

KALAMAZOO PUBLIC SCHOOLS  
Office of the Superintendent  
1220 Howard Street  
Kalamazoo, MI 49008  
Telephone (269) 337-0123 | TDD (269) 337-0152  
Fax (269) 337-0149

January 30, 2024

**MEETING ANNOUNCEMENT FOR THE  
KALAMAZOO PUBLIC SCHOOLS BOARD OF EDUCATION**

A regular meeting of the Board of Education of the Kalamazoo Public Schools will be held on Thursday, February 1, 2024, at 7:00 p.m. in the Board Room of the Administration Building, 1220 Howard Street, Kalamazoo, MI 49008. The meeting will be live-streamed on Public Media Network on the Live TV Channel PMN 5: <https://www.publicmedianet.org/pmn-discover-live>.

The Board of Trustees, Superintendent, and senior staff will have an informational dinner meeting at 6:00 p.m. in the Superintendent's office area and will also discuss any matters that may come before the Board.

KALAMAZOO PUBLIC SCHOOLS

Jennie Hill, Secretary  
Board of Education

- ❖ Please contact the Superintendent's Office in advance of the meeting if auxiliary aids or services for individuals with disabilities are needed.
- ❖ Official minutes of Kalamazoo Public Schools Board of Education open meetings are available for inspection within eight working days of the meeting at the Superintendent's Office, 1220 Howard Street, Kalamazoo, MI 49008.

**POLICY  
of the  
BOARD OF EDUCATION  
KALAMAZOO PUBLIC SCHOOLS**

***1.2 Public Participation During a Meeting of the Board of Trustees***

***Policy***

While balancing legitimate privacy interests of students and staff, the Board of Trustees welcomes community input at public meetings of the Board of Trustees.

***Specifics***

1. Persons requesting to address the board will be asked to complete a sign-in sheet by the end of the public comment period. The portion of that sign-in sheet requiring completion will include: name, school district in which the person resides, and connection to/interest in the Kalamazoo Public Schools. The optional portion will be held private and will include: mailing address, email address, phone number, topic about which they will be speaking and, if authorized and applicable, the organization they represent.
2. The presiding board officer will invite persons to come to the podium in the order in which the sign-in sheets were completed.
3. If after 30 minutes everyone who has completed a sign-in sheet has not had the opportunity to address the board, the public comment period will be tabled and resume before adjournment.
4. Speakers have three minutes each and must stop speaking promptly when signaled.
5. Speakers may not address confidential student or personnel matters, but may submit such concerns to the board in writing.
6. Speakers are encouraged to provide the board with a written copy of their comments and other appropriate supporting documentation, which will be copied and distributed as needed to appropriate staff/personnel.
7. The public is required to exercise common courtesy during the meeting and must follow rule of order. The presiding board officer may terminate public comments that are profane, vulgar, or defamatory, especially if these comments result in a disturbance or breach of peace. Personal attacks against an employee or board member that are totally unrelated to his or her duties are prohibited. If a person engages in disruptive conduct or is out of order, the board presiding officer will strike his or her gavel and warn the person to discontinue their behavior. Further disruptions will result in the person being asked to leave. Refusal to leave will result in being escorted out of the building. (MCL 380.1808)

*Adopted: February 13, 2003*

*Revised: December 17, 2009*

*Revised: June 25, 2013*

*Adopted: December 19, 2019*

***This policy supersedes all other policies on this issue.***

**KALAMAZOO PUBLIC SCHOOLS**  
**Board of Education**  
**1220 Howard Street**  
**February 1, 2024 – 7:00 P.M.**  
**AGENDA**

- I. Call to Order**
- II. Pledge of Allegiance**
- III. Acceptance of Agenda**
- IV. Attendance**
- V. Board Recognitions**
- VI. Committee Reports/ School Reports**
- VII. Correspondence**
- VIII. Consent Calendar Items**
  - A. Minutes**
    - January 11, 2024, Regular Meeting Minutes
    - January 18, 2024, Special Meeting Minutes
  - B. Business and Financial Reports**
    - Purchase Requests 2024-20, 2024-21, 2024-22, 2024-23, 2024-24, 2024-25, 2024-26, and 2024-27
  - C. Personnel Matters**
    - Personnel Changes
  - D. Other**
- IX. Reports and Recommendations**
  - A. Superintendent's Update**
  - B. Recommendation and Resolution Authorizing 2024 Refunding Bonds**
- X. Persons Requesting to Address the Board (3-minute individual limit)**
- XI. Other Business**
  - A. Travel Request for TiAnna Harrison**
  - B. Acknowledgement of upcoming MASB Election**
- XII. Comments by Trustees/Superintendent**
- XIII. Closed Session (if needed)**
- XIV. Next Board of Education Meeting: Thursday, February 22, 2024, at 7:00 p.m.**

KALAMAZOO PUBLIC SCHOOLS  
Board of Education  
1220 Howard Street  
January 11, 2024 – Regular Meeting

**I. Call to Order**

Superintendent Dr. Slade called the January 11, 2024, regular Board of Education meeting to order at 7:00 p.m. in the Board Room of the Administration Building, 1220 Howard Street.

**II. Pledge of Allegiance**

The Pledge of Allegiance was recited.

**III. Election of Officers**

Dr. Slade began the board's organizational meeting by requesting nominations for the board president.

Trustee Johnson nominated Trustee Harrison as board president. No other nominations.

**Disposition:** Roll call vote; 6 - yes, 1- no, all in favor except for Trustee Jackson.

President Harrison requested nominations for vice president.

Trustee Sholler-Barber nominated Trustee Jackson as the board's vice president. No other nominations.

**Disposition:** Roll Call vote; 7 - 0 all in favor. The motion was carried unanimously.

President Harrison requested nominations for secretary.

Trustee Alcala nominated Trustee Hill for secretary. No other nominations.

**Disposition:** Roll Call vote; 7 -0 all in favor. The motion was carried unanimously.

President Harrison requested nominations for treasurer.

Trustee Alcala nominated Trustee Murphy for treasurer. No other nominations.

**Disposition:** Roll Call vote; 7 - 0all in favor. The motion was carried unanimously.

**2024 Board of Education Officers**

President - TiAnna Harrison

Vice President - Jermaine Jackson

Secretary - Jennie Hill

Treasurer - Karla Murphy



**Board Discussion:** None

**IV. Acceptance of Agenda**

**MOTION:** Vice President Jackson, supported by Trustee Sholler-Barber, motioned to accept the agenda.

**Disposition:** Voice vote; all in favor. The motion was carried unanimously.

**V. Attendance**

Board members present: President TiAnna Harrison, Vice President Jermaine Jackson, Secretary Jennie Hill, Treasurer Karla Murphy, Trustee Maricela Alcala, Trustee Takisha Johnson, and Trustee Patti Scholler-Barber. Superintendent Dr. Darrin Slade was also present.

