

DELAWARE COMMUNITY SCHOOL CORPORATION
SCHOOL BOARD MEETING
MONDAY, NOVEMBER 1, 2021
6:30 p.m.
ADMINISTRATION BUILDING

MINUTES

Present: Trent Fox, President; Lance Engle, Vice President; Jacob Case, Secretary; John Adams, Member; Adam Williams, Member; Darin Gullion, Assistant Superintendent; and Greg Kile, Superintendent

I. CALL TO ORDER

At 6:30 p.m. Board President, Trent Fox called the meeting to order.

II. PLEDGE OF ALLEGIANCE

III. AMEND THE AGENDA

A motion was made by Lance Engle and seconded by Jacob Case to amend the agenda, as presented. The motion was approved 5-0 vote.

IV. MINUTES

A motion was made by Lance Engle and seconded by John Adams to accept the minutes of the business meeting and executive session held on Monday, October 18, 2021. The motion was approved 5-0 vote.

The Secretary presented to the Board proof of publication of the hearing to be held at this meeting on the matter of the additional appropriation proposed to be made on account of the renovation of and improvements to school facilities, including site improvements and the purchase of real estate, buses, vehicles, technology, and equipment (the "Project"), which proof of publication shows that the notice was published in *The Star Press* on October 20, 2021.

On motion duly made, seconded and carried, the proof of publication were ordered approved and made a part of the records of this Board.

(Recess Meeting)

The President of the Board then stated the Board was ready to hear all taxpayers desiring to be heard in respect to the matter of the additional appropriation in the amount of \$2,560,000, plus investment earnings thereon, proposed to be made on account of the Project. No comments were received.

President Fox closed the hearing and resumed the regular business meeting.

V. FINANCE

A. Adopt Resolutions:

After hearing all taxpayers present who desired to be heard relative to the additional appropriation, on motion duly made by Jacob Case, seconded and carried by Adam Williams, the resolution attached hereto as Exhibit A was adopted.

On motion duly made by Jacob Case, seconded and carried by Adam Williams, the Secretary of the Board was directed to advertise the sale of bonds heretofore authorized.

The firm of Ice Miller LLP, bond counsel of Indianapolis, Indiana, had been consulted relative to the procedure to be followed in connection with the proposed bond issue and the rendering of an opinion approving the legality of the bonds. The Board was then presented with a form of resolution approved by Ice Miller LLP, and recommended by them for adoption for the proposed of authorizing the issuance of bonds.

After due consideration of the final bond resolution, on motion duly made by Jacob Case, seconded and carried by Adam Williams, the same was adopted and is attached hereto as Exhibit B.

B. A motion made by Lance Engle and seconded by John Adams to accept the list of vouchers, as presented. The motion was approved 5-0 vote.

C. Purchases over \$7500:

A motion was made by John Adams and seconded by Jacob Case to approve the following (items 1-2):

- | | | | |
|----|--|----|-------------|
| 1. | Midwest Transit
(TSP bus camera installation) | OP | \$8,525.80 |
| 2. | Greg Hubler Ford
(maintenance truck) | OP | \$31,619.00 |

The motion was approved 5-0 vote.

D. A motion was made by John Adams and seconded by Adam Williams to approve the Pepsi Contract, as presented. The motion was approved 5-0 vote.

E. Dr. Gullion gave a Monthly Finance Review, as presented.

VI. UPDATES FROM PRINCIPALS/DIRECTORS

VII. COMMUNICATIONS FROM THE FLOOR

Patron shared her views with the Board regarding National and State politics and their influence on curriculum.

VIII. NEW BUSINESS

A. Certified Staff

1. A motion was made by Jacob Case and seconded by Lance Engle to approve the recommendation to employ Jacob Van Pelt as a Teacher at Delta High School effective immediately, pending successful completion of all pre-employment testing. The motion was approved 5-0 vote.

B. Classified Staff

A motion was made by Jacob Case and seconded by Adam Williams to approve the following (items 1-2):

1. Resignation of Trevor Gates, Technology Technician, effective October 22, 2021.
2. Resignation of Angela Campbell, Secretary at Delta Middle School, effective November 12, 2021.

The motion was approved 5-0 vote.

A motion was made by John Adams and seconded by Lance Engle to approve the following (items 3-4):

3. Recommendation to employ Jennifer Hobson as a Food Service Cook at Delta High School effective November 1, 2021, pending successful completion of all pre-employment testing.
4. Recommendation to employ Gary Crabtree as a Non-Route School Bus Driver effective immediately, pending successful completion of all pre-employment testing.

The motion was approved 5-0 vote.

C. Extra-Curricular

A motion was made by Jacob Case and seconded by Lance Engle to approve the following (items 1-11):

1. Recommendation to employ Chris Overholt as a PE/Health Department Chair at Delta High School effective for the 2021-22 school year.
2. Recommendation to employ Chris Overholt as a Freshman Class Sponsor at Delta High School effective for the 2021-22 school year.
3. Recommendation to employ Caitlin Locante as a Diving Coach at Delta High School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.
4. Recommendation to employ Jacob Van Pelt as a JV Baseball Coach at Delta High School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.
5. Recommendation to employ Jagen Arnold as an Assistant Swim Coach at Delta Middle School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.
6. Recommendation to employ Wendy Brown and Angela Decker as Activities Supervisors at Delta Middle School effective for the 2021-22 school year.
7. Recommendation to appoint Bradley Davis as a Volunteer Assistant Boys' Basketball Coach at Delta High School effective for the 2021-22 school year.
8. Recommendation to appoint Joe Mosier as a Volunteer Assistant Wrestling Coach at Delta High School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.
9. Recommendation to appoint Kaylee Kemp as a Volunteer Assistant Cheerleading Coach at Delta High School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.
10. Recommendation to appoint Christa Hensley as a Volunteer Assistant Swim Coach at Delta Middle School effective for the 2021-22 school year.
11. Recommendation to appoint Logan Jennings as a Volunteer Assistant 8th Grade Girls' Basketball Coach at Delta Middle School effective for the 2021-22 school year, pending successful completion of all pre-employment testing.

