURNSVILLE, MN 55337
132ND ST W	SAVAGE, MN 55378
CARNELIAN LN	EAGAN, MN 55122
114TH ST E	BURNSVILLE, MN 55337
BRYANT LN	BURNSVILLE, MN 55337
BRYANT LN	BURNSVILLE, MN 55337
PARKWOOD DR	BURNSVILLE, MN 55337
LAUREL CT	EAGAN, MN 55122
129TH ST E	BURNSVILLE, MN 55337
GALTIER DR	BURNSVILLE, MN 55337
BURNSVILLE PKWY E	BURNSVILLE, MN 55337
130TH ST W	SAVAGE, MN 55378
IRVING AVE S	BURNSVILLE, MN 55306
WOODBRIIDGE LN	SAVAGE, MN 55378
HIGHWAY 13 E	BURNSVILLE, MN 55337
W BURNSVILLE PKWY	BURNSVILLE, MN 55337
143RD ST W	BURNSVILLE, MN 55306
PENN AVE S	BURNSVILLE, MN 55337
27TH AVE S	BURNSVILLE, MN 55337
BIRNAMWOOD DR	BURNSVILLE, MN 55337
RIVER WOODS LN	BURNSVILLE, MN 55337
MEADOW CIR S	BURNSVILLE, MN 55337
RIVER OAK DR	SAVAGE, MN 55378
RADISSON DR	BURNSVILLE, MN 55337
JORDAN TRL	LAKEVILLE, MN 55044
JORDAN TRL	LAKEVILLE, MN 55044
KIPLING CT	SAVAGE, MN 55378
RIO LOMA DR	BURNSVILLE, MN 55337

CHANCELLOR MNR	BURNSVILLE, MN 55306
PARK AVE	BURNSVILLE, MN 55306
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
HWY 13 E	BURNSVILLE, MN 55337
115TH ST E	BURNSVILLE, MN 55337
MORGAN AVE S	BURNSVILLE, MN 55337
BIRNAMWOOD DR	BURNSVILLE, MN 55337
CARNELIAN LN	EAGAN, MN 55122
HARRIET AVE	BURNSVILLE, MN 55337
VENTURA PL	SAVAGE, MN 55378
NATCHEZ AVE	SAVAGE, MN 55378
MCCOLL DR	SAVAGE, MN 55378
SEQUOIA CT	BURNSVILLE, MN 55337
ZARTHAN AVE	SAVAGE, MN 55378
PARKWOOD DR	BURNSVILLE, MN 55337
MCCOOL DR E	BURNSVILLE, MN 55337
PORTLAND AVE	BURNSVILLE, MN 55337
125TH ST WEST	SAVAGE, MN 55378
PIN OAK DR	EAGAN, MN 55122
RIVER OAK DR	SAVAGE, MN 55378
SOUTHCROSS DR W	BURNSVILLE, MN 55306
RAMBUSH RD	BURNSVILLE, MN 55337
ARBOR VISTA RD	BURNSVILLE, MN 55306
YOSEMITE AVE S	SAVAGE, MN 55378
114TH ST E	BURNSVILLE, MN 55337
MEADOWOOD DR	SAVAGE, MN 55378
GLENHURST AVE	SAVAGE, MN 55378
143RD ST W	BURNSVILLE, MN 55337
ARBOR VISTA RD	BURNSVILLE, MN 55306
NATCHEZ CT	SAVAGE, MN 55378
136TH ST W	SAVAGE, MN 55378
MANOR DR	BURNSVILLE, MN 55337
PRESERVE BLVD W	BURNSVILLE, MN 55337
SOUTHCROSS DR W	BURNSVILLE, MN 55306
GREAT OAKS DR	BURNSVILLE, MN 55337
PARK AVE	BURNSVILLE, MN 55306
LOWER HAMLET CT	APPLE VALLEY, MN 55124
SELKIRK DR	BURNSVILLE, MN 55337
PORTLAND AVE	BURNSVILLE, MN 55337
23RD AVE	BURNSVILLE, MN 55337
BAYPOINT DR	BURNSVILLE, MN 55337
GABBRO TRL	EAGAN, MN 55122
WELLINGTON CRES E	BURNSVILLE, MN 55337
IRVING AVE S	BURNSVILLE, MN 55306
129TH ST	SAVAGE, MN 55378
VIKING DR	BURNSVILLE, MN 55337
129TH ST	SAVAGE, MN 55378

SHAWNEE LN	BURNSVILLE, MN 55337
ARBOR VISTA RD	BURNSVILLE, MN 55306
IRVING AVE S	BURNSVILLE, MN 55306
DAVENPORT CIR	EAGAN, MN 55122
SILVER BELL RD	EAGAN, MN 55122
BURNSVILLE PKWY E	BURNSVILLE, MN 55337
NICOLLET AVE	BURNSVILLE, MN 55337
IRVING AVE S	BURNSVILLE, MN 55306
ARBOR VISTA RD	BURNSVILLE, MN 55337
BRYANT AVE S	BURNSVILLE, MN 55337
LAUREL CT	EAGAN, MN 55122
CHOWEN BND	BURNSVILLE, MN 55337
133RD ST W	SAVAGE, MN 55378
HARRIET AVE	BURNSVILLE, MN 55337
JAMES AVE	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
RIVER HILLS DR	BURNSVILLE, MN 55337
HAYES DR	BURNSVILLE, MN 55337
PARKWOOD DR	BURNSVILLE, MN 55337
HWY 13 E	BURNSVILLE, MN 55337
CEDAR GROVE PKWY	EAGAN, MN 55122
CEDAR GROVE PKWY	EAGAN, MN 55122
CHANCELLOR MNR	BURNSVILLE, MN 55306
GARFIELD AVE	BURNSVILLE, MN 55337
HARRIET AVE	BURNSVILLE, MN 55337
122ND ST E	BURNSVILLE, MN 55337
2ND AVE S	BURNSVILLE, MN 55337
CHANCELLOR MNR	BURNSVILLE, MN 55306
PARKWOOD DR	BURNSVILLE, MN 55337
LONGVIEW DR	BURNSVILLE, MN 55337
IRVING AVE S	BURNSVILLE, MN 55306
COURT PL	BURNSVILLE, MN 55337
JADE LN	EAGAN, MN 55122
143RD CT	SAVAGE, MN 55378
GLENDALE TRAIL	SAVAGE, MN 55378
129TH ST	SAVAGE, MN 55378
NICOLLET AVE	BURNSVILLE, MN 55337
PLEASANT PL	BURNSVILLE, MN 55337
TRAVELERS TRL E	BURNSVILLE, MN 55337
CLIFF RD E	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
CLARK ST	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
MCCOOL DR E	BURNSVILLE, MN 55337
RADISSON DR	BURNSVILLE, MN 55337
23RD AVE S	BURNSVILLE, MN 55337
137TH ST W	SAVAGE, MN 55378

LANGFORD CIR	BURNSVILLE, MN 55337
125TH ST W	SAVAGE, MN 55378
ARBOR VISTA RD	BURNSVILLE, MN 55306
MARBLE LN	EAGAN, MN 55122
BIRCHWOOD CT	BURNSVILLE, MN 55337
MCANDREWS RD E	BURNSVILLE, MN 55337
TACONITE TRL	EAGAN, MN 55122
NATCHEZ AVE	SAVAGE, MN 55378
YORK AVE S	BURNSVILLE, MN 55337
BURNSVILLE PKWY E	BURNSVILLE, MN 55337
WILDWOOD CT	BURNSVILLE, MN 55306
MCANDREWS RD W	BURNSVILLE, MN 55337
SLATER LN	BURNSVILLE, MN 55337
136TH ST W	BURNSVILLE, MN 55337
WILLIAMS DR	BURNSVILLE, MN 55337
FRIENDSHIP LN	BURNSVILLE, MN 55337
LACOTA LN	BURNSVILLE, MN 55337
NICOLLET LN	BURNSVILLE, MN 55337
117TH ST E	BURNSVILLE, MN 55337
RYAN CIR	BURNSVILLE, MN 55337
139TH ST W	BURNSVILLE, MN 55337
RAMBUSH RD	BURNSVILLE, MN 55306
KENNELLY PL	BURNSVILLE, MN 55337
BALLANTRAE RD	EAGAN, MN 55122
MARBLE LN	EAGAN, MN 55122
125TH ST W	SAVAGE, MN 55378
CARNELIAN LN	EAGAN, MN 55122
126TH TER W	SAVAGE, MN 55378
JAMES PL	BURNSVILLE, MN 55337
125TH ST E	BURNSVILLE, MN 55337
141ST ST W	SAVAGE, MN 55378
NICOLLET AVE	BURNSVILLE, MN 55337
UPTON AVE S	BURNSVILLE, MN 55337
UPTON AVE S	BURNSVILLE, MN 55337
117TH ST E	BURNSVILLE, MN 55337
HWY 13 E	BURNSVILLE, MN 55337
E 117TH ST	BURNSVILLE, MN 55337
HERITAGE CIR N	BURNSVILLE, MN 55337
MORGAN AVE S	BURNSVILLE, MN 55337
BLACK HILLS DR	BURNSVILLE, MN 55337
126TH ST WEST	SAVAGE, MN 55378
PARKWOOD DR	BURNSVILLE, MN 55337
141ST ST W	SAVAGE, MN 55378
LONGVIEW DR	BURNSVILLE, MN 55337
MERLOT CRV	EAGAN, MN 55122
IRVING AVE S	BURNSVILLE, MN 55306
INGLEWOOD CIR	SAVAGE, MN 55378

PARKVIEW LN	BURNSVILLE, MN 55337
17TH AVE S	BURNSVILLE, MN 55337
COUNTRY WOOD DR	BURNSVILLE, MN 55337
141ST ST W	SAVAGE, MN 55378
HUNTINGTON AVE	SAVAGE, MN 55378
YORK AVE S	BURNSVILLE, MN 55337
MYSTIC LN	BURNSVILLE, MN 55337
SKYLINE DR N	BURNSVILLE, MN 55337
PORTLAND AVE	BURNSVILLE, MN 55337
MCLEOD ST	BURNSVILLE, MN 55337
PORTLAND AVE	BURNSVILLE, MN 55337
MEADOW CIR N	BURNSVILLE, MN 55337
WESTCLIFFE DR	BURNSVILLE, MN 55306
181ST ST W	LAKEVILLE, MN 55044
CLIFF RD E	BURNSVILLE, MN 55337
SHARON LN	BURNSVILLE, MN 55337
ORCHARD DR	BURNSVILLE, MN 55306
CO RD 5	BURNSVILLE, MN 55337
SOUTHCROSS DR W	BURNSVILLE, MN 55306
BURNSVILLE PKWY E	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
141ST ST W	SAVAGE, MN 55378
SOUTHCROSS DR W	BURNSVILLE, MN 55306
NATCHEZ AVE	SAVAGE, MN 55378
UPTON AVE S	BURNSVILLE, MN 55337
PORTLAND DR E	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
BURNSVILLE PKWY W	BURNSVILLE, MN 55337
RIVER CROSSING COURT	SAVAGE, MN 55378
CO RD 5	BURNSVILLE, MN 55337
135TH ST W	SAVAGE, MN 55378
WOODHILL RD	BURNSVILLE, MN 55337
LAKEVIEW DR	BURNSVILLE, MN 55337
BALLANTRAE RD	EAGAN, MN 55122
137TH PL W	BURNSVILLE, MN 55337
UPTON AVE S	BURNSVILLE, MN 55337
VILLABURNE DR	BURNSVILLE, MN 55337
RIVER OAK DR	SAVAGE, MN 55378
SHIRLEY DR	BURNSVILLE, MN 55337
PARKWOOD DR	BURNSVILLE, MN 55337
HEMLOCK TRL	SHAKOPEE, MN 55379



**Agenda IV.A.6.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Stephanie White, director of student support services, and Lisa Rider, executive director of business services

Date: October 1, 2020

Re: Policy 532: *Use of Peace Officers and Crisis Teams to Remove Students with IEPs From School Grounds*; New Policies 511: *Student Fundraising* and 905: *Advertising*; and Non-Substantive Changes to Policy 706: *Acceptance of Gifts*

Recommendation: that the Board of Education approves, on a second reading basis, changes to Policy 532: *Use of Peace Officers and Crisis Teams to Remove Students with IEPs From School Grounds*; New Policies 511: *Student Fundraising* and 905: *Advertising*; and Non-Substantive Changes to Policy 706: *Acceptance of Gifts*.

The Policy Review Committee reviewed these policies on June 9 and September 8, 2020. The first reading was approved by the Board on September 24.

Summary:

- Policy changes recommended by MSBA due to statutory change to dates of seclusion reports to MDE.
- New Policies 511 and 905 are MSBA model policies that have been revised based on feedback from Board members.
- Policy 706 has been revised to cross-reference new policies 511 and 905.

