**RESOLUTION OF THE SISKIYOU COUNTY BOARD OF SUPERVISORS AUTHORIZING THE SISKIYOU UNION HIGH SCHOOL DISTRICT TO ISSUE AND SELL BONDS DIRECTLY, PURSUANT TO STATE LAW**

**WHEREAS**, Section 15140(b) of the California Education Code provides that the board of supervisors of a county may authorize a school district over which the county superintendent of schools of such county has jurisdiction to issue and sell its own bonds without the further action of the board of supervisors or officers of the county if said school district has not received a qualified or negative certification in its most recent interim report; and

**WHEREAS**, the Siskiyou Union High School District (the “District”), over which the Siskiyou County Superintendent of Schools has jurisdiction, has not received a qualified or negative certification in its most recent interim report pursuant to Section 42131 of the California Education Code; and

**WHEREAS**, Sections 53506 *et seq.* of the California Government Code, including Section 53508.7 thereof, provide that a school district may issue and sell bonds on its own behalf at a private sale pursuant to Sections 15140 or 15146 of the California Education Code; and

**WHEREAS**, the Siskiyou County Board of Supervisors (the “Board”) desires to make such procedures available to the District, over which district the Siskiyou County Superintendent of Schools has jurisdiction, pursuant to all applicable law;

**NOW, THEREFORE, THE SISKIYOU COUNTY BOARD OF SUPERVISORS DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1. Recitals.** That all of the above recitals are true and correct.

**Section 2. Authorization to Issue and Sell Bonds**. Pursuant to Education Code Section 15140(b), this Board hereby authorizes the governing board of the District to issue and sell bonds (“District Bonds”) on its own behalf pursuant without further action by this Board or officers of Siskiyou County (the “County”). The terms of issuance and sale of the District Bonds shall be set forth in a resolution of the District authorizing the issuance and sale of said bonds.

**Section 3. County Responsibilities**. (a) The County, including the officers thereof and this Board, takes no responsibility for any of the proceedings following adoption of this Resolution which involve or result in the sale and issuance of District Bonds, other than those responsibilities or obligations established by law, including as outlined in paragraph (b) below.

(b) The County shall levy and collect taxes and hold bond proceeds and tax funds for District Bonds at the times requested by the District, in the amounts required to pay debt service on the District Bonds, and shall otherwise comply with Government Code Section 29100 *et seq*. and Education Code Sections 15250 and 15251.

(c) Except as otherwise provided by this Resolution and by law, neither the County, this Board, nor any officers, officials, or employees of the County shall have any liability hereunder or by reason hereof or in connection with the transactions contemplated hereby and the District Bonds shall be payable solely from the moneys of the District available therefor, as set for in the resolution of the District authorizing the issuance and sale of said bonds.

**Section 4. District Responsibilities**. Pursuant to Section 15140(c) of the Education Code, the governing board of the District shall transmit its resolution authorizing the issuance and sale of District Bonds, and a copy of the final debt service schedule for District Bonds, reflecting the principal amounts and interest rates of such bonds as determined in the sale thereof, to the Siskiyou County Treasurer – Tax Collector and Auditor – Controller, forthwith after the sale of District Bonds, and in any event no later than the date reasonably requested by such officers, in order to permit the County to establish tax rates and necessary funds or accounts for such bonds.

**Section 5. Delivery of Resolution**. The Clerk of this Board is hereby directed to deliver a copy of this Resolution to the Clerk of the Board of Trustees of the District and to the Siskiyou County Superintendent of Schools.

**Section 5. Indemnification of County.** That the County acknowledges and relies upon the fact that the District shall indemnify and hold harmless, to the extent permitted by law, the County and its officers and employees (“Indemnified Parties”), against any and all losses, claims, damages or liabilities, joint or several, to which such Indemnified Parties may become subject because of action or inaction related to the adoption of this resolution, or related to the proceedings for sale, award, issuance and delivery of the District Bonds in accordance herewith and with the District Resolution and that the District shall also reimburse any such Indemnified Parties for any legal or other expenses incurred in connection with investigating or defending any such claims or actions.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** by the Siskiyou County Board of Supervisors on February 6, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

|  |  |
| --- | --- |
|  |  Michael N. Kobseff, ChairSiskiyou County Board of Supervisors |
| ATTEST:LAURA BYNUMCOUNTY CLERK |  |
| By:  [Deputy] |  |