**VI. Board Recognitions**

Principal Heather Misner from Spring Valley Center for Exploration recognized Mikwan Williams, Mark Elliot, Camella Moore, Eve Bongers, and Leandro Camargo.

Dr. Slade recognized all of the KPS board members for Board Recognition Month.

**VII. Committee Reports/School Reports:**

Secretary Hill reported that Policy and Governance met on January 8, 2024, and reviewed the need for a fund balance policy.

**VIII. Correspondence**

Secretary Hill reported there was not any correspondence.

**IX. Consent Calendar**

President Harrison presented the Consent Calendar items: IX.A.1. December 14, 2023, regular meeting minutes; IX.B.2. January 5, 2024, special meeting minutes; IX.B. Purchase Requests 2024-17, 2024-18, and 2024-19; and IX.C. personnel changes

**Board discussion:**

Trustee Murphy noticed that purchase request 2024-19 was not clear on the request. The numbers did not match.

**MOTION:** Implied motion to approve the Consent Calendar as presented with the exception of purchase recommendation 2024-19.

**Disposition:** Voice vote; all in favor. The motion was carried unanimously.

**Comments:** No comments were made by the Trustees.

## **X. Reports and Recommendations**

### **A. Superintendent's Update**

Saturday School Program - Elementary Focus, grades 3-5. Start time 9:00 a.m., end time noon. Proposed dates are February 10, February 24, March 9, March 16, April 6, April 13, April 20, April 27, and May 4. The location will be identified at a later time.

Focus areas consist of foundational math and reading skills, addition, subtraction, fractions, geometry, measurement, division, reading comprehension, etc. It will have intensified instruction. Homework assignments will be given. The goal is to ensure that all students acquire and master grade-appropriate basic skills.

The Saturday school will be staffed by KPS teachers and staff.

McDonald's, pizza, and Chick-fil-A, will be served for lunch.

A free trip to Michigan's Adventure Amusement Park will be offered for all students who have great attendance.

Permission slips will be issued next week for identified students.

#### **Comments:**

Vice President Jackson stated how excited he was for the Saturday School initiative. He also stated that he can't wait to see how big of a success this is considering Dr. Slade has been successful with it before.

Trustee Sholler-Barber stated that she is right in line with Vice President Jackson about how excited she is with Dr. Slade for initiating it. She said that she believed it was very fair in how Dr. Slade stated this was not a camp. She also stated that she appreciates that KPS staff will be the ones helping KPS students because they know the material and assignments. She asked Dr. Slade how we are letting parents know about this. Dr. Slade responded by saying that after the permission slips are passed out, they will have a parent meeting before the program starts.

Trustee Hill commended the whole idea and stated how it was a nice thing to do when the weather may be crummy outside. She asked Dr. Slade how transportation would work and he responded that buses would not be running. However, there are KPS members who are willing to pick up students and bring them to school. If that's not something parents are comfortable with they will have to provide their own transportation.

### **B. Resolution Authorizing Career and Technical Education (CTE) Consortium Agreement**

**MOTION:** Trustee Murphy supported by Trustee Sholler-Barber, made a motion to accept the resolution authorizing Career & Technical Education (CTE) consortium agreement.

**Disposition:** Voice vote; all in favor. The motion was carried unanimously.

**XI. Persons Requesting to Address the Board (3-minute individual limit)**

Public comments/audience participation. No actions were taken.

**XII. Other Business:**

None.

**XIII. Comments by Trustees/Superintendent**

Dr. Slade thanked everyone for a great first half of the school year. He thanked the board members for all they do for the community.

President Harrison shouted out to all the students who received awards and how hardworking they were.

Secretary Hill mentioned some winter programs she was able to attend and how great the performances were. She also stated how interesting it was to watch the students in the different grade levels, and how as they get older the performances get more technical and even more amazing, with different instruments and harmonies.

Treasurer Murphy mentioned upcoming plays happening at the high schools and reminded everyone that Mock Trial is also going on so please support those students as well.

Trustee Sholler-Barber thanked Dr. Slade and the staff helping with Saturday School. She stated how important it was to support athletic teams and theater performances especially because that's why some students come to school. She stated that the NAACP had a successful blood drive and how thankful she was for them.

Trustee Alcala thanked Dr. Slade and Vice President Jackson for attending a meeting at WMU with her regarding how to uplift our Hispanic students. She also asked the Academic Committee to look into using Spanish-speaking catalogues for middle school classes.

**XIV. Next Board of Education Meeting**

President Harrison announced the next Board of Education meeting date: Regular Board of Education Meeting, Thursday, February 1, 2024, at 7:00 p.m.

**MOTION:** Trustee Johnson, supported by Trustee Sholler-Barber, made a motion to adjourn the meeting.

**Disposition:** Voice vote; all in favor. The motion was carried unanimously.

KPS Board of Education Meeting  
January 11, 2024

President Harrison adjourned the meeting at 7:54 p.m.

Respectfully submitted,

Shelby Kroeze, Recording Secretary,  
on behalf of Jennie Hill,  
Secretary, Board of Education

KALAMAZOO PUBLIC SCHOOLS  
Board of Education  
1220 Howard Street  
January 18, 2024 - Special Meeting

**I. Call to Order**

President Harrison called the January 18, 2024, special meeting to order at 5:35 p.m. in the Board Room of the Administration building, 1220 Howard Street.

**II. Pledge of Allegiance**

The Pledge of Allegiance was recited.

**III. Acceptance of Agenda**

**MOTION:** Trustee Patti Sholler Barber, supported by Vice President Jermaine Jackson, made a motion to approve the agenda.

**IV. Attendance**

Board members present: President TiAnna Harrison, Vice President Jermaine Jackson, Secretary Jennie Hill, and Trustee Patti Sholler-Barber. Trustee Takisha Johnson was present virtually. Superintendent Dr. Darrin Slade was also present.

**V. Person Requesting to Address the Board (3-minute individual limit)**

None.

**VI. Other Business**

**A.** Reviewed the process for filling the board vacancy.

**B.** Reviewed the questions asked during the interview process.

All Trustees present agreed to change and update the interview questions.

**VII. Next regular Board of Education Meeting**

President Harrison announced the next Board of Education meeting date: Special Board of Education Meeting, Thursday, February 1, 2024 - 6:00 p.m.

**MOTION:** Trustee Takisha Johnson, supported by Vice President Jermaine Jackson, made a motion to adjourn the meeting.

**Disposition:** Voice vote; all in favor. The motion was carried unanimously.

President Harrison adjourned the meeting at 6:25 p.m.

