

November 1, 2021

VIA E-MAIL

Mr. Tim Gronski
Chief School Business Official
Geneseo CUSD Number 228
648 North Chicago Street
Geneseo, Illinois 61254

APPROVED

NOV 11 2021

GENESEO CUSD #228
BOARD OF EDUCATION

Re: Community Unit School District Number 228,
Henry and Whiteside Counties, Illinois (the "District")
Funding Bonds – Resolution of Intent

Dear Tim:

In accordance with instructions from Kevin Heid at Stifel, Nicolaus & Company, Incorporated, St. Louis, Missouri ("*Stifel*"), we have prepared and are enclosing a form of Resolution of Intent to Issue Funding Bonds ("*Resolution of Intent*"), and we call your attention to the following:

A. RESOLUTION OF INTENT

1. Please examine the Resolution of Intent carefully before presenting it to the Board of Education (the "*Board*") for adoption. We understand that the Resolution of Intent will be adopted at a regular meeting of the Board to be held on November 11, 2021 (the "*November Board Meeting*"). In due course, please forward to us one executed original of the Minutes in the form enclosed showing the adoption of the Resolution of Intent.

2. The number of petitioners is listed as 1,238 in the Notice of Intent to Issue Bonds ("*Notice of Intent*") set forth in Section 5 of the Resolution of Intent. In accordance with Section 3-1.3 of the Election Code of the State of Illinois, as amended, the number of petitioners must be equal to 10% of the number of voters registered in the District on the date registration closes before the regular election next preceding the day on which a petition may be filed. *Presumably, this will be 10% of the number of registered voters in the District for the April 6, 2021, consolidated election.* Please confirm this figure with the Henry and Whiteside County Clerks *before* the Notice of Intent is published.

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3. After the adoption of the Resolution of Intent, the Notice of Intent must be published in the *Geneseo Republic*, which we understand is a newspaper having general circulation in the District. Please also note that the Notice of Intent, as published, must appear over the names of the President and Secretary of the Board. We understand that Stifel will assist you in coordinating the publication.

4. In due course, please forward to us the publisher's affidavit, *together with an original newspaper clipping attached*, showing the publication of the Notice of Intent. If you would like us to review a proof of the Notice of Intent prior to publication, please email or fax or have the newspaper email or fax a proof to us.

5. The School Code requires that the Secretary of the Board provide a Referendum Petition to any individual requesting one. We have prepared and are enclosing a suggested form of Referendum Petition so that the Secretary of the Board will have a ready supply.

B. AGENDA FOR THE NOVEMBER BOARD MEETING

1. Please make sure the Resolution of Intent is listed as a separate action item on the agenda for the November Board Meeting as follows:

“Resolution setting forth and describing in detail claims heretofore authorized and allowed for proper school purposes which are presently outstanding and unpaid, declaring the intention to issue \$4,000,000 bonds for the purpose of paying claims against the District and directing that notice of such intention be published as provided by law.”

2. Prior to the November Board Meeting, please email or fax a copy of the agenda for said Meeting to us for our review.

3. Please make sure that the agenda for the November Board Meeting is posted at the location where said Meeting will be held and at the principal office of the Board not later than Tuesday, November 9, 2021. The agenda must be continuously available for public review during the entire 48-hour period preceding the November Board Meeting.

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We look forward to working with you on this matter. Please do not hesitate to contact us with any questions that you may have.

Very truly yours,

CHAPMAN AND CUTLER LLP

By 
Stephanie DiSilvestro

SD:nr
Enclosures

cc: Mr. Kevin Heid
Ms. Deb Davis
Ms. Anjali Vij

MINUTES of a regular public meeting of the Board of Education of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois, held in the District Office Meeting Room, 648 North Chicago Street, Geneseo, Illinois, in said School District at 5:00 o'clock P.M., on the 11th day of November, 2021.

