



Watkins & Young PLLC
Attorneys at Law

February 2, 2011

Mr. Leonard Swilley
Mississippi Department of Education
259 North West Street, Suite 112
Jackson, Mississippi 39201

VIA EMAIL

Re: Hazlehurst City School District Transportation Note

Dear Mr. Swilley:

I have attached a resolution of the Conservator of the Hazlehurst City School District seeking approval to borrow money to purchase buses, along with the applications signed by the Conservator attached as Exhibit A. Please place this on the State Board's Agenda for the March meeting.

Please call if you have any questions or if you need anything else from us.

Sincerely yours,

WATKINS & YOUNG PLLC

Clare B. Hanlon, Paralegal

Enclosures

HAZLEHURST CITY SCHOOLS

119 Robert McDaniel Drive
Hazlehurst, MS 39083

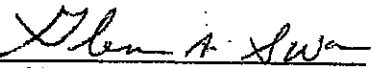
Phone Number: (601) 894.1152

Fax Number: (601) 894.3170

ACTION OF THE CONSERVATOR

February 1, 2011

Approval of Transportation Note Resolution for the purchase of 12 School Busses.

Approved: 
Glenn Swan, Conservator

RESOLUTION OF THE CONSERVATOR OF THE HAZLEHURST CITY SCHOOL DISTRICT IN HAZLEHURST, MISSISSIPPI, TO BORROW MONEY WITH WHICH TO PURCHASE MOTOR VEHICLES AND/OR OTHER TRANSPORTATION EQUIPMENT WHICH WILL BE OWNED AND OPERATED BY THE DISTRICT, AS AUTHORIZED IN SECTION 37-41-85 THROUGH 37-41-101, MISSISSIPPI CODE OF 1972, AS AMENDED.

WHEREAS, the duly appointed and acting Conservator (the "Conservator") of the Hazlehurst City School District of Hazlehurst, Mississippi, (the "District") acting for and on behalf of the District, hereby finds:

WHEREAS the Conservator of the Hazlehurst City School District, Hazlehurst, Mississippi, has determined that in order to provide safe and efficient transportation at reasonable cost for the public school students of said school district, it is necessary and advisable to purchase motor vehicles and/or other transportation equipment; and

WHEREAS said motor vehicles and/or other school transportation equipment will cost approximately \$804,400 but the Conservator finds and adjudges that no funds are available at the present time with which to pay any part of the purchase price thereof, and that it is necessary to borrow approximately \$804,400 with which to purchase said motor vehicles and/or other transportation equipment.

WHEREAS said motor vehicles and/or other transportation equipment proposed to be purchased, owned and operated by said school district is particularly on Exhibit A attached hereto and incorporated herein by reference.

THEREFORE, BE IT RESOLVED, that the Conservator of Hazlehurst City School District hereby requests approval by the State Board of Education to issue negotiable notes or bonds in the maximum amount of \$804,400 as evidence of indebtedness so incurred for the purchase of said motor vehicles and/or other transportation equipment in accordance with

Sections 37-41-85 through 37-41-101, Mississippi Code of 1972, as amended. Negotiable notes or bonds of this issue shall mature in approximately equal annual installments of principal and interest over a period of six years from the date of their issuance; said notes or bonds to bear interest at a rate not to exceed 6 % per annum.

RESOLVED further, that the Conservator of said district will deposit proceeds of said notes in the proper treasury to the credit of a special school transportation equipment fund, and the proceeds shall be expended by the Conservator for the purpose for which the notes were issued under rules and regulations prescribed by the State Board of Education, and for no other purpose.

RESOLVED further, that the District may use District Maintenance or other legally available funds of the District to purchase the buses. If such funds are used, the District will reimburse itself for this expense from the proceeds of the Notes, when issued. The allocation of the Note proceeds to reimburse the District shall be made in writing not later than 6 months after the date the original expenditure was paid. The expenditure to be reimbursed from the Note proceeds will be incurred solely to acquire property having a reasonably expected economic life of at least one year and to pay the cost of such acquisition. The Note proceeds shall be used to reimburse these expenditures, and not for the reimbursement of operating costs or similar working capital items.

This resolution is the official action of the Conservator adopted as required by regulations promulgated by the Internal Revenue Service governing the reimbursement of prior expenses from bond proceeds on this the 1 day of February, 2011.