KALAMAZOO PUBLIC SCHOOLS  
Board of Education  
1220 Howard Street  
January 18, 2024 - Special Meeting

Respectfully submitted,

Shelby Kroeze, Recording Secretary,  
On behalf of Jennie Hill,  
Secretary, Board of Education

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-20  
**Amount:** \$482,067.98

**Item:** Maple Street A/V Upgrades

**Cost Center:** 2022 Bond

**Cost Center Representative(s) Attending Board Meeting:** Ian Haight

**Description of Need:**

This purchase is for the equipment and installation of audio and video enhancement systems for classrooms, labs, library, and cafetorium at Maple Street Magnet School for the Arts.

**Vendor:** See attached spreadsheet

**Number of Proposals Requested:** 16      **Received:** 1

**Low Bid Accepted?** N/A

**Additional Information:**

The 2022 bond includes a district-wide budget for the purchase and installation of audio-visual enhancement systems. This purchase is within the overall parameters of that budget.

Total Base Bid Amount	\$453,101.74
Contingency	<u>28,966.24</u>
Total	\$482,067.98



**CONTRACTOR RECOMMENDATIONS**

Project: MAPLE STREET MIDDLE SCHOOL A/V UPGRADES

Owner: Kalamazoo Public Schools

CONSULTANT AND DESIGNER: TowerPinkster

Bid Date: DECEMBER 14TH, 2023

<u>BID CATEGORY</u>	<u>RECOMMENDED CONTRACTOR</u>	<u>BID AMOUNT</u>
REMOVAL AND INSTALLATION	CS ERICKSON GRAND HAVEN, MI	\$289,662.42
REPLACEMENT PROJECTORS (REMC ITEMS)	DATA IMAGE SYSTEMS WALLED LAKE, MI	\$104,875.32
REPLACEMENT CLASSROOM MICROPHONE SYSTEMS (REMC ITEMS)	LIGHTSPEED TECHNOLOGIES, INC. TUALATIN, OR	\$58,564.00
<b>TOTAL AMOUNT OF AWARD:</b>		<u><u>\$453,101.74</u></u>

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-21  
**Amount:** \$55,494.00

**Item:** 53 HP Prodesk 400 G9 SFF PCs @ \$528.00 each, 30 ELO 1502L touchscreen monitors @ \$581.00 each, 30 ELO 2DBCR barcode readers @ \$336.00 each.

**Cost Center:** 2022 Bond

**Cost Center Representative(s) Attending Board Meeting:** Kimberly Morey

**Description of Need:**

This purchase is for the replacement of food service point of sale PCs, point of sale touch screen monitors with bar code readers, and food service manager PCs. These computer replacements are consistent with the district's six-year replacement cycle.

**Vendor:** Sehi Computer Products  
Rochester Hills, MI

**Number of Proposals Requested:** N/A      **Received:** N/A

**Low Bid Accepted?** N/A

**Additional Information:**

The REMC statewide cooperative acquisitions project is provided as a service for the schools of Michigan. This program has been established through legislation (Michigan Compiled Laws Act 451 Section 380.671) and the rules and regulations of the Michigan Board of Education. The project provides large-volume bid prices on a variety of educational resources, which enables schools and school districts statewide to aggregate purchases and generate savings in tax dollars and staff time.

The 2022 bond included a system-wide budget for purchase and replacement of technology. This purchase is within the overall parameters of the budget.

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-22  
**Amount:** \$120,225.00

**Item:** 3 Security Camera Video Servers

**Cost Center:** MDE Section 97 Safety Grant

**Cost Center Representative(s) Attending Board Meeting:** Karen Jackson

**Description of Need:**

To keep up with the district's needs for continued security and monitoring and to provide the necessary recording servers and video storage to support the recent addition of almost 300 security cameras at 14 elementary schools, this purchase provides the installation of three additional production recording servers to the security camera system. It will also provide the necessary storage for the recorded video.

**Vendor:** EPS Security  
Kalamazoo, MI

**Number of Proposals Requested:** 4      **Received:** 3

**Low Bid Accepted?** Yes

**Additional Information:**

Bid Amount	\$114,500.00
Contingency	<u>5,725.00</u>
Total	\$120,225.00

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-23  
**Amount:** \$35,000.00

**Item:** Generator Work at Northglade Montessori Magnet School

**Cost Center:** 2018 Bond

**Cost Center Representative(s) Attending Board Meeting:** Karen Jackson

**Description of Need:**

This recommendation is an amendment to Purchase Recommendation 2022-20. The total for that recommendation was \$1,207,673.00 and included exterior improvements, interior signage, lockers, partial roof replacement, electrical improvements including a new clock system, lighting replacement and a generator. The majority of the work was completed during the summer of 2022.

Due to supply chain issues, the automatic transfer switch for the generator was received in December, 2023. The hookup and completion of the generator installation will be completed this summer and is expected to increase the project by up to \$35,000.

**Vendor:** Shouldice Industrial Manufacturers and Contractors Inc.  
Battle Creek, MI

**Number of Proposals Requested:** N/A      **Received:** N/A

**Low Bid Accepted?** N/A

**Additional Information:**

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-24  
**Amount:** \$50,000.00

**Item:** Hillside Middle School Remodeling and Site Improvements

**Cost Center:** 2018 Bond

**Cost Center Representative(s) Attending Board Meeting:** Karen Jackson

**Description of Need:**

This recommendation is an amendment to Purchase Recommendation 2022-30. The total for that recommendation was \$1,437,879.00. The original contingency requested was \$68,470.00.

Due to extreme issues with material and equipment procurement, the kitchen/serving line project was delayed until the summer of 2023. During demolition, the soils underneath the slab presented numerous challenges. Typically, interior concrete is 4-5" thick. What was found when the flooring was removed was a 12+ inches of glacial till soils which contained boulders, cobble, gravel, coarse and rocky soils. Instead of trenching the floors like originally planned, it required additional excavation, underground piping, and additional materials including concrete. When the walls were opened up, many deteriorated pipes were discovered which needed to be replaced.

It is clear that the contingency has to be increased by up to \$50,000.00

**Vendor:** Various

**Number of Proposals Requested:** N/A      **Received:** N/A

**Low Bid Accepted?** N/A

**Additional Information:**

The district's architects and construction manager have reviewed all pricing changes and verified pricing to be accurate and fair.

# KALAMAZOO PUBLIC SCHOOLS

## PURCHASE RECOMMENDATION DATA SHEET

**Board Meeting Date:** February 1, 2024

**Request Number:** 2024-25

**Amount:** \$40,000.00

**Item:** Milwood Magnet School Remodeling and Site Improvements

**Cost Center:** 2018 Bond

**Cost Center Representative(s) Attending Board Meeting:** Karen Jackson

**Description of Need:**

This recommendation is an amendment to Purchase Recommendation 2022-29. The total for that recommendation was \$1,108,960.00. The original contingency requested was \$52,808.00.

