

Special School Board Meeting

Monday, August 15, 2022 6:30 PM

LS-H MS/HS Media Center & Online (if unable to attend in person), 901 Ferry St., Le Sueur, MN 56058

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF AGENDA

4. CONSENT AGENDA

4.1. Hiring:

4.1.1. Special Ed. Paraprofessional- Samantha Jones

4.1.2. MS Tennis Coach- Cassie Wilke

4.1.3. Assistant FB 9th/B Team: Nathan Wentzlaff

4.1.4. Assistant Varsity FB- Ben Johnson

4.1.5. Special Ed. Para- Michelle Nolte

4.1.6. Elementary Dean of Students- Christa Luna

4.1.7. Interim MSHS Principal- Cynthia Schmidt

4.1.8. Director Learning & Curriculum- Katie Maier

4.1.9. Assist. Varsity Tennis coach- Jenny Miller

4.1.10. Head FB Coach- Jim Wagner & Eric Lewis

4.2. Resignation:

4.2.1. Fall Play Director- Jen Weick

4.2.2. Elementary School Counselor- Kristan Pfarr

4.2.3. Paraprofessional Park Elem- Nicole Seaver

4.2.4. Special Ed. Para- Kristian Brandt

4.2.5. HT Pre-School Para- Renee Berger

5. NEW BUSINESS

5.1. Resolution Canvassing Returns of votes of School District Special Elections.

5.2. Resolution for the performance agreement with Honeywell.

6. ADJOURN



Employment Recommendation Le Sueur - Henderson School District

Position:

Recommended Candidate:

Recommended by:	Date

To be completed by administrator:

Candidate has current & appropriate certification:

Reference checks completed:

Years of experience granted:

Step Placement:

Highest degree currently held:

Lane Placement:

Credits beyond highest degree granted:

NA
yes
NA
NA
HS Diploma
NA
0

New Position

Existing Position

Replacing:

Additional Information:

- Working with the DCD students \$15.63 plus whatever paras in that program get for additional hourly wage

Approval of Principal: Darren Kern

8/2/22

Electronic Signature

Date

Approval of Superintendent:

Electronic Signature

Date

Share with District Office (Bonnie, Jim, Juanita) & Technology (Bruce) via Google Drive



Coach/Advisor Recommendation Le Sueur - Henderson School District

Position: MS Tennis Coach

Recommended Candidate: Cassie Wilke

Recommended by: Eric Lewis

To be completed by administrator:

Candidate has current & appropriate certification (if applicable):

X

Reference checks completed:

X

Years of experience (Step Placement):

1

X

NEW

EXISTING

Additional Information: Cassie has worked in our program for 3 years prior to now as a volunteer assistant with Coach Seaver. This will be a great addition to our program.

Approval of Activities Director:

Eric F. Lewis

8/3/2022

Electronic Signature

Date



Coach/Advisor Recommendation Le Sueur - Henderson School District

Position: Assistant FB (9th/B Team)

Recommended Candidate: Nathan Wentzlaff

Recommended by: Eric Lewis

To be completed by administrator:

Candidate has current & appropriate certification (if applicable):

X

Reference checks completed:

X

Years of experience (Step Placement):

1

X

NEW

EXISTING

Additional Information: Nathan has had experience with youth sports. Nathan desire to help with our HS programs and his passion for LSH activities will be a huge asset to our program.

Approval of Activities Director:

Eric F. Lewis

8/3/2022

Electronic Signature

Date



Coach/Advisor Recommendation Le Sueur - Henderson School District

Position: Assistant Varsity FB

Recommended Candidate: Ben Johnson

Recommended by: Eric Lewis

To be completed by administrator:

Candidate has current & appropriate certification (if applicable):

X

Reference checks completed:

X

Years of experience (Step Placement):

1

X

NEW

EXISTING

Additional Information: Ben's knowledge of football gained by playing in both high school and college along with his understanding of students/teaching will be able to help our program in many ways. Ben will be great for our kids, program and community.

