

ITEMS TO INCLUDE ON AGENDA

EMMETSBURG COMMUNITY SCHOOL DISTRICT

- Resolution Approving Revenue Purpose Statement, and Ordering an Election on a Revenue Purpose Statement to Authorize Expenditures From Revenue Received From the State Secure an Advanced Vision for Education Fund, and Ordering the Publication of a Notice of Election

**NOTICE MUST BE GIVEN PURSUANT TO IOWA CODE CHAPTER 21
AND THE LOCAL RULES OF THE SCHOOL DISTRICT.**

December 20, 2024

The Board of Directors of the Emmetsburg Community School District, State of Iowa, met in _____ session, in the Central Office Board Room, 205 King Street, Emmetsburg, Iowa, at 6:30 A.M., on the above date. There were present President _____, in the chair, and the following named Board Members:

Absent: _____

Vacant: _____

* * * * *

The President of the Board called the meeting together. The Superintendent presented a recommendation that the form of ballot be approved and the election called on the question of approving a Revenue Purpose Statement, which must be approved by the Board and submitted to the County Commissioner of Elections at least forty-six days prior to the date of the election.

Board Member _____ introduced the following Resolution and moved its adoption. Board Member _____ seconded the motion to adopt. The roll was called, and the vote was:

AYES: _____

NAYS: _____

Whereupon, the President declared the resolution duly adopted as follows:

RESOLUTION APPROVING REVENUE PURPOSE
STATEMENT, AND ORDERING AN ELECTION ON A
REVENUE PURPOSE STATEMENT TO AUTHORIZE
EXPENDITURES FROM REVENUE RECEIVED FROM THE
STATE SECURE AN ADVANCED VISION FOR EDUCATION
FUND, AND ORDERING THE PUBLICATION OF A NOTICE
OF ELECTION

WHEREAS, the School District receives revenue from the State of Iowa Secure an Advanced Vision for Education Fund ("SAVE Revenue") pursuant to Iowa Code Section 423F.2, as amended; and

WHEREAS, by operation of law, the School District's current Revenue Purpose Statement governing the use of SAVE Revenue will expire on January 1, 2031; and

WHEREAS, all public schools are required to implement radon testing and mitigation as required by Iowa Code Section 280.32; and

WHEREAS, Iowa Code Section 423F.3(3)(a) provides that boards of directors may adopt a resolution to use SAVE Revenue to pay for radon testing and may approve a Revenue Purpose Statement for that purpose; and

WHEREAS, the School District wishes to adopt a Revenue Purpose Statement that includes all proposed uses of SAVE Revenue, will take immediate effect upon voter approval, and will extend beyond the expiration of the current Revenue Purpose Statement; and

WHEREAS, Iowa Code Chapter 47 requires that the District submit this election resolution to the County Commissioner of Elections at least forty-six days prior to the date of the special election:

NOW, THEREFORE, BE IT RESOLVED BY THE EMMETSBURG COMMUNITY SCHOOL DISTRICT, IN THE COUNTY OF PALO ALTO, STATE OF IOWA:

Section 1. That the Board wishes to authorize spending SAVE Revenue for the following purposes and, in doing so, must approve the following Revenue Purpose Statement.

Section 2. That the Board hereby authorizes spending SAVE Revenue to pay for radon testing and mitigation mandated pursuant to Iowa Code Section 280.32.

Section 3. That the following Revenue Purpose Statement shall be approved.

Revenue Purpose Statement

Emmetsburg Community School District

Pursuant to the provisions of Iowa Code Section 423F.3, the Emmetsburg Community School District hereby adopts and submits to the Commissioner of Elections of Palo Alto County, Iowa, this Revenue Purpose Statement to be submitted to the electors at an election to be held March 4, 2025.

Money received by the Emmetsburg Community School District from the State of Iowa Secure an Advanced Vision for Education Fund may be spent for any one or more of the following purposes:

To provide funds to acquire or install information technology infrastructure (including improving buildings or sites for the purpose of accessing broadband digital telecommunications) and school safety and security infrastructure.

To provide funds to build and furnish a new school building or buildings; to build and furnish addition(s) to school buildings in the District; to remodel, reconstruct, repair, expand, and improve the school buildings in the District; to purchase and improve grounds; for demolition work; to furnish and equip district facilities.

To provide funds for the purchase, lease or lease-purchase of buildings, equipment (including transportation and recreation equipment), or technology and to repair transportation equipment for transporting students as authorized by law, to implement energy conservation measures, sharing or rental of facilities including a joint infrastructure project for the purposes of offering classes under district-to-community college programs as authorized in

Iowa Code Section 423F.3(3)(c), procuring or acquisition of libraries, or opening roads to schoolhouses or buildings.

To provide funds to purchase land as part of start-up costs for new student construction program or if the sale of the previous student construction was insufficient to purchase land, and to purchase construction materials and supplies for a student-constructed building or shed intended to be retained by and used by the District.

To provide funds to make payments to a municipality or other entity as required under Iowa Code Section 403.19(2).

To provide funds for demolition, cleanup, and other costs if such costs are necessitated by, and incurred within two years of, a disaster.

To provide funds for radon testing and mitigation.

To provide funds to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities; or for community education purposes.

To provide funds for the payment of principal and interest or retirement of general obligation bonds issued for school infrastructure purposes, energy improvement loans, loan agreements authorized by Iowa Code Section 297.36, sales, service and use tax revenue bonds issued under Iowa Code Section 423E.5 or Iowa Code Section 423F.4.

To provide funds for property tax relief; and

To provide funds for other authorized expenditures and purposes as now or hereafter permitted by law and designated by the Emmetsburg Community School District.

