

\_\_\_\_\_  
SCHOOL DISTRICT  
BOARD OF TRUSTEES  
\_\_\_\_\_  
COUNTY, CALIFORNIA

**AUTHORIZATION TO SIGN APPLICATIONS AND ASSOCIATED DOCUMENTS IN SUPPORT OF APPLICATION FOR ALLOCATION OF QUALIFIED SCHOOL CONSTRUCTION BONDS:**

**Whereas**, the \_\_\_\_\_ School District intends to file applications for allocation of qualified school construction bond ("QSCB") under section 54F of the Internal Revenue Code (the "Code"); and

**Whereas**, a condition of submitting various applications under the abovementioned program is a resolution in support of those applications from the \_\_\_\_\_ District Board of Trustees and signatures of the District's Administration; and

**Whereas**, 100 percent of the issuance proceeds will be used for construction, rehabilitation, or repair of public school facilities, acquisition of land on which public school facilities will be constructed with proceeds of issuance, or for equipment related to the project constructed or rehabilitated with proceeds of issuance; and

**Whereas**, within six months of issuance, the District will have entered into contract(s) for use of proceeds equal to 10 percent; and

**Whereas**, within three years of the date of issuance, 100 percent of the bond proceeds must be spent for a qualified purpose; and

**Whereas**, all laborers and mechanics employed by contractors or subcontractors on projects funded by the issuance will be paid wages and fringe benefits at rates not less than those prevailing on similar projects in locality (David Bacon Act); and

**Whereas**, applicable State and local law requirements governing conflicts of interest are satisfied with respect to this issue, and if additional conflict of interest rules are imposed by Internal Revenue Service regulation, such additional rules will be satisfied with respect to this issue; and

**Whereas**, fifteen days after bond issuance a copy of IRS Form 8038, Information Return for Tax-Exempt Private Activity Bonds, will be submitted to the California Department of Education ("CDE") as confirmation of issuance; and

**Whereas**, at completion of the expenditure of the bond issuance a completion report will be submitted to the CDE and certified by District bond counsel; and

**Whereas**, in the event that the District does not issue the Qualified School Construction Bond in the full amount of authorization by December 31, 2009, the District declares that any and all unused portion of the authorization, without further action by the Governing Board, shall revert to the State CDE, to be allocated to re-allocated as determined by the CDE in its sole discretion;

**THEREFORE, BE IT HEREBY RESOLVED**, that the \_\_\_\_\_ District Board of Trustees is in support of necessary applications under the Qualified School Construction Bond Program and that {INSERT name and title } is authorized to sign all documents associated with the applications for qualified school construction bond allocation.

*Enacted this \_\_\_\_th day of \_\_\_\_, 2009, by the \_\_\_\_\_ School District Board of Trustees.*