Approval of Activities Director:

Eric F. Lewis

8/3/2022

Electronic Signature

Date



Employment Recommendation Le Sueur - Henderson School District

Position: Special Education Para

Recommended Candidate: Michele Nolte

Recommended by: Kern

Start/ Hire Date: 2022-2023 school year

To be completed by administrator:

Candidate has current & appropriate certification:

NA

Reference checks completed:

NA

Years of experience granted:

NA

Step Placement:

NA

Highest degree currently held:

NA

Lane Placement:

NA

Credits beyond highest degree granted:

NA

Hourly/ Salary Rate

See note

New Position

Existing Position

Replacing:

Additional Information:

- Re-hire, please place at pay level when she resigned.

Approval of Principal: Darren Kern

8/10/22

Electronic Signature

Date

Approval of Superintendent:

Electronic Signature

Date

Share with District Office (Alisha, Jim, Juanita) & Technology (Bruce) via Google Drive



Employment Recommendation Le Sueur - Henderson School District

Position: Elementary Dean of Students

Recommended Candidate: Christa Luna

Recommended by: Jim Wagner **Start/ Hire Date:**

To be completed by administrator:

Candidate has current & appropriate certification:

Reference checks completed:

Years of experience granted:

Step Placement:

Highest degree currently held:

Lane Placement:

Credits beyond highest degree granted:

Hourly/ Salary Rate

NA
MOU

<input checked="" type="checkbox"/>
<input type="checkbox"/>

New Position

Existing Position

Replacing: Jody Rittmiller

Additional Information:

- MOU

Approval of Principal:

Electronic Signature

Date

Approval of Superintendent: Jim Wagner 08/10/2022

Electronic Signature

Date



Employment Recommendation Le Sueur - Henderson School District

Position: Interim MS/HS Principal

Recommended Candidate: Cynthia Schmidt

Recommended by: Jim Wagner Start/ Hire Date: 7/6/2022

To be completed by administrator:

Candidate has current & appropriate certification:
 Reference checks completed:
 Years of experience granted:
 Step Placement:
 Highest degree currently held:
 Lane Placement:
 Credits beyond highest degree granted:
 Hourly/ Salary Rate

NA
See note

X	New Position	
	Existing Position	Replacing: Jody Rittmiller

Additional Information:

- Under contract

Approval of Principal:

Electronic Signature	Date
Approval of Superintendent: Jim Wagner	08/10/2022
Electronic Signature	Date



Employment Recommendation Le Sueur - Henderson School District

Position: Director of Learning & Curriculum

Recommended Candidate: Katie Maier

Recommended by: Jim Wagner **Start/ Hire Date: 7/11/2022**

To be completed by administrator:

Candidate has current & appropriate certification:

Reference checks completed:

Years of experience granted:

Step Placement:

Highest degree currently held:

Lane Placement:

Credits beyond highest degree granted:

Hourly/ Salary Rate

NA
See note

X	New Position
	Existing Position Replacing: Jody Rittmiller

Additional Information:

- Under contract

Approval of Principal:

Electronic Signature	Date
Approval of Superintendent: Jim Wagner	08/10/2022
Electronic Signature	Date



Coach/Advisor Recommendation Le Sueur - Henderson School District

Position: Assistant Varsity Tennis

Recommended Candidate: Jenny Miller
--

Recommended by: Eric Lewis

To be completed by administrator:

Candidate has current & appropriate certification (if applicable):

X
X
1

Reference checks completed:

Years of experience (Step Placement):

<input checked="" type="checkbox"/>	NEW
<input type="checkbox"/>	EXISTING

Additional Information: Jenny has been very involved in our youth tennis program for years and will be a great addition to our program.
--

Approval of Activities Director:	<i>Eric F. Lewis</i>	<i>8/9/2022</i>
	Electronic Signature	Date



Employment Recommendation Le Sueur - Henderson School District

Position: Co-HEAD FOOTBALL COACH Co-HEAD FOOTBALL COACH	
Recommended Candidate: Jim Wagner(HC) and Eric Lewis(HC)	
Recommended by:	Start/ Hire Date: 08/15/2022