Due to extreme issues with material and equipment procurement, the kitchen/serving line project was delayed until the summer of 2023. During demolition, the soils underneath the slab presented numerous challenges. Typically, interior concrete is 4-5" thick. What was found when the flooring was removed was a 12+ inches of glacial till soils which contained boulders, cobble, gravel, coarse and rocky soils. Instead of trenching the floors like originally planned, it required additional excavation, underground piping, and additional materials including concrete. When the walls were opened up, many deteriorated pipes were discovered which needed to be replaced.

It is clear that the contingency has to be increased by up to \$40,000.00

**Vendor:** Various

**Number of Proposals Requested:** N/A

**Received:** N/A

**Low Bid Accepted?** N/A

**Additional Information:**

The district's architects and construction manager have reviewed all pricing changes and verified pricing to be accurate and fair.

**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-26  
**Amount:** \$580,982.00

**Item:** Chenery Auditorium Catwalk

**Cost Center:** Donated Funds Restricted to Chenery Auditorium and Facilities Management General Funds (offset by ESSER III funds)

**Cost Center Representative(s) Attending Board Meeting:** Karen Jackson

**Description of Need:**

The existing catwalk above the ceiling in Chenery Auditorium is a cable hung wood platform original to the building. It is obsolete, unsafe, non-code compliant and we are no longer able to use it. Auditorium staff and contractors use it to change lights and hang riggers for speakers during certain performances. This purchase recommendation will cover the installation of a new code-compliant, steel pedestrian assembly. This work must be complete by the beginning of April 2024 in time for the Irving S. Gilmore International Keyboard Festival. Site access and logistics to the work area are limited and are being carefully planned.

**Vendor:** Veneklasen Construction  
Grand Rapids, MI

**Number of Proposals Requested:** 26      **Received:** 1

**Low Bid Accepted?** Yes

**Additional Information:**

The Irving S. Gilmore Foundation is funding \$375,000.00 towards this project. The additional funds necessary to complete this project are General Fund dollars made possible through ESSER III funding.

Bid Amount    \$528,166.00

Contingency    52,816.00

Total            \$580,982.00



**KALAMAZOO PUBLIC SCHOOLS**  
**PURCHASE RECOMMENDATION DATA SHEET**

**Board Meeting Date:** February 1, 2024  
**Request Number:** 2024-27  
**Amount:** \$631,488.10

**Item:** Core Switches, Firewalls, Wireless Access Points

**Cost Center:** E-Rate Federal Funds

**Cost Center Representative(s) Attending Board Meeting:** Ian Haight

**Description of Need:**

This equipment has reached the end of its usable life and has been budgeted for replacement in this year's E-Rate cycle.

**Vendor:** People Driven Technology  
Byron Center, MI

**Number of Proposals Requested:** See below    **Received:** 6

**Low Bid Accepted?** Yes

**Additional Information:**

The E-Rate posting of projects can be viewed by any vendor wishing to provide the equipment and services requested.

KALAMAZOO PUBLIC SCHOOL  
Office of the Superintendent

TO: Board of Trustees

FROM: Dr. Darrin Slade, Superintendent

DATE: February 01, 2024

SUBJECT: Personnel Changes

RECOMMENDATION: It is recommended that the board approve the following employment changes:

- I. Employment
  - A. Professional/Management  
**Kelly M. Blair**, Speech Language Pathologist, Itinerant, 02/19/2024
  - B. Classified  
**Hanna T. Doorlag**, Resource Room Paraprofessional, Milwood Magnet School: A Center for Math, Science and Technology, 01/09/2024  
**Gabrielle L. Casey**, Resource Room Paraprofessional, Hillside Middle School, 01/09/2024  
**Alexandra (Lexi) R. Sawyer**, PEEP Paraprofessional, Spring Valley Center for Exploration, 01/09/2024
- II. Promotions/Key Transfers
  - A. Professional/Management
  - B. Classified
- III. Leaves of Absence
  - A. Professional/Management
  - B. Classified
- IV. Terminations
  - A. Professional/Management  
**Linda L. Levine**, Fifth Grade Teacher, Woods Lake Elementary School for Technology and Research, Resignation, 02/02/2024  
**Daniel L. Emmons**, Chief Compliance Officer of Human Resources, Administration Building, Retirement, 06/28/2024  
**Sheila R. Dorsey-Smith**, Assistant Superintendent of Human Resources, Administration Building, Retirement, 06/30/2024  
**Judy A. Kangas Salters**, Middle School Science Teacher, Maple Street Magnet School for the Arts, Retirement, 06/30/2024
  - B. Classified  
**Megan R. Pathic**, Lead Secretary, Northeastern Elementary, Resignation, 01/07/2024  
**Sherah M. Hawkins**, Lead Account Clerk, Administration Building, Resignation, 02/01/2024
- V. Termination from Leave of Absence
  - A. Professional/Management
  - B. Classified

KALAMAZOO PUBLIC SCHOOLS  
Office of the Superintendent

TO: Board of Trustees

FROM: Dr. Darrin Slade, Superintendent

DATE: February 1, 2024

SUBJECT: Resolution Authorizing 2024 Refunding Bonds

RECOMMENDATION: It is recommended that the Board adopt the attached resolution authorizing the issuance of an amount not to exceed \$25,000,000 in refunding bonds.

RATIONALE: The resolution authorizes the issuance of bonds to refinance all or a portion of our outstanding 2014 School Building and Site Bonds, to the extent that a certain degree of savings can be achieved. The resolution establishes parameters under which the bonds will be issued, and authorizes the bonds to be sold pursuant to a negotiated sale, with Stifel, Nicholas & Co. appointed as lead underwriter. The resolution delegates to the Superintendent and the Chief Financial Officer the authority to sell and close on the bonds. Miller, Canfield, Paddock and Stone, P.L.C., bond counsel, prepared the resolution in accordance with parameters provided by PFM Financial Advisors, LLC.

**KALAMAZOO PUBLIC SCHOOLS  
COUNTY OF KALAMAZOO, STATE OF MICHIGAN**

**RESOLUTION AUTHORIZING  
2024 REFUNDING BONDS  
(UNLIMITED TAX GENERAL OBLIGATION)**

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At a regular meeting of the Board of Education (the “Board”) of the Kalamazoo Public Schools, County of Kalamazoo, State of Michigan (the “School District”) held in the School District on February 1, 2024 at 7:00 p.m., local time.

PRESENT: Members: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: Members: \_\_\_\_\_

The following preamble and resolution were offered by Member \_\_\_\_\_ and supported by Member \_\_\_\_\_.

