

LICKING HEIGHTS LOCAL BOARD OF EDUCATION MEETING
REGULAR MEETING

WEDNESDAY, 6:06 P.M.

OCTOBER 24, 2012

MINUTES OF THE LICKING HEIGHTS LOCAL BOARD OF EDUCATION REGULAR MEETING HELD OCTOBER 24, 2012.

The Licking Heights Board of Education met in Regular Session for the purpose of conducting official school business on October 24, 2012 at 6:06 p.m. at Licking Heights High School, 4000 Mink Street, Pataskala with Mr. Richard Wand, President, presiding.

Mr. Wand asked the Treasurer to call the roll. Those members present were: Mr. Brian Bagley, Mr. Mark Loth, Mrs. Nicole Roth, Mr. Matt Satterwhite and Mr. Richard Wand. Student Representatives John Kenney, Jeanine Lambert and Ifrah Said were absent.

The proceedings of this meeting have been recorded.

The President presented the agenda and asked if there were any additions or deletions. There were none.

Resolution #10-12-187. ADOPTION OF THE AGENDA

Mr. Wand moves and Mr. Loth seconds that the Board of Education adopts the agenda.

AYES: Wand, Loth, Bagley, Roth, Satterwhite
The President declared the motion carried.

The President asked if there were any prepared remarks by the public. There were none at this time.

Student Representative Report: None

Presentations:

- A. Update: Status of School Bus Transportation; Johnny Morrison (Attached)
- B. Welcome and Introduction of Mark White, Interim High School Principal
- C. STAR/AR and United Streaming – Mr. Ty Olverson, Curriculum Director; Brian Wilkinson, LH North Principal; Renae Schwartz, LH South Principal and Kim Henderson, LH West Principal

Discussion - Board Committees

Technology –

- Evaluating network build out
- Roll out for wireless at LH Central and High School estimated for November
- Looking at replacement schedule for computers
 - 90% of the computers are 5-7 years old

- Reviewed beta version of new website

Policy – Did not meet

- Will be bringing updates to November agenda
- Valedictorian/Salutatorian policy review
 - Timing of implementation

Treasurer’s Report –

- New recording process for board meetings
- Timeware update

Resolution #10-12-188. CONSENT AGENDA

Superintendent recommends, Mr. Wand moves and Mr. Loth seconds that the Board of Education approve the consent agenda – Item A through C. Action by the Board of Education in “Adoption of the Consent Agenda” means that all items listed under the Consent Agenda are adopted by one single motion unless a member of the Board or the Superintendent requests that any such item be removed from the consent agenda and voted upon separately. Employments, where applicable, are contingent upon: 1. Verification of education and experience. 2. Proof of proper certification. 3. Clean results from a criminal records check. 4. All employment is subject to a properly executed contract.

A. Approve the following Personnel Actions:

1. Resignations, 2012

- A. Trevor Hanhilammi, Math, LH High, effective October 19, 2012.
- B. Lynn Lanning, LPDC Committee, effective October 16, 2012.

2. Employment, Certified, 2012

- A. Tyler Hennen, Long Term Sub, Science, LH High, 133days/1 year contract/at a salary of (B- 0) \$22,526.21, effective, October 29, 2012 (Replacing Besma Abaoui)

Comment: Tyler’s contract is prorated from the first day of school.

3. Employment, Classified, 2012

- A. Steven Wallace, Bus Driver, Transportation, 4 hours/189 days/Level 0 at a salary of \$13.06/hr; one (1) year contract effective October 1, 2012. (This is an open position).
- B. Jacqueline Howell, Server/Helper, LH South, 3 hours/189 days/Level 2 at a salary of \$11.22/hr; continuing contract effective September 24, 2012. (Replaces Wendy Kingery).

- C. Nellie Sutherland, Server/Helper, LH North, 2 hours/189 days/Level 1/at a salary of \$10.89/hr; one (1) year contract effective September 24, 2012. (Replaces Debbie Rader).
- D. Deb Belleau, Secretary, LH High, 8 hours/220 days/Level 8/at a salary of \$15.44/hr; two (2) year contract effective September 24, 2012. (Replaces Lisa Todd).
- E. Cheryl Brewer, Special Education Aide, LH Central, 7.5 hours/136 days /Level 6/at a salary of \$14. 55/hr; one (1) year contract effective November 1, 2012 (Replaces Delores Hagans)

4. Employment – Substitutes, 2012/2013

A. Sandra Sumner	Food Service	Step 0	\$10.57 per hour
B. Frances Hillenbrand	Secretary	Step 0	\$12.19 per hour
C. Dawn Brown	Secretary	Step 0	\$12.19 per hour
D. Amy Laws	Secretary	Step 0	\$12.19 per hour
E. Kenneth Damron	Transportation Asst.	Step 0	\$11.85 per hour
F. Amy Killilea	Secretary	Step 0	\$12.19 per hour

