

**WHEREAS**, the District has the power to obtain personal property, when authorized by an affirmative vote of 2/3 of the members of the Board, by lease for a period not to exceed five years, pursuant to the provisions of Section 5/10-22.25a of *The Illinois School Code* of the State of Illinois, as amended; and

**WHEREAS**, it is necessary that the District avail itself of the provisions of said Section 5/10-22.25a in order to obtain the Vehicle by means of a lease agreement; and

**WHEREAS**, Santander Leasing, LLC (the "Lessor"), has agreed to lease the Vehicles to the District pursuant to such an agreement on terms which are lawful and acceptable to the Board;

**NOW, THEREFORE**, Be It and It Is Hereby Resolved by the Board of Education of Avoca School District No. 37 as follows:

**Section 1. Incorporation of Preambles.** The above preamble recitals are hereby incorporated into the text of this Resolution as if set out herein in full.

**Section 2. Authorization of Lease Agreement.** The Board hereby finds and determines that it is in the best interests of the District to enter into, and the Board does hereby approve, a Municipal Lease Agreement with Santander Leasing, LLC, as amended by addendum, which was presented to the Board at this meeting. The Board further approves a certain Leased Vehicle Assignment Agreement, which was presented to the Board at this meeting, and which is intended to be executed contemporaneously with the above-referenced lease agreement. These agreements are approved in substantially the form attached to this Resolution as Exhibit A.

**Section 3. Execution of Lease Agreement.** The Superintendent and/or his designee are hereby authorized and directed to execute the Municipal Lease Agreement, as amended, and to execute the Leased Vehicle Assignment Agreement, both in substantially the form attached as Exhibit A, and to do all things necessary and essential to effectuate the provisions of these agreements, including the execution of any documents and certificates incidental thereto or necessary to carry out the provisions thereof.

**Section 4. No Conflict of Interest.** It is hereby found and determined that no person holding any office of the District, either by election or appointment, is in any manner interested in the Municipal Lease Agreement or the Leased Vehicle Assignment Agreement, either directly or indirectly, in his own name or in the name of any other person, association, trust or corporation.

**Section 5. Further Authority.** The Superintendent and/or his designee is hereby authorized and directed to take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the District with respect to the Municipal Lease Agreement and the Leased Vehicle Assignment Agreement.

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF EDUCATION OF  
AVOCA SCHOOL DISTRICT NO. 37, COUNTY OF COOK, STATE OF ILLINOIS,  
HELD IN SAID DISTRICT ON THE  
19TH DAY OF JANUARY 2017.**

\* \* \*

The meeting was called to order by the President and, upon the roll being called, the following members of the Board of Education answered present:

Louise Dechovitz, Jeffrey Greengoss, Joel Raynes, Sheryl Swibel, Rosanne Ullman, and Rick Zelinsky

The following Members were absent from the meeting:

The President reported that a proposal had been received from Santander Leasing, LLC to enter into a Municipal Lease Agreement and related Leased Vehicle Assignment Agreement, whereby the District leases school buses pursuant to Section 10-22.25a of the *School Code*, and that the Board of Education would consider adoption of a resolution providing for the approval of such agreements.

Whereupon, Member Jeffrey Greengoss presented and the Secretary read in full a resolution as follows:

**RESOLUTION authorizing and approving Municipal Lease Agreement and Leased Vehicle Assignment Agreement in connection with the lease of school buses for Avoca School District No. 37, County of Cook, State of Illinois.**

\* \* \*

**WHEREAS**, it is deemed advisable, necessary and in the best interests of Avoca School District No. 37 (the "District"), County of Cook, State of Illinois, that school buses (the "Vehicles") be leased for the District, all in accordance with the specifications, terms and conditions therefor, including a certain assignment agreement, which have been reviewed by the Board of Education of Avoca School District No. 37 (the "Board"), and which are on file with the Secretary of the Board; and

**Section 6. Designation as Qualified Tax-Exempt Obligations.** The Board hereby designates the Municipal Lease Agreement, as amended, as a Qualified Tax-Exempt Obligation pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended, and authorizes the Chief School Business Official of the District to execute appropriate certifications in connection therewith.

**Section 7. Repealer and Effective Date.** All resolutions or other proceedings in conflict herewith are, to the extent of such conflict, hereby repealed, and this resolution is effective upon its adoption.

Adopted January 19, 2017.

By:   
President, Board of Education

Attest:   
Secretary, Board of Education

Member Joel Raynes moved and Member Rick Zelinsky seconded the motion that said resolution as read be adopted.

After a full and complete discussion of said resolution, the President directed the Secretary to call the roll for a vote upon said motion and upon the roll being called, the following Members voted AYE:

Louise Dechovitz, Jeffrey Greengoss, Joel Raynes, Sheryl Swibel, Rosanne Ullman and Rick Zelinsky

The following Members voted NAY:

The President declared the motion carried and the Resolution adopted and directed the Secretary to record the same in full in the minutes of the meeting of the Board of Education, which was done.

Other business not pertinent to the adoption of the above Resolution was transacted at the meeting and, thereafter, upon motion duly made, seconded, and carried, the meeting was adjourned.

  
\_\_\_\_\_  
Secretary, Board of Education

STATE OF ILLINOIS     )  
                                  ) SS  
COUNTY OF COOK     )

**CERTIFICATION OF MINUTES**

I, the undersigned, do hereby certify that I am the duly qualified and acting Secretary of the Board of Education of Avoca School District No. 37, County of Cook, State of Illinois (the "District"), and that as such official I am the keeper of the records and files of the Board.

I do further certify that the foregoing is a full, true and complete copy of that part of the minutes of the regular meeting of the Board held on the 19th day of January, 2017, reflecting the approval of a "Resolution authorizing and approving Municipal Lease Agreement and Leased Vehicle Assignment Agreement in connection with the lease of school buses for Avoca School District No. 37, County of Cook, State of Illinois," for said District, a true, correct and complete copy of said minutes being on file in my office.

I do further certify that the deliberations of the Board on the approval of said Resolution were conducted openly, that the vote on approval of the 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 not less than 48 hours in advance of the holding of 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 Illinois 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 WITNESS WHEREOF, I hereunto affix my official signature, this 19th day of January, 2017.

  
\_\_\_\_\_  
Secretary, Board of Education