Adopted: 4/04
Reviewed: 9/24/2020
Revised: 10/8/2020
Rescinds: JFCB

532 USE OF PEACE OFFICERS AND CRISIS TEAMS TO REMOVE STUDENTS WITH IEPs FROM SCHOOL GROUNDS

I. PURPOSE

The purpose of this policy is to describe the appropriate use of peace officers and crisis teams to remove, if necessary, a student with an individualized education program (IEP) from school property and school activities.

II. GENERAL STATEMENT OF POLICY

Burnsville-Eagan-Savage School District is committed to promoting learning environments that are safe for all members of the school community. It further believes that students are the first priority and that they should be reasonably protected from physical or emotional harm at all school locations and during all school activities.

All students, including students with IEPs, are subject to the terms of the school district's discipline policy. School site administrators have the leadership responsibility to maintain a safe, secure, and orderly educational environment within which learning can occur. Appropriate corrective action to discipline a student and/or modify a student's behavior will be taken by staff when a student's behavior violates the school district's discipline policy.

If a student engages in conduct which, in the judgment of school personnel, endangers or may endanger the health, safety, or property of the student, other students, staff members, or school property, that student may be removed from school grounds in accordance with this policy.

III. DEFINITIONS

For purposes of this policy, the following terms have the meaning given them in this section:

- A. "Emergency" means a situation where immediate intervention is needed to protect a child or other individual from physical injury or to prevent serious property damage.
- B. "Peace officer" means an employee or an elected or appointed official of a political subdivision or law enforcement agency who is licensed by the Board of

Peace Officer Standards and Training, charged with the prevention and detection of crime and the enforcement of general criminal laws of the state and who has the full power of arrest. The term “peace officer” includes a person who serves as a sheriff, a deputy sheriff, a police officer, or a state patrol trooper.

- C. “School resource officer” is a peace officer who, pursuant to an agreement between the school district and a political subdivision or law enforcement agency, is assigned to a school building for all or a portion of the school day to provide law enforcement assistance and support to the building administration and to promote school safety, security, and positive relationships with students.
- D. “Crisis team” means a group of persons, which may include teachers and non-teaching school personnel, selected by the building administrator in each school building who have received crisis intervention training and are responsible for becoming actively involved with resolving crises. The building administrator or designee shall serve as the leader of the crisis team.
- E. The phrase “remove the student from school grounds” is the act of securing the person of a student and escorting that student from the school building or school activity at which the student is located.
- F. “Student with an IEP” or “the student” means a student who is eligible to receive special education and related services pursuant to the terms of an IEP.
- G. All other terms and phrases used in this policy shall be defined in accordance with applicable state and federal law or ordinary and customary usage.

IV. REMOVAL OF STUDENTS WITH IEPs FROM SCHOOL GROUNDS

A. Removal By Crisis Team

If the behavior of a student escalates to the point where the student’s behavior endangers or may endanger the health, safety, or property of the student, other students, staff members, or school property, the school building’s crisis team may be summoned. The crisis team may attempt to de-escalate the student’s behavior by means including, but not limited to, those described in the student’s IEP. When such measures fail, or when the crisis team determines that the student’s behavior continues to endanger or may endanger the health, safety, or property of the student, other students, staff members, or school property, the crisis team may remove the student from school grounds.

If the student’s behavior cannot be safely managed, school personnel may immediately request assistance from the police resource officer or a peace officer.

B. Removal By School Resource Officer or Peace Officer

If a student engages in conduct which endangers or may endanger the health, safety, or property of the student, other students, staff members, or school property, the school building's crisis team, building administrator, or the building administrator's designee, may request that the police resource officer or a peace officer remove the student from school grounds.

If a student is restrained or removed from a classroom, school building, or school grounds by a peace officer at the request of a school administrator or school staff person during the school day twice in a 30-day period, the student's IEP team must meet to determine if the student's IEP is adequate or if additional evaluation is needed.

Whether or not a student engages in conduct which endangers or may endanger the health, safety, or property of the student, other students, staff members, or school property, school district personnel may report suspected criminal activity committed by students to appropriate authorities. If the school district reports suspected criminal activity by a student to a school resource officer or peace officer and a police report is issued, school personnel shall transmit copies of the special education and disciplinary records of the student for consideration by appropriate authorities to whom it reports the crime, to the extent that the transmission is permitted by the Family Education Rights and Privacy Act (FERPA), the Minnesota Government Data Practices Act, and school district's policy, Protection and Privacy of Pupil Records.

The fact that a student is covered by special education law does not prevent state law enforcement and judicial authorities from exercising their responsibilities with regard to the application of federal and state law to crimes committed by a student.

C. Reasonable Force Permitted

In removing a student from school grounds, a building administrator, other crisis team members, or the police resource officer or other agents of the school district, whether or not members of a crisis team, may use reasonable force when it is necessary under the circumstances to correct or restrain a student or prevent bodily harm or death to another.

In removing a student from school grounds, police resource officers or peace officer and school district personnel are further prohibited from engaging in the following conduct:

1. Corporal punishment prohibited by Minn. Stat. § 121A.58;
2. Requiring a child to assume and maintain a specified physical position, activity, or posture that induces physical pain;

3. Totally or partially restricting a child's senses as punishment;
4. Denying or restricting a child's access to equipment and devices such as walkers, wheel chairs, hearing aids, and communication boards that facilitate the child's functioning except when temporarily removing the equipment or device is needed to prevent injury to the child or others or serious damage to the equipment or device, in which case the equipment or device shall be returned to the child as soon as possible;
5. Interacting with a child in a manner that constitutes sexual abuse, neglect, or physical abuse under Minn. Stat. § 626.556;
6. Physical holding (as defined in Minn. Stat. § 125A.0941) that restricts or impairs a child's ability to breathe, restricts or impairs a child's ability to communicate distress, places pressure or weight on a child's head, throat, neck, chest, lungs, sternum, diaphragm, back, or abdomen, or results in straddling a child's torso;
7. Withholding regularly scheduled meals or water; and/or
8. Denying a child access to toilet facilities.

D. Parental Notification

The school site administrator or designee shall make reasonable efforts to notify the student's parent or guardian of the student's physical removal from school grounds as soon as possible following the removal.

E. Continued Removals; Review of IEP

Continued and repeated use of the removal process described herein must be reviewed in the development of the student's IEP.

F. Effect of Policy in an Emergency; Use of Restrictive Procedures

A student may be removed in accordance with this policy regardless of whether the student's conduct would create an emergency.

If the school district seeks to remove a student from school grounds under this policy due to behaviors that constitute an emergency and the student's IEP, authorizes the use of one or more restrictive procedures, the crisis team may employ those restrictive procedures, in addition to any reasonable force that may be necessary, to facilitate the student's removal from school grounds, as long as the crisis team members who are implementing the restrictive procedures have received the training required by Minn. Stat § 125A.0942, Subd. 5, and otherwise comply with the requirements of § 125A.0942.

G. Reporting to the Minnesota Department of Education (MDE)

Annually, stakeholders may recommend, as necessary, to the Commissioner of MDE (Commissioner) specific and measurable implementation and outcome goals for reducing the use of restrictive procedures. The Commissioner must submit to the Legislature a report on districts' progress in reducing the use of restrictive procedures that recommends how to further reduce these procedures and eliminate the use of seclusion. By January 15, April 15, July 15, and October 15 of each year, districts must report, in a form and manner determined by the Commissioner about individual students who have been secluded. By July 15 each year, districts must report summary data. The summary data must include information on the use of restrictive procedures for the prior school year, July 1 through June 30, including the use of reasonable force by school personnel that is consistent with the definition of physical holding or seclusion of a child with a disability.

Legal References: Minn. Stat. Ch. 13 (Minnesota Government Data Practices Act)
 Minn. Stat. §§ 121A.40-121A.56 (Minnesota Pupil Fair Dismissal Act)
 Minn. Stat. § 121A.582 (Student Discipline; Reasonable Force)
 Minn. Stat. § 121A.61 (Discipline and Removal of Students from Class)
 Minn. Stat. § 121A.67, Subd. 2 (Removal by Police Officer)
 Minn. Stat. §§ 125A.094-125A.0942 (Restrictive Procedures for Children with Disabilities)
 Minn. Stat. § 609.06 (Authorized Use of Force)
 Minn. Stat. § 609.379 (Permitted Actions)
 20 U.S.C. § 1232g *et seq.* (Family Educational Rights and Privacy (FERPA))
 20 U.S.C. § 1415(k)(6) (Individuals with Disabilities Education Improvement Act of 2004 (IDEA))
 34 C.F.R. § 300.535 (IDEA Regulation Regarding Involvement of Law Enforcement)

Cross References: Burnsville-Eagan-Savage School District Policy 506 (Student Discipline)
 Burnsville-Eagan-Savage School District Policy 507 (Corporal Punishment)
 Burnsville-Eagan-Savage School District Policy 515 (Protection and Privacy of Pupil Records)
 Burnsville-Eagan-Savage School District Policy 525 (Violence Prevention)
 Burnsville-Eagan-Savage School District Policy 806 (Crisis Management Policy)

Adopted: 10/8/2020
Reviewed: 9/24/2020
Revised:
Rescinds:

511 STUDENT FUNDRAISING

I. PURPOSE

The purpose of this policy is to address student fundraising efforts.

II. GENERAL STATEMENT OF POLICY

The school board recognizes a desire and a need by some student organizations for fundraising. This policy lays out guidelines on how fundraisers are to be conducted.

III. RESPONSIBILITY

- A. The building administrators shall be responsible for developing recommendations to the superintendent or designee that will result in a level of activity deemed acceptable by employees, parents, and students. The fundraiser must be conducted in a manner that will protect the privacy and dignity of individual students, employees, and the school.
- B. All fundraising activities must be approved in advance by the administration. Participation in nonapproved activities shall be considered a violation of school district policy.
- C. The superintendent or designee shall be responsible for providing coordination of student fundraising throughout the school district as deemed appropriate.
- D. The school district expects all students who participate in approved fundraising activities to represent the school, the student organization, and the community in a responsible manner. All rules pertaining to student conduct and student discipline extend to student fundraising activities.
- E. The school district expects all employees who plan, supervise, coordinate, or participate in student fundraising activities to act in the best interests of the students and to represent the school, the student organization, and the community in a responsible manner.

IV. ANNUAL REPORT

The administration will prepare a fundraising report semi-annually which will be reviewed by the school board in May and November. The report will list the activity, type of fundraisers, timing, purpose, and results.

Legal References: Minn. Stat. § 120A.20 (Age Limitations; Pupils)
Minn. Stat. § 123B.09, Subd. 8 (Duties)
Minn. Stat. § 123B.36 (Authorized Fees)

Cross References: Burnsville-Eagan-Savage School District Policy 506 (Student Discipline)
Burnsville-Eagan-Savage School District Policy 713 (Student Activity Accounting)

Adopted: 10/8/2020
Reviewed: 9/24/2020
Revised:
Rescinds

905 ADVERTISING

I. PURPOSE

The purpose of this policy is to provide guidelines for the advertising or promoting of products or services.

II. GENERAL STATEMENT OF POLICY

The school district's policy is that the name, facilities, staff, students, or any part of the school district shall not be used for advertising or promoting the interests of a commercial or nonprofit agency or organization except as set forth below.

III. DEFINITION

A. "Advertising" means the action of calling something to the attention of the public by paid announcements.

IV. ADVERTISING GUIDELINES

A. School publications, including publications such as programs and calendars, may accept and publish paid advertising provided they receive advance approval from the appropriate administrator. In no instance shall publications accept advertising or advertising images for alcohol, tobacco, drugs, drug paraphernalia, weapons, or obscene, pornographic, or illegal materials. Advertisements may be rejected by the school district if determined to be inconsistent with the educational objectives of the school district or inappropriate for inclusion in the publication. For example, advertisements may be rejected if determined to be false, misleading, or deceptive, or if they relate to an illegal activity or are in direct violation of other school district policies. The site administrator shall screen all such advertising for appropriateness, including compliance with the school district policy prohibiting sexual, racial, and religious harassment.

B. The superintendent or designee may approve advertising in school district facilities or on school district property. Any approval will state precisely where such advertising may be placed. The restrictions listed in Section A above will apply. Advertising will not be allowed outside the specific area approved by the superintendent or designee. Specific advertising must be approved by the superintendent or designee.

C. No advertising which promotes external competing entities especially as it relates

to enrollment, athletics and activities for the district will be allowed.

- D. Donations which include or carry advertisements must follow school district Policy 706 (Acceptance of Gifts).
- E. The school district or a school may acknowledge a donation it has received from an organization by displaying a “donated by,” “sponsored in part by,” or a similar by-line with the organization’s name and/or symbol on the item. Examples include activity programs or yearbooks.
- F. Nonprofit entities and organizations may be allowed to use the school district name, students, or facilities for purposes of advertising or promotion if the purpose is determined to be educational and prior approval is obtained from the superintendent or designee. Advertising will be limited to the specific event or purpose approved by the superintendent or designee.
- G. Contracts for computers or related equipment or services that require advertising to be disseminated to students will not be entered into or permitted unless done pursuant to and in accordance with state law.
- H. The inclusion of advertisements in school district publications, in school district facilities, or on school district property does not constitute approval and/or endorsement of any product, service, organization, or activity. Approved advertisements will not imply or declare such approval or endorsement.