To be completed by administrator:

Candidate has current & appropriate certification:

X

Reference checks completed:

X

Years of experience granted:

NA

Step Placement:

NA

Highest degree currently held:

NA

Lane Placement:

NA

Credits beyond highest degree granted:

NA

Hourly/ Salary Rate

\$4,836

<input type="checkbox"/>	New Position	
<input checked="" type="checkbox"/>	Existing Position	Replacing: Mike May

Additional Information: Jim and Eric are planning on working this as a Co-Head Coaching position. The two plan on working together as Jim will take care of more of the on-field activity, and Eric will take more of the off-the-field/behind the scenes responsibilities of the head coach.

Approve: Alisha Broden, Business Manager

----- Forwarded message -----

From: **Jennifer Weick** <jweick@isd2397.org>

Date: Mon, Jul 11, 2022 at 9:08 PM

Subject: Fall play

To: Eric Lewis <elewis@isd2397.org>

Hey,

I just wanted to get in touch with you about the fall play. I think I will sit out this round. Musicals are more my thing.

Jen

--

Jennifer Weick

K-5 Music Specialist

LeSueur-Henderson Public Schools

jweick@isd2397.org

507-665-4744



ISD 2397
LE SUEUR-HENDERSON
PUBLIC SCHOOLS

Small Towns... GIANT Opportunities... District of Choice

Kristan K. Pfarr
306 Doppy Lane
Le Sueur, MN 56058

Monday, Aug. 8th

Darren Kern, Principal
Park/Hilltop Elementary Schools
115 N. 5th St.
Le Sueur, MN 56058

Mr. Kern:

Please accept this letter as my formal resignation from my position as the K-5 School Counselor at Le Sueur-Henderson Schools. I have accepted a position in another district.

I have thoroughly enjoyed my time working in the LSH School district, and appreciate the opportunity to have been part of your organization.

Sincerely

Kristan Pfarr

----- Forwarded message -----

From: **Nicole Seaver** <nseaver@isd2397.org>

Date: Thu, Aug 4, 2022 at 8:31 PM

Subject: Paraprofessional Position

To: Darren Kern <dkern@isd2397.org>

Good evening,

After careful thought and consideration over the summer, I have decided that I will not be returning to my role as paraprofessional in preschool, for the 2022-2023 school year. I appreciate the experience and opportunity this position has provided me.

Nicole Seaver

Letter of Resignation

Kristian Brandt
344 Cedar Trail Dr
Le Sueur, Minnesota 56058

August 10, 2022

ISD 2397
Attn: Darren Kern
115 N 5th St
Le Sueur, Minnesota 56058

Dear Mr. Darren Kern,

Please accept this as formal notice of my resignation from the position of Special Education Para at ISD 2397, effective 2 weeks from today, making my last day of employment August 24, 2022.

After careful consideration, I have made the decision to resign. I am leaving in order to pursue another career opportunity that will help me in my personal and professional growth. Working for ISD 2397 has been a wonderful experience that has afforded me many valuable opportunities to learn and grow, and I am very grateful to have been part of this organization.

I will do all in my power to minimize any inconvenience caused to anyone at ISD 2397 by my resignation. I will put forth every effort to facilitate a smooth transition, during my remaining 2 weeks.

I wish you and ISD 2397 continued growth and success in the future.

Sincerely,

Kristian Brandt

(Kristian Brandt)

This is a very hard letter for me to write. I have really enjoyed being a para professional in preschool at Henderson the past 16 years. Since the district has chosen to close our school it is with deep regret that I am resigning my position effective the fall of 2022.

I've loved the fact that the preschoolers were given a choice to go to school in their hometown but now, sadly, due to circumstances beyond our control, that opportunity of their life will forever be over.

Renee Berger
Para Professional
Preschool - Henderson

ATTACHMENT C

CERTIFICATION OF MINUTES RELATING TO SPECIAL ELECTION

Issuer: Independent School District No. 2397 (Le Sueur-Henderson), Minnesota

Governing Body: School Board

Kind, date, time and place of meeting: A special meeting held on August 15, 2022, at 6:30 p.m. in the MS/HS Media Center.

