

MORAINE PARK TECHNICAL COLLEGE DISTRICT BOARD MINUTES

August 17, 2022

ATTENDANCE

A meeting of the Moraine Park Technical College District Board was called to order at 5:00 p.m., August 17, 2022, in Room T-101 of Moraine Park Technical College, 2151 North Main Street, West Bend, Wisconsin, Chairperson Tom Hopp presiding. Board members present at the meeting were Vernon Jung, Steve Hill, Bur Zeratsky, Mike Schwab, Sara Hintz, Kate Treichel, and Diane Guerrero. Board member Rob Johnson was excused.

MEETING NOTICE

Notice of the meeting was sent to the District's official newspapers (the Beaver Dam Daily Citizen, the West Bend Daily News, and the Fond du Lac Reporter) as well as to other media in compliance with Wis. Stat. sec. 19.81 through 19.98.

PUBLIC COMMENTS

The public was provided with an opportunity to comment to the Board. No comments from the public were received.

APPROVAL OF MINUTES

MOTION Treichel, second Jung, that the Moraine Park Technical College District Board approve the July 11, 2022 meeting minutes as presented. Vote: Ayes: 8; Opposed: 0. Motion CARRIED.

CONSENT ITEMS – MONTHLY BUSINESS

MOTION Jung, second Zeratsky, that the Moraine Park Technical College District Board approve the following presidential parameter consent items as presented:

1. Human Resources – Employment;
2. Financial Services – Accounting/Investments;
3. Economic Development Contracting;

and that the bills for the month of July be approved and payments are authorized, ordered, and confirmed. July receipts total \$2,378,968.25. July disbursements total -\$4,720,413.10. Roll call vote: Treichel, yes; Schwab, yes; Guerrero, yes; Johnson, excused; Jung, yes; Hill, yes; Hintz, yes; Zeratsky, yes; and Hopp, yes. Motion CARRIED.

APPROVAL OF BOARD POLICIES - GOVERNANCE PROCESS AND BOARD/STAFF RELATIONSHIP

MOTION Schwab, second Zeratsky, that the Moraine Park Technical College District Board document Board Policies 1.1 through 2.3 as reviewed and approved without any edits for the 2022-23 fiscal year. Vote: Ayes: 8; Opposed: 0. Motion CARRIED.

APPROVAL OF INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS OR PROMISSORY NOTES IN AN AMOUNT NOT TO EXCEED \$55,000,000 (THE "INITIAL RESOLUTION")

MOTION Jung, second Zeratsky, that the Moraine Park Technical College District Board adopt the following Initial Resolution Authorizing General Obligation Bonds or Promissory Notes in an Amount Not to Exceed \$55,000,000 for the public purpose of paying the cost of the Project.

BE IT RESOLVED by the District Board of the Moraine Park Technical College District, Wisconsin that there shall be issued pursuant to Chapter 67 of the Wisconsin Statutes, general obligation bonds or promissory notes in an amount not to exceed \$55,000,000 for the public purpose of paying the cost of capital expenditures for the purchase or construction of buildings, building additions, remodeling and improvements, site improvements, the acquisition of sites, and the purchase of fixed and other equipment at District locations, including, but not limited to, advanced manufacturing facilities at the Fond du Lac and West Bend Campuses, a health and human services facility at the Fond du Lac Campus, and a regional fire training facility.

Roll call vote: Treichel, yes; Schwab, yes; Guerrero, yes; Johnson, excused; Jung, yes; Hill, yes; Hintz, yes; Zeratsky, yes; and Hopp, yes. Motion CARRIED.

APPROVAL OF RESOLUTION PROVIDING FOR A REFERENDUM ELECTION ON THE QUESTION OF THE APPROVAL OF AN INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR PROMISSORY NOTES IN AN AMOUNT NOT TO EXCEED \$55,000,000 (THE "REFERENDUM RESOLUTION")
MOTION Jung, second Zeratsky, that the Moraine Park Technical College District Board adopt the following Resolution Providing for a Referendum Election on the Question of the Approval of An Initial Resolution Authorizing General Obligation Bonds or Promissory Notes in an Amount Not to Exceed \$55,000,000.

WHEREAS, the District Board of the Moraine Park Technical College District, Wisconsin (the "District"), has heretofore duly adopted a resolution entitled: "Initial Resolution Authorizing General Obligation Bonds or Promissory Notes in an Amount Not to Exceed \$55,000,000" (the "Initial Resolution"); and

WHEREAS, the District Board deems it to be desirable and in the best interest of the District to direct the Secretary to submit the Initial Resolution to the electors for approval or rejection at the regularly scheduled election to be held on November 8, 2022.

