RESOLUTION 131-81

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF KAYENTA UNIFIED SCHOOL DISTRICT NO. 27 OF NAVAJO COUNTY, ARIZONA, SCHOOL IMPROVEMENT BONDS, PROJECT OF 1981, IN THE PRINCIPAL AMOUNT OF $7,500,000.

WHEREAS, at a special bond election held in and for Kayenta Unified School District No. 27 of Navajo County, Arizona, hereinafter referred to as the "District", on November 3, 1981, there was submitted to the qualified electors thereof the question of the issuance and sale of $7,500,000 principal amount of School Improvement Bonds, Project of 1981, of the District, to provide funds to construct or acquire school facilities, including but not limited to classrooms, teacherages, recreational facilities and special education classrooms; to remodel and improve existing school facilities; to provide all necessary utilities; to furnish and equip the same and improve the grounds thereof; and

WHEREAS, the returns of the special bond election were duly canvassed by the Governing Board of the District on November 10, 1981, according to law, and a certificate of result was adopted and ordered recorded in the Office of the County Recorder of this County; and

WHEREAS, a majority of the qualified electors of the District voting at the special bond election voted "Bonds, Yes" in answer to the question submitted; and

WHEREAS, all things required to be done preliminary to the authorization and issuance of the bonds have been duly done and performed in the manner required by law and the Board of Supervisors is now empowered to proceed with the issuance and sale of the bonds,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF NAVAJO COUNTY, ARIZONA:

Section 1. For the purpose of providing funds to be used as set forth in the ballot, Kayenta Unified School District No. 27 of Navajo County, Arizona, School Improvement Bonds, Project of 1981, in the aggregate principal amount of $7,500,000 are hereby authorized to be issued and sold.

Section 2. Bonds of this issue shall be dated, shall be numbered, shall be in the denominations, shall bear interest and shall mature as provided in the resolution of this Board ordering the sale of the bonds and the Notice Inviting Proposals for the Purchase of Bonds. The bonds and interest coupons attached thereto shall be payable at the Office of the County Treasurer of this County at Phoenix, Arizona, in lawful money of the United States of America.

Section 3. The bonds will be executed on behalf of the District by the President and attested by the Clerk of the Governing Board of the District, and will be countersigned by the Chairman of the Board of Supervisors, by the manual affixing of the signature of at least one of such officers and by the mechanical reproduction of either or both of the remaining signatures, if desired; the interest coupons attached to

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the bonds will bear the facsimile signatures of these officers as they appear on the bonds, who will, by the execution of the bonds, adopt as and for their proper signatures their signatures appearing on the bonds and coupons.

Section 4. For the purpose of the payment of principal of and interest on the bonds herein authorized, there will be and there is hereby levied on all of the taxable property in the District a continuing, direct, annual, ad valorem tax sufficient for such purpose. The tax will be extended and collected for the District and the officials of the District and the County charged with the annual extension and collection of taxes, without further direction from the Board of Supervisors, will extend and collect the tax and will deposit the proceeds thereof in the District Building Fund into separate accounts within said Fund, to be expended only for the purpose of the payment of the principal and interest on the bonds herein authorized and to be known as the "Interest" and "Redemption" Accounts, respectively.

Section 5. The officials designated to execute the bonds are hereby authorized to execute the bonds and the bonds will be sold to the best bidder for cash, but in no event below par and accrued interest from date of the bonds to the date of delivery of the bonds to the purchaser, in accordance with the terms of the notice inviting proposals for the purchase of the bonds hereafter to be provided by this Board.

Section 6. The bonds to be issued will be in substantially the following form, allowing those executing the bonds to make the insertions and deletions necessary to conform the printed bonds to this Resolution and the Notice Inviting Proposals for the Purchase of Bonds:

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(Bond Form)

