

MINUTES TO APPROVE A REVENUE PURPOSE STATEMENT TO AUTHORIZE
EXPENDITURES FROM THE STATE SECURE AN ADVANCED VISION FOR
EDUCATION FUND AND ORDERING AN ELECTION

Van Horne, IA

September 1, 2021

The Board of Directors of the Benton Community School District met on the above date, at 6:00 p.m. at the Benton Community High School Library, 300 1st Street, Van Horne, IA 52346. The meeting was called to order by the President of the Board, and the roll was called showing the following Directors present and absent:

Present: _____

Absent: _____

After due consideration and discussion, Director _____ introduced the following resolution and moved its adoption, seconded by Director _____. The President of the Board put the question upon the adoption of said resolution, and the roll being called, the following Directors voted:

Ayes: _____

Nays: _____

Whereupon, the President of the Board declared the motion duly carried and the resolution duly adopted as hereinafter set out.

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At the conclusion of the meeting, and upon motion and vote, the Board adjourned.

President, Board of Directors

Attest:

Board Secretary

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

WHEREAS, the Benton Community School District (District), located in Benton, Iowa, and Tama Counties, receives revenue (SAVE Revenue) from the State of Iowa Secure an Advanced Vision for Education Fund (SAVE) pursuant to Iowa Code chapter 423F, as amended, and SAVE and the distribution of SAVE Revenue has been extended by Iowa House File 546 (Act) through January 1, 2051; and

WHEREAS, pursuant to the Act, the District's existing revenue purpose statement governing the use of SAVE Revenue will expire on January 1, 2031; and

WHEREAS, the Board of Directors (Board) of the District finds it in the best interests of the District to adopt a new revenue purpose statement describing the use of the SAVE Revenue to take effect upon voter approval, and the new revenue purpose statement for the District is set forth on Exhibit A (Revenue Purpose Statement); and

WHEREAS, the District is required to submit this resolution to the County Commissioner of Elections requesting the County Commissioner of Elections to call an election on November 2, 2021, and Benton County, Iowa is the controlling county (Controlling County) for the election, pursuant to Iowa Code Section 47.2; and

WHEREAS, the County Commissioner of Elections is required to publish a notice of election in substantially the form as set forth on Exhibit B (Notice of Election) in a newspaper of general circulation in the District, and the District is required to post the Notice of Election on the District's website; and

WHEREAS, the proposed form of the ballot proposition (Proposition) to be used at the election to adopt the Revenue Purpose Statement is set forth on Exhibit C;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Benton Community School District:

Section 1. The Board of the District wishes to authorize spending of the SAVE Revenue for the purposes set forth in the Revenue Purpose Statement on Exhibit A and hereby approves the Revenue Purpose Statement.

Section 2. The Board hereby calls an election of the qualified electors of the District on November 2, 2021, at a special school election.

Section 3. The Board of the District hereby approves the Notice of Election and the Proposition, and the Board Secretary is authorized and directed to submit and file the Proposition

with the County Commissioner of Elections in accordance with the requirements of the Iowa Code and the Iowa Administrative Rules.

Section 4. The County Commissioner of Elections is requested and directed to publish the Notice of Election at least once, not less than four days nor more than twenty days prior to November 2, 2021, in a newspaper that meets the requirements of the Iowa Code and the Iowa Administrative Rules.

Section 5. The Board Secretary is hereby authorized and directed to post the Notice of Election on the District's website, as required by the Act, at least once and not less than four days nor more than twenty days prior to November 2, 2021.

Section 6. The County Commissioner of Elections is requested and directed to prepare all ballots and election registers and other supplies necessary for the proper and legal conduct of this election, and the Board Secretary is directed to cooperate with the County Commissioner of Elections in the preparation of the necessary proceedings.

Section 7. The Board Secretary is directed to file a certified copy of this Resolution in the Office of the County Commissioner of Elections of the Controlling County 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 the Iowa Code, including Iowa Code chapter 47.

Section 8. All resolutions or orders of the Board or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Section 9. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved September 1, 2021.

President, Board of Directors

Attest:

Board Secretary

EXHIBIT A

REVENUE PURPOSE STATEMENT

Revenue received by the Benton 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 for property tax relief.

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

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; and 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 a District-to-community college 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 to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities or for community education purposes; and

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

EXHIBIT B

NOTICE OF ELECTION

The Benton Community School District intends to replace its existing revenue purpose statement with the following revenue purpose statement in order to comply with the requirements of the Iowa Code to authorize the expenditure of revenues (SAVE Revenue) from the State of Iowa Secure an Advanced Vision for Education Fund (SAVE) received by the Benton Community School District.

Proposed Revenue Purpose Statement to Replace Existing Revenue Purpose Statement

Revenue received by the Benton 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 for property tax relief.

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

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; and 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 a District-to-community college 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 to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities or for community education purposes; and

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

It being understood that if this proposition 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 SAVE according to its existing revenue purpose statement until its expiration date.

If approved, this revenue purpose statement shall remain in effect until replaced or amended by the Benton Community School District.

If a majority of eligible electors voting on the question fail to approve the proposed revenue purpose statement, then after the expiration of the existing revenue purpose statement, SAVE Revenue received by the Benton Community School District shall first be expended for the following purposes, in the following order:

Payment of obligations for which SAVE Revenue has been pledged to the payment thereof.

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).

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

EXHIBIT C
FORM OF BALLOT PROPOSITION

SHALL THE FOLLOWING REVENUE PURPOSE STATEMENT BE ADOPTED?

- YES
- NO

Summary: To adopt a revenue purpose statement to authorize the expenditure of revenue from the State of Iowa Secure an Advanced Vision for Education Fund received by the Benton Community School District.

Revenue Purpose Statement:

Revenue received by the Benton 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 for property tax relief.

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

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; and 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 a District-to-community college 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 to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities or for community education purposes; and

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

It being understood that if this proposition 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 adopted, this revenue purpose statement shall remain in effect until replaced or amended by the Benton Community School District.

AFFIDAVIT OF MINUTES OF MEETING

STATE OF IOWA

COUNTY OF BENTON

SS:

BENTON COMMUNITY SCHOOL DISTRICT

I, the undersigned, Secretary of the Board of Directors of the Benton Community School District, do hereby certify that the above and foregoing is a true and correct copy of the minutes of a meeting of the Board, held as therein shown, including a true and correct copy of the resolution approving the revenue purpose statement and approving submission of the revenue purpose statement for election, including a true, correct, and complete copy of such resolution.

WITNESS MY HAND hereto affixed this _____ day of _____, 2021.

Secretary, Board of Directors

AFFIDAVIT OF PUBLICATION ON SCHOOL DISTRICT'S WEBSITE

STATE OF IOWA

COUNTY OF BENTON

SS:

BENTON COMMUNITY SCHOOL DISTRICT

I, the undersigned, duly appointed, qualified and acting Secretary of the Board of Directors of the Benton Community School District, certify that as directed by the Board of Directors, the Notice of Election was published on the Benton Community School District's website.

Dated this _____ day of _____, 2021.

Secretary, Board of Directors