Members present:

Members absent:

Documents attached:

Minutes of said meeting (including):

RESOLUTION RELATING TO CANVASSING RETURNS OF SPECIAL ELECTION

I, the undersigned, being the duly qualified and acting recording officer of the public corporation referred to in the title of this certificate, certify that the documents attached hereto, as described above, have been carefully compared with the original records of said corporation in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the governing body of said corporation, and correct and complete copies of all resolutions and other actions taken and of all documents approved by the governing body at said meeting; and that said meeting was duly held by the governing body at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such recording officer on _____, 2022.

School District Clerk

The Clerk presented affidavits showing filing, publishing and posting of notice, in accordance with the resolution adopted May 2, 2022, of the special election held August 9, 2022, to vote on the questions of issuing general obligation bonds of the School District in an aggregate amount not to exceed \$51,550,000. The Clerk also presented the Official Returns and Summary Statements of Judges. The affidavits and the Official Returns and Summary Statements of Judges were duly examined, approved and ordered placed on file in the office of the Clerk.

Member _____ introduced the following resolution and moved its adoption, which motion was seconded by Member _____:

RESOLUTION RELATING TO CANVASSING RETURNS OF SPECIAL ELECTION

BE IT RESOLVED by the School Board of Independent School District No. 2397 (Le Sueur-Henderson), Minnesota that the special election held in and for the School District on August 9, 2022, was in all respects duly and legally called and held, the returns thereof have been duly canvassed, and the votes cast at the special election for and against the questions submitted to the electors were as follows:

**School District Question 1
School Building Bonds Elementary Addition**

- YES** Shall the board of Independent School District No. 2397 (Le Sueur-Henderson), Minnesota be authorized to issue general obligation school building bonds in an amount not to exceed \$39,900,000 for acquisition and betterment of school sites and facilities including, but not limited to, a PreK-5 elementary addition at the Middle/High School campus and demolition of Park Elementary?
- NO**

BY VOTING “YES” ON THIS BALLOT QUESTION, YOU ARE VOTING FOR A PROPERTY TAX INCREASE

Votes <u>YES</u>	Votes <u>NO</u>	Spoiled, Defective or <u>Blank Ballots</u>	<u>TOTAL</u> <u>VOTES</u>
_____	_____	_____	_____

The ballot question, having [not] received the approval of a majority of the votes cast, is hereby declared [not] to have carried.

**School District Question 2
School Building Bonds Middle/High School Improvements**

- YES** If School District Question 1 is approved, shall the board of Independent School District No. 2397 (Le Sueur-Henderson), Minnesota be authorized to issue general obligation school building bonds of the School District in an amount not to exceed \$6,000,000 for acquisition and betterment of school
- NO**

sites and facilities including, but not limited to, Middle/High School improvements and upgrades?

BY VOTING “YES” ON THIS BALLOT QUESTION, YOU ARE VOTING FOR A PROPERTY TAX INCREASE

<u>Votes</u> <u>YES</u>	<u>Votes</u> <u>NO</u>	<u>Spoiled, Defective or</u> <u>Blank Ballots</u>	<u>TOTAL</u> <u>VOTES</u>
_____	_____	_____	_____

The ballot question, having [not] received the approval of a majority of the votes cast, is hereby declared [not] to have carried.

School District Question 3
School Building Bonds CTE and Gym Space Expansion

- YES** If School District Question 1 is approved, shall the board of Independent
- NO** School District No. 2397 (Le Sueur-Henderson), Minnesota be authorized to issue general obligation school building bonds of the School District in an amount not to exceed \$5,650,000 for acquisition and betterment of school sites and facilities including, but not limited to, Career and Technical Education (CTE) programing space expansion and construction of additional gym space?