V. ACCOUNTING

Advertising revenues must be accounted for and reported in compliance with UFARS. A periodic report shall be made to the school board by the superintendent regarding the scope and amount of such revenues should they exceed \$10,000 annually.

Legal References: Minn. Stat. § 123B.93 (Advertising on School Buses)
Minn. Stat. § 125B.022 (Contracts for Computers or Related Equipment or Service)
Minn. Stat. § 173.08 (Excluded Road Advertising Devices)

Cross References: Burnsville-Eagan-Savage School District Policy 413 (Harassment and Violence)
Burnsville-Eagan-Savage School District Policy 421 (Gifts to Employees and School Board Members)
Burnsville-Eagan-Savage School District Policy 702 (Accounting)
Burnsville-Eagan-Savage School District Policy 706 (Acceptance of Gifts)

Adopted: 11/1983
Reviewed: 9/24/2020
Revised: 10/8/2020
Rescinds: KH

Burnsville-Eagan-Savage School District Policy 706

706 ACCEPTANCE OF GIFTS

I. PURPOSE

The purpose of this policy is to provide guidelines for the acceptance of gifts by the school board.

II. GENERAL STATEMENT OF POLICY

The policy of this school district is to accept gifts only in compliance with state law.

III. ACCEPTANCE OF GIFTS GENERALLY

The school board may receive, for the benefit of the school district, bequests, donations or gifts for any proper purpose. The school board shall have the sole authority to determine whether any gift or any precondition, condition, or limitation on use included in a proposed gift furthers the interests of or benefits the school district and whether it should be accepted or rejected.

IV. GIFTS OF REAL OR PERSONAL PROPERTY

The school board may accept a gift, grant or devise of real or personal property only by the adoption of a resolution approved by two-thirds of its members. The resolution must fully describe any conditions placed on the gift. The real or personal property so accepted may not be used for religious or sectarian purposes.

V. ADMINISTRATION IN ACCORDANCE WITH TERMS

If the school board agrees to accept a bequest, donation, gift, grant or devise which contains preconditions, conditions or limitations on use, the school board shall administer it in accordance with those terms. Once accepted, a gift shall be the property of the school district unless otherwise provided in the agreed upon terms.

Legal References: Minn. Stat. § 123B.02, Subd. 6 (Bequests, Donations, Gifts)
Minn. Stat. § 465.03 (Gifts)

Cross References: Burnsville-Eagan-Savage School District Policy 511 (Fundraising)
Burnsville-Eagan-Savage School District Policy 905 (Advertising)



**Agenda IV.B.1.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Lisa Rider, executive director of business services

Date: October 1, 2020

Re: Adopt the Resolution Awarding the Sale of General Obligation Alternative Facilities Refunding Bonds, Series 2020A

RECOMMENDATION: That the Board of Education adopts the formal resolution awarding the sale of General Obligation Alternative Facilities Refunding Bonds, Series 2020A, fixing their form and specifications, directing their execution, delivery, and registration, and providing for their payment, and providing for the redemption of bonds refunded.

The Board of Education on August 27, 2020 authorized the issuance and sale of general obligation alternative facilities refunding bonds of approximately \$11,665,000 noted as Series 2020A. On October 8, 2020 sealed proposals for the purchase of these bonds will be accepted. Proposals will be publicly opened, read and tabulated by our financial advisors at Ehlers.

The bid tabulation for the proposals received will be available on the date of sale. Ehlers will be present during the board meeting to present the results of the bids. The board will be asked at that time to adopt the resolution to award the sale of bonds.

Attachment: Resolution Awarding the Sale of General Obligation Alternative Facilities Refunding Bonds, Series 2020A

Extract of Minutes of Meeting
of the Board of Education of
Independent School District No. 191
(Burnsville-Eagan-Savage)
Dakota and Scott Counties, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the Board of Education of Independent School District No. 191 (Burnsville-Eagan-Savage), Dakota and Scott Counties, Minnesota, was duly held by telephone or other electronic means on Thursday, October 8, 2020, commencing at 6:30 P.M. The teleconference was held in accordance with Minnesota Statutes, Section 13D.021, and pursuant to a proclamation by the Board made on March 19, 2020.

The following directors were present:

and the following were absent:

* * *

* * *

* * *

The Chair announced that the next order of business was consideration of the proposals which had been received for the purchase of the District's General Obligation Alternative Facilities Refunding Bonds, Series 2020A, to be issued in the original aggregate principal amount of \$11,485,000.

The District's municipal advisor presented a tabulation of the proposals which had been received in the manner specified in the Terms of Proposal of the Bonds to the Board. The proposals were as set forth in EXHIBIT A attached.

After due consideration of the proposals, Director _____ then introduced the following resolution and moved its adoption:

A RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION ALTERNATIVE FACILITIES REFUNDING BONDS, SERIES 2020A, IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF \$11,485,000; FIXING THEIR FORM AND SPECIFICATIONS; DIRECTING THEIR EXECUTION AND DELIVERY; PROVIDING FOR THEIR PAYMENT; AND PROVIDING FOR THE REDEMPTION OF BONDS REFUNDED THEREBY

BE IT RESOLVED By the Board of Education (the “Board”) of Independent School District No. 191 (Burnsville-Eagan-Savage), Dakota and Scott Counties, Minnesota (the “District”), as follows:

Section 1. Findings, Determinations; Sale of Bonds.

1.01 Background. It is hereby determined that:

(a) On April 12, 2011, the District issued its General Obligation Alternative Facilities Bonds, Series 2011A (the “Refunded Bonds”), in the original aggregate principal amount of \$16,575,000, currently outstanding in the principal amount of \$13,850,000, of which \$12,785,000 in principal amount is subject to redemption on or after February 1, 2021, pursuant to Minnesota Statutes, Chapter 475, as amended (the “Act”), and Minnesota Statutes, Section 123B.59 (as then in effect). Proceeds of the Refunded Bonds were used to finance the construction of facility maintenance projects included in the District’s ten-year facility plan.

(b) The District is authorized by Section 475.67, subdivision 3 of the Act to issue and sell its general obligation bonds to refund obligations and the interest thereon before the due date of the obligations, if consistent with covenants made with the holders thereof, when determined by the Board to be necessary or desirable for the reduction of debt service costs to the District or for the extension or adjustment of maturities in relation to the resources available for their payment.

(c) It is necessary and desirable for the reduction of debt service costs to the District that the District issue its General Obligation Alternative Facilities Refunding Bonds, Series 2020A (the “Bonds”), in the original aggregate principal amount of \$11,485,000, pursuant to the Act, specifically Section 475.67, subdivision 3, to redeem and prepay the Refunded Bonds on February 1, 2021 (the “Redemption Date”).

(d) The District is authorized by Section 475.60, subdivision 2(9) of the Act to negotiate the sale of the Bonds because the District has retained an independent municipal advisor in connection with the sale of the Bonds. The actions of the District staff and its municipal advisor in negotiating the sale of the Bonds are ratified and confirmed in all aspects.

(e) Pursuant to a resolution adopted by the Board on August 27, 2020, the District has covenanted and obligated itself to be bound by the provisions of Minnesota Statutes, Section 126C.55, which provides for payment by the State of Minnesota in the event of a potential default of a school district obligation. The District understands that as a result of its covenant to be bound by said provisions, these provisions shall be binding as long as the Bonds remain outstanding.

1.02. Award to the Purchaser and Interest Rates. The proposal of BNY Mellon Capital Markets, LLC, New York, New York (the “Purchaser”), to purchase the Bonds of the District is hereby found and determined to be a reasonable offer and is hereby accepted, the proposal being to purchase the Bonds at a price of \$12,865,792.15 (par amount of the Bonds of \$11,485,000.00, plus original issue premium of \$1,477,045.75, less an underwriter’s discount of \$96,253.60), plus accrued interest, if any, to date of delivery, for Bonds bearing interest as follows:

<u>Year</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Interest Rate</u>
2022	4.000%	2027	4.000%
2023	4.000	2028	4.000
2024	4.000	2029	3.000
2025	4.000	2030	2.000
2026	4.000		

True interest cost: 1.1742768%

1.03. Purchase Contract. The amount proposed by the Purchaser in excess of the minimum bid shall be credited to the Debt Service Fund hereinafter created or deposited in the Redemption Fund hereinafter created, as determined by the District Treasurer in consultation with the District’s municipal advisor. The District Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful proposers. The Chair and District Clerk are directed to execute a contract with the Purchaser on behalf of the District.

1.04. Terms and Principal Amounts of the Bonds. The District will forthwith issue and sell the Bonds pursuant to the Act, in the total principal amount of \$11,485,000, originally dated November 4, 2020, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1 upward, bearing interest as above set forth, and maturing serially on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2022	\$ 890,000	2027	\$ 1,215,000
2023	1,020,000	2028	1,625,000
2024	1,075,000	2029	1,670,000
2025	1,210,000	2030	1,570,000
2026	1,210,000		

1.05. Optional Redemption. The District may elect on February 1, 2027, and on any day thereafter to prepay Bonds due on or after February 1, 2028. Redemption may be in whole or in part and if in part, at the option of the District and in such manner as the District will determine. If less than all Bonds of a maturity are called for redemption, the District will notify DTC (as defined in Section 8 hereof) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant’s interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. Prepayments will be at a price of par plus accrued interest.

Section 2. Registration and Payment.

2.01. Registered Form. The Bonds will be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case the Bond will be dated as of the date of authentication; or (ii) the date of authentication is prior to the first interest payment date, in which case the Bond will be dated as of the date of original issue. The interest on the Bonds is payable on February 1 and August 1 of each year, commencing August 1, 2021, to the registered owners of record thereof as of the close of business on the fifteenth day immediately preceding each interest payment date, whether or not such day is a business day.

2.03. Registration. The District will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the “Registrar”). The effect of registration and the rights and duties of the District and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides for the registration of ownership of Bonds and the registration of transfers and exchanges of Bonds entitled to be registered, transferred, or exchanged.

(b) Transfer of Bonds. Upon surrender for transfer of a Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until that interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity as requested by the registered owner or the owner’s attorney in writing.

(d) Cancellation. Bonds surrendered upon transfer or exchange will be promptly cancelled by the Registrar and thereafter disposed of as directed by the District.

(e) Improper or Unauthorized Transfer. When a Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the Bond until the Registrar is satisfied that the endorsement on the Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The District and the Registrar may treat the person in whose name a Bond is registered in the bond register as the absolute owner of the Bond, whether the Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and payments so made to a registered owner or upon the owner’s order will be valid and effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees, and Charges. The Registrar may impose a charge upon the owner thereof for a transfer or exchange of Bonds sufficient to reimburse the Registrar for any tax, fee, or other governmental charge required to be paid with respect to the transfer or exchange.

(h) Mutilated, Lost, Stolen, or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen, or lost, the Registrar will deliver a new Bond of like amount, number, maturity date, and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen, or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen, or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen, or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance, and amount satisfactory to it and as provided by law, in which both the District and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the District. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

(i) Redemption. In the event any of the Bonds are called for redemption, notice thereof identifying the Bonds to be redeemed will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) to the registered owner of each Bond to be redeemed at the address shown on the registration books kept by the Registrar and by publishing the notice if required by law. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of any proceeding for the redemption of Bonds. Bonds so called for redemption will cease to bear interest after the specified redemption date, provided that the funds for the redemption are on deposit with the place of payment at that time.

2.04. Appointment of Initial Registrar. The District appoints Bond Trust Services Corporation, Roseville, Minnesota, as the initial Registrar. The Chair and the District Clerk are authorized to execute and deliver, on behalf of the District, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, the resulting corporation is authorized to act as successor Registrar. The District agrees to pay the reasonable and customary charges of the Registrar for the services performed. The District reserves the right to remove the Registrar upon thirty (30) days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of the Board, the District Treasurer must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication, and Delivery. The Bonds will be prepared under the direction of the District Clerk and executed on behalf of the District by the signatures of the Chair and the District Clerk, provided that those signatures may be printed, engraved or lithographed facsimiles of the originals. If an officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of a Bond, that signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on the Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on a Bond is conclusive evidence that it has been authenticated and delivered under this resolution. When the Bonds have been so prepared, executed, and authenticated, the District Clerk will deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

Section 3. Form of Bond.

3.01. Execution of the Bonds. The Bonds will be printed or typewritten in substantially the form attached hereto as EXHIBIT B.

3.02. Approving Legal Opinion. The District Clerk is authorized and directed to obtain a copy of the proposed approving legal opinion of Kennedy & Graven, Chartered, Minneapolis, Minnesota, and cause the opinion to be printed on or accompany each Bond.

Section 4. Payment; Security; Funds; Pledges and Covenants.