The motion was approved 5-0 vote.

D. Conference Requests/Field Trips

A motion was made by John Adams and seconded by Adam Williams to approve the following (items 1-3):

1. Chris Conley, Joey Gossett, Cindy Kunda, and Nancy Kunk request permission to attend the RECN Quad Meeting to be held on November 15, 2021 at RSH in Rising Sun, IN.
2. Brittany Dominick and Elizabeth Lay request permission to attend the IYI Kids Count Conference to be held virtually from November 30, 2021 through December 1, 2021.
3. Cheryl Dominick requests permission to attend the IASBO Risk Management Environmental Health and Safety Meeting to be held virtually on December 7, 2021.

The motion was approved 5-0 vote.

E. Information and Proposals

1. Superintendent
 - a. Superintendent Kile informed the Board about NEOLA Policies- Volume 34, No. 1, as presented-1st Reading.
 - b. A motion was made by Jacob Case and seconded by Lance Engle to approve the Agreement for the joint employment of a Speech and Language Pathologist, as presented. The motion was approved 5-0 vote.
 - c. Superintendent Kile informed the Board about the following fundraisers:
 1. Traci Marshall, DHS Baseball Boosters, requests permission to sell Munsee Meats in November 2021, as presented. Proceeds go towards field improvements, equipment, and team meals.
 2. Jason Arnold, DHS Swim/Dive Teams, requests permission to hold a Snap Raise Fundraiser TBD, as presented. Proceeds go towards equipment.
 3. Julie Blakely, DHS Class of 2022, requests permission to sell Senior Ball Bids from November 1, 2021 through November 12, 2021, as presented. Proceeds go towards the dance, dinner, and D.J.

4. Wendy Brown and Morgan Jones, DJHS, request permission to hold a Secret Families Fundraiser from November 3, 2021 through November 18, 2021, as presented. Proceeds go towards Secret Families.
5. Emily Tressler and Amanda Lewis, DHS Best Buddies, request permission to hold staff jeans week from December 6, 2021 through December 10, 2021, as presented. Proceeds go towards supplies for meetings.
6. Emily Tressler and Amanda Lewis, DMS Best Buddies, request permission to hold Penny Wars from December 6, 2021 through December 10, 2021, as presented. Proceeds go towards supplies for meetings.

2. Assistant Superintendent

a. Use Of Facilities:

1. None.

b. Donations:

A motion was made by John Adams and seconded by Lance Engle to approve the following (item 1):

1. Request for Delaware Community School Corporation to accept the donation of coats, hats, gloves, and school supplies from Hearts and Hands, as presented.

The motion was approved 5-0 vote.

- c. A motion was made by Jacob Case and seconded by Adam Williams to approve the request for Delta High School to surplus items, as presented. The motion was approved 5-0 vote.

IX. LETTERS/NOTES

X. BOARD MEMBER COMMENTS

Adam Williams – Mr. Williams thanked everyone for coming. He thanked Margaret for her words and passion and stated it's always wonderful to hear from people who are interested in our school system and appreciates her bringing information. He gave a shout-out to Nicki Southerland and commented she's a great ambassador for Delta High School. He stated you can tell when you see her out there she has passion for something she loves to do. He stated persistence, character, growth, and hard work is what sports are all about. He said sometimes we lose a little focus with that with wins and losses, but that's the difference between club sports and school sports. He stated wins are wonderful, everyone loves to win, but it's the additional character building and intangible things you get when teammates are cheering you on and working as a team that's invaluable with extra-curricular activities. He appreciates the teams and coaches for doing their very best and being shining examples for our community. He stated they put a lot of hard work in and they'll come back stronger next year. He stated it's phenomenal what Nicki has achieved and it's a great thing for our school to celebrate with her. He thanked Mr. Parrott for his involvement with Robotics and what he's done for that program. He stated it's another opportunity for kids to learn, grow, and have fun while they are doing it. He thanked Hearts and Hands for their donation.

John Adams – Mr. Adams congratulated all fall sports teams. He stated they put their hearts and souls into it and gave a shout-out to Nicki Southerland and what she accomplished on the individual side. He commented its winter sports time to shine so we'll see what they're all made of. He appreciates having a few administrators here to share what's going on. He stated he's glad Mr. Conley made it through PSAT's and all the things that are happening. He thanked Margaret for coming tonight and sharing, he greatly appreciates it. He welcomed Mr. Van Pelt and thanked Mr. Gates and Mrs. Campbell. He stated whether you're in the IT department or a secretary, you've affected our kids in one way or another and he greatly appreciates them spending time with us. He commented as the old dog on the Board, there really isn't a meeting that goes by we don't get some sort of donation to our school corporation and it's greatly appreciated. He stated it's not always a lot, but it's the little things that add up to help kids and today how could you not want to help kids with coats, gloves, hats and extra school supplies. He gave a shout-out to Hearts and Hands and thanked them for their donation.

Jacob Case – Mr. Case congratulated all fall sports teams and is glad people could get out and watch in person. He wished good luck to winter sports and hopes they have a great season. He thanked all employees who are leaving us and the time they spent in our school system and welcomed all new employees.

Lance Engle – Mr. Engle informed everyone he had the opportunity to go to the Albany Halloween Parade on Saturday and it's the second longest running Halloween parade in the United States. He stated it was well attended by a lot of people with our band being out there and sounding great. He stated the football players came and walked with the band, which was awesome and middle school cheerleaders were there and that was wonderful. He stated it was a really good representation of our school corporation and the band really showed off their stuff and the kids really enjoyed it. He appreciates Mr. Enos, Mr. Overholt, and the middle school cheerleaders for coming out and representing.