5. Employment, Volunteer, Supplemental, 2012/2013.

<u>Name</u>	<u>Position</u>	<u>School</u>
Nicole Lohrman	Volunteer Drama Director, Fall	High

6. Employment, Supplemental, 2012/2013.

<u>Name</u>	<u>Position</u>	<u>School</u>	<u>Level</u>	<u>Exp.</u>	<u>Salary</u>
Fischer, Jessica	Head Cheer – Fall .5	High	2	2	\$1013.50
(Ms. Postle was hired for this position as fulltime in June but now the position will be split between Ms. Postle for \$1,284.00 and Ms. Fischer).					
Mosely, Amanda	ECHS Dept. Head	High	3	0	\$1,359
(Monies for this supplemental will be paid by the ECHS grant)					

7. Unpaid Leave of Absence(s):

- A. Cindy Morris, Bus Driver, Transportation, unpaid leave of absence on or about October 16 through October 26, 2012.

- B. Approve the following teachers for the HSTW (High School that Works) at a rate of \$25/Hourly for 3.5 hours.

Jeff Boyer
Phil Auer

Comment: Grant funding from the summer of 2012.

C. Approve the following list of students impractical to transport.

Amya T. (Student name redacted)	Columbus Academy
Aiyanna T. (Student name redacted)	Columbus Academy
Cameron T. (Student name redacted)	Columbus Academy
Jacob C. (Student name redacted)	Arts & College Prep Academy
Audrey G. (Student name redacted)	Shepherd Christian
Logan R. (Student name redacted)	Cornerstone Academy
Layne R. (Student name redacted)	Cornerstone Academy
Anthony J. (Student name redacted)	Columbus Adventist

AYES: Wand, Loth, Bagley, Satterwhite, Roth
The President declared the motion carried.

ACTION AGENDA

A. Treasurer Recommendations

Resolution #10-12-189.

Mrs. Roth moves and Mr. Bagley seconds that the Board of Education approves:

- a. Minutes of the September 18, 2012 Regular Meeting
- b. Minutes of the September 22, 2012 Special Meeting
- c. Minutes of the September 25, 2012 Special Meeting
- d. Board reports
- e. Then & Now certificates

AYES: Roth, Bagley, Loth, Satterwhite, Wand
The President declared the motion carried.

Resolution #10-12-190.

Mr. Wand moves and Mr. Loth seconds that the Board of Education approves the five year forecast.

AYES: Wand, Loth, Bagley, Roth, Satterwhite
The President declared the motion carried.

B. Superintendent Recommendations

Resolution #10-12-191.

Mr. Wand moves and Mrs. Roth seconds that the Board of Education approves the following donations:

- A. Mr. Richard Wand, donation of \$295.00 to the 4th grade classes for membership the Continental Mathematics League.

- B. Mrs. Nicole Roth, donation of \$100.00 to the 5th grade camp.
- C. Numerous donations for the total amount of \$610.00 for LH North Walk-a-thon.
- D. Mr. Mark Loth, donation of \$250.00 for fall drama production.
- E. The following donations were made to the Quiz Bowl:

Greg Hicks	\$45.00
Joni Hicks	\$45.00
Carmen Kenney	\$90.00
Greg Householder	\$45.00

- F. LH West PTO, donations of Friday Folders, Plastic Reading Folders and Children’s clothing for the clinic, \$504.56.
- G. Park National Bank, donation of \$20.00 to LH West Cultural Diversity Week.
- H. Bryan Lenzo, donation of \$45.00 to Quiz Bowl for Gabriel Lenzo.
- I. Flyers Pizza, donation of \$500.00 to the Athletic Department.

AYES: Wand, Roth, Bagley, Loth, Satterwhite
The President declared the motion carried.

Resolution #10-12-192.

Mr. Satterwhite moves and Mrs. Roth seconds that the Board of Education approves the United Streaming Contract, not to exceed, \$9,848.00

AYES: Satterwhite, Roth, Bagley, Loth, Wand
The President declared the motion carried.

Resolution #10-12-193.

Mrs. Roth moves and Mr. Loth seconds that the Board of Education approves the STAR/AR program contract, not to exceed, \$11,109.00.

AYES: Roth, Loth, Bagley, Satterwhite, Wand
The President declared the motion carried.

Resolution #10-12-194.