BY VOTING “YES” ON THIS BALLOT QUESTION, YOU ARE VOTING FOR A PROPERTY TAX INCREASE

<u>Votes</u> <u>YES</u>	<u>Votes</u> <u>NO</u>	<u>Spoiled, Defective or</u> <u>Blank Ballots</u>	<u>TOTAL</u> <u>VOTES</u>
_____	_____	_____	_____

The ballot question, having [not] received the approval of a majority of the votes cast, is hereby declared [not] to have carried.

Pursuant to Minnesota Statutes, Section 205A.07, Subdivision 3a, the Clerk is hereby instructed to notify the Commissioner of Education of the results of the special election and to provide the certified vote totals for each ballot question in written form within 15 days after the results have been certified by the Board.

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 and was signed by the Chairperson and attested by the Clerk.

Chairperson

Attest: _____
School District Clerk

EXTRACT OF MINUTES OF MEETING
OF THE SCHOOL BOARD OF
INDEPENDENT SCHOOL DISTRICT NO. 2397
(LE SUEUR-HENDERSON PUBLIC SCHOOLS)
LE SUEUR, SIBLEY, SCOTT AND NICOLLET COUNTIES, MINNESOTA

Pursuant to due call and notice thereof a special meeting of the School Board of Independent School District No. 2397 (Le Sueur-Henderson Public Schools), Le Sueur, Sibley, Scott and Nicollet Counties, Minnesota, was held in the School District on August 15, 2022, at 6:30 o'clock p.m.

The following members were present:

and the following were absent:

Member _____ introduced the following resolution and moved its adoption:

**RESOLUTION APPROVING A LEASE-PURCHASE AGREEMENT WITH
RESPECT TO THE ACQUISITION AND INSTALLATION OF VARIOUS
ENERGY CONSERVATION MEASURES AT DISTRICT SCHOOL SITES, AND
AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH**

BE IT RESOLVED by the School Board (the “Board”) of Independent School District No. 2397 (Le Sueur-Henderson Public Schools), Le Sueur, Sibley, Scott and Nicollet Counties, Minnesota (the “District”) as follows:

Section 1. Background.

1.01. The District is authorized under Minnesota Statutes, Section 465.71, as amended (the “Act”), to lease real or personal property with an option to purchase under a lease-purchase agreement, by which agreement title is retained by the lessor as security for the purchase price, including interest.

1.02. The District has determined that it is necessary and desirable to enter into a lease-purchase arrangement pursuant to the Act to finance certain costs in connection with the acquisition and installation of various energy conservation measures, including LED lighting upgrades at District school sites (the “Projects”).

1.03. The District proposes to enter into a Lease-Purchase Agreement (the “Lease”) with Pinnacle Public Finance, Inc. (the “Bank”), as lessor thereunder, pursuant to which the Bank will lease and sell the Projects to the District.

1.04. To finance the Projects and certain costs related to the Projects, the Bank has agreed to advance or make available funds in the amount of \$4,486,148 to be applied by the District, on behalf of the Bank, to acquire and install the Projects. Under the terms of the Lease, lease payments will be paid over the term specified in the Lease, which provide, in effect, for the repayment of the principal of the financing at an interest rate of 3.8 percent per annum.

Section 2. Lease Payments.

2.01. Lease Payments. The District shall make the Lease Payments on the dates and in the amounts required under the Lease. To provide money to make such payments, the District will include in its annual budget, for each fiscal year during the term of the Lease, money sufficient to pay and for the purpose of paying all Lease Payments, and will take all other actions necessary to provide money for the payment of the obligations of the District under the Lease from sources of the District lawfully available for such purpose.

2.02. Right of Non-Appropriation. The Lease will provide that the District may elect in any fiscal year to not appropriate funds for the next fiscal year to make the Lease Payments required under the terms of the Lease. The obligations of the District under the Lease shall not be general or moral obligations of the District or be payable from or charged upon any funds of the District other than the funds appropriated annually to the payment thereof. In the event of a non-appropriation of Lease Payments by the District in any fiscal year, the District will lose the right to operate the Projects for the remaining term of the Lease.

Section 3. Tax Covenants.