4.01. Debt Service Fund. There is hereby created a General Obligation Alternative Facilities Refunding Bonds, Series 2020A Debt Service Fund (the "Debt Service Fund"), to be administered and maintained by the District Treasurer as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the District. The Debt Service Fund will be maintained in the manner herein specified until all of the Refunded Bonds have been paid and until all of the Bonds and the interest thereon have been fully paid. There is hereby pledged and irrevocably appropriated and there will be credited to the Debt Service Fund: (i) collection of all taxes hereafter levied (the "Taxes") for the payment of the Bonds and interest thereon; (ii) amounts over the minimum purchase price paid by the Purchaser, to the extent designated for deposit in the Debt Service Fund in accordance with Section 1.03 hereof; and (iii) any and all other moneys which are properly available and are appropriated by the Board to the Debt Service Fund. The amount of any surplus remaining in the Debt Service Fund when the Bonds and interest thereon are paid will be used as provided in Section 475.61, subdivision 4 of the Act.

4.02. Redemption Fund. All proceeds of the Bonds, less the appropriations made in Section 4.01 hereof and the costs of issuance of the Bonds, will be deposited in a separate fund (the "Redemption Fund") to be used solely to redeem and prepay the Refunded Bonds on the Redemption Date. Any balance remaining in the Redemption Fund after the redemption of the Refunded Bonds on the Redemption Date shall be deposited in the Debt Service Fund herein created for the Bonds.

4.03. Prior Debt Service Account. The debt service account heretofore established for the Refunded Bonds pursuant to the resolution authorizing the issuance and sale of the Refunded Bonds (the "Prior Resolution") shall be terminated on the Redemption Date, following the redemption of the Refunded Bonds, and all monies therein are hereby transferred to the Debt Service Fund herein created, as applicable.

4.04. General Obligation Pledge. For the prompt and full payment of the principal of and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the District will be and are hereby irrevocably pledged. If the balance in the Debt Service Fund is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency will be promptly paid out of monies in the general fund of the District which are available for such purpose, and such general fund may be reimbursed with or without interest from the Debt Service Fund when a sufficient balance is available therein.

4.05. Pledge of Taxes. For the purpose of paying the principal of and interest on the Bonds, there is levied a direct annual irrevocable ad valorem tax upon all of the taxable property in the District to be spread upon the tax rolls and collected with and as part of other general taxes of the District. The Taxes will be credited to the Debt Service Fund above provided and will be in the years and amounts set forth in EXHIBIT C attached hereto.

4.06. Cancellation of Prior Levies after Redemption Date. Following the payment in full of all outstanding principal and interest due on the Refunded Bonds on the Redemption Date, the District

Treasurer is hereby directed to certify such fact to and request the Director of Property Taxation and Records of Dakota County, Minnesota and the County Auditor of Scott County, Minnesota (together, the “County Auditors”) to cancel any and all tax levies made by the Prior Resolution.

4.07. Registration of Resolution. The District Clerk is authorized and directed to file a certified copy of this resolution with the County Auditors and to obtain the certificate required by Section 475.63 of the Act.

Section 5. Refunding of Refunded Bonds; Findings; Redemption of Refunded Bonds.

5.01. Purpose of Refunding. The Refunded Bonds will be called for redemption on the Redemption Date in the principal amount of \$12,785,000. It is hereby found and determined that based upon information presently available from the District’s municipal advisor, the issuance of the Bonds, a portion of which will be used to redeem and prepay the Refunded Bonds, is consistent with covenants made with the holders of the Refunded Bonds and is necessary and desirable for the reduction of debt service costs to the District.

5.02. Application of Proceeds of Bonds. It is hereby found and determined that the proceeds of the Bonds deposited in the Redemption Fund will be sufficient to prepay all of the principal of, interest on and redemption premium (if any) on the Refunded Bonds.

5.03. Redemption; Date of Redemption. The Refunded Bonds maturing after the Redemption Date will be redeemed and prepaid on the Redemption Date. The Refunded Bonds will be redeemed and prepaid in accordance with their terms and in accordance with the terms and conditions set forth in the form of Notice of Call for Redemption attached hereto as EXHIBIT D, which terms and conditions are hereby approved and incorporated herein by reference. The registrar for the Refunded Bonds is authorized and directed to send a copy of the Notice of Call for Redemption to each registered holder of the Refunded Bonds at least thirty (30) days prior to the Redemption Date.

Section 6. Authentication of Transcript.

6.01. District Proceedings and Records. The officers of the District are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds certified copies of proceedings and records of the District relating to the Bonds and to the financial condition and affairs of the District, and such other certificates, affidavits, and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds, and such instruments, including any heretofore furnished, will be deemed representations of the District as to the facts stated therein.

6.02. Certification as to Official Statement. The Chair, the District Clerk, and the District Treasurer are authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

6.03. Other Certificates. The Chair, the District Clerk, and the District Treasurer are hereby authorized and directed to furnish to the Purchaser at the closing such certificates as are required as a condition of sale. Unless litigation shall have been commenced and be pending questioning the Bonds or the organization of the District or incumbency of its officers, at the closing the Chair, the District Clerk, and the District Treasurer shall also execute and deliver to the Purchaser a suitable certificate as to absence

of material litigation, and the District Treasurer shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

6.04. Electronic Signatures. The electronic signature of the Chair, the District Clerk, and/or the District Treasurer to this resolution and to any certificate authorized to be executed hereunder shall be as valid as an original signature of such party and shall be effective to bind the District thereto. For purposes hereof, (i) “electronic signature” means a manually signed original signature that is then transmitted by electronic means; and (ii) “transmitted by electronic means” means sent in the form of a facsimile or sent via the internet as a portable document format (“pdf”) or other replicating image attached to an electronic mail or internet message.

6.05. Payment of Costs of Issuance. The District authorizes the Purchaser to forward the amount of Bond proceeds allocable to the payment of issuance expenses to Old National Bank, Chaska, Minnesota on the closing date for further distribution as directed by the District’s municipal advisor, Ehlers and Associates, Inc.

Section 7. Tax Covenants.

7.01. Tax-Exempt Bonds. The District covenants and agrees with the holders from time to time of the Bonds that it will not take or permit to be taken by any of its officers, employees, or agents any action which would cause the interest on the Bonds to become subject to taxation under the Internal Revenue Code of 1986, as amended (the “Code”), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Bonds.

7.02. Rebate. The District will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amount invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

7.03. Not Private Activity Bonds. The District further covenants not to use the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be “private activity bonds” within the meaning of Sections 103 and 141 through 150 of the Code.

7.04. Not Qualified Tax-Exempt Obligations. The District shall not designate the Bonds as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Code.

7.05. Procedural Requirements. The District will use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designations made by this section.

Section 8. Book-Entry System; Limited Obligation of District.

8.01. DTC. The Bonds will be initially issued in the form of a separate single typewritten or printed fully registered Bond for each of the maturities set forth in Section 1.04 hereof. Upon initial issuance, the ownership of each Bond will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York, and its successors and assigns (“DTC”). Except as provided in this section, all of the outstanding Bonds will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC.

8.02. Participants. With respect to Bonds registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC, the District, the Registrar, and the Paying Agent will have no responsibility or obligation to any broker dealers, banks and other financial institutions from time to time for which DTC holds Bonds as securities depository (the “Participants”) or to any other person on behalf of which a Participant holds an interest in the Bonds, including but not limited to any responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any Participant with respect to any ownership interest in the Bonds; (ii) the delivery to any Participant or any other person (other than a registered owner of Bonds, as shown by the registration books kept by the Registrar), of any notice with respect to the Bonds, including any notice of redemption; or (iii) the payment to any Participant or any other person, other than a registered owner of Bonds, of any amount with respect to principal of, premium, if any, or interest on the Bonds. The District, the Registrar, and the Paying Agent may treat and consider the person in whose name each Bond is registered in the registration books kept by the Registrar as the holder and absolute owner of such Bond for the purpose of payment of principal, premium and interest with respect to such Bond, for the purpose of registering transfers with respect to such Bonds, and for all other purposes. The Paying Agent will pay all principal of, premium, if any, and interest on the Bonds only to or on the order of the respective registered owners, as shown in the registration books kept by the Registrar, and all such payments will be valid and effectual to fully satisfy and discharge the District’s obligations with respect to payment of principal of, premium, if any, or interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of Bonds, as shown in the registration books kept by the Registrar, will receive a certificated Bond evidencing the obligation of this resolution. Upon delivery by DTC to the District Clerk of a written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the words “Cede & Co.” will refer to such new nominee of DTC; and upon receipt of such a notice, the District Clerk will promptly deliver a copy of the same to the Registrar and Paying Agent.

8.03. Representation Letter. The District has heretofore executed and delivered to DTC a Blanket Issuer Letter of Representations (the “Representation Letter”) which will govern payment of principal of, premium, if any, and interest on the Bonds and notices with respect to the Bonds. Any Paying Agent or Registrar subsequently appointed by the District with respect to the Bonds will agree to take all action necessary for all representations of the District in the Representation Letter with respect to the Registrar and Paying Agent, respectively, to be complied with at all times.

8.04. Transfers Outside Book-Entry System. In the event the District, by resolution of the Board, determines that it is in the best interests of the persons having beneficial interests in the Bonds that they be able to obtain Bond certificates, the District will notify DTC, whereupon DTC will notify the Participants, of the availability through DTC of Bond certificates. In such event the District will issue, transfer and exchange Bond certificates as requested by DTC and any other registered owners in accordance with the provisions of this Resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the District and discharging its responsibilities with respect thereto under applicable law. In such event, if no successor securities depository is appointed, the District will issue and the Registrar will authenticate Bond certificates in accordance with this resolution and the provisions hereof will apply to the transfer, exchange and method of payment thereof.

8.05. Payments to Cede & Co. Notwithstanding any other provision of this resolution to the contrary, so long as a Bond is registered in the name of Cede & Co., as nominee of DTC, payments with respect to principal of, premium, if any, and interest on the Bond and all notices with respect to the Bond will be made and given, respectively in the manner provided in DTC’s Operational Arrangements, as set forth in the Representation Letter.

Section 9. Continuing Disclosure.

9.01. Execution of Continuing Disclosure Certificate. For purposes of this section, “Continuing Disclosure Certificate” means that certain Continuing Disclosure Certificate executed by the Chair and District Clerk and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

9.02. District Compliance with Provisions of Continuing Disclosure Certificate. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Notwithstanding any other provision of this resolution, failure of the District to comply with the Continuing Disclosure Certificate is not to be considered an event of default with respect to the Bonds; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this section.

Section 10. Defeasance. When all of the Bonds and all interest thereon have been discharged as provided in this section, all pledges, covenants, and other rights granted by this resolution to the holders of the Bonds will cease, except that the pledge of the full faith and credit of the District for the prompt and full payment of the principal of and interest on the Bonds will remain in full force and effect. The District may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full. If any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit.

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

The motion for the adoption of the foregoing resolution was duly seconded by Director _____, and 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.

EXHIBIT A
PROPOSALS



BID TABULATION

\$11,665,000* General Obligation Alternative Facilities Refunding Bonds, Series 2020A

Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota

SALE: October 8, 2020

AWARD: BNY MELLON CAPITAL MARKETS, LLC

MN Credit Enhancement Rating: Moody's Investor's Service "Aa2"

Underlying Rating: Moody's Investor's Service "Aa3"

Tax Exempt - Non-Bank Qualified

NAME OF BIDDER	MATURITY (February 1)	RATE	REOFFERING YIELD	PRICE	NET INTEREST COST	TRUE INTEREST RATE
BNY MELLON CAPITAL MARKETS, LLC New York, New York	2022	4.000%	0.240%	\$13,069,007.85	\$840,745.07	1.1724%
	2023	4.000%	0.260%			
	2024	4.000%	0.300%			
	2025	4.000%	0.380%			
	2026	4.000%	0.500%			
	2027	4.000%	0.640%			
	2028	4.000%	0.780%			
	2029	3.000%	1.100%			
	2030	2.000%	1.350%			

* Subsequent to bid opening the issue size was decreased to \$11,485,000.

Adjusted Price - \$12,865,792.15

Adjusted Net Interest Cost - \$830,405.35

Adjusted TIC - 1.1742%

NAME OF BIDDER	MATURITY (February 1)	RATE	REOFFERING YIELD	PRICE	NET INTEREST COST	TRUE INTEREST RATE
HILLTOP SECURITIES Dallas, Texas				\$13,323,348.20	\$876,623.88	1.2088%
BAIRD Milwaukee, Wisconsin				\$12,839,957.60	\$930,099.07	1.3143%
MORGAN STANLEY & CO, LLC New York, New York				\$13,009,556.91	\$1,045,752.26	1.4591%

Bid Tabulation
Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota
\$11,665,000* General Obligation Alternative Facilities Refunding Bonds, Series 2020A

October 8, 2020

Page 2

EXHIBIT B
FORM OF BOND

No. R-_____ UNITED STATES OF AMERICA \$ _____
STATE OF MINNESOTA
COUNTIES OF DAKOTA AND SCOTT
INDEPENDENT SCHOOL DISTRICT NO. 191
(BURNSVILLE-EAGAN-SAVAGE)

GENERAL OBLIGATION ALTERNATIVE FACILITIES REFUNDING BOND
SERIES 2020A

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
	February 1, 20__	November 4, 2020	

Registered Owner: Cede & Co.