Trent Fox – Mr. Fox thanked everyone for coming and Margaret for sharing. He stated sometimes it's hard to get up in front of people you don't know and give information. He informed her they will look through the information she gave them and they appreciate it. He stated the donation from Hearts and Hands will go a long way for a lot of kids who don't have the means to get the things they need to stay warm and he is thankful they were able to give some of that stuff to go around. He commented we are coming into the season where a lot of people give time, money, and resources and those are things that are all needed within our community. He stated it's amazing to him the needs that are out there and you just don't know or realize when you do something for someone, it may be something they greatly needed. He asked everyone to remember that as we are going through the holiday season with family and friends. He's looking forward to winter sports and getting them going. He stated he's excited to see what will happen with wrestling and the new coach because we can't blame the facility, we now have the best wrestling room we've ever had. He's looking forward to a lot of different things and is excited about it all. He stated he's also excited about the Bond because there are things in there they are looking forward to doing that will really help out. He stated we've done a lot so far, but there are still some things lacking and they know that and want to make sure they get those things up to where they need to be. He stated we try to be good stewards for our kids as far as facilities go so they have opportunities others never had because it wasn't here.

XI. FUTURE MEETINGS

- A. An ISBA Fall Regional Meeting is scheduled for Thursday, November 4, 2021 at 6:00 p.m. at Willie and Red's in Hagerstown, IN.
- B. A regular meeting for the Board of School Trustees is scheduled for Monday, November 15, 2021 at 6:30 p.m. at the Administration Building.

XII. ADJOURNMENT

A motion was made by Jacob Case and seconded by Lance Engle and Board President, Trent Fox, adjourned the meeting at 7:17 p.m.

An executive session was held following the business meeting.

**ADDITIONAL APPROPRIATION CERTIFICATE
DELAWARE COMMUNITY SCHOOL CORPORATION**

To the Department of Local Government Finance:

I, Jacob Case, hereby certify that I am the duly elected, qualified and acting Secretary of the Board of School Trustees (the "Board") of Delaware Community School Corporation (the "School Corporation"), Delaware County, Indiana, organized and existing pursuant to Indiana Code § 20-23.

I further certify that attached hereto are full, true and correct copies of the following:

(a) Minutes of a meeting of the Board of the School Corporation held on November 1, 2021, which minutes include a resolution adopted by the Board authorizing an additional appropriation by the School Corporation for the purpose of providing funds to be applied on the cost of the renovation of and improvements to school facilities, including site improvements and the purchase of real estate, buses, vehicles, technology, and equipment.

(b) Proof of publication of the notice of a public hearing on the additional appropriation.

I further certify that the outstanding indebtedness of the School Corporation, within the meaning of Article XIII, Section 1 of the Indiana Constitution is in the amount of \$1,330,000, exclusive of the bonds proposed to be issued, designated "General Obligation Bonds of 2021," in the principal amount of \$2,560,000.

Dated this the 1st day of November, 2021.

By: _____

Name: Jacob Chase

Title: Secretary, Board of School Trustees

[Complete Additional Appropriation Certification on Gateway at gateway.ifionline.org/AdditionalAppropriations/selectunit.aspx]

DCSC BOARD APPROVED

DATE: 11/17/21

AUTHORIZED

SIGNATURE: _____

EXHIBIT A

ADDITIONAL APPROPRIATION RESOLUTION

WHEREAS, Delaware Community School Corporation (the "School Corporation") is a school corporation organized and existing under the provisions of Indiana Code § 20-23; and

WHEREAS, the Board of School Trustees (the "Board") of the School Corporation finds that the present facilities of the School Corporation are not adequate to provide for the proper educational environment of the students now attending or who will attend its schools; and

WHEREAS, the Board has determined to issue bonds of the School Corporation in an amount not exceeding Two Million Five Hundred Sixty Thousand Dollars (\$2,560,000) for the purpose of procuring funds to be applied on the cost of the renovation of and improvements to school facilities, including site improvements and the purchase of real estate, buses, vehicles, technology, and equipment (the "Project"); and

WHEREAS, the estimated cost of the Project at the present time is in the approximate amount of Two Million Five Hundred Sixty Thousand Dollars (\$2,560,000), and the Board finds that no sufficient provision has been made on account thereof in the existing budget and that a need exists for the making of an additional appropriation for such purpose; now, therefore,

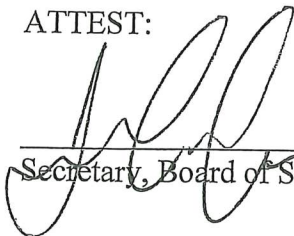
BE IT RESOLVED by the Board of the School Corporation that an appropriation of the proceeds of the General Obligation Bonds of 2021 (or such other name or series designation as may be determined by the School Corporation's municipal advisor) in the amount of Two Million Five Hundred Sixty Thousand Dollars (\$2,560,000), plus all original issue premium and investment earnings thereon, be and the same is hereby made to be applied on the cost of the Project, the appropriation also includes the incidental expenses necessary to be incurred in connection with the Project and the issuance of bonds on account thereof; that the appropriation will be in addition to all appropriations provided for in the existing budget, and shall continue in effect until the completion of the Project.

Passed and Adopted this 1st day of November, 2021.



President, Board of School Trustees

ATTEST:



Secretary, Board of School Trustees

DCSC BOARD APPROVED

DATE: 11/1/21

AUTHORIZED

SIGNATURE: 

EXHIBIT B

FINAL BOND RESOLUTION

WHEREAS, Delaware Community School Corporation (the "Issuer" or "School Corporation") is a school corporation organized and existing under the provisions of Indiana Code § 20-23; and

WHEREAS, the Board of School Trustees (the "Board") finds that the present facilities of the School Corporation are not adequate to provide the proper educational environment of the students now attending or who will attend its schools; and

WHEREAS, the Board finds that there are not sufficient funds available or provided for in existing tax levies with which to pay the total cost of the renovation of and improvements to school facilities, including site improvements and the purchase of real estate buses, vehicles, technology, and equipment (the "Project"), and that the School Corporation should issue bonds in an amount not to exceed Two Million Five Hundred Sixty Thousand Dollars (\$2,560,000) (the Bonds") for the purpose of providing funds to be applied on the cost of the Project, and that bonds in such amount should now be authorized; and