Glenn Swan, District Conservator

EXHIBIT A

**APPLICATION TO PURCHASE NEW SCHOOL BUSES AS COMPLETE UNITS,
SCHOOL BUS BODIES, SCHOOL BUS CHASSIS, AND OPTIONAL EQUIPMENT**

The school board of the Hazelhurst School District on Feb. 1, 2011 approved the purchase of the following transportation equipment from Waters Truck & Tractor Co., Inc. and request approval from the State Department of Education. MDE-Purchase I

Number to be Purchased 8 Method of Payment Cash: _____ Loan X
 *If a loan, under what authority or how will your district repay the loan? Section 37-41-89, MS Code of
1972, Annotated

Type of Bus (check one): A B C D Rear Mounted Engine Front Mounted Engine

SCHOOL BUS CHASSIS

Chassis Make IC Corp. Year 2011 Model or Series IC Wheelbase 254
 Engine: Diesel Gasoline Engine Series/Model MaxxForce 7
 Front Axle GAWR 8,000 Rear Axle GAWR 17,500 Tire Size 11R22.5
 Transmission: Automatic Standard Rear Axle Ratio 5.57

SCHOOL BUS BODY

Body Make IC Corp. Year 2011 Model or Series CN200
 Seating Capacity (prior to installation of wheelchair positions): 65 (After Installation): _____

OPTIONAL EQUIPMENT

List ALL optional equipment listed under "Optional Equipment" section of State Board of Education approved price list.

Optional Equipment	Price	Optional Equipment	Price
Auxiliary Drivers Fan	included		
65 Gallon Fuel Tank	included		
High Back Drivers Seat	\$100.00		

Total price of each chassis (if purchased separately), delivered to : _____
 Total price of each bus body (if purchased separately) delivered to school district : _____
 Total price of complete bus, including options, delivered to school district : _____

I certify that this equipment complies with all Mississippi Minimum Standards for School Buses and Federal Motor Vehicle Safety Standards for the year in which it was manufactured. \$66,800.00

 Signature Sales Representative
 Waters Truck & Tractor Co., Inc. P.O. Box 831 Columbus, MS 39703 Position
 242 662/328-1575 or 800/844-1500
 Motor Vehicle License Number 1.26.11
Date

APPROVED BY: John A. Swain Feb 1, 2011
 Signature, School Superintendent Date

Based on the information contained herein, the local school board is authorized to order, take delivery and pay for the equipment listed above. it is the sole responsibility of the local school board to comply with all general purchase laws when purchasing school bus chassis separately.
Ronald C. Buckley Feb. 14, 2011
 Director, Pupil Transportation Date
 Mississippi Department of Education

EXHIBIT A

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The school board of the Hazelhurst School District on Feb. 1, 2011 approved the purchase of the following transportation equipment from Waters Truck & Tractor Co., Inc. and request approval from the State Department of Education. MDE-Purchase I

Number to be Purchased 4 Method of Payment Cash: Section 37-41-89, MS Code
 *If a loan, under what authority or how will your district repay the loan? of 1972, Annotated

Type of Bus (check one): A B C D Rear Mounted Engine Front Mounted Engine

SCHOOL BUS CHASSIS

Chassis Make IC Corp. Year 2011 Model or Series IC Wheelbase 254
 Engine: Diesel Gasoline Engine Series/Model MaxForce 7
 Front Axle GAWR 8,000 Rear Axle GAWR 17,500 Tire Size 11R22.5
 Transmission: Automatic Standard Rear Axle Ratio 5.57

SCHOOL BUS BODY

Body Make IC Corp. Year 2011 Model or Series CN200
 Seating Capacity (prior to installation of wheelchair positions): 65 (After installation): _____

OPTIONAL EQUIPMENT

List ALL optional equipment listed under "Optional Equipment" section of State Board of Education approved price list.

Optional Equipment	Price	Optional Equipment	Price
Auxiliary Drivers Fan	included		
65 Gallon Fuel Tank	included		
High Back Drivers Seat	\$100.00		
White Roof	\$800.00		

Total price of each chassis (if purchased separately), delivered to : _____
 Total price of each bus body (if purchased separately) delivered to school district : _____
 Total price of complete bus, including options, delivered to school district : \$67,500.00

I certify that this equipment complies with all Mississippi Minimum Standards for School Buses and Federal Motor Vehicle Safety Standards for this year in which it was manufactured.

Signature: [Signature] Sales Representative Position: _____
 Waters Truck & Tractor Co., Inc. P.O. Box 831 Columbus, MS 39703 662/328-1575 or 800/844-1500
 242 Motor Vehicle License Number 1.26.11 Date

APPROVED BY: [Signature]
 Signature, School Superintendent

Feb. 1, 2011
 Date

Based on the information contained herein, the local school board is authorized to order, take delivery and pay for the equipment listed above. It is the sole responsibility of the local school board to comply with all general purchase laws when purchasing school bus chassis separately.

[Signature]
 Director, Pupil Transportation
 Mississippi Department of Education

Feb 14, 2011
 Date