Independent School District No. 191 (Burnsville-Eagan-Savage), a duly organized and existing school district in Dakota and Scott Counties, Minnesota (the “District”), acknowledges itself to be indebted and for value received hereby promises to pay to the Registered Owner specified above or registered assigns the principal sum of \$ _____ on the maturity date specified above, with interest thereon from the date hereof at the annual rate specified above (calculated on the basis of a 360 day year of twelve 30 day months), payable February 1 and August 1 in each year, commencing August 1, 2021, to the person in whose name this Bond is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by Bond Trust Services Corporation, Roseville, Minnesota, as Registrar, Paying Agent, Transfer Agent, and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the District have been and are hereby irrevocably pledged.

The District may elect on February 1, 2027, and on any day thereafter to prepay Bonds due on or after February 1, 2028. Redemption may be in whole or in part and if in part, at the option of the District and in such manner as the District will determine. If less than all Bonds of a maturity are called for redemption, the District will notify The Depository Trust Company (“DTC”) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant’s interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. Prepayments will be at a price of par plus accrued interest.

This Bond is one of an issue in the aggregate principal amount of \$11,485,000 all of like original issue date and tenor, except as to number, maturity date, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the Board of Education of the District (the “Board”) on October 8, 2020 (the “Resolution”), for the purpose of refunding certain outstanding general obligations of the District, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapter 475, as amended, specifically Section 475.67, subdivision 3. The principal

hereof and interest hereon are payable primarily from ad valorem taxes, as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the District are irrevocably pledged for payment of this Bond and the Board has obligated itself to levy additional ad valorem taxes on all taxable property in the District in the event of any deficiency, which additional taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered Bonds in denominations of \$5,000 or any integral multiple thereof of single maturities.

The Board has not designated the issue of Bonds of which this Bond forms a part as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “Code”) relating to disallowance of interest expense for financial institutions and within the \$10 million limit allowed by the Code for the calendar year of issue.

The District has covenanted and obligated itself to be bound by the provisions of Minnesota Statutes, Section 126C.55, and to guarantee the payments of the principal of and interest on this Bond when due, pursuant to said statute.

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the District at the principal office of the Registrar, by the registered owner hereof in person or by the owner’s attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or the owner’s attorney; and may also be surrendered in exchange for Bonds of other authorized denominations. Upon such transfer or exchange the District will cause a new Bond or Bonds to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement for any tax, fee, or governmental charge required to be paid with respect to such transfer or exchange.

The District and the Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the District nor the Registrar will be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed preliminary to and in the issuance of this Bond in order to make it a valid and binding general obligation of the District in accordance with its terms, have been done, do exist, have happened and have been performed as so required, and that the issuance of this Bond does not cause the indebtedness of the District to exceed any constitutional or statutory limitation of indebtedness.

This Bond is not valid or obligatory for any purpose or entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon has been executed by the Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the Independent School District No. 191 (Burnsville-Eagan-Savage), Dakota and Scott Counties, Minnesota, by its Board of Education, has caused this Bond to be executed on its behalf by the facsimile or manual signatures of the Chair and District Clerk has caused this Bond to be dated as of the date set forth below.

Dated: November 4, 2020

**INDEPENDENT SCHOOL DISTRICT
NO. 191 (BURNSVILLE-EAGAN-SAVAGE),
DAKOTA AND SCOTT COUNTIES,
MINNESOTA**

(Facsimile)
Chair

(Facsimile)
District Clerk

CERTIFICATE OF AUTHENTICATION

This is one of the Bonds delivered pursuant to the Resolution mentioned within.

BOND TRUST SERVICES CORPORATION

By _____
Its Authorized Representative

ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of this Bond, will be construed as though they were written out in full according to applicable laws or regulations:

TEN COM -- as tenants in common

UNIF GIFT MIN ACT

Custodian _____
(Cust) (Minor)

TEN ENT -- as tenants by entireties

under Uniform Gifts or Transfers to Minors
Act, State of _____

JT TEN -- as joint tenants with right of
survivorship and not as tenants in common

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Bond and all rights thereunder, and does hereby irrevocably constitute and appoint _____ attorney to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a financial institution that is a member of the Securities Transfer Agent Medallion Program ("STAMP"), the Stock Exchange Medallion Program ("SEMP"), the New York Stock Exchange, Inc. Medallion Signatures Program ("MSP") or other such "signature guarantee program" as may be determined by the Registrar in addition to, or in substitution for, STEMP, SEMP or MSP, all in accordance with the Securities Exchange Act of 1934, as amended.

The Registrar will not effect transfer of this Bond unless the information concerning the assignee requested below is provided.

Name and Address: _____

(Include information for all joint owners if this Bond is held by joint account.)

Please insert social security or other identifying number of assignee

PROVISIONS AS TO REGISTRATION

The ownership of the principal of and interest on the within Bond has been registered on the books of the Registrar in the name of the person last noted below.

Date of Registration

Registered Owner

Cede & Co.
Federal ID #13-2555119

Signature of
Officer of Registrar

EXHIBIT C

TAX LEVY SCHEDULE

TAX LEVY CALCULATION

Issue ID# 338957

Independent School District No. 191 (Burnsville-Eagan-Savage), MN
\$11,485,000 General Obligation Alternative Facilities Refunding Bonds,
Series 2020A

Dated Date: 11/4/2020
 Call Date: 2/1/2027

Tax Levy Year	Tax Collect Year	Bond Pay Year	Total P & I	Funds Available (1)	P & I @ 105%	Net Levy
2020	/ 2021	/ 2022	1,400,697.50	(4,063.15)	1,466,466.07	1,466,466.07
2021	/ 2022	/ 2023	1,395,700.00		1,465,485.00	1,465,485.00
2022	/ 2023	/ 2024	1,409,900.00		1,480,395.00	1,480,395.00
2023	/ 2024	/ 2025	1,501,900.00		1,576,995.00	1,576,995.00
2024	/ 2025	/ 2026	1,453,500.00		1,526,175.00	1,526,175.00
2025	/ 2026	/ 2027	1,410,100.00		1,480,605.00	1,480,605.00
2026	/ 2027	/ 2028	1,771,500.00		1,860,075.00	1,860,075.00
2027	/ 2028	/ 2029	1,751,500.00		1,839,075.00	1,839,075.00
2028	/ 2029	/ 2030	1,601,400.00		1,681,470.00	1,681,470.00
Totals			13,696,197.50	(4,063.15)	14,376,741.07	14,376,741.07

(1) The following funds are available to pay a portion of the interest payment due 8/1/2021

Deposit to Debt Service Fund (Rounding): 4,063.15

Notes: Original tax levies for collection years 2021 through 2029 on the Series 2011A Bonds will be cancelled.

EXHIBIT D

NOTICE OF CALL FOR REDEMPTION

\$16,575,000
INDEPENDENT SCHOOL DISTRICT NO. 191
(BURNSVILLE-EAGAN-SAVAGE)
DAKOTA AND SCOTT COUNTIES, MINNESOTA
GENERAL OBLIGATION ALTERNATIVE FACILITIES BONDS
SERIES 2011A

NOTICE IS HEREBY GIVEN that, by order of the Board of Education of Independent School District No. 191 (Burnsville-Eagan-Savage), Dakota and Scott Counties, Minnesota (the "District"), there have been called for redemption and prepayment on

February 1, 2021

all outstanding bonds of the District designated as General Obligation Alternative Facilities Bonds, Series 2011A, dated April 12, 2011, having stated maturity dates of February 1 in the years 2022 through 2030, both inclusive, totaling \$12,785,000 in principal amount, and with the following CUSIP numbers:

<u>Year of Maturity</u>	<u>Amount</u>	<u>CUSIP Number</u>
2022	\$1,105,000	122475 VW3
2023	1,135,000	122475 VX1
2024	1,185,000	122475 VY9
2025	1,325,000	122475 VZ6
2026	1,330,000	122475 WA0
2027	1,345,000	122475 WB8
2028	1,765,000	122475 WC6
2029	1,830,000	122475 WD4
2030	1,765,000	122475 WE2

The bonds are being called at a price of par plus accrued interest to February 1, 2021, on which date all interest on said bonds will cease to accrue. Holders of the bonds hereby called for redemption are requested to present their bonds for payment at the main office of Bond Trust Services Corporation, 3060 Centre Pointe Drive, Roseville, Minnesota 55113, on or before February 1, 2021.

Important Notice: In compliance with the Economic Growth and Tax Relief Reconciliation Act of 2009, the paying agent is required to withhold a specified percentage of the principal amount of the redemption price payable to the holder of any bonds subject to redemption and prepayment on the redemption date, unless the paying agent is provided with the Social Security Number or Federal Employer Identification Number of the holder, properly certified. Submission of a fully executed Request for Taxpayer Identification Number and Certification, Form W-9, will satisfy the requirements of this paragraph.

Dated: _____.

BY ORDER OF THE BOARD OF
EDUCATION OF INDEPENDENT SCHOOL
DISTRICT NO. 191 (BURNSVILLE-EAGAN-
SAVAGE), DAKOTA AND SCOTT
COUNTIES, MINNESOTA

By /s/ Dr. DeeDee Currier
District Clerk
Independent School District No. 191
(Burnsville-Eagan-Savage), Dakota and Scott
Counties, Minnesota

STATE OF MINNESOTA)
)
 DAKOTA AND)
 SCOTT COUNTIES) SS.
)
 INDEPENDENT SCHOOL)
 DISTRICT NO. 191)

I, the undersigned, being the duly qualified District Clerk of Independent School District No. 191 (Burnsville-Eagan-Savage), Dakota and Scott Counties, Minnesota (the “District”), do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the Board of Education of the District held on October 8, 2020, with the original minutes on file in my office, and the extract is a full, true, and correct copy of the minutes insofar as they relate to the issuance and sale of the District’s General Obligation Alternative Facilities Refunding Bonds, Series 2020A, in the original aggregate principal amount of \$11,485,000

WITNESS My hand officially as such District Clerk this _____ day of October, 2020.

 District Clerk
 Independent School District No. 191
 (Burnsville-Eagan-Savage), Dakota and Scott
 Counties, Minnesota

October 8, 2020

SALE DAY REPORT FOR:

Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota

\$11,485,000 General Obligation Alternative Facilities Refunding Bonds, Series 2020A



Prepared by:

Ehlers
3060 Centre Pointe Drive
Roseville, MN 55113

Jeff Seeley,
Senior Municipal Advisor

Matthew Hammer,
Municipal Advisor

BUILDING COMMUNITIES. IT'S WHAT WE DO.

COMPETITIVE SALE RESULTS

Purpose: To finance a current refunding of the 2022 through 2030 maturities of the District's \$16,575,000 General Obligation Alternative Facilities Bonds, Series 2011A.

Rating: **MN Credit Enhancement Rating:** Moody's Investor's Service "Aa2"
Underlying: Moody's Investor's Service "Aa3"

Number of Bids: 4

Low Bidder: BNY Mellon Capital Markets, LLC, New York, New York

Comparison from Lowest to Highest Bid: (TIC as bid)

Low Bid*	1.1724%
High Bid	1.4591%
Interest Difference	\$205,007

Summary of Sale Results:

Principal Amount*:	\$11,485,000
Underwriter's Discount:	\$96,254
Reoffering Premium:	\$1,477,046
True Interest Cost*:	1.1742%
Costs of Issuance:	\$76,729
Yield:	0.24% - 1.35%
Total Net P&I	\$13,692,134

* The winning bidder submitted a bid with a premium price (a price greater than the par amount of the bonds) that was larger than the estimates in the Pre-Sale Report. A portion of the net premium (reoffering premium minus underwriter's discount) was used to reduce the bond amount. As a result, the principal amount of the bonds was reduced from \$11,665,000 (in the Pre-Sale Report and the Preliminary Official Statement) to \$11,485,000. This also caused a change in the True Interest Cost.

Notes: The true interest cost of 1.17% is lower than the 1.29% estimated in the Pre-Sale Report reviewed by the board on August 27th. This resulted in an increase in the future value savings of the refunding of \$76,312, from \$2,165,929 in the Pre-Sale report to \$2,242,241, or 14.10% on a present value basis as a percent of refunded debt service.

Closing Date: November 4, 2020

School Board Action: Adopt a resolution awarding the sale of \$11,485,000 General Obligation Alternative Facilities Refunding Bonds, Series 2020A.