WHEREAS, the School Corporation has determined that the total cost of the Project authorized herein will not exceed the lesser of: (i) \$5,575,000; or (ii) the greater of (a) one percent (1%) of the total gross assessed value of property within the School Corporation on the last assessment date, or (b) \$1,000,000; and, therefore, the bonds will not be issued to fund a controlled project, as defined in IC 6-1.1-20-1.1; and

WHEREAS, the net assessed valuation of taxable property in the School Corporation, as shown in the last final and complete assessment which was made in the year 2020 for state and county taxes collectible in the year 2021 is \$583,781,978 and there is \$1,330,000 of outstanding indebtedness of the School Corporation for constitutional debt purposes (excluding the Bonds authorized herein); such assessment and outstanding indebtedness amounts shall be verified at the time of the payment for and delivery of the Bonds; now, therefore,

BE IT RESOLVED by the Board of the Issuer that, for the purpose of obtaining funds to be applied on the cost of the Project, there shall be issued and sold the Bonds of the School Corporation to be designated as "General Obligation Bonds of 2021" (or such other name or series designation as determined by the School Corporation's municipal advisor). The Bonds shall be in a principal amount not to exceed Two Million Five Hundred Sixty Thousand Dollars (\$2,560,000), bearing interest at a rate or rates not exceeding four percent (4.00%) per annum (the exact rate or rates to be determined by bidding), which interest shall be payable on July 15, 2022 and semi-annually thereafter on January 15 and July 15 in each year. Interest on the Bonds shall be calculated according to a 360-day year containing twelve 30-day months. The Bonds shall be numbered consecutively from R-1 upward, fully registered in the denomination of Five Thousand Dollars (\$5,000) or integral multiples thereof (or other denominations as requested by the winning bidder), and shall mature or be subject to mandatory redemption on January 15 and July 15 beginning no sooner than July 15, 2022 through no later than January 15, 2028.

DCSC BOARD APPROVED

DATE: 11/1/21

AUTHORIZED

SIGNATURE: 

All or a portion of the Bonds may be issued as one or more term bonds, upon election of the successful bidder. Such term bonds shall have a stated maturity or maturities as determined by the successful bidder or by negotiation with the purchaser, but in no event later than the last serial date of the Bonds as determined in accordance with the above paragraph. The term bonds shall be subject to mandatory sinking fund redemption and final payment(s) at maturity at 100% of the principal amount thereof, plus accrued interest to the redemption date, on dates and in the amounts hereinafter determined in accordance with the above paragraph.

The original date shall be the date of delivery of the Bonds. The authentication certificate shall be dated when executed by The Bank of New York Mellon Trust Company, N.A., as registrar and paying agent (the "Paying Agent" or "Registrar").

Interest shall be paid from the interest payment date to which interest has been paid next preceding the date of authentication unless the bond is authenticated on or before the fifteenth day immediately preceding the first interest payment date, in which case interest shall be paid from the original date, or unless the Bond is authenticated after the fifteenth day immediately preceding an interest payment date and on or before such interest payment date, in which case interest shall be paid from such interest payment date.

Interest and principal shall be payable as described in the Bonds.

The Bonds are transferable by the registered owner at the principal corporate trust office of the Paying Agent upon surrender and cancellation of a Bond and on presentation of a duly executed written instrument of transfer, and thereupon a new Bond or Bonds of the same aggregate principal amount and maturity and in authorized denominations will be issued to the transferee or transferees in exchange therefor. The Bonds may be exchanged upon surrender at the principal corporate trust office of the Registrar and Paying Agent, duly endorsed by the registered owner for the same aggregate principal amount of bonds of the same maturity in authorized denominations as the owner may request. The cost of such transfer or exchange shall be paid by the Issuer.

In the event any Bond is mutilated, lost, stolen, or destroyed, the School Corporation may execute and the Paying Agent may authenticate a new Bond of like date, maturity, and denomination as that mutilated, lost, stolen, or destroyed, which new Bond shall be marked in a manner to distinguish it from the Bond for which it was issued, provided that, in the case of any mutilated Bond, such mutilated Bond shall first be surrendered to the Paying Agent, and in the case of any lost, stolen, or destroyed Bond there shall be first furnished to the Paying Agent evidence of such loss, theft, or destruction satisfactory to the School Corporation and the Paying Agent, together with indemnity satisfactory to them. In the event any such Bond shall have matured, instead of issuing a duplicate Bond, the School Corporation and the Paying Agent may, upon receiving indemnity satisfactory to them, pay the same without surrender thereof. The School Corporation and the Paying Agent may charge the owner of such Bond with their reasonable fees and expenses in connection with delivering the new Bond. Any Bond issued pursuant to this paragraph shall be deemed an original, substitute contractual obligation of the School Corporation, whether or not the lost, stolen, or destroyed Bond shall be found at any time, and shall be entitled to all the benefits of this resolution, equally and proportionately with any and all other Bonds issued hereunder.

The Issuer agrees that it will deposit with the Paying Agent funds in an amount equal to the principal of, premium, if any, and interest on the Bonds which shall become due in accordance with the terms of the Paying Agent Agreement (as hereinafter defined).

The form of the Registrar and Paying Agent Agreement (the "Paying Agent Agreement") presented to the Board is hereby approved and any officers of the Board of the School Corporation are authorized and directed to execute the Paying Agent Agreement after the sale of the Bonds.

Notwithstanding any other provision of this Resolution, the Issuer will enter into the Paying Agent Agreement with the Paying Agent in which the Paying Agent agrees that upon any default or insufficiency in the payment of principal and interest as provided in the Paying Agent Agreement, the Paying Agent will immediately, without any direction, security or indemnity file a claim with the Treasurer of the State of Indiana for an amount equal to such principal and interest in default and consents to the filing of any such claim by a Bondholder in the name of the Paying Agent for deposit with the Paying Agent. Filing of the claim with the Treasurer of the State of Indiana, as described above, shall occur on the dates set forth in the Paying Agent Agreement.