NOW, THEREFORE, BE IT RESOLVED by the District Board of the District as follows:

Section 1. Referendum Election Date. The Secretary is hereby directed to call a referendum election to be held in the District at the regularly scheduled election to be held on November 8, 2022 for the purpose of submitting to the qualified electors of the District the proposition of whether the Initial Resolution shall be approved.

Section 2. Notice to Electors. The Secretary is directed to give notice by:

(a) causing a Notice to Electors in substantially the form attached hereto as Exhibit A to be published in the Fond du Lac Reporter, the Daily Citizen and the Daily News within ten days after the date hereof.

(b) causing a Notice of Election in substantially the form attached hereto as Exhibit B to be published in the Fond du Lac Reporter, the Daily Citizen and the Daily News in the issue published on the fourth Tuesday before the referendum election.

(c) causing a Notice of Referendum (which includes the facsimile of the sample ballot) in substantially the form attached hereto as Exhibit C to be published in the Fond du Lac Reporter, the Daily Citizen and the Daily News in the issue published immediately preceding the referendum election. This Notice shall also be posted in each polling place on election day.

If any of the municipalities within the District use an electronic voting system employing a ballot label and ballot card, the Notice of Referendum set forth in Exhibit C shall also include a true, actual-size copy of the ballot label and ballot card in the form in which they will appear on election day.

Section 3. Polling Places and Hours. The District electors must vote at the referendum election at the times and polling places at which they cast their ballots in regularly scheduled elections.

Section 4. Referendum Election Officials. The election officials appointed in each of the municipalities within the District shall conduct the election.

Section 5. Official Referendum Ballot Form. The ballot to be used at the referendum election shall be prepared in accordance with the provisions of Sections 5.64(2) and 7.08(1)(a), Wisconsin Statutes. The ballot shall be substantially in the form attached hereto as Exhibit D.

The Secretary shall cause to be printed sufficient ballots for use at said referendum election, both as actual ballots in those polling places which do not use voting machines and as absentee ballots where voting machines are used and as specimen ballots (the latter to be of a different and easily identifiable color from the actual

ballot). The form of the ballot shall be filed with the official responsible for providing the ballots for the election, and the Secretary shall file a copy of the ballot with the clerk of each county having territory within the District, as soon as possible after the date hereof but in no event later than 70 days prior to the election, as provided in Section 8.37, Wisconsin Statutes. If the District prepares the ballots, they should be delivered to the municipal clerks running the election at least 52 days prior to the election, to allow the municipal clerks to comply with their obligation to provide absentee ballots under Section 7.15, Wisconsin Statutes.

The municipal clerks of the municipalities within the District shall receive applications for absentee ballots and initial the same when issued to qualified absentee voters.

Section 6. Canvass. The returns of the referendum election shall be canvassed by the Board of Canvassers of each municipality within the District and by the county Board of Canvassers of each county within the District. Each county Board of Canvassers shall certify the returns of the referendum election to the Secretary. The Secretary and two other reputable citizens appointed by the Secretary prior to the date of the referendum election shall act as the District's Board of Canvassers for this referendum election. This Board of Canvassers shall meet in open session as soon as possible after the receipt of the certified copies of the canvass statements from the counties to determine the result of the referendum election. The canvass shall be open to the public and the Secretary is directed to give due notice of said meeting.

Roll call vote: Treichel, yes; Schwab, yes; Guerrero, yes; Johnson, excused; Jung, yes; Hill, yes; Hintz, yes; Zeratsky, yes; and Hopp, yes. Motion CARRIED.

APPROVAL OF RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,875,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2022-23A, OF MORAINÉ PARK TECHNICAL COLLEGE DISTRICT, WISCONSIN
MOTION Zeratsky, second Hintz, that the Moraine Park Technical College District Board adopt the following resolution authorizing the issuance and setting the sale of \$3,875,000 General Obligation Promissory Notes, Series 2022-23A for the public purpose of financing building remodeling, and improvement projects and acquisition of movable equipment.