Supplementary Attachments

- ✓ Bid Tabulation
- ✓ Updated Sources and Uses of Funds
- ✓ Existing Debt Service - Callable Portion of 2011A Bonds
- ✓ Updated Debt Service Schedule for 2020A Refunding Bonds
- ✓ Updated Debt Service Comparison/Refunding Savings Analysis
- ✓ Rating Reports
- ✓ Bond Resolution (Distributed Separately)

BID TABULATION

\$11,665,000* General Obligation Alternative Facilities Refunding Bonds, Series 2020A

Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota

SALE: October 8, 2020

AWARD: BNY MELLON CAPITAL MARKETS, LLC

MN Credit Enhancement Rating: Moody's Investor's Service "Aa2"

Underlying Rating: Moody's Investor's Service "Aa3"

Tax Exempt - Non-Bank Qualified

NAME OF BIDDER	MATURITY (February 1)	RATE	REOFFERING YIELD	PRICE	NET INTEREST COST	TRUE INTEREST RATE
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	2023	4.000%	0.260%			
	2024	4.000%	0.300%			
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	2029	3.000%	1.100%			
	2030	2.000%	1.350%			

* Subsequent to bid opening the issue size was decreased to \$11,485,000.

Adjusted Price - \$12,865,792.15

Adjusted Net Interest Cost - \$830,405.35

Adjusted TIC - 1.1742%

NAME OF BIDDER	MATURITY (February 1)	RATE	REOFFERING YIELD	PRICE	NET INTEREST COST	TRUE INTEREST RATE
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BAIRD Milwaukee, Wisconsin				\$12,839,957.60	\$930,099.07	1.3143%
MORGAN STANLEY & CO, LLC New York, New York				\$13,009,556.91	\$1,045,752.26	1.4591%

I.S.D. No. 191 (Burnsville-Eagan-Savage), MN

\$11,485,000 General Obligation Alternative Facilities Refunding Bonds, Series 20
Dated November 4, 2020 - Current Refunding of Series 2011A

Sources & Uses

Dated 11/04/2020 | Delivered 11/04/2020

Sources Of Funds

Par Amount of Bonds	\$11,485,000.00
Reoffering Premium	1,477,045.75
Total Sources	\$12,962,045.75

Uses Of Funds

Total Underwriter's Discount (0.838%)	96,253.60
Costs of Issuance	76,729.00
Deposit to Current Refunding Fund	12,785,000.00
Rounding Amount	4,063.15
Total Uses	\$12,962,045.75

I.S.D. No. 191 (Burnsville-Eagan-Savage), MN

\$16,575,000 G.O. Alternative Facilities Bonds, Series 2011A

Prior Original Debt Service

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
02/01/2021	-	-	-	-	-
08/01/2021	-	-	272,462.50	272,462.50	-
02/01/2022	1,105,000.00	3.000%	272,462.50	1,377,462.50	1,649,925.00
08/01/2022	-	-	255,887.50	255,887.50	-
02/01/2023	1,135,000.00	3.500%	255,887.50	1,390,887.50	1,646,775.00
08/01/2023	-	-	236,025.00	236,025.00	-
02/01/2024	1,185,000.00	4.000%	236,025.00	1,421,025.00	1,657,050.00
08/01/2024	-	-	212,325.00	212,325.00	-
02/01/2025	1,325,000.00	4.000%	212,325.00	1,537,325.00	1,749,650.00
08/01/2025	-	-	185,825.00	185,825.00	-
02/01/2026	1,330,000.00	4.250%	185,825.00	1,515,825.00	1,701,650.00
08/01/2026	-	-	157,562.50	157,562.50	-
02/01/2027	1,345,000.00	4.500%	157,562.50	1,502,562.50	1,660,125.00
08/01/2027	-	-	127,300.00	127,300.00	-
02/01/2028	1,765,000.00	4.750%	127,300.00	1,892,300.00	2,019,600.00
08/01/2028	-	-	85,381.25	85,381.25	-
02/01/2029	1,830,000.00	4.750%	85,381.25	1,915,381.25	2,000,762.50
08/01/2029	-	-	41,918.75	41,918.75	-
02/01/2030	1,765,000.00	4.750%	41,918.75	1,806,918.75	1,848,837.50
Total	\$12,785,000.00	-	\$3,149,375.00	\$15,934,375.00	-

Yield Statistics

Base date for Avg. Life & Avg. Coupon Calculation	11/04/2020
Average Life	5.704 Years
Average Coupon	4.4995589%
Weighted Average Maturity (Par Basis)	5.704 Years
Weighted Average Maturity (Original Price Basis)	5.704 Years

Refunding Bond Information

Refunding Dated Date	11/04/2020
Refunding Delivery Date	11/04/2020

I.S.D. No. 191 (Burnsville-Eagan-Savage), MN

\$11,485,000 General Obligation Alternative Facilities Refunding Bonds, Series 20
Dated November 4, 2020 - Current Refunding of Series 2011A

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
11/04/2020	-	-	-	-	-
08/01/2021	-	-	305,047.50	305,047.50	-
02/01/2022	890,000.00	4.000%	205,650.00	1,095,650.00	1,400,697.50
08/01/2022	-	-	187,850.00	187,850.00	-
02/01/2023	1,020,000.00	4.000%	187,850.00	1,207,850.00	1,395,700.00
08/01/2023	-	-	167,450.00	167,450.00	-
02/01/2024	1,075,000.00	4.000%	167,450.00	1,242,450.00	1,409,900.00
08/01/2024	-	-	145,950.00	145,950.00	-
02/01/2025	1,210,000.00	4.000%	145,950.00	1,355,950.00	1,501,900.00
08/01/2025	-	-	121,750.00	121,750.00	-
02/01/2026	1,210,000.00	4.000%	121,750.00	1,331,750.00	1,453,500.00
08/01/2026	-	-	97,550.00	97,550.00	-
02/01/2027	1,215,000.00	4.000%	97,550.00	1,312,550.00	1,410,100.00
08/01/2027	-	-	73,250.00	73,250.00	-
02/01/2028	1,625,000.00	4.000%	73,250.00	1,698,250.00	1,771,500.00
08/01/2028	-	-	40,750.00	40,750.00	-
02/01/2029	1,670,000.00	3.000%	40,750.00	1,710,750.00	1,751,500.00
08/01/2029	-	-	15,700.00	15,700.00	-
02/01/2030	1,570,000.00	2.000%	15,700.00	1,585,700.00	1,601,400.00
Total	\$11,485,000.00	-	\$2,211,197.50	\$13,696,197.50	-

Yield Statistics

Bond Year Dollars	\$65,975.54
Average Life	5.744 Years
Average Coupon	3.3515413%
Net Interest Cost (NIC)	1.2586564%
True Interest Cost (TIC)	1.1742768%
Bond Yield for Arbitrage Purposes	0.7823284%
All Inclusive Cost (AIC)	1.2878778%

IRS Form 8038

Net Interest Cost	0.9846785%
Weighted Average Maturity	5.752 Years

I.S.D. No. 191 (Burnsville-Eagan-Savage), MN

\$11,485,000 General Obligation Alternative Facilities Refunding Bonds, Series 20

Dated November 4, 2020 - Current Refunding of Series 2011A

Debt Service Comparison

Date	Total P+I	Net New D/S	Old Net D/S	Savings
02/01/2021	-	(4,063.15)	-	4,063.15
02/01/2022	1,400,697.50	1,400,697.50	1,649,925.00	249,227.50
02/01/2023	1,395,700.00	1,395,700.00	1,646,775.00	251,075.00
02/01/2024	1,409,900.00	1,409,900.00	1,657,050.00	247,150.00
02/01/2025	1,501,900.00	1,501,900.00	1,749,650.00	247,750.00
02/01/2026	1,453,500.00	1,453,500.00	1,701,650.00	248,150.00
02/01/2027	1,410,100.00	1,410,100.00	1,660,125.00	250,025.00
02/01/2028	1,771,500.00	1,771,500.00	2,019,600.00	248,100.00
02/01/2029	1,751,500.00	1,751,500.00	2,000,762.50	249,262.50
02/01/2030	1,601,400.00	1,601,400.00	1,848,837.50	247,437.50
Total	\$13,696,197.50	\$13,692,134.35	\$15,934,375.00	\$2,242,240.65

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings.....	2,150,495.75
Net PV Cashflow Savings @ 0.782%(Bond Yield).....	2,150,495.75
Contingency or Rounding Amount.....	4,063.15
Net Present Value Benefit	\$2,154,558.90
Net PV Benefit / \$15,285,797.46 PV Refunded Debt Service	14.095%
Net PV Benefit / \$12,785,000 Refunded Principal...	16.852%
Net PV Benefit / \$11,485,000 Refunding Principal..	18.760%

Refunding Bond Information

Refunding Dated Date	11/04/2020
Refunding Delivery Date	11/04/2020

CREDIT OPINION

1 October 2020

 Rate this Research

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Burnsville-Eagan-Savage I.S.D. 191, MN

Update to credit analysis

Summary

[Burnsville-Eagan-Savage ISD 191, MN's](#) (Aa3) benefits from a large tax base, favorably located in the Twin Cities metropolitan area, and healthy wealth and income levels. Debt burden and fixed costs are moderate. The district's financial position has narrowed in recent years, in part due to a declining enrollment trend and spending for program initiatives. However, going forward reserves are expected to stabilize largely due to the passage of an increase in the district's voter approved operating levy in 2019. An inability to stabilize finances going forward could lead to downward pressure. Credit challenges include elevated pension liabilities and a high dependence on state aid.

We regard the coronavirus outbreak as a social risk under our ESG framework, given the substantial implications for public health and safety. We do not see any material immediate credit risks for Burnsville-Eagan-Savage ISD 191. However, the situation surrounding coronavirus is rapidly evolving and the longer term impact will depend on both the severity and duration of the crisis. If our view of the credit quality of the district changes, we will update our opinion at that time.

Credit strengths

- » Wealthy and growing tax base with economic ties to the Twin Cities metropolitan area
- » Recent passage of an excess operating levy

Credit challenges

- » Narrow reserves levels
- » Trend of declining enrollment which negatively impacts operating revenues
- » Elevated pension liabilities

Rating outlook

Outlooks are typically not assigned to local governments with this amount of debt.

Factors that could lead to an upgrade

- » Significant growth in the district's financial reserves and/or liquidity
- » Moderation of pension liabilities
- » Enrollment growth

Factors that could lead to a downgrade

- » Failure to stabilize reserve levels and/or liquidity
- » Substantial contraction of the district's tax base and weakening of its socioeconomic profile
- » Growth in the district's debt and pension burdens

Key indicators

Exhibit 1

Burnsville I.S.D. 191, MN	2015	2016	2017	2018	2019
Economy/Tax Base					
Total Full Value (\$000)	\$6,346,578	\$6,740,878	\$7,114,167	\$7,668,912	\$8,263,872
Population	67,844	67,632	68,301	68,028	67,370
Full Value Per Capita	\$93,547	\$99,670	\$104,159	\$112,732	\$122,664
Median Family Income (% of US Median)	121.5%	122.6%	120.9%	121.8%	121.8%
Finances					
Operating Revenue (\$000)	\$128,993	\$130,491	\$137,199	\$137,447	\$142,946
Fund Balance (\$000)	\$19,367	\$18,338	\$17,199	\$14,444	\$15,428
Cash Balance (\$000)	\$36,197	\$81,208	\$68,306	\$37,360	\$35,469
Fund Balance as a % of Revenues	15.0%	14.1%	12.5%	10.5%	10.8%
Cash Balance as a % of Revenues	28.1%	62.2%	49.8%	27.2%	24.8%
Debt/Pensions					
Net Direct Debt (\$000)	\$165,181	\$196,088	\$181,337	\$145,960	\$139,240
3-Year Average of Moody's ANPL (\$000)	\$273,004	\$272,718	\$317,551	\$349,231	\$355,702
Net Direct Debt / Full Value (%)	2.6%	2.9%	2.5%	1.9%	1.7%
Net Direct Debt / Operating Revenues (x)	1.3x	1.5x	1.3x	1.1x	1.0x
Moody's - adjusted Net Pension Liability (3-yr average) to Full Value (%)	4.3%	4.0%	4.5%	4.6%	4.3%
Moody's - adjusted Net Pension Liability (3-yr average) to Revenues (x)	2.1x	2.1x	2.3x	2.5x	2.5x

Sources: Moody's Investors Service, Audited Financial Statements; US Census Bureau

Profile

Burnsville-Eagan-Savage Independent School District 191 provides education for 7,737 students in grades kindergarten through twelve. The district, which is located 15 miles south of the [City of Minneapolis](#) (Aa1 stable) covers approximately 37 square miles including all of [Burnsville](#) (Aaa) and portions of Savage and [Eagan](#) (Aaa).

Detailed credit considerations

Economy and tax base: large and growing suburban tax base in the Twin Cities metropolitan area with wealthy demographics

The coronavirus is driving an unprecedented economic slowdown. We currently forecast US GDP to decline significantly during 2020 with a gradual recovery commencing toward the end of the year. Local governments with the highest exposure to the tourism, healthcare, retail, oil and gas and international trade sectors could suffer particularly severe impacts.