If required by the successful bidder, the Issuer has hereby authorized the Bonds may be held by a central depository system pursuant to an agreement between the Issuer and The Depository Trust Company, and have transfers of the Bonds effected by book-entry on the books of the central depository system (unless otherwise requested by the winning bidder). Upon initial issuance, the ownership of such Bonds is expected to be registered in the register kept by the Registrar in the name of CEDE & CO., as nominee (the "Nominee") of The Depository Trust Company ("DTC"). However, upon the successful bidder's request, the Bonds may be delivered and held by physical delivery as an alternative to DTC.

With respect to the Bonds registered in the register kept by the Paying Agent in the name of the Nominee, the Issuer and the Paying Agent shall have no responsibility or obligation to any other holders or owners (including any beneficial owner ("Beneficial Owner") of the Bonds with respect to (i) the accuracy of the records of DTC, the Nominee, or any Beneficial Owner with respect to ownership questions, (ii) the delivery to any Bondholder (including any Beneficial Owner) or any other person, other than DTC, of any notice with respect to the Bonds including any notice of redemption, or (iii) the payment to any Bondholder (including any Beneficial Owner) or any other person, other than DTC, of any amount with respect to the principal of, or premium, if any, or interest on the Bonds except as otherwise provided herein.

No person other than DTC shall receive an authenticated Bond evidencing an obligation of the Issuer to make payments of the principal of and premium, if any, and interest on the Bonds pursuant to this Resolution. The Issuer and the Paying Agent may treat as and deem DTC or the Nominee to be the absolute Bondholder of each of the Bonds for the purpose of (i) payment of the principal of and premium, if any, and interest on such Bonds; (ii) giving notices of redemption and other notices permitted to be given to Bondholders with respect to such Bonds; (iii) registering transfers with respect to such Bonds; (iv) obtaining any consent or other action required or permitted to be taken of or by Bondholders; (v) voting; and (vi) for all other purposes whatsoever. The Paying Agent shall pay all principal of and premium, if any, and interest on the Bonds only to or upon the order of DTC, and all such payments shall be valid and effective fully to satisfy and discharge the Issuer's and the Paying Agent's obligations with respect to principal of and premium,

if any, and interest on the Bonds to the extent of the sum or sums so paid. Upon delivery by DTC to the Issuer of written notice to the effect that DTC has determined to substitute a new Nominee in place of the Nominee, and subject to the provisions herein with respect to consents, the words "CEDE & CO." in this resolution shall refer to such new Nominee of DTC. Notwithstanding any other provision hereof to the contrary, so long as any Bond is registered in the name of the Nominee, all payments with respect to the principal of and premium, if any, and interest on such Bonds and all notices with respect to such Bonds shall be made and given, respectively, to DTC as provided in a representation letter from the Issuer to DTC.

Upon receipt by the Issuer of written notice from DTC to the effect that DTC is unable or unwilling to discharge its responsibilities and no substitute depository willing to undertake the functions of DTC hereunder can be found which is willing and able to undertake such functions upon reasonable and customary terms, then the Bonds shall no longer be restricted to being registered in the register of the Issuer kept by the Paying Agent in the name of the Nominee, but may be registered in whatever name or names the Bondholders transferring or exchanging Bonds shall designate, in accordance with the provisions of this resolution.

If the Issuer determines that it is in the best interest of the Bondholders that they be able to obtain certificates for the fully registered Bonds, the Issuer may notify DTC and the Paying Agent, whereupon DTC will notify the Beneficial Owners of the availability through DTC of certificates for the Bonds. In such event, the Paying Agent shall prepare, authenticate, transfer and exchange certificates for the Bonds as requested by DTC and any Beneficial Owners in appropriate amounts, and whenever DTC requests the Issuer and the Paying Agent to do so, the Paying Agent and the Issuer will cooperate with DTC by taking appropriate action after reasonable notice (i) to make available one or more separate certificates evidencing the fully registered Bonds of any Beneficial Owner's DTC account or (ii) to arrange for another securities depository to maintain custody of certificates for and evidencing the Bonds.

If the Bonds shall no longer be restricted to being registered in the name of a depository trust company, the Paying Agent shall cause the Bonds to be printed in blank in such number as the Paying Agent shall determine to be necessary or customary; provided, however, that the Paying Agent shall not be required to have such Bonds printed until it shall have received from the Issuer indemnification for all costs and expenses associated with such printing.

In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent with respect to any consent or other action to be taken by Bondholders, the Issuer or the Paying Agent, as the case may be, shall establish a record date for such consent or other action and give DTC notice of such record date not less than fifteen (15) calendar days in advance of such record date to the extent possible.

So long as the Bonds are registered in the name of DTC or the Nominee, or any substitute nominee, the Issuer and the Paying Agent shall be entitled to request and to rely upon a certificate or other written representation from the Beneficial Owners of the Bonds or from DTC on behalf of such Beneficial Owners stating the amount of their respective beneficial ownership interests in the Bonds and setting forth the consent, advice, direction, demand or vote of the Beneficial Owners as of a record date selected by the Paying Agent and DTC, to the same extent as if such consent, advice, direction, demand or vote were made by the Bondholders for purposes of this

resolution and the Issuer and the Paying Agent shall for such purposes treat the Beneficial Owners as the Bondholders. Along with any such certificate or representation, the Paying Agent may request DTC to deliver, or cause to be delivered, to the Paying Agent a list of all Beneficial Owners of the Bonds, together with the dollar amount of each Beneficial Owner's interest in the Bonds and the current addresses of such Beneficial Owners.

The Paying Agent may at any time resign as Paying Agent by giving thirty (30) days written notice to the Issuer and to each registered owner of the Bonds then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Paying Agent by the School Corporation. Such notice to the Issuer may be served personally or be sent by first-class or registered mail. The Paying Agent may be removed at any time as Paying Agent by the Issuer, in which event the Issuer may appoint a successor Paying Agent. The Paying Agent shall notify each registered owner of the Bonds then outstanding of the removal of the Paying Agent. Notices to registered owners of the Bonds shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear on the Registration Record. Any predecessor Paying Agent shall deliver all the Bonds, cash and investments related thereto in its possession and the Registration Record to the successor Paying Agent. At all times, the same entity shall serve as registrar and paying agent.