3.01. Tax-Exempt Bonds. The District covenants and agrees with the Lessor 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 Lease to become subject to federal income 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 actions within its power that may be necessary to ensure that such interest will not become includable in gross income for federal income tax purposes under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Lease.

3.02. No Rebate Required.

(a) The District will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Lease under Section 103 of the Code including, without limitation, requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Lease, and the rebate of excess investment earnings to the United States, if the Lease, together with other obligations reasonably expected to be issued in calendar year 2022, exceeds the small-issuer exception amount of \$15,000,000 for capital expenditures pursuant to Section 148(f)(4)(D)(vii).

(b) For purposes of qualifying for the small issuer exception to the federal arbitrage rebate requirements, the District finds, determines, and declares that the aggregate face amount of the Lease and all tax-exempt bonds (other than private activity bonds) issued by the District (and all subordinate entities of the District) during the calendar year in which the Lease is executed is not reasonably expected to exceed \$15,000,000, all within the meaning of Section 148(f)(4)(D) of the Code.

3.03. Not Private Activity Bonds. The District further covenants not to use the Projects, and any other facilities financed with the proceeds of the Lease, or cause or permit them or any of them to be used, in such a manner as to cause the Lease to be a “private activity bond” within the meaning of Sections 103 and 141 to 150 of the Code.

3.04. Qualified Tax-Exempt Obligations. In order to qualify the Lease as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code, the District makes the following factual statements and representations:

(a) the Lease is not a “private activity bond” as defined in Section 141 of the Code;

(b) the District hereby designates the Lease as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code;

(c) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds which are not qualified 501(c)(3) bonds) which will be issued by the District (and all subordinate entities of the District) during calendar year 2022 will not exceed \$10,000,000; and

(d) not more than \$10,000,000 of obligations issued by the District during calendar year 2022 have been designated for purposes of Section 265(b)(3) of the Code.

3.05. 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 4. Approvals.

4.01. The Board approves and ratifies the selection of Kennedy & Graven, Chartered, as bond counsel (“Bond Counsel”) in connection with the Projects. Bond Counsel is directed to prepare the Lease, and other documents and certificates (collectively, the “Lease Documents”) necessary or appropriate to consummate the transaction. The Board finds and determines that execution of the Lease Documents and the District’s performance of its obligations thereunder are necessary and desirable and are in the best interests of the District.

4.02. The Superintendent and the Business Manager are hereby authorized and directed to execute and deliver the Lease Documents on behalf of the District. The Lease Documents may contain such necessary and appropriate variations, omissions, and insertions as the Superintendent or the Business Manager shall determine to be necessary, and the execution thereof shall be conclusive evidence of such determination and approval of the Lease Documents by the Board.

4.03. District staff and officials are authorized to take all actions necessary to perform the District’s obligations under the Lease Documents as a whole including, without limitation, execution of any documents or certificates referenced in the Lease Documents and an Information Return for Tax-Exempt Governmental Obligations, Form 8038-G.

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

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

and the following voted against:

whereupon the resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
COUNTY OF LE SUEUR,)
SIBLEY, SCOTT,) ss.
AND NICOLLET)
)
INDEPENDENT SCHOOL)
DISTRICT NO. 2397)

I, the undersigned, being the duly qualified and acting Clerk of No. 2397 (Le Sueur-Henderson Public Schools), Le Sueur, Sibley, Scott and Nicollet Counties, Minnesota (the “District”), hereby certify that I have carefully compared the attached and foregoing extract of minutes of a special meeting of the School Board of the District held on date specified above, 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 approving a lease-purchase agreement concerning the acquisition and installation of various energy conservation measures at District sites and facilities, and authorizing other actions in connection therewith.

WITNESS My hand as such Clerk this ____ day of August, 2022.