The district's tax base is expected to maintain long-term stability due to its favorable location in the Twin Cities metropolitan area that provides residents access to employment opportunities. Located approximately 15 miles from both Minneapolis and [St. Paul](#) (Aa1 stable), the district serves an area of 37 square miles in [Dakota County](#) (Aaa stable) and [Scott County](#) (Aa1), with the majority of students located in the City of Burnsville.

Fully valued at \$8.8 billion, the district's tax base has grown at an average rate 6.7% over the last five years. As of now, management reports that development is still continuing, however coronavirus is rapidly evolving and the longer-term impact will depend on both the severity and duration of the crisis. The district's largest taxpayer is [Xcel Energy Inc.](#) (Baa1 stable), which comprised 3.7% of 2019

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assessed valuation. The company recently invested in converting its facility in the region from coal generation to natural gas. The largest employer in the district is UTC Aerospace Systems (formerly Goodrich Corporation) with 1,800 employees. The second largest employer is the school district with 1,300 employees. Median family income in the district is above average at 122% of the US median. In July 2020, as a result of the pandemic, unemployment surged to 8%, still lower than the national rate at 10.5%.

Financial operations and reserves: narrow financial position expected to stabilize

We expect the district will stabilize its financial operations going forward given the recent passage of an increase in the district's voter approved operating levy and conservative budgeting. General fund reserves have been declining over the last three years, driven primarily by declining enrollment. In fiscal 2019, the district ended with a general fund operating deficit of \$537,000, bringing the available general fund balance to \$12 million, or 9% of revenues, down from \$16.9 million, or 14% of revenues in fiscal 2016. Across core major operating funds (inclusive of general fund and debt service fund), the district ended with an available operating fund balance of \$15.4 million, or a satisfactory 10.8% of operating revenues.

Cost savings from the shut down has had a positive impact on the district's 2020 and 2021 budgets. The district had budgeted for a \$2.3 million draw for 2020, however, year end results reflect balanced operations. The favorable results were a combination of coronavirus expenditure savings and \$1.5 million in CARES Act funding. For fiscal 2021 the district budgeted for a \$990,000 draw in the general fund, however, management anticipates balanced operations due to better than forecasted enrollment, coronavirus related expenditure savings and \$2.7 million in coronavirus relief aid. Going forward, the district plans to maintain reserves at the current level. Failure to stabilize finances going forward could lead to downward credit pressure.

Similar to most Minnesota school districts, state aid is the primary source of revenue for the district and accounted for 66% of operating revenues in fiscal 2019. State aid is largely driven by enrollment, with some adjustments for wealth and need. Growing enrollment factors favorably into both the state aid formula and revenue from the district's voter approved operating levies. Enrollment has declined at an average annual rate of 2.6% over the past five years. While officials anticipate a stabilization in enrollment in the medium term due to the implementation of a strategic initiative plan "Vision One91" and introducing a pre-kindergarten program, enrollment was projected to continue to decline, with a loss of 349 students in fiscal 2021 bringing enrollment to 7,737. Management reports that despite the declines, enrollment loss was lower than budgeted for fiscal 2021.

Property taxes are the second largest revenue source for the district, comprising 29% of operating revenues. In fall 2019 the district renewed an expiring levy and added an additional per pupil amount on top of this expiring levy, which increased revenue by up to \$2.9 million per year. Absent the money from this levy, the district's finances would likely have been materially weakened.

Liquidity

At the close of fiscal 2019, the district's net cash position in the operating funds totaled \$35.5 million, or 25% of revenues.

Debt and Pensions: moderate debt burden and fixed costs but elevated pension liabilities

The district's leverage related to long-term debt is moderate, while pension liabilities are elevated. Inclusive of a GO refunding in October 2020, the district has \$130.2 million in outstanding debt, equal to 1.5% of full value and 1.0x operating revenue. Management has no immediate borrowing plans going forward. The district's adjusted net pension liability (ANPL), based on a 4.14% discount rate, totals \$291 million while the three-year average totals \$356 million, equal to 4.3% of full value and 2.5x operating revenue. In comparison, the district's reported GASB net pension liability, based on a 7.5% discount rate, totals \$82.4 million.

The district's fixed costs, inclusive of debt service, pension contributions, and other post-employment benefit (OPEB) costs, totaled \$18.9 million, or 13% of operating revenues.

Legal security

Debt service on all of the district's GO debt is ultimately secured by the district's general obligation unlimited tax (GOULT) pledge to levy a dedicated property tax levy unlimited by rate or amount. The security benefits from a statutory lien.

Debt structure

All of the district's direct debt is fixed rate and amortizes over the long term. Principal amortization is slow with 62% of all debt retired in ten years.

Debt-related derivatives

The district is not party to any derivative agreements.

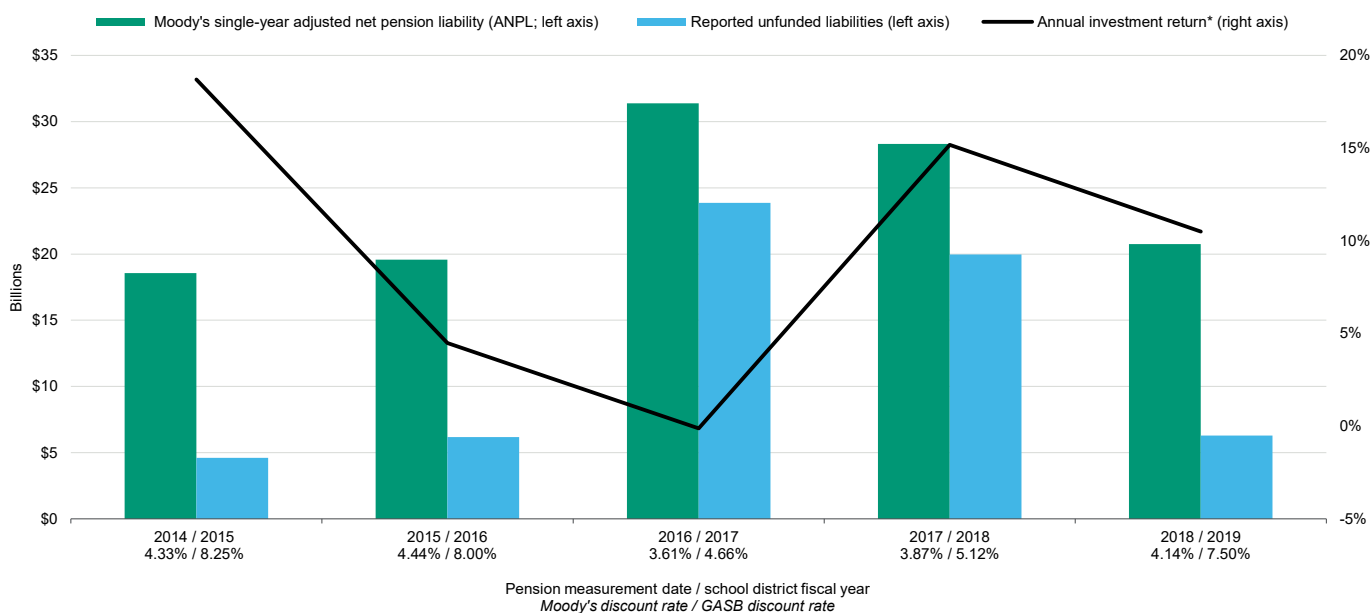
Pensions and OPEB

The district participates in two multiple-employer cost-sharing plans, the General Employees Retirement Fund (GERF) and the Teachers Retirement Association of Minnesota (TRA). The majority of its unfunded liabilities are attributable to the TRA. Whether measured on a reported basis or using our standard balance sheet adjustments, the plan's unfunded liabilities increased significantly between 2010 and 2016. Between 2014 and 2016, the ANPL for TRA increased by nearly 70%, driven by weak contributions, falling market discount rates, and low investment returns in 2015 and 2016. The spike in TRA's reported Net Pension Liability (NPL) in 2016 and 2017 was largely driven by plan depletion projections, which in turn require the use of a lower discount rate under governmental accounting standards for pensions.

The State of Minnesota approved legislation in 2018 that modified benefits and modestly increased contributions to TRA. The legislative reform coupled with strong investment performance and rising market interest rates between 2016 and 2018 led to consecutive declines in our ANPL for TRA. The most recent 27% decline in 2018 is reflected in our fiscal 2019 ANPLs for school districts (see exhibit).

Exhibit 2

**Following a sharp increase, legislative reform coupled with strong investment returns lowering pension burden for Minnesota schools
Minnesota Teachers Retirement Association (TRA)**



*Annual money-weighted rates of return net of investment expense
Source: TRA comprehensive annual financial reports (CAFRs)

Contributions to TRA from all participating governments in aggregate amounted to only 78% of the plan's "tread water" indicator in 2019¹. As a part of the state's 2018 pension legislation, school districts will modestly increase TRA contributions to 8.75% of payroll in 2024 from the previous rate of 7.5% in 2018. The state is increasing aid to school districts to offset the increased costs of their required employer contributions.

OPEB obligations do not represent a material credit risk for the district. The district operates a single employer retiree defined benefit plan that provides health care to employees and their spouses. The district made a \$1.1 million pay-as-you-go contribution to its OPEB plan in fiscal 2019, equal to 1% of operating revenue. The district's reported net OPEB liability currently totals \$9.9 million while our adjusted net OPEB liability for the district, based on the use of a different discount rate, totals \$9.5 million.

ESG considerations

Environmental

Environmental considerations are a modest factor in the district's credit profile at this time. According to data of Moody's affiliate, Four Twenty Seven, the district is located in an area at medium risk for heat stress. The firm measures heat stress as the relative change in both the frequency and severity of hot days, as well as average temperature. The biggest impact of heat exposure for most Midwest issuers will be to agriculture based economies.

Social

Social considerations impact the district's credit profile. We regard the coronavirus outbreak as a social risk under our ESG framework, given the substantial implications for public health and safety. The district's tax base is large and has been growing as detailed in the Economy and Tax Base section. Overall district demographics are above average, and unemployment rates are below both the state and median averages.

Governance

Current management has implemented stronger financial policies, expenditure controls, and more conservative budget assumptions. Under their leadership, the district is expected to stabilize its financial profile over the next few years. Management expressed a long-term commitment to maintaining an available General Fund balance of not less than 8% of expenditures.

Minnesota school districts have an Institutional Framework score of "A", which is moderate. Schools are highly dependent on state aid, averaging 70% of General Fund revenues. State aid is moderately predictable and is based on a per pupil funding formula, with some adjustments for wealth and need. Schools have moderate revenue raising ability and can increase operating levies through board or voter approval. The standard referendum cap increases annually with inflation and grew to approximately \$1,934 per pupil in fiscal 2018 from \$1,892 per pupil in fiscal 2017. Unpredictable revenue fluctuations tend to be moderate. Across the sector, fixed and mandated costs are generally moderate. Expenditures are highly predictable with personnel and benefits representing the largest costs.

Rating methodology and scorecard factors

The US Local Government General Obligation Debt methodology includes a scorecard, a tool providing a composite score of a local government's credit profile based on the weighted factors we consider most important, universal and measurable, as well as possible notching factors dependent on individual credit strengths and weaknesses. Its purpose is not to determine the final rating, but rather to provide a standard platform from which to analyze and compare local government credits.

Exhibit 3

Burnsville I.S.D. 191, MN

Scorecard Factors and Subfactors	Measure	Score
Economy/Tax Base (30%)^[1]		
Tax Base Size: Full Value (in 000s)	\$8,762,458	Aa
Full Value Per Capita	\$130,065	Aa
Median Family Income (% of US Median)	121.8%	Aa
Finances (30%)		
Fund Balance as a % of Revenues	10.8%	Aa
5-Year Dollar Change in Fund Balance as % of Revenues	-2.9%	Baa
Cash Balance as a % of Revenues	24.8%	Aaa
5-Year Dollar Change in Cash Balance as % of Revenues	-0.2%	Baa
Notching Factors:^[2]		
Other Scorecard Adjustment Related to Finances: Expectation of future deficits		Down
Management (20%)		
Institutional Framework	A	A
Operating History: 5-Year Average of Operating Revenues / Operating Expenditures	1.0x	A
Debt and Pensions (20%)		
Net Direct Debt / Full Value (%)	1.5%	Aa
Net Direct Debt / Operating Revenues (x)	0.9x	A
3-Year Average of Moody's Adjusted Net Pension Liability / Full Value (%)	4.1%	A
3-Year Average of Moody's Adjusted Net Pension Liability / Operating Revenues (x)	2.5x	A
Notching Factors:^[2]		
Unusually Strong or Weak Security Features		Up
Other		
Credit Event/Trend Not Yet Reflected in Existing Data Sets: Recent passage of operating levy		Up
	Scorecard-Indicated Outcome	Aa3
	Assigned Rating	Aa3

[1] Economy measures are based on data from the most recent year available.