WHEREAS, the Moraine Park Technical College District, Wisconsin (the "District") is presently in need of \$875,000 for the public purpose of financing building remodeling and improvement projects and \$3,000,000 for the public purpose of financing the acquisition of movable equipment; and

WHEREAS, the District Board deems it necessary and in the best interest of the District to borrow the monies needed for such purposes through the issuance of general obligation promissory notes pursuant to the provisions of Section 67.12(12), Wis. Stats.;

NOW, THEREFORE, BE IT:

RESOLVED, that the District shall issue general obligation promissory notes in the amount of \$875,000 for the public purpose of financing building remodeling and improvement projects; and be it further

RESOLVED, that the District shall issue general obligation promissory notes in the amount of \$3,000,000 for the public purpose of financing the acquisition of movable equipment; and be it further

RESOLVED, THAT:

Section 1. Note Authorization. The District shall issue the general obligation promissory notes authorized above in an aggregate principal amount not to exceed \$3,875,000 and designated "General Obligation Promissory Notes, Series 2022-23A" (the "Notes"), the proceeds of which shall be used for the purposes specified above in amounts not to exceed those set forth above.

Section 2. Notice to Electors. The District Secretary shall, within ten (10) days hereafter, cause public notice of the adoption of the resolution authorizing the Notes to be given to the electors of the District by publishing

notices thereof in the Fond du Lac Reporter, the Daily Citizen and the Daily News, the official District newspapers published and having general circulation in the District, which newspapers are found and determined to be likely to give notice to the electors, such notices to be in substantially the forms set forth on Exhibits A and B hereto.

Section 3. Sale of the Notes. The Notes shall be offered for public sale. At its September 21, 2022 meeting or a subsequent meeting, the District Board shall consider such bids for the Notes as may have been received and take action thereon.

Section 4. Official Notice of Sale. The District Secretary shall cause an Official Notice of Sale for the Notes to be prepared and forwarded to prospective bidders.

Section 5. Official Statement. The District Secretary shall cause an Official Statement to be prepared by the District's financial advisor, Robert W. Baird & Co. Incorporated. The appropriate District officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Official Statement under this resolution.

Roll call vote: Treichel, yes; Schwab, yes; Guerrero, yes; Johnson, excused; Jung, yes; Hill, yes; Hintz, yes; Zeratsky, yes; and Hopp, yes. Motion CARRIED.

DISTRICTS MUTUAL INSURANCE (DMI) UPDATE

Steve Stoeger-Moore, President of Districts Mutual Insurance presented a brief update overview report, highlighting services offered, business practices, and organizational structure. Information only; no Board action required.

PRESIDENT'S REPORT

President Baerwald shared highlights from the finalized 2021-22 End of Year Report. Planned communications in relation to the upcoming referendum were shared. Highlights of meetings recently attended included numerous meetings in the Green Lake County region to explore potential partnership opportunities, Envision Greater Fond du Lac Board meeting which noted recent resignations and assistance in recruiting efforts, and continuation and progress of AIR Center Campaign. Legislative Update noted passage of the Inflation Reduction Act with more information forthcoming as it becomes known. WTCS Update included the recent July State Board meeting which included Fire Protection Associate Degree approval and various statutory adjustments to align with federal limitations. College Activities update included faculty in-service event, Foundation Board meeting which included member transitions and approvals of AIR Center naming rights and approval to disburse funds from an anonymous gift, Community Impact Award presentations, and recent Burke Center Welding certificate completion ceremony. Information only; no Board action required.

WISCONSIN TECHNICAL COLLEGE DISTRICT BOARDS ASSOCIATION REPORTS/UPCOMING EVENTS

Board members that attended the recently held Summer District Boards Association meeting provided reports from sessions attended. Potential dates for the upcoming fall workshop were discussed, and Tuesday, November 1 was selected. A summary of upcoming meetings was reviewed. Anyone wishing to register for any upcoming events should contact the President's Office. Information only; no Board action required.

CLOSED SESSION

MOTION Schwab, second Zeratsky, that the Moraine Park Technical College District Board convene into closed session pursuant to Wis. Stat. sec. 19.85(1)(g) for the purpose of conferring with legal counsel for the College who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which the College is or is likely to become involved (during the closed session, the Board will discuss complaints involving the College). Roll call vote: Treichel, yes; Schwab, yes; Guerrero, yes; Johnson, excused; Jung, yes; Hill, yes; Hintz, yes; Zeratsky, yes; and Hopp, yes. Motion CARRIED.

RECONVENE TO OPEN SESSION

MOTION Jung, second Schwab, that the Moraine Park Technical College District Board reconvene into open session. Vote: Ayes: 8; Opposed: 0. Motion CARRIED.

ADJOURNMENT

MOTION Zeratsky, second Jung, Moraine Park Technical College District Board meeting be adjourned. Vote: Ayes: 8; Opposed: 0. Motion CARRIED.

The Board meeting was adjourned at 6:48 p.m.