In order to provide for the payment of the principal of and interest on the Bonds, there shall be levied in each year upon all taxable property in the School Corporation, real and personal, and collected a tax in an amount and in such manner sufficient to meet and pay the principal of and interest on the Bonds as they become due, and the proceeds of this tax are hereby pledged solely to the payment of the Bonds. Such tax shall be deposited into the School Corporation's Debt Service Fund and used to pay the principal of and interest on the Bonds, when due, together with any fiscal agency charges. If the funds deposited into the Debt Service Fund are then insufficient to meet and pay the principal of and interest on the Bonds as they become due, then the School Corporation covenants to transfer other available funds of the School Corporation to meet and pay the principal and interest then due on the Bonds.

The School Corporation represents and covenants that the Bonds herein authorized, when combined with other outstanding indebtedness of the School Corporation at the time of issuance of the Bonds, will not exceed any applicable constitutional or statutory limitation on the School Corporation's indebtedness.

The Bonds are not subject to optional redemption prior to maturity.

If any Bond is issued as a term bond, the Paying Agent shall credit against the mandatory sinking fund requirement for any term bonds, and corresponding mandatory redemption obligation, in the order determined by the School Corporation, any term bonds maturing on the same date which have previously been redeemed (other than as a result of a previous mandatory redemption requirement) or delivered to the Registrar for cancellation or purchased for cancellation by the Paying Agent and not theretofore applied as a credit against any redemption obligation. Each term bond so delivered or canceled shall be credited by the Paying Agent at 100% of the principal amount thereof against the mandatory sinking fund obligation on such mandatory sinking fund date, and any excess of such amount shall be credited on future redemption obligations, and the principal amount of the Bonds to be redeemed by operation of the mandatory

sinking fund requirement shall be accordingly reduced; provided, however, the Paying Agent shall credit only such Bonds maturing as term bonds to the extent received on or before forty-five (45) days preceding the applicable mandatory redemption date as stated above.

Each Five Thousand Dollars (\$5,000) (or other denominations as requested by the successful bidder, as permitted by law) principal amount shall be considered a separate Bond for purposes of redemption. If less than an entire maturity is called for redemption, the Bonds to be called shall be selected by lot by the Registrar.

Notice of redemption shall be mailed to the address of the registered owner as shown on the Registration Records of the Paying Agent, as of the date which is forty-five (45) days prior to the date fixed for redemption, not less than thirty (30) days prior to such redemption date, unless notice is waived by the owner of the Bond or Bonds redeemed. The notice shall specify the date and place of redemption and sufficient identification of the Bonds called for redemption. The place of redemption may be determined by the School Corporation. Interest on the Bonds so called for redemption shall cease and the Bonds will no longer be deemed outstanding under this resolution on the redemption date fixed in such notice if sufficient funds are available at the place of redemption to pay the redemption price, including accrued interest and redemption premium, if any, to the redemption date, on the date so named. Failure to give such notice by mailing, or any defect in such notice, with respect to any Bond shall not affect the validity of any proceedings for redemption of other Bonds.

If the Bonds are not presented for payment or redemption on the date fixed therefor, the School Corporation may deposit in trust with the Paying Agent, an amount sufficient to pay such Bond or the redemption price, as the case may be, including accrued interest to the date of such payment or redemption, and thereafter the registered owner shall look only to the funds so deposited in trust with the Paying Agent for payment, and the School Corporation shall have no further obligation or liability in respect thereto.

If, when the Bonds or any portion thereof shall have become due and payable in accordance with their terms, and the whole amount of the principal and the interest so due and payable upon such Bonds or any portion thereof then outstanding shall be paid, or (i) cash, or (ii) direct non-callable obligations of (including obligations issued or held in book entry form on the books of) the Department of the Treasury of the United States of America, and securities fully and unconditionally guaranteed as to the timely payment of principal and interest by the United States of America, the principal of and the interest on which when due without reinvestment will provide sufficient money, or (iii) any combination of the foregoing, shall be held irrevocably in trust for such purpose, and provision shall also be made for paying all fees and expenses for the payment, then and in that case the Bonds or such designated portion thereof shall no longer be deemed outstanding or secured by this resolution.

The Bonds shall be executed in the name of Issuer by the manual or facsimile signature of any member of the Board of the School Corporation, and attested by the manual or facsimile signature of any member of the Board. In case any official whose signature or facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the issuance, authentication or delivery of such Bonds, such signature or such facsimile shall, nevertheless, be

valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

No Bond shall be valid or obligatory for any purpose, unless and until authenticated by the Paying Agent. Such authentication may be executed by an authorized representative of the Paying Agent, but it shall not be necessary that the same person authenticate all of the Bonds issued. The Issuer and the Paying Agent may deem and treat the person in whose name a bond is registered on the Bond Registration as the absolute owner thereof for all purposes, notwithstanding any notice to the contrary.

In order to preserve the exclusion of interest on the Bonds from gross income for federal income tax purposes and as an inducement to purchasers of the Bonds, the Issuer represents, covenants and agrees that:

(a) No person or entity, other than the Issuer or another governmental unit, will use proceeds of the Bonds or property financed by the bond proceeds other than as a member of the general public. No person or entity, other than the Issuer or another governmental unit, will own property financed by bond proceeds or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use by the public at large.

(b) No Bond proceeds will be loaned to any entity or person. No bond proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the bond proceeds.

(c) The Issuer will, to the extent necessary to preserve the exclusion of interest on the Bonds from gross income for federal income tax purposes, rebate all required arbitrage profits on Bond proceeds or other moneys treated as Bond proceeds to the federal government as provided in Section 148 of the Internal Revenue Code of 1986, as amended to the date hereof (the "Code") and will set aside such moneys in a Rebate Account to be held by the Treasurer in trust for such purpose.

(d) The Issuer will file an information report form 8038-G with the Internal Revenue Service as required by Section 149 of the Code.

(e) The Issuer will not take any action nor fail to take any action with respect to the Bonds that would result in the loss of exclusion from gross income for federal income tax purposes of interest on the Bonds pursuant to Section 103 of the Code, as existing on the date of issuance of the Bonds, nor will the Issuer act in any other manner which would adversely affect such exclusion.