* * *

The meeting was called to order by the President, and upon the roll being called, Heather DeBrock, the President, and the following members were physically present at said location: Barry Snodgrass, Diane Olson, Kane Causemaker,
Kyle Ganson, Bill Menendez, Karen Urick

The following members were allowed by a majority of the members of the Board of Education in accordance with and to the extent allowed by rules adopted by the Board of Education to attend the meeting by video or audio conference: None

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

The following members were absent and did not participate in the meeting in any manner or to any extent whatsoever: None

The President announced that in view of the current financial condition of the District, the Board of Education would consider the adoption of a resolution declaring its intention to issue \$4,000,000 funding bonds pursuant to Article 19 of the School Code and directing that notice of such intention be published.

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

RESOLUTION setting forth and describing in detail claims heretofore authorized and allowed for proper school purposes which are presently outstanding and unpaid, declaring the intention to issue \$4,000,000 bonds for the purpose of paying claims against Community Unit School District Number 228, Henry and Whiteside Counties, Illinois, and directing that notice of such intention be published as provided by law.

* * *

WHEREAS, pursuant to the provisions of Article 19 of the School Code of the State of Illinois, as amended (the "*Code*"), Community Unit School District Number 228, Henry and Whiteside Counties, Illinois (the "*District*"), is authorized to issue bonds to pay claims against the District; and

WHEREAS, the District has presently outstanding and unpaid claims in the aggregate amount of \$4,000,000 (the "*Claims*"), all of the Claims having been heretofore authorized and allowed for proper school purposes; and

WHEREAS, the Board of Education of the District (the "*Board*") has determined and does hereby determine that it is necessary and in the best interests of the District that the Claims be paid from proceeds of bonds in the principal amount of \$4,000,000 (the "*Bonds*"); and

WHEREAS, before the Bonds can be issued pursuant to the Code, the Board must examine and consider the Claims and must adopt a resolution declaring the Claims to be authorized and allowed for proper school purposes, set forth and describe in detail the Claims, declare its intention to issue the Bonds for the purpose of paying the Claims and direct that notice of such intention to issue the Bonds be given as provided by law; and

WHEREAS, the Board has examined and considered the Claims:

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Board of Education of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois, as follows:

Section 1. Incorporation of Preambles. The Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true and correct and does incorporate them into this Resolution by this reference.

Section 2. The Claims. The Claims are set forth and described in detail on *Exhibit A* attached hereto, and it is hereby found, determined and declared that the Claims are presently outstanding and unpaid, were heretofore authorized and allowed for proper school purposes and constitute valid and binding obligations of the District.

Section 3. Declaration of Intent. The Board does hereby determine and declare its intention to avail the provisions of Article 19 of the Code and to issue Bonds in the amount of \$4,000,000 for the purpose of paying the Claims.

Section 4. Notice of Intent. In accordance with the provisions of Section 5 of the Local Government Debt Reform Act of the State of Illinois, as amended, notice of said intention to avail of the provisions of Article 19 of the Code and to issue the Bonds shall be given by publication of such notice once in the *Geneseo Republic*, the same being a newspaper of general circulation in the District.

Section 5. Form of Notice. The notice of intention to issue the Bonds shall be in substantially the following form:

**NOTICE OF INTENTION OF
COMMUNITY UNIT SCHOOL DISTRICT NUMBER 228,
HENRY AND WHITESIDE COUNTIES, ILLINOIS
TO ISSUE \$4,000,000 FUNDING BONDS**

PUBLIC NOTICE is hereby given that on the 11th day of November, 2021, the Board of Education (the "*Board*") of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois (the "*District*"), adopted a resolution declaring its intention and determination to issue bonds in the aggregate amount of \$4,000,000 for the purpose of paying presently outstanding and unpaid claims against the District, all of which unpaid claims have been heretofore authorized and allowed for proper school purposes and it is the intention of the Board to avail of the provisions of Article 19 (Sections 19-8 to 19-14, inclusive) of the School Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto, and to issue said bonds for the purpose of paying such unpaid claims.