Section 4. That an election is called of the qualified electors of the Emmetsburg Community School District in the County of Palo Alto, State of Iowa, on Tuesday, March 4, 2025. The following public measure is approved, and the Secretary is authorized and directed to submit and file the public measure for the Ballot with the Palo Alto County Commissioner of Elections at least 46 days prior to the election.

PUBLIC MEASURE ____

Summary: To adopt a Revenue Purpose Statement specifying the use of revenues the Emmetsburg Community School District will receive from the State of Iowa Secure an Advanced Vision for Education Fund.

In the Emmetsburg Community School District, the following Revenue Purpose Statement which specifies the use of revenues the Emmetsburg Community School District will receive from the State of Iowa Secure an Advanced Vision for Education Fund shall be adopted.

To provide funds to acquire or install information technology infrastructure (including improving buildings or sites for the purpose of accessing broadband digital telecommunications) and school safety and security infrastructure.

To provide funds to build and furnish a new school building or buildings; to build and furnish addition(s) to school buildings in the District; to remodel, reconstruct, repair, expand, and improve the school buildings in the District; to purchase and improve grounds; for demolition work; to furnish and equip district facilities.

To provide funds for the purchase, lease or lease-purchase of buildings, equipment (including transportation and recreation equipment), or technology and to repair transportation equipment for transporting students as authorized by law, to implement energy conservation measures, sharing or rental of facilities including a joint infrastructure project for the purposes of offering classes under district-to-community college programs as authorized in Iowa Code Section 423F.3(3)(c), procuring or acquisition of libraries, or opening roads to schoolhouses or buildings.

To provide funds to purchase land as part of start-up costs for new student construction program or if the sale of the previous student construction was insufficient to purchase land, and to purchase construction materials and supplies for a student-constructed building or shed intended to be retained by and used by the District.

To provide funds to make payments to a municipality or other entity as required under Iowa Code Section 403.19(2).

To provide funds for demolition, cleanup, and other costs if such costs are necessitated by, and incurred within two years of, a disaster.

To provide funds for radon testing and mitigation.

To provide funds to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities; or for community education purposes.

To provide funds for the payment of principal and interest or retirement of general obligation bonds issued for school

infrastructure purposes, energy improvement loans, loan agreements authorized by Iowa Code Section 297.36, sales, service and use tax revenue bonds issued under Iowa Code Section 423E.5 or Iowa Code Section 423F.4.

To provide funds for property tax relief; and

To provide funds for other authorized expenditures and purposes as now or hereafter permitted by law and designated by the Emmetsburg Community School District.

It being understood that if this public measure should fail to be approved by the voters, such failure shall not be construed to terminate or restrict authority previously granted by the voters to expend receipts from the Secure an Advanced Vision for Education Fund.

If approved, this Revenue Purpose Statement shall remain in effect until replaced or amended by the Emmetsburg Community School District.

[END OF BALLOT LANGUAGE]

Section 5. That the notice of the election and ballot form used at the election shall be prepared in accordance with the provisions of the Iowa Code and Iowa Administrative Rules.

Section 6. That the Election Board for the Voting Precinct or precincts be appointed by the County Commissioner of Elections, not less than 15 days before the election.

Section 7. The Commissioner of Elections is requested and directed to make publication of the Notice of Election at least once, not less than four days nor more than twenty days prior to the election, in a newspaper that meets the requirements of Iowa Code Section 49.53(2). That, in addition to the full text of the public measures, the Notice of Election must include the following statement:

"If a majority of eligible electors voting on the question fail to approve this Revenue Purpose Statement, then upon expiration of the current Revenue Purpose Statement, revenues received by the School District from the Secure an Advanced Vision for Education fund shall be expended in the following order:

The payment of bonds for which SAVE Revenue has been pledged;

Reduction of bond levies under Iowa Code Sections 298.18 and 298.18A and all other debt levies;

Reduction of the regular and voter-approved physical plant and equipment levy under Iowa Code Section 298.2;

Reduction of the public educational and recreational levy under Iowa Code Section 300.2;

For any authorized infrastructure purpose of the school district as defined in Iowa Code Section 423F.3(6); and

For the payment of principal and interest on bonds issued under Iowa Code Sections 423E.5 and 423F.4."

Section 8. That the Secretary is authorized and directed to publish the Notice of Election on the Emmetsburg Community School District's internet site at least once, not less than four days nor more than twenty days prior to the election.

Section 9. This election will be conducted by the County Auditor of Palo Alto County, as Commissioner of Elections.

Section 10. That the County Commissioner of Elections shall prepare all ballots and election registers and other supplies necessary for the proper and legal conduct of this election and the Secretary of the Board is directed to cooperate with the Commissioner of Elections in the preparation of the necessary proceedings.

Section 11. That the Secretary is directed to file a certified copy of this Resolution in the Office of the County Commissioner of Elections to constitute the "written notice" to the County Commissioner of Elections of the election date, required to be given by the governing body under the provisions of Iowa Code Chapter 47.

PASSED AND APPROVED this 20th day of December, 2024.

President of the Board of Directors

ATTEST:

Secretary of the Board of Directors

CERTIFICATE

STATE OF IOWA)	
)	SS
COUNTY OF PALO ALTO)	

I, the undersigned Secretary of the Board of Directors of the Emmetsburg Community School District, in the County of Palo Alto, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the corporate records of the School District showing proceedings of the Board, and the same is a true and complete copy of the action taken by the Board with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that the meeting and all action was duly and publicly held in accordance with a notice of meeting and a tentative agenda, a copy of which was timely served on each member of the Board and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board pursuant to the local rules of the Board and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective offices as indicated therein, that no board vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the School District or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand this _____ day of _____, 2024.

Secretary of the Board of Directors of the
Emmetsburg Community School District