WHEREAS, Act 34, Public Acts of Michigan, 2001, as amended, the Revised Municipal Finance Act (the “Act”), permits the Board to refund all or part of the funded indebtedness of the School District; and

WHEREAS, the School District has previously issued its 2014 School Building and Site Bonds (Unlimited Tax General Obligation), dated September 9, 2014 (the “Prior Bonds”); and

WHEREAS, the School District determines that it is in the best interest of the School District to currently refund all or a portion of the Prior Bonds (the “Refunded Bonds”); and

WHEREAS, the School District desires to sell the bonds pursuant to a negotiated sale in order to preserve maximum flexibility in the timing and structure of the transaction and to minimize the costs of issuance thereof; and

WHEREAS, the School District also deems it advisable to authorize the Superintendent and the Chief Financial Officer, or either one acting alone (each an “Authorized Officer”), to accept an offer to purchase the bonds from an underwriter, negotiate, approve and execute a bond purchase agreement with the underwriter and to approve various other terms and documents in connection with the sale and delivery of the bonds to the underwriter; and

WHEREAS, the School District must either be qualified or obtain prior approval for the issuance of the bonds from the Michigan Department of Treasury (“Treasury”).



NOW, THEREFORE, BE IT RESOLVED THAT:

1. Issuance of Bonds. Bonds of the School District designated “2024 Refunding Bonds (Unlimited Tax General Obligation)” (the “Bonds”), are hereby authorized to be issued in one or more series, with such changes to the bond name, designation or suffix as may be appropriate for each series based on the type of bonds issued, in the aggregate principal amount of not to exceed \$25,000,000, or such lesser amount as shall be determined by an Authorized Officer, upon sale of the Bonds, for the purpose of currently refunding the Refunded Bonds and paying the costs of issuing the Bonds.

2. Bond Details. The Bonds shall consist of bonds registered as to principal and interest of the denomination of \$5,000 or integral multiples thereof, be dated as of such date as shall be determined by an Authorized Officer at the time of sale of the Bonds, and numbered as determined by the Transfer Agent (as defined below). The Bonds shall mature on May 1 or November 1 in the years and in the principal amounts as determined by an Authorized Officer at the time of sale. The Bonds shall bear interest at a rate or rates to be determined upon negotiated sale thereof, but in any event not exceeding a true interest cost of 5.00%, payable semi-annually on May 1 and November 1 in the years as determined by an Authorized Officer at the time of sale, *provided that* the net present value savings to be realized by the School District shall not be less than 3.00% of the amount of the projected debt service payable on the Refunded Bonds in the absence of the refunding, based on Treasury guidelines, and the underwriter’s discount shall not exceed 0.75% of the principal amount of the Bonds.

The Bonds may be issued as serial or term bonds or both and shall be subject to optional or mandatory redemption prior to maturity at the times, in the manner, in the amounts and at the prices determined by an Authorized Officer at the time of sale and in the manner as provided in the form of bond set forth in paragraph 3 of this Resolution.

The principal of the Bonds shall be payable at a bank or trust company selected by an Authorized Officer, as registrar and transfer agent for the Bonds (the “Transfer Agent”) upon presentation and surrender of the appropriate Bond. Interest on the Bonds shall be paid by check drawn on the Transfer Agent mailed to the registered owner of the Bonds at the registered address, as shown on the registration books of the School District maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the School District to conform to market practice in the future.

The Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York.

Unless waived by any registered owner of Bonds of this series to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the School District. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the redemption date; the redemption price; the place where Bonds called for redemption are to be surrendered for payment; and that



interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

3. Bond Form and Execution of Bonds. The Bonds shall be substantially in the form in the attached Exhibit A with such changes as are authorized by the terms of this Resolution or necessary to complete the provisions hereof. The Bonds shall be signed by the manual or facsimile signatures of the President and Secretary of the Board of the School District. No Bond shall be valid until authenticated by an authorized representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by it to the purchaser in accordance with instructions from the Treasurer of the Board upon payment of the purchase price for the Bonds in accordance with the bond purchase agreement therefor when accepted. Executed blank bonds for registration and issuance to transferees may simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.

4. Debt Retirement Fund. Unless the School District establishes a Common Debt Retirement Fund as provided by law for all issues of bonds of like character of the School District, the Treasurer shall open a special depository account for the Bonds with a bank to be designated as 2024 Refunding Bonds Debt Retirement Fund (the "Debt Retirement Fund"). All proceeds from taxes levied for the payment of the principal of, interest on and redemption price for the Bonds shall be deposited into the Debt Retirement Fund or the Common Debt Retirement Fund, if one is established. Once the Debt Retirement Fund is established, the moneys deposited in such fund shall be used solely for the purpose of paying the principal of, interest on and redemption price, if any, for the Bonds. If the School District establishes a Common Debt Retirement Fund, the moneys deposited in that fund shall be used solely for the payment of the principal of and interest on the Bonds and other bonds of like character of the School District payable from the Common Debt Retirement Fund. The accrued interest, if any, received upon delivery of the Bonds shall also be deposited in the appropriate debt retirement fund. Any net original issue premium received on sale and delivery of the Bonds shall be deposited in the appropriate fund consistent with State and federal law, and if required by federal tax law, may be used to reduce the principal amount of the Bonds issued. Taxes required to be levied to meet the principal and interest obligations and redemption premiums, if any, may be without limitation as to rate or amount, as provided by Article IX, Section 6 of the Michigan Constitution of 1963.

5. Bond Proceeds. Proceeds of the Bonds shall be used to pay the costs of issuance of the Bonds and to secure payment of the Refunded Bonds as provided in this paragraph. From the proceeds of the Bonds there shall be set aside a sum sufficient to pay the costs of issuance of the Bonds in a fund designated the 2024 Refunding Bonds Costs of Issuance Fund (the "Costs of Issuance Fund"). Moneys in the Costs of Issuance Fund shall be used solely to pay expenses of issuance of the Bonds. Any amounts remaining in the Costs of Issuance Fund after payment of issuance expenses shall be transferred to the Debt Retirement Fund for the Bonds. The balance of the proceeds of the Bonds, together with any moneys transferred by the School District at the



time of sale of the Bonds from the debt retirement fund for the Prior Bonds, and any other available funds provided by the School District, shall be invested in direct obligations of or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing (the "Escrow Fund") and used to pay principal of and interest on the Refunded Bonds. The Escrow Fund shall be held by a bank or trust company, as trustee and escrow agent (the "Escrow Agent"), in trust pursuant to an Escrow Agreement (the "Escrow Agreement") which shall irrevocably direct the Trustee to take all necessary steps to call for redemption that portion of the Prior Bonds specified by an Authorized Officer upon sale of the Bonds, including publication and mailing of redemption notices, on any date specified by an Authorized Officer on which the Prior Bonds may be called for redemption. The investments held in the Escrow Fund shall be such that the principal and interest payments received thereon will be sufficient, without reinvestment, to pay the principal of and interest on the Refunded Bonds as they become due pursuant to maturity or the call for redemption required by this paragraph, and an Authorized Officer is hereby authorized to select and retain on behalf of the School District an Escrow Agent to serve under the Escrow Agreement.