[2] Notching Factors are specifically defined in the US Local Government General Obligation Debt methodology.

[3] Standardized adjustments are outlined in the GO Methodology Scorecard Inputs publication.

Sources: Moody's Investors Service, Audited Financial Statements; US Census Bureau

Endnotes

- Employer contributions that tread water equal the sum of current year service cost and interest on reported net pension liabilities at the start of the year, using reported assumptions. If plan assumptions are met exactly, contributions equal to the tread water indicator will prevent the reported net pension liabilities from growing

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REPORT NUMBER 1248439

BOND FACSIMILE SIGNATURE REQUEST SHEET

Independent School District No. 191
(Burnsville-Eagan-Savage)
Dakota and Scott Counties, Minnesota
General Obligation Alternative Facilities Refunding Bonds
Series 2020A

Please sign below THREE times with your official signature. These signatures are then used in printing the Bonds.

Title: Chair

1.

2.

3.

Title: District Clerk

1.

2.

3.

AWARD RESOLUTION INFORMATION

Please email a completed copy of this page, along with the resolution certification page and the bond facsimile signature request sheet, to:

Ellen Gerdts, Paralegal
at egerdts@kennedy-graven.com
Questions: Please email or call 612-337-9204

Kennedy & Graven will complete the resolution with the following information, forward the Issuer a copy for Issuer records, and do the necessary filing of the Resolution with the Counties

1. Motion made by:
2. Motion seconded by:
3. School Board members present:
4. School Board members absent:
5. School Board members voting for:
6. School Board members voting against:



**Agenda V.
October 8, 2020**

To: Board of Education
Dr. Theresa Battle, superintendent

From: Abigail Alt, chair

Date: October 1, 2020

Re: Board Planning

123B.09 BOARDS OF INDEPENDENT SCHOOL DISTRICTS.

Subdivision 1. **School board membership.** The care, management, and control of independent districts is vested in a board of directors, to be known as the school board. The term of office of a member shall be four years commencing on the first Monday in January and until a successor qualifies. The membership of the board shall consist of six elected directors together with such ex officio member as may be provided by law. The board may submit to the electors at any school election the question whether the board shall consist of seven members. If a majority of those voting on the proposition favor a seven-member board, a seventh member shall be elected at the next election of directors for a four-year term and thereafter the board shall consist of seven members.

Those districts with a seven-member board may submit to the electors at any school election at least 150 days before the next election of three members of the board the question whether the board shall consist of six members. If a majority of those voting on the proposition favor a six-member board instead of a seven-member board, three members instead of four members shall be elected at the next election of the board of directors and thereafter the board shall consist of six members.

Subd. 1a. **Sex offender school board ineligibility.** A sex offender who has been convicted of an offense for which registration under section 243.166 is required is ineligible to become a candidate for the office of school board member, as defined in subdivision 1. Ineligibility is determined by the registration requirements in effect at the time the offender files for office, not by the registration requirements, if any, that were in effect at the time the offender was convicted.

Subd. 2. **School board member training.** A member shall receive training in school finance and management developed in consultation with the Minnesota School Boards Association and consistent with section 127A.19. The School Boards Association must make available to each newly elected school board member training in school finance and management consistent with section 127A.19 within 180 days of that member taking office. The program shall be developed in consultation with the department and appropriate representatives of higher education.

Subd. 3. **Causes for school board member vacancy.** A vacancy in any board occurs when a member (a) dies, (b) resigns, (c) ceases to be a resident of the district, or (d) is unable to serve on such board and attend its meetings for not less than 90 days because of illness or prolonged absence from the district.

Subd. 4. **Ill or absent member.** A vacancy caused by a member being unable to serve on such board and attend its meetings for not less than 90 days because of illness or prolonged absence from the district, may, after the board has by resolution declared such vacancy to exist, be filled by the board at any regular or special meeting thereof for the remainder of the unexpired term, or until such ill or absent member is again able to resume duties as a member of such board, whichever date is earliest. When the ill or absent member is able to resume duties as a member of the board, the board must by resolution so determine and declare such person to be again a member of the board, and the member appointed by the board to be no longer a member thereof.

Subd. 5. [Repealed, 2015 c 70 art 1 s 63]

Subd. 5a. [Repealed, 2016 c 161 art 2 s 2]

Subd. 5b. **Appointments to fill vacancies; special elections.** (a) Any vacancy on the board, other than a vacancy described in subdivision 4, must be filled by board appointment at a regular or special meeting. The appointment shall be evidenced by a resolution entered in the minutes and shall be effective 30 days following adoption of the resolution, subject to paragraph (b). If the appointment becomes effective, it shall

continue until an election is held under this subdivision. All elections to fill vacancies shall be for the unexpired term. A special election to fill the vacancy must be held no later than the first Tuesday after the first Monday in November following the vacancy. If the vacancy occurs less than 90 days prior to the first Tuesday after the first Monday in November in the year in which the vacancy occurs, the special election must be held no later than the first Tuesday after the first Monday in November of the following calendar year. If the vacancy occurs less than 90 days prior to the first Tuesday after the first Monday in November in the third year of the term, no special election is required. If the vacancy is filled by a special election, the person elected at that election for the ensuing term shall take office immediately after receiving the certificate of election, filing the bond, and taking the oath of office.

(b) An appointment made under paragraph (a) shall not be effective if a petition to reject the appointee is filed with the school district clerk. To be valid, a petition to reject an appointee must be signed by a number of eligible voters residing in the district equal to at least five percent of the total number of voters voting in the district at the most recent state general election, and must be filed within 30 days of the board's adoption of the resolution making the appointment. If a valid petition is filed according to the requirements of this paragraph, the appointment by the school board is ineffective and the board must name a new appointee as provided in paragraph (a).

Subd. 6. **Meetings.** A majority of the voting members of the board shall constitute a quorum. No contract shall be made or authorized, except at a regular meeting of the board or at a special meeting at which all members are present or of which all members have had notice. Special meetings may be called by the chair or clerk or any three members upon notice mailed to each member at least three days prior thereto.

Subd. 7. **Policy making.** The board shall make, and when deemed advisable, change or repeal rules relating to the organization and management of the board and the duties of its officers.

Subd. 8. **Duties.** The board must superintend and manage the schools of the district; adopt rules for their organization, government, and instruction; keep registers; and prescribe textbooks and courses of study. The board may enter into an agreement with a postsecondary institution for secondary or postsecondary nonsectarian courses to be taught at a secondary school, nonsectarian postsecondary institution, or another location.

Subd. 9. **Removing board members.** The board may remove, for proper cause, any member or officer of the board and fill the vacancy; but such removal must be by a concurrent vote of at least four members, at a meeting of whose time, place, and object the charged member has been duly notified, with the reasons for such proposed removal and after an opportunity to be heard in defense against the removal.

Subd. 10. **Publishing proceedings.** The board must cause its official proceedings to be published once in the official newspaper of the district. Such publication shall be made within 30 days of the meeting at which such proceedings occurred. If the board determines that publication of a summary of the proceedings would adequately inform the public of the substance of the proceedings, the board may direct that only a summary be published, conforming to the requirements of section 331A.01, subdivision 10.

Subd. 11. **Mailing summary of proceedings.** If a board of a district that has no newspaper with its known office of issue or a secondary office located within the boundaries of the district and no newspaper that is distributed to more than one-third of the residences in the district determines that mailing a summary of its proceedings would be more economical than publication of the proceedings and that it would adequately inform the public, it may mail a summary of its proceedings to each residence in the district that can be identified as a homestead from the property tax records and to each other residence in the district that the board can identify. The county must make the property tax records available to the board for this purpose.

The board must keep a copy of the summary of the proceedings as part of its records. The decision of a board to mail summaries, rather than publish the proceedings under this subdivision shall be presumed valid, subject to challenge by a court action.

Subd. 12. **Board to fix compensation.** The clerk, treasurer, and superintendent of any district shall receive such compensation as may be fixed by the board. Unless otherwise provided by law, the other members of the board shall also receive such compensation as may be fixed by the board. All members of the board may receive reimbursement for transportation at the rate provided for in section 471.665. No board member or school district employee shall receive any compensation or benefits based on incentives or other money provided to the school district by or from a source of group insurance coverage referenced in section 471.6161, subdivision 1, except for a refund provided under section 123B.75, subdivision 10, or a wellness plan that is mutually agreed upon by the district and the exclusive representatives of employees.

History: *Ex1959 c 71 art 4 s 15; 1965 c 434 s 1; 1967 c 176 s 2; 1967 c 713 s 1; 1973 c 263 s 1,2; 1973 c 690 s 1; 1974 c 82 s 1,2; 1975 c 162 s 24; 1983 c 314 art 7 s 16,17; 1984 c 543 s 6; 1985 c 122 s 1; 1986 c 444; 1987 c 42 s 1; 1987 c 266 art 2 s 9; 1989 c 329 art 9 s 7; 1990 c 562 art 7 s 3; art 8 s 20; 1992 c 499 art 9 s 2; 1993 c 224 art 7 s 6; 1993 c 374 s 17; 1994 c 646 s 2; 1Sp1995 c 3 art 16 s 13; 1998 c 397 art 6 s 45-53,124; art 11 s 3; 1999 c 101 s 1; 2000 c 467 s 4; 2014 c 279 s 3; 2015 c 70 art 1 s 1,2; 2016 c 161 art 2 s 1; 2017 c 92 art 1 s 8*

Thursday 10/8 Regular BOE

1. Regular Board meeting
2. Workshop - Vacancy
 - a. Outline decision process
 - i. Option 1: MSBA recommendation
 1. 6 or fewer applicants: board selects and approves nominee
 2. 6 or more applicants
 - ii. Option 2: Interviews
 1. One round with 2 candidates
 2. Two rounds with 3+ candidates
 - b. Proposed Filing period: October 23 (9 am) - November 6th (noon)
 - c. Define application form (see 2020-10-DRAFT Application)
 - d. Identify Special Election Date (Board action 11/12/20):
 - i. MSBA recommends 11/2/2021 - Election Day.
 - ii. February 9, 2021: Special Election for Congress.
 - a. Lawsuit pending to maintain November 2020 election date.
 - e. Timeline/Interview Options
 - i. Board action: appoint. (6 or fewer applicants)
 1. Regular BOE 10/22 board action: application process, timeline, application form.
 2. 11/12 Board Action: Special Election Date. Workshop: Review and discuss applications.
 3. Regular BOE 12/10 board action: select and appoint to fill vacancy
 4. Regular BOE 1/14/21: Swear in new board members and organizational meeting.
 - ii. Board action if the board chooses to conduct interviews. (2 candidates):
 1. Regular BOE 10/22 board action: application process, timeline, application form, and Special Election date.
 2. Special meeting: First round interviews the week of 11/12
 3. 11/12 Board Action: Special Election Date.
 4. Regular BOE 12/10 board resolution: select and appoint to fill the vacancy.
 5. Regular BOE 1/14/21: Swear in new board members and organizational meeting.

- iii. Board action if the board chooses to conduct two rounds of interviews. (6 or more candidates per MSBA Option 1 - 2.a.i) AND (3 or more candidates per Option 2 - 2.a.ii)
 - 1. Regular BOE 10/22 board action: application process, timeline, and application form.
 - 2. Special meeting: First round interviews the week of 11/12
 - 3. Regular BOE 11/12 board action: reduce candidate pool to two candidates; define Special Election Date.
 - 4. Special Meeting: Second round interviews the week of November 16th.
 - 5. Regular BOE 12/10 board resolution: select and appoint to fill the vacancy.
 - 6. Regular BOE 1/14/21: Swear in new board members and organizational meeting.

DRAFT Application Form for School Board

1. In 50 words or less, tell us about yourself.
2. Why are you applying for this position on the School Board?
3. Describe your volunteerism in our schools and in the community at large, and how it has impacted you.
4. Challenges
 - a. What are the top three challenges faced by One91 in the next four years?
 - b. Describe your approach in addressing each of these three challenges.
5. School District finances are complex, and this Board has had to face many challenging budgetary decisions over the past three years. Given the uncertainties of Covid, describe your approach, should COVID force this board to enact additional cuts.
6. In addition to providing leadership around hot button issues and finance, as a Board Member, you are overseeing a large organization with 1,300 employees (one of the largest employers in Burnsville), a communications and PR department, an HR department, a number of employee bargaining units, an operations department, a provider of transportation, and the owner of 17 buildings.
 - a. Please provide additional information on your qualifications in reference to these functions.
 - b. How would you balance competing priorities from various stakeholders in the District?

7. A Board of Education Director is a non-partisan position, elected (or in this case appointed) to represent the interests of all members of the District. Describe how you feel this would impact your actions and voice (in person and online).
8. From your perspective, what is the time commitment for Board Members?
9. If appointed, would you intend to file for election for the position?
10. Please describe the differences between “Governing” and “Managing”, specifically as it relates to this role.
11. Please review ISD 191’s Policy 209, “Code of Ethics” (found on the ISD191.org website). Please describe your approach in adhering to this policy should you be selected.