UNITED STATES OF AMERICA

STATE OF ARIZONA COUNTY OF NAVAJO

KAYENTA UNIFIED SCHOOL DISTRICT NO. 27 OF NAVAJO COUNTY, ARIZONA
SCHOOL IMPROVEMENT BOND, PROJECT OF 1981

No. ____ $5,000

KAYENTA UNIFIED SCHOOL DISTRICT NO. 27 OF NAVAJO COUNTY, ARIZONA, for value received, hereby promises to pay to the bearer hereof on July 1, 19___, the principal amount of FIVE THOUSAND DOLLARS ($5,000) and to pay interest on the principal amount at the rate of _____ percent (____%) per annum from date of this bond to its maturity, payable on January 1, 1983, and semiannually thereafter on July 1 and January 1 of each year during the term of this bond, unless this bond is called for redemption prior to maturity and payment provided therefor. Such interest, accrued and to accrue, is evidenced by interest coupons hereto attached. Interest on this bond is payable only upon presentation and surrender of the interest coupons as they severally become due. The principal of and interest on this bond are payable at the Office of the Treasurer of this County at Phoenix, Arizona, in lawful money of the United States of America on the respective dates when principal and interest become due. For the punctual payment of this bond and the interest hereon and for the levy and collection of taxes sufficient for that purpose, the full faith and credit of the District are hereby irrevocably pledged.

Bonds of this issue maturing on or before July 1, 1988, are not subject to call for redemption prior to maturity. Bonds maturing on or after July 1, 1989, are subject to call for redemption prior to maturity at the option of the District in inverse order of maturity and by lot within the maturity on July 1, 1988, or any interest payment date thereafter by payment of the principal amount thereof plus interest accrued to the date fixed for redemption, plus a premium of 1/4 of 1% of the principal amount for each period of six months which will elapse between the date fixed for redemption and the maturity date, provided that such premium shall not exceed 2% of the principal amount.

Notice of redemption of this bond will be given by publication not less than once in a newspaper of general circulation in the District and the County and not less than once in a financial newspaper published in the City of New York, New York, or Chicago, Illinois; such publication to be not more than 60 nor less than 30 days prior to the date set for redemption.

This bond is one of an issue of bonds limited to the total principal amount of $7,500,000, of like tenor except as to maturity, number and rate of interest, issued by the Board of Supervisors of Navajo County, Arizona, for and on behalf of the District to provide funds to make those certain school improvements in the District approved by a majority vote of the qualified electors thereof voting at an election duly called and held in the District and by a resolution of the Board of Supervisors duly adopted prior to the issuance hereof and pursuant to the Constitution and laws of the State of Arizona

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pursuant to the Constitution and laws of the State of Arizona relative to the issuance and sale of school district improvement bonds and all amendments thereto and all other laws of the State of Arizona thereunto enabling.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and laws of the State of Arizona to exist, to occur and to be performed precedent to and in the issuance of this bond exist, have occurred and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the District, is within every debt and other limit prescribed by the Constitution and laws of the State of Arizona and that due provision has been made for the levy and collection of a direct, annual, ad valorem tax upon all of the taxable property in the District for the payment of this bond and the interest hereon as each becomes due.

IN WITNESS WHEREOF, Kayenta Unified School District No. 27 of Navajo County, Arizona, has caused this bond to be executed in its name by the President and attested by the Clerk of its Governing Board and countersigned by the Chairman of the Board of Supervisors of Navajo County, Arizona, the signatures of the President of the Governing Board and the Chairman of the Board of Supervisors being mechanically reproduced hereon and has caused the attached interest coupons to bear the facsimile of such signatures and this bond to be dated January 1, 1982.

KAYENTA UNIFIED SCHOOL DISTRICT
NO. 27 OF NAVAJO COUNTY, ARIZONA

(Facsimile)
President, Governing Board

ATTEST:

Clerk, Governing Board

COUNTERSIGNED:

(Facsimile)
Chairman, Board of Supervisors
of Navajo County, Arizona

(Form of Coupon)

No. ____ $_____

On the first day of January/July, 19__, Kayenta Unified School District No. 27 of Navajo County, Arizona, promises to pay to the bearer hereof, unless the bond to which this coupon is attached has been called for redemption prior to maturity and payment provided therefor, at the Office of the Treasurer of Navajo County at Phoenix, Arizona, upon presentation and surrender of this coupon the amount shown herein, being the interest then due on its School Improvement Bond, Project of 1981, dated January 1, 1982, and numbered ___.

(Facsimile)
President, Governing Board

(Facsimile)
Clerk, Governing Board

(Facsimile)
Chairman, Board of Supervisors

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Section 7. Upon the sale of the bonds, the County Treasurer is hereby authorized and directed to deliver the bonds to the purchaser thereof upon receipt of payment therefor.

Section 8. The proceeds from the sale and delivery of the bonds herein authorized will be set aside and deposited by the Treasurer of this County in a separate account and the proceeds will be used for the purposes set forth in the ballot.

PASSED AND ADOPTED on November 17, 1981.

Chairman

ATTEST:

Clerk

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