

RESOLUTION NO. 01-071025

**RESOLUTION OF INTENT OF THE BOARD OF TRUSTEES
OF THE MOUNTAIN VIEW WHISMAN SCHOOL DISTRICT
TO REIMBURSE EXPENDITURES
FROM PROCEEDS OF TAX EXEMPT OBLIGATIONS**

WHEREAS, the Mountain View Whisman School District ("District") is a public school district organized and operated relative to the laws of the State of California;

WHEREAS, the District is contemplating the issuance of federally tax-exempt obligations ("Obligations") in 2025;

WHEREAS, prior to the issuance of the Obligations, the District may incur capital expenditures related to the acquisition of land ("Expenditures") as well as capital outlay, deferred maintenance and repair projects ("Projects");

WHEREAS, the Board of Trustees has determined that it is necessary to reimburse the District for the Expenditures from the proceeds of the Obligations, once issued.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Mountain View Whisman School District as follows:

Section 1. The Board finds and determines that the foregoing recitals are true.

Section 2. The District hereby states its intention and reasonably expects to reimburse Expenditures incurred prior to the issuance of the Obligations with proceeds of the Obligations.

Section 3. The reasonably expected maximum principal amount of the Obligations from which reimbursements will be made is \$53,500,000 million.

Section 4. This resolution is being adopted not later than 60 days after the payment of the original Expenditures (the "Expenditures Dates or Dates").

Section 5. The District will make a reimbursement allocation, which is a written allocation that evidences the District's use of proceeds of the Obligations to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Project is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. If both the District and a licensed architect or engineer certify that at least 5 years is necessary to complete construction of the Project, the maximum reimbursement period is changed from 3 years to 5 years.

Section 6. This Resolution is consistent with the budgetary and financial circumstances of the District, as of the date hereof. No moneys from sources other than the Obligations are, or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the District (or any related party) pursuant to their budget or financial policies with respect to the Project costs. To the best of our knowledge, this Board is not aware of the previous adoption of official intent by the District that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

Section 7. This Resolution is adopted as official action of the District in order to comply with Treasury Regulation §1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of District expenditures incurred prior to the date of issue of the Obligations.

Section 8. The limitations described in Section 4 and Section 5 do not apply to (a) costs of issuance of the Obligations, (b) an amount not in excess of the lesser of \$100,000 or five percent (5%) of the proceeds of the Obligations, or (c) any preliminary expenditures, such as architectural, engineering, surveying, soil testing, and similar costs other than land acquisition, site preparation, and similar costs incident to commencement of a construction project, not in excess of twenty percent (20%) of the aggregate issue price of the Obligations that finances the Project for which the preliminary expenditures were incurred.

Section 9. All the recitals in this resolution are true and correct and this Board of Trustees so finds, determines and represents.

Section 10. This Resolution shall take effect immediately upon its adoption.

PASSED and ADOPTED by the following vote of the members of the Board of Trustees of the Mountain View Whisman School District, Santa Clara County, State of California, this 10th day of July, 2025.

AYES:
NAYS:
ABSTAIN:
ABSENT:

**BOARD OF TRUSTEES OF THE
MOUNTAIN VIEW WHISMAN SCHOOL
DISTRICT**

President of the Board of Trustees

Attest:

Secretary of the Board of Trustees