Clerk of the School Board
Independent School District No. 2397 (Le Sueur-Henderson Public Schools), Le Sueur, Sibley, Scott and Nicollet Counties, Minnesota

\$4,486,148
INDEPENDENT SCHOOL DISTRICT NO. 2397
(LE SUEUR-HENDERSON PUBLIC SCHOOLS)
LE SUEUR, SIBLEY, SCOTT AND NICOLLET COUNTIES, MINNESOTA
LEASE-PURCHASE AGREEMENT

GENERAL CERTIFICATE OF THE DISTRICT

August __, 2022

I, the undersigned, being a duly authorized representative of Independent School District No. 2397 (Le Sueur-Henderson Public Schools), Le Sueur, Sibley, Scott and Nicollet Counties, Minnesota (the "District"), hereby certify as follows:

1. No litigation is pending to which the District is a party, or threatened against the District to restrain or enjoin the District from entering into the Lease-Purchase Agreement, dated August __, 2022 (the "Lease"), between the District and Pinnacle Public Finance, Inc., (the "Bank"), as lessor. No litigation is pending in any way contesting or affecting any authority for the execution and delivery of the Lease or the existence of powers of the District. Further, there are no proceedings of any kind or nature pending or threatened in any way contesting or affecting the title of the members of the School Board of the District (the "Board") to their offices by or before a Federal, State, or local governmental or administrative authority or agency. All capitalized terms not otherwise defined herein shall have the meanings set forth in the Lease.

2. The Lease has been duly executed by an authorized representative of the District.

3. The Lease Payments due from the District to the Bank under the terms of the Lease shall be due and payable on the dates and in the amounts shown on Exhibit B to the Lease.

3. The District has appropriated and/or taken other lawful actions necessary to provide moneys to pay all Lease Payments required to be paid under the Lease during the first fiscal year of the Lease term, and such moneys will be applied in payment of all Lease Payments due and payable during such current fiscal year.

4. During the Lease Term, the Leased Property will be used by the District to perform essential governmental functions. The Leased Property has not been and is not expected during the term of the Lease to be assigned, subleased, or otherwise disposed of by the District. The District will not make use of the proceeds of the Lease or the Leased Property in a manner that will cause the Lease to be a "private activity bond" pursuant to Section 141 of the Code.

5. The resolution of the District authorizing the execution and the delivery of the Lease was duly and validly adopted by the Board on August 15, 2022, and such resolution has not been amended or repealed and remains in full force and effect as of the date hereof.

6. The representations and warranties of the District contained in the Lease are true and correct as of the date hereof.

7. The District acknowledges and agrees that: (i) the Bank is acting solely for its own account and not as a fiduciary for the District or in the capacity of broker, dealer, placement agent, municipal securities underwriter, or municipal advisor; and (ii) the Bank has not provided, and will not provide, financial, legal (including securities law), tax, accounting, or other advice to or on behalf of the District (including to any

municipal advisor or any placement agent engaged by the District) with respect to the Lease. Each of District and its municipal advisor, if any, shall seek and obtain financial, legal (including securities law), tax, accounting, and other advice (including as it relates to structure, timing, terms, and similar matters and compliance with legal requirements applicable to such parties) with respect to the Lease from its own financial, legal, tax and other advisors (and not from the Bank or its affiliates) to the extent that the District should or needs to obtain such advice.

8. Since June 30, 2021 (the date of the District's last audited financial statements), the District has not entered into any direct or contingent bond, debt, lease, installment purchase or loan obligation other than the Lease.

9. The District has entered into the Lease under the authority of and pursuant to Minnesota Statutes, Section 465.71, as amended.

10. The signature shown below is the duly authorized signature of the Superintendent of the District.

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

IN WITNESS WHEREOF, the undersigned authorized representative has executed this General Certificate of the District as of the date and year first written above.

**INDEPENDENT SCHOOL DISTRICT NO. 2397
(LE SUEUR-HENDERSON PUBLIC SCHOOLS),
LE SUEUR, SIBLEY, SCOTT AND NICOLLET
COUNTIES, MINNESOTA**

By: _____
Its: Superintendent

General Certificate Of The District
Independent School District No. 2397
(Le Sueur-Henderson Public Schools)
Le Sueur, Sibley, Scott And Nicollet Counties, Minnesota
Lease-Purchase Agreement