6. Unlimited Tax. Commencing with the fiscal year beginning July 1, 2024, it shall be the duty of the School District to levy a tax annually in an amount sufficient so that the estimated collections therefrom will be sufficient to pay promptly when due the principal of and interest becoming due on the Bonds, which tax levies shall not be subject to limitation as to rate or amount.

7. Negotiated Sale. The School District has considered the option of selling the Bonds through a competitive sale and a negotiated sale and, pursuant to the requirements of the Act and based on the advice of the Municipal Advisor (as defined below), has determined that a negotiated sale of the Bonds provides the School District with greater flexibility in structuring bond maturities and the timing of the sale of the Bonds, and will enable the School District to better market the Bonds to the advantage of the School District and its taxpayers.

8. Retention of Underwriter and Execution of Bond Purchase Agreement. The School District hereby appoints Stifel, Nicolaus & Company, Incorporated as senior underwriter for the Bonds (the "Underwriter"). An Authorized Officer is hereby authorized to appoint one or more co-managing underwriters, if recommended by the Municipal Advisor. An Authorized Officer is further authorized to negotiate and, subject to the parameters set forth in this Resolution, award the sale of the Bonds to the Underwriter pursuant to a bond purchase agreement. An Authorized Officer is authorized to execute and deliver the bond purchase agreement on behalf of the School District without further approval of this Board, *provided that* the true interest cost on the Bonds shall not exceed 5.00%, *provided further that* the net present value savings to be realized by the School District shall not be less than 3.00% of the amount of the projected debt service payable on the Refunded Bonds in the absence of the refunding, based on Treasury guidelines, and the underwriter's discount shall not exceed 0.75% of the principal amount of the Bonds.

An Authorized Officer may, without further direction from the Board, execute a sale order evidencing the final terms of the Bonds, and make any of the determinations, covenants



and elections authorized by this Resolution, provided that the final terms of the Bonds shall be within the parameters set forth in this Resolution.

9. Ratings and Bond Insurance. An Authorized Officer is authorized to apply for bond ratings from municipal bond rating agencies, if deemed appropriate, and apply for and purchase a policy of municipal bond insurance, if deemed appropriate by the Municipal Advisor and Bond Counsel (as defined below).

10. Official Statements. The President of the Board and an Authorized Officer are each hereby authorized to approve preliminary and final official statements relating to the Bonds as is deemed appropriate by the Municipal Advisor and Bond Counsel. The President of the Board or an Authorized Officer are further authorized to execute and deliver the final Official Statement relating to the Bonds on behalf of the School District and to approve, execute and deliver any amendments and supplements to the Official Statement necessary to assure that the statements therein are, and as of the time the Bonds are delivered to the Underwriter will be true, and that it does not contain any untrue statement of a material fact and does not omit to state a material fact necessary in order to make the statements therein, in light of the circumstances under which they were made, not misleading.

11. Continuing Disclosure Undertaking. The School District hereby covenants, in accordance with the provisions of Rule 15c2-12, as may be amended (the "Rule"), promulgated by the Securities and Exchange Commission (the "SEC"), to provide or cause to be provided an undertaking as set forth in Exhibit B attached hereto, as such Exhibit may be revised by an Authorized Officer as required by the Rule prior to delivery of the Bonds.

12. Tax Matters. The School District hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for federal income purposes under the Internal Revenue code of 1986, as amended (the "Code") including, but not limited to, actions relating to the rebate or arbitrage earnings, if applicable, and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds.

13. Further Bond Details. An Authorized Officer is hereby authorized to adjust the final Bond details to the extent necessary or convenient to complete the transaction authorized in this Resolution, and in pursuance of the foregoing is authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of the Act, including but not limited to, determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, designation of series, and other matters, all subject to the parameters established in this Resolution.

14. Retention of Bond Counsel and Municipal Advisor. The law firm of Miller, Canfield, Paddock and Stone, P.L.C. is hereby appointed as bond counsel for the School District with reference to the issuance of the Bonds authorized by this Resolution ("Bond Counsel"). The representation of the School District by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel is hereby approved, notwithstanding Miller Canfield's periodic representation in unrelated matters of the Underwriter, Stifel, Nicolaus & Company, Incorporated, and other

potential parties to the transactions contemplated by this Resolution. The School District also hereby appoints PFM Financial Advisors LLC to act as financial advisor with reference to the issuance of the Bonds authorized by this Resolution (the “Municipal Advisor”).

15. Department of Treasury. An Authorized Officer is hereby authorized to make application to Treasury for prior approval to issue the Bonds or file a qualifying statement. An Authorized Officer is further authorized to request any and all waivers, including without limitation, rating waivers, or exemptions from Treasury necessary to the issuance of the Bonds as recommended by the Municipal Advisor and Bond Counsel. An Authorized Officer is authorized to have prepared and filed a Security Report with Treasury pursuant to the Act.

16. Further Actions. The officers, administrators, agents and attorneys of the School District are authorized and directed to execute and deliver all other agreements, documents and certificates and to take all other actions necessary to complete the issuance and delivery of the Bonds in accordance with this Resolution. The officers, administrators, agents and attorneys of the School District are authorized and directed to pay costs of issuance including Bond Counsel fees, Municipal Advisor fees, rating agency fees, Transfer Agent fees, escrow agent fees, verification agent fees, costs of printing the preliminary and official statements, purchase of securities for the purpose of funding the Escrow Fund, and any other costs necessary to accomplish sale and delivery of the Bonds.

*[Remainder of Page Intentionally Left Blank]*

17. Conflicts. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.

AYES: \_\_\_\_\_  
\_\_\_\_\_

NAYS: \_\_\_\_\_  
\_\_\_\_\_

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
Jennie Hill  
Secretary, Board of Education

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Board of Education of the Kalamazoo Public Schools, County of Kalamazoo, State of Michigan, at a regular meeting held on February 1, 2024, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

\_\_\_\_\_  
Jennie Hill  
Secretary, Board of Education

41657029

**EXHIBIT A**

**BOND FORM**

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF KALAMAZOO

KALAMAZOO PUBLIC SCHOOLS  
2024 REFUNDING BOND  
(UNLIMITED TAX GENERAL OBLIGATION)

<u>INTEREST RATE</u>	<u>MATURITY DATE</u>	<u>DATE OF ORIGINAL ISSUE</u>	<u>CUSIP</u>
	_____, 1, 20__	_____, 2024	

Registered Owner: \_\_\_\_\_

Principal Amount: \_\_\_\_\_ Dollars

The Kalamazoo Public Schools, County of Kalamazoo, State of Michigan (the "School District"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on \_\_\_\_\_ 1, 20\_\_ and semiannually thereafter. Principal of this bond is payable at the \_\_\_\_\_ office of \_\_\_\_\_, \_\_\_\_\_, Michigan, or such other transfer agent as the School District may hereafter designate by notice mailed to the registered owner hereof not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who is, as of the 15th day of the month preceding each interest payment date, the registered owner, at the registered address. For the prompt payment hereof, the full faith, credit and resources of the School District are hereby pledged.