The Issuer represents that it reasonably expects that tax-exempt bonds, warrants and other evidences of indebtedness issued by or on behalf of it or any subordinate entity, during the calendar year in which the bonds will be issued will be less than \$10,000,000 principal amount.

This amount includes all obligations issued by, or on behalf of the Issuer and subordinate entities, including building corporation bonds. At least 95% of the net proceeds of the Bonds shall be used for governmental activities of Issuer. The Issuer hereby designates the Bonds as qualified tax-exempt obligations for purposes of Section 265(b)(3) of the Code, relating to the disallowance of 100% of the deduction for interest expense allocable to tax-exempt obligations acquired after August 7, 1986.

The Bonds shall be issued in substantially the following form, all blanks to be filled in properly prior to delivery:

Registered
No. R- _____ Registered
\$ _____

UNITED STATES OF AMERICA

State of Indiana

County of Delaware

DELAWARE COMMUNITY SCHOOL CORPORATION
GENERAL OBLIGATION BONDS OF 2021

Interest <u>Rate</u>	Maturity <u>Date</u>	Original <u>Date</u>	Authentication <u>Date</u>	<u>CUSIP</u>
See <u>Exhibit A</u>	See <u>Exhibit A</u>	_____, 2021	_____, 2021	See <u>Exhibit A</u>

Registered Owner: CEDE & CO.

Principal Sum:

Delaware Community School Corporation (the "Issuer" or "School Corporation"), a school corporation organized and existing under the laws of the State of Indiana, in Delaware County, Indiana, for value received, hereby acknowledges itself indebted and promises to pay to the Registered Owner (named above) or to registered assigns, the Principal Sum set forth above in installments as set forth on Exhibit A on the Maturity Dates set forth on Exhibit A and to pay interest thereon at the Interest Rate per annum as set forth on Exhibit A from the interest payment date to which interest has been paid next preceding the date of authentication hereof unless this Bond is authenticated on or before June 30, 2022 in which case interest shall be paid from the Original Date, or unless this Bond is authenticated after the fifteenth day immediately preceding an interest payment date and on or before such interest payment date, in which case interest shall be paid from such interest payment date, which interest is payable on July 15, 2022 and each January 15 and July 15 thereafter until the principal has been paid. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months.

Interest shall be payable by check mailed one business day prior to the interest payment date to registered owners or by wire transfer of immediately available funds on the interest payment date to depositories shown as registered owners. Payment shall be made to the person or depository in whose name this

Bond is registered as of the fifteenth day immediately preceding such interest payment date. Principal of this Bond shall be payable upon presentation of this Bond at the principal corporate trust office of The Bank of New York Mellon trust Company, N.A., Indianapolis, Indiana (the "Registrar and Paying Agent") or by wire transfer of immediately available funds to depositories who present the Bonds to the Registrar and Paying Agent at least two business days prior to the payment date in lawful money of the United States of America. If the payment date occurs on a date when financial institutions are not open for business, the wire transfer shall be made on the next succeeding business day. The Registrar and Paying Agent shall wire transfer payments by 1:00 p.m. (New York City time) so such payments are received at the depository by 2:30 p.m. (New York City time).

This Bond is one of an issue of bonds aggregating Two Million Five Hundred Sixty Dollars (\$2,560,000), of like tenor and effect, except as to numbering, authentication date, denomination, interest rate, and date of maturity, issued by Issuer pursuant to a resolution adopted by the Board of School Trustees of the Issuer on October 18, 2021 as supplemented on November 1, 2021 (as supplemented, the "Resolution"), and in strict accordance with the governing statutes of the State of Indiana, particularly Indiana Code § 20-48-1 (the "Act"), for the purpose of providing funds to be applied on the cost of the renovation of and improvements to school facilities, including site improvements and the purchase of real estate, buses, vehicles, technology, and equipment in the School Corporation. The owner of this Bond, by the acceptance thereof, agrees to all the terms and provisions contained in the Resolution and the Act.

This Bond is not subject to optional redemption prior to maturity.

This Bond shall be initially issued in a Book Entry System (as defined in the Resolution). The provisions of this Bond and of the Resolution are subject in all respects to the provisions of the Letter of Representations between the Issuer and the Depository Trust Company, or any substitute agreement, effecting such Book Entry System.

This Bond is transferable in accordance with the Book Entry System or, if no such system is in effect, by the Registered Owner hereof at the principal corporate trust office of the Registrar and Paying Agent, upon surrender and cancellation of this Bond and on presentation of a duly executed written instrument of transfer and thereupon a new Bond or Bonds of the same aggregate principal amount and maturity and in authorized denominations will be issued to the transferee or transferees in exchange therefor. This Bond may be exchanged upon surrender hereof at the principal corporate trust office of the Registrar and Paying Agent, duly endorsed by the Registered Owner for the same aggregate principal amount of Bonds of the same maturity in authorized denominations as the owner may request.

The Issuer and the Registrar and Paying Agent may deem and treat the person in whose name this Bond is registered as the absolute owner hereof.

PURSUANT TO THE PROVISIONS OF THE ACT AND THE RESOLUTION, THE PRINCIPAL OF THIS BOND AND ALL OTHER BONDS OF THE BOND ISSUE AND THE INTEREST DUE THEREON ARE PAYABLE AS A LIMITED GENERAL OBLIGATION OF THE SCHOOL CORPORATION, FROM AD VALOREM PROPERTY TAXES TO BE LEVIED ON ALL TAXABLE PROPERTY WITHIN THE SCHOOL CORPORATION; HOWEVER, THE ISSUER'S COLLECTION OF THE LEVY MAY BE LIMITED BY OPERATION OF INDIANA CODE § 6-1.1-20.6 WHICH PROVIDES TAXPAYERS WITH TAX CREDITS FOR PROPERTY TAXES ATTRIBUTABLE TO DIFFERENT CLASSES OF PROPERTY IN AN AMOUNT THAT EXCEEDS CERTAIN PERCENTAGES OF THE GROSS ASSESSED VALUE OF THAT PROPERTY. UPON THE FAILURE OF THE ISSUER TO MAKE DEBT SERVICE WHEN DUE AND UPON NOTICE AND CLAIM, THE INTERCEPT PROVISIONS OF INDIANA CODE 20-48-1-11 WILL APPLY.