A petition may be filed with the Secretary of the Board (the "*Secretary*") within thirty (30) days after the date of publication of this notice, signed by not less than 1,238 voters of the District, said number of voters being equal to ten percent (10%) of the registered voters of the District, requesting that the proposition to issue said bonds as authorized by the provisions of said Article 19 be submitted to the voters of the District. If such petition is filed with the Secretary within thirty (30) days after the date of publication of this notice, an election on the proposition to issue said bonds shall be held on the 28th day of June, 2022. The Circuit Court may declare that an emergency referendum should be held prior to said election date pursuant to the provisions of Section 2A-1.4 of the Election Code of the State of Illinois, as amended. If no such petition is filed within said thirty (30) day period, then the District shall thereafter be authorized to issue said bonds for the purpose hereinabove provided.

By order of the Board of Education of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois.

DATED this 11th day of November, 2021.

Diane Olson
Secretary, Board of Education,
Community Unit School District Number 228,
Henry and Whiteside Counties, Illinois

Heather DeBrock
President, Board of Education,
Community Unit School District Number 228,
Henry and Whiteside Counties, Illinois

Note to Publisher: Please be certain that this notice appears over the names of the President and Secretary of the Board.

Section 6. Further Proceedings. If no petition signed by the requisite number of voters is filed with the Secretary of the Board within thirty (30) days after the date of the publication of such notice of intention to issue the Bonds, the Board shall, by appropriate proceedings to be hereafter taken, fix the details concerning the issue of the Bonds and provide for the levy of a direct annual tax to pay the principal and interest on the same.

Section 7. Severability. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Repealer and Effective Date. All resolutions and parts of resolutions in conflict herewith be and the same are hereby repealed and that this Resolution be in full force and effect forthwith upon its adoption.

Adopted November 11, 2021.



President, Board of Education



Secretary, Board of Education

EXHIBIT A

Principal and interest due on \$4,000,000 Lease Certificates,
Series 2021, of the District.

Member Kyle Ganson moved and Member Barry Snodgrass seconded the motion that said resolution as presented and read by title be adopted.

After a full and complete discussion thereof, the President directed the Secretary to call the roll for a vote upon the motion to adopt said resolution.

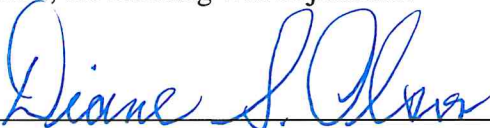
Upon the roll being called, the following members voted AYE: Heather DeBrook, Barry Snodgrass, Diane Olson, Kyle Ganson, Kane Causemaker, Bill Menendez, Karen Urick

The following members voted NAY: None

Whereupon the President declared the motion carried and said resolution adopted, and in open meeting approved and signed said resolution and directed the Secretary to record the same in full in the records of the Board of Education of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois, which was done.

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

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


Secretary, Board of Education

STATE OF ILLINOIS)
) SS
COUNTY OF HENRY)

CERTIFICATION OF MINUTES AND RESOLUTION

I, the undersigned, do hereby certify that I am the duly qualified and acting Secretary of the Board of Education of Community Unit School District Number 228, Henry and Whiteside Counties, Illinois (the “Board”), and that as such official I am the keeper of the records and files of the Board.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of the Board held on the 11th day of November, 2021, insofar as same relates to the adoption of a resolution entitled:

RESOLUTION setting forth and describing in detail claims heretofore authorized and allowed for proper school purposes which are presently outstanding and unpaid, declaring the intention to issue \$4,000,000 bonds for the purpose of paying claims against Community Unit School District Number 228, Henry and Whiteside Counties, Illinois, and directing that notice of such intention be published as provided by law.

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

I do further certify that the deliberations of the Board on the adoption of said resolution were conducted openly, that the vote on the adoption of said resolution was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least 48 hours in advance of the holding of said meeting, that a true, correct and complete copy of said agenda as so posted is attached hereto as *Exhibit A*, that at least one copy of said agenda was continuously available for public review during the entire 48-hour period preceding said meeting, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the School Code of the State of Illinois, as amended, and that the Board has complied with all of the provisions of said Act and said Code and with all of the procedural rules of the Board in the conduct of said meeting and in the adoption of said resolution.

IN WITNESS WHEREOF, I hereunto affix my official signature, this 11th day of November, 2021.



Secretary, Board of Education