This bond is one of a series of bonds of even date of original issue aggregating the principal sum of \$\_\_\_\_\_, issued under and in pursuance of the provisions of Act 451, Public Acts of Michigan, 1976, as amended, and Act 34, Public Acts of Michigan, 2001, as amended, and a resolution duly adopted by the Board of Education of the School District on February 1, 2024 for the purpose of currently refunding all or a portion of a prior bond issue of the School District.



This bond and the interest hereon are payable from the Debt Retirement Fund of the School District for this issue, and the School District is obligated to levy annually sufficient taxes without limitation as to rate or amount to provide for the payment of the principal of and interest on these bonds as they mature.

[The Bonds shall not be subject to redemption prior to maturity.] [Bonds maturing in the years 20\_\_ to 20\_\_, inclusive, shall be subject to redemption prior to maturity, at the option of the School District, in any order of maturity, and by lot within a single maturity, on any date on or after \_\_\_\_\_, 20\_\_. Bonds or portions thereof called for redemption shall be redeemed at par plus accrued interest to the date fixed for redemption.]

[Insert mandatory term bond redemption provisions, if needed]

[In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.]

[Notice of redemption of any bond shall be given at least 30 days and not more than 60 days prior to the date fixed for redemption by mail to the registered holder or holders at the registered addresses shown on the registration books kept by the Transfer Agent. Bonds shall be called for redemption in multiples of \$5,000, and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$5,000, and such bonds may be redeemed in part. The notice of redemption for bonds redeemed in part shall state that upon surrender of the bond to be redeemed a new bond or bonds in aggregate principal amount equal to the unredeemed portion of the bond surrendered shall be issued to the registered holder thereof. No further interest shall accrue on the bonds or portions of bonds called for redemption after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the same.]

Any bond may be transferred by a registered owner, in person or by the registered owner's authorized attorney or legal representative, upon surrender of the bond to the Transfer Agent for cancellation, together with a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond is surrendered for transfer, the Transfer Agent shall authenticate and deliver a new bond or bonds, in like aggregate principal amount, interest rate and maturity. The Transfer Agent shall require the owner requesting the transfer to pay any tax or other governmental charge required to be paid with respect to the transfer. The Transfer Agent will not be required to (i) issue, register the transfer of or exchange any bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of bonds selected for redemption and ending at the close of business on the day of that mailing, or (ii) register the transfer of or exchange any bond selected for redemption in whole or in part, except the unredeemed portion of bonds being redeemed in part.

It is hereby certified and recited that all acts, conditions and things required to be done, exist and happen, precedent to and in the issuance of said series of bonds of which this is one, in order to make them valid and binding obligations of said School District have been done, exist and have happened in regular and due form and time as provided by law, and that the total

indebtedness of said School District, including the series of bonds of which this is one, does not exceed any constitutional or statutory limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the Kalamazoo Public Schools, County of Kalamazoo, State of Michigan, by its Board of Education has caused this bond to be signed in the name of said School District by the [manual/facsimile] signatures of the President and the Secretary of the Board of Education, all as of the Date of Original Issue.

**KALAMAZOO PUBLIC SCHOOLS**  
County of Kalamazoo  
State of Michigan

By:           [manual/facsimile]            
President

Countersigned:

By:           [manual/facsimile]            
Secretary

[FORM OF TRANSFER AGENT'S CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

This bond is one of the bonds described above.

\_\_\_\_\_  
Transfer Agent

By: \_\_\_\_\_  
Authorized Signature

Date of Authentication: \_\_\_\_\_, 2024

## EXHIBIT B

### FORM OF CONTINUING DISCLOSURE UNDERTAKING

This Continuing Disclosure Undertaking (the “Undertaking”) is executed and delivered by the Kalamazoo Public Schools, County of Kalamazoo, State of Michigan (the “School District”), in connection with the issuance of its 2024 Refunding Bonds (Unlimited Tax General Obligation) (the “Bonds”). The School District covenants and agrees for the benefit of the Bondholders, as hereinafter defined, as follows:

- (a) *Definitions.* The following terms used herein shall have the following meanings:

“Audited Financial Statements” means the annual audited financial statement pertaining to the School District prepared by an individual or firm of independent certified public accountants as required by Act 2, Public Acts of Michigan, 1968, as amended, which presently requires preparation in accordance with generally accepted accounting principles.

“Bondholders” shall mean the registered owner of any Bond or any person (a) with the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including any person holding a Bond through a nominee, depository or other intermediary) or (b) treated as the owner of any Bond for federal income tax purposes.

“EMMA” shall mean the MSRB’s Electronic Municipal Market Access District, or such other District, Internet Web site, or repository hereafter prescribed by the MSRB for the submission of electronic filings pursuant to the Rule.

“Financial Obligation” means “financial obligation” as such term is defined in the Rule.

“MSRB” means the Municipal Securities Rulemaking Board.

“Rule” means Rule 15c2-12 promulgated by the SEC pursuant to the Securities Exchange Act of 1934, as amended, as in effect on the date of this Undertaking, including any official interpretations thereof issued either before or after the date of this Undertaking which are applicable to this Undertaking.

“SEC” means the United States Securities and Exchange Commission.

- (b) *Continuing Disclosure.* The School District hereby agrees, in accordance with the provisions of the Rule, to provide or cause to be provided to the MSRB through EMMA, on or before the last day of the 6<sup>th</sup> month after the end of the fiscal year of the School District, the following annual financial information and operating data, commencing with the fiscal year ending June 30, 2024, in an electronic format as prescribed by the MSRB:

- (1) Updates of the numerical financial information and operating data



included in the official statement of the School District relating to the Bonds (the “Official Statement”) appearing in the Tables in the Official Statement as described below: [REVISE HEADINGS TO CONFORM WITH THE OFFICIAL STATEMENT WHEN AVAILABLE]

- a. ENROLLMENT – Historical Enrollment;
- b. STATE AID PAYMENTS;
- c. PROPERTY VALUATIONS – History of Valuations;
- d. MAJOR TAXPAYERS;
- e. SCHOOL DISTRICT TAX RATES - (Per \$1,000 of Valuation);
- f. TAX LEVIES AND COLLECTIONS;
- g. RETIREMENT PLAN – Contribution to MPSERS;
- h. LABOR RELATIONS;
- i. DEBT STATEMENT – DIRECT DEBT;
- j. LEGAL DEBT MARGIN; and
- k. GENERAL FUND BUDGET SUMMARY in Appendix B.

(2) The Audited Financial Statements. Provided, however, that if the Audited Financial Statements are not available by the date specified above, they shall be provided when available and unaudited financial statements will be filed by such date and the Audited Financial Statements will be filed as soon as available.