This bond shall not be valid or become obligatory for any purpose until authenticated by the Registrar and Paying Agent.

The Issuer has designated this Bond a qualified tax-exempt obligation for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended to the Original Date of the Bonds.

IN WITNESS WHEREOF, Issuer has caused this Bond to be executed in its name by the manual or facsimile signature of the President of its Board of School Trustees attested by the manual or facsimile signature of the Secretary of the Board.

DELAWARE COMMUNITY SCHOOL
CORPORATION

By: Example Signature Page
President, Board of School Trustees

Attest:

Example Signature Page
Secretary, Board of School Trustees

CERTIFICATE OF AUTHENTICATION

This Bond is one of the bonds referred to in the within mentioned Resolution.

THE BANK OF NEW YORK MELLON
TRUST COMPANY, N.A.,
as Registrar and Paying Agent

By: Example Signature Page
Authorized Representative

[END OF BOND FORM]

Subject to the terms and provisions contained in this paragraph and not otherwise, the owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Bonds then outstanding shall have the right, from time to time, anything contained in this Resolution to the contrary notwithstanding, to consent to and approve the adoption by the School Corporation of such resolution or resolutions supplemental hereto as shall be deemed necessary or desirable by the School Corporation for the purpose of amending in any particular any of the terms or provisions contained in this Resolution, or in any supplemental resolution; provided, however, that nothing herein contained shall permit or be construed as permitting without the consent of all affected owners of the Bonds:

- (a) An extension of the maturity of the principal of or interest on any Bond without the consent of the holder of each Bond so affected; or
- (b) A reduction in the principal amount of any Bond or the rate of interest thereon or a change in the monetary medium in which such amounts are payable, without the consent of the holder of each Bond so affected; or
- (c) A preference or priority of any Bond over any other Bond, without the consent of the holders of all Bonds then outstanding; or
- (d) A reduction in the aggregate principal amount of the Bonds required for consent to such supplemental resolution, without the consent of the holders of all Bonds then outstanding.

If the School Corporation shall desire to obtain any such consent, it shall cause the Registrar to mail a notice, postage prepaid, to the addresses appearing on the Registration Record. Such notice shall briefly set forth the nature of the proposed supplemental resolution and shall state that a copy thereof is on file at the office of the Registrar for inspection by all owners of the Bonds. The Registrar shall not, however, be subject to any liability to any owners of the Bonds by reason of its failure to mail such notice, and any such failure shall not affect the validity of such supplemental resolution when consented to and approved as herein provided.

Whenever at any time within one year after the date of the mailing of such notice, the School Corporation shall receive any instrument or instruments purporting to be executed by the owners of the Bonds of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Bonds then outstanding, which instrument or instruments shall refer to the proposed supplemental resolution described in such notice, and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice as on file with the Registrar, thereupon, but not otherwise, the School Corporation may adopt such supplemental resolution in substantially such form, without liability or responsibility to any owners of the Bonds, whether or not such owners shall have consented thereto.

No owner of any Bond shall have any right to object to the adoption of such supplemental resolution or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the School Corporation or its officers from adopting the same, or from taking any action pursuant to the provisions thereof. Upon the adoption of any supplemental resolution pursuant to the provisions of this section, this Resolution shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Resolution of the School Corporation and all owners of Bonds then outstanding shall thereafter be determined, exercised and enforced in accordance with this Resolution, subject in all respects to such modifications and amendments.

Notwithstanding anything contained in the foregoing provisions of this Resolution, the rights, duties and obligations of the School Corporation and of the owners of the Bonds, and the terms and provisions of the Bonds and this Resolution, or any supplemental resolution, may be modified or amended in any respect with the consent of the School Corporation and the consent of the owners of all the Bonds then outstanding.

Without notice to or consent of the owners of the Bonds, the School Corporation may, from time to time and at any time, adopt such resolutions supplemental hereto as shall not be inconsistent with the terms and provisions hereof (which supplemental resolutions shall thereafter form a part hereof),

- (a) to cure any ambiguity or formal defect or omission in this Resolution or in any supplemental resolution; or
- (b) to grant to or confer upon the owners of the Bonds any additional rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the Bonds; or
- (c) to procure a rating on the Bonds from a nationally recognized securities rating agency designated in such supplemental resolution, if such supplemental resolution will not adversely affect the owners of the Bonds; or
- (d) to provide for the refunding or advance refunding of the Bonds; or
- (e) to make any other change which, in the determination of the Board in its sole discretion, is not to the prejudice of the owners of the Bonds.

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

All resolutions, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed or amended.

This resolution shall be in full force and effect immediately upon its passage and signing by any officers of the Board.

BE IT FURTHER RESOLVED, that the form of the Second Supplement to the Master Continuing Disclosure Undertaking (the "Undertaking") is hereby approved, and if the Bonds are reoffered, the officers are authorized and directed to execute such Undertaking and any and all documents necessary to issue and deliver the Bonds, including but not limited to a bond purchase agreement or bond placement agreement.

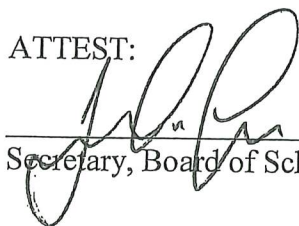
BE IT FURTHER RESOLVED, that the officers of the Board have full authority to execute any and all documents necessary to issue the Bonds, and that the use of electronic signatures by officers of the Board or representatives of the School Corporation are hereby authorized and affirmed with full valid legal effect and enforceability.

Passed and Adopted this 1st day of November, 2021.



President, Board of School Trustees

ATTEST:



Secretary, Board of School Trustees

November 1, 2021

TRENT FOX

LANCE ENGLE

JACOB CASE

JOHN ADAMS

ADAM WILLIAMS