Such annual financial information and operating data described above are expected to be provided directly by the School District or by specific reference to other documents available to the public through EMMA or filed with the SEC, including official statements of debt issues of the School District or related public entities.

If the fiscal year of the School District is changed, the School District shall send a notice of such change to the MSRB through EMMA, prior to the earlier of the ending date of the fiscal year prior to such change or the ending date of the fiscal year as changed.

(c) *Notice of Failure to Disclose.* The School District agrees to provide or cause to be provided, in a timely manner, to the MSRB through EMMA, in an electronic format as prescribed by the MSRB, notice of a failure by the School District to provide the annual financial information with respect to the School District described in subsection (b) above on or prior to the dates set forth in subsection (b) above.

(d) *Occurrence of Events.* The School District agrees to provide or cause to be provided to the MSRB through EMMA, in an electronic format as prescribed by the MSRB, in a timely manner not in excess of ten business days after the occurrence of the event, notice of the occurrence of any of the following events listed in (b)(5)(i)(C) of the Rule with respect to the Bonds:

- (1) principal and interest payment delinquencies;
- (2) non-payment related defaults, if material;
- (3) unscheduled draws on debt service reserves reflecting financial difficulties;

- (4) unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) substitution of credit or liquidity providers, or their failure to perform;
- (6) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (7) modifications to rights of holders of the Bonds, if material;
- (8) bond calls, if material, and tender offers;
- (9) defeasances;
- (10) release, substitution, or sale of property securing repayment of the Bonds, if material;
- (11) rating changes;
- (12) bankruptcy, insolvency, receivership or similar event of the School District, which is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the School District in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the School District, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the School District;
- (13) the consummation of a merger, consolidation, or acquisition involving the School District or the sale of all or substantially all of the assets of the School District, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) appointment of a successor or additional trustee or the change of name of a trustee, if material;
- (15) incurrence of a Financial Obligation of the School District, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a Financial Obligation of the School District, any of which affect security holders, if material; or
- (16) default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a Financial Obligation of the School District, any of which reflect financial difficulties.

(e) *Materiality Determined Under Federal Securities Laws.* The School District agrees that its determination of whether any event listed in subsection (d) is material shall be made in accordance with federal securities laws.



(f) *Identifying Information.* All documents provided to the MSRB through EMMA shall be accompanied by the identifying information prescribed by the MSRB.

(g) *Termination of Reporting Obligation.* The obligation of the School District to provide annual financial information and notices of material events, as set forth above, shall be terminated if and when the School District no longer remains an “obligated person” with respect to the Bonds within the meaning of the Rule, including upon legal defeasance of all Bonds.

(h) *Benefit of Bondholders.* The School District agrees that its undertaking pursuant to the Rule set forth in this Undertaking is intended to be for the benefit of the Bondholders and shall be enforceable by any Bondholder; provided that, the right to enforce the provisions of this Undertaking shall be limited to a right to obtain specific enforcement of the School District’s obligations hereunder and any failure by the School District to comply with the provisions of this Undertaking shall not constitute a default or an event of default with respect to the Bonds.

(i) *Amendments to the Undertaking.* Amendments may be made in the specific types of information provided or the format of the presentation of such information to the extent deemed necessary or appropriate in the judgment of the School District, provided that the School District agrees that any such amendment will be adopted procedurally and substantively in a manner consistent with the Rule, including any interpretations thereof by the SEC, which, to the extent applicable, are incorporated herein by reference. Such interpretations currently include the requirements that (a) the amendment may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature, or status of the School District or the type of activities conducted thereby, (b) the undertaking, as amended, would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances, and (c) the amendment does not materially impair the interests of Bondholders, as determined by parties unaffiliated with the School District (such as independent legal counsel), but such interpretations may be changed in the future. If the accounting principles to be followed by the School District in the preparing of the Audited Financial Statements are modified, the annual financial information for the year in which the change is made shall present a comparison between the financial statements as prepared on the prior basis and the statements as prepared on the new basis, and otherwise shall comply with the requirements of the Rule, in order to provide information to investors to enable them to evaluate the ability of the School District to meet its obligations. A notice of the change in accounting principles shall be sent to the MSRB through EMMA.

IN WITNESS WHEREOF, the School District has caused this Undertaking to be executed by its authorized officer.

KALAMAZOO PUBLIC SCHOOLS  
County of Kalamazoo  
State of Michigan

By: \_\_\_\_\_  
Its: Superintendent

Dated: \_\_\_\_\_, 2024

1657029.1/106582.00060

## KALAMAZOO PUBLIC SCHOOLS

### CONFERENCE / TRAVEL REQUEST FORM

(Requests must be made 14 days prior to early registration deadline)

Board Policy 1.3 and The Revised School Code (MCL Act 451 §380.1254) permits the school district to pay actual, reasonable, and necessary expenses incurred by a board member in performing functions as authorized by the Board of Trustees. Registration and travel arrangements can only be completed after board approval.

TiAnna Harrison

Name

1/22/2024

Request Date

2024 NSBA Rural Education Summit

Name of Event

April 5, 2024 - April 8, 2024

Date of Conference/Class

#### CONFERENCE INFORMATION

Is this an MASB conference? ☐ Yes ☒ No If no, please indicate: NSBA

Is this request in time to receive early registration discount on conference? ☐ Yes ☒ No

Attending: ☒ In person ☐ Virtual ☐ Other; please explain: \_\_\_\_\_

List courses/sessions you plan to attend. *\*NOTE: Registration **cannot** be finalized unless this section is completed.\**  
NSBA 2024 Rural Education Summit

#### LODGING INFORMATION

Lodging required? ☒ Yes ☐ No Check-in and check-out dates? April 4, 2024 - April 9, 2024

Conference hotel name New Orleans Ernest N. Morial Convention Center

Is this request in time to receive the discounted room rate? ☐ Yes ☒ No

#### OTHER

Dietary requirements? None

Any additional information? \_\_\_\_\_

For office use only.

Date received \_\_\_\_\_

Approval date? \_\_\_\_\_

☐ Registration \_\_\_\_\_

☐ Hotel \_\_\_\_\_

☐ Confirmation(s) sent \_\_\_\_\_

☐ Per Diem (?) \_\_\_\_\_

☐ Other \_\_\_\_\_

**Board Expectations Subsequent to Attendance at Conference/Classes**

1. Thorough report during the board comment section at the next Board of Education meeting.
2. If handouts are provided at the conference, please pass out to trustees at this time.
3. Presentation should include:
  - a. Conference name and date
  - b. How applicable to KPS Board of Education
    - ☒ Governance
    - ☐ Approving district budget
    - ☐ Hiring and evaluating superintendent
  - c. Summary of conference

It is the attending trustee's responsibility to remind the board president/secretary of intent to present.

Milage reimbursement should be requested in writing after returning from the conference/travel.