Mr. Wand moves and Mr. Loth seconds that the Board of Education approves the following supplemental:

<u>Name</u>	<u>Position</u>	<u>School</u>	<u>Level</u>	<u>Exp.</u>	<u>Salary</u>
Satterwhite, Cathy	AP Dept. Head/Mentor Teacher	High	3	0	\$1,359

(Monies for this supplemental will be paid out of RttT funds)

AYES: Wand, Loth, Bagley, Roth
ABSTAIN: Satterwhite
The President declared the motion carried.

Resolution #10-12-195.

Mr. Wand moves and Mr. Loth seconds that the Board of Education approves the Educational Service Center of Central Ohio (ESCCO) Service Agreement for FY13 for \$1,182,573.36, as presented.

AYES: Wand, Loth, Bagley, Roth, Satterwhite
The President declared the motion carried.

Resolution #10-12-196.

Mr. Loth moves and Mr. Bagley seconds that the Board of Education approves to amend Resolution #08-12-126 to change the vendor from Buckeye Landscape to Columbus Site, at a cost not to exceed, \$15,900.00. Furthermore, the Board endorses the action of the Superintendent to change vendors and reduce the cost of this project by \$8,784.00.

AYES: Loth, Bagley, Roth, Satterwhite, Wand
The President declared the motion carried.

Resolution #10-12-197.

Mr. Wand moves and Mr. Satterwhite seconds that the Board of Education approves the following resolution:

BOND RESOLUTION

AUTHORIZING THE ISSUANCE OF BONDS IN THE AMOUNT OF NOT TO EXCEED \$15,865,000 FOR THE PURPOSE OF ADVANCE REFUNDING A PORTION OF BONDS ISSUED IN JUNE 2005 FOR THE PURPOSE OF (I) ADVANCE REFUNDING A PORTION OF THE SCHOOL DISTRICT'S BONDS DATED AS OF SEPTEMBER 15, 2000 THAT WERE ISSUED FOR THE PURPOSE OF CONSTRUCTING A HIGH SCHOOL WITH A MULTI-PURPOSE AREA FOR SCHOOL AND COMMUNITY USE; RENOVATING AND IMPROVING EXISTING SCHOOL BUILDINGS AND FACILITIES, INCLUDING IMPROVING ACCESS FOR THE DISABLED; FURNISHING AND EQUIPPING THE SAME, INCLUDING TECHNOLOGY FOR CLASSROOM INSTRUCTION; LANDSCAPING AND IMPROVING THE SITES THEREOF; AND ACQUIRING LAND AND INTERESTS IN LAND NECESSARY IN CONNECTION THEREWITH; AND (II) CONSTRUCTING SCHOOL FACILITIES; CONSTRUCTING ADDITIONS TO AND RENOVATING AND IMPROVING EXISTING FACILITIES, INCLUDING HEALTH AND SAFETY UPGRADES; FURNISHING AND EQUIPPING THE SAME; LANDSCAPING AND IMPROVING SITES THEREOF; ACQUIRING LAND AND INTERESTS IN LAND; AND REFUNDING OBLIGATIONS PREVIOUSLY ISSUED FOR SUCH PURPOSE;AND AUTHORIZING AND APPROVING RELATED MATTERS.

WHEREAS, at the election held on March 7, 2000 on the proposition of issuing bonds of the school District for the purpose stated in part (I) of the title of this Resolution, the electors of the School District approved the issuance of bonds of the School District in the maximum amount of \$25,000,000, as described below, and levying taxes outside the ten-mill limitation to pay the principal of and interest on such bonds, the requisite majority of those voting on the proposition voted in favor thereof; and

WHEREAS, pursuant to such voted authority, the School District issued its \$24,049,032.10 School Facilities Construction and Improvement Bonds, Series 2000A (General Obligation – Unlimited Tax), dated as of September 15, 2000 (the "Series 2000A Bonds"); and

WHEREAS, at the election held on November 4 on the proposition of issuing bonds of the School District for the purpose stated in part (II) of the title of this Resolution, the electors of the School District approved the issuance of bonds of the School District in the maximum amount of \$40,000,000, as described below, and levying taxes outside the ten-mill limitation to pay the principal of and interest on such bonds, the requisite majority of those voting on the proposition voted in favor thereof; and

WHEREAS, pursuant to the voted authority described in the preceding paragraphs, the School District issued its \$28,099,993.55 School Facilities Construction and Improvement and Refunding Bonds, Series 2005A (General Obligation – Unlimited Tax), dated June 1, 2005 (the "Outstanding Bonds"), for the purposes stated in the title of this Resolution, which included advance refunding a portion of the Series 2000A Bonds; and

WHEREAS, in view of currently prevailing lower interest rates the Board has determined that it is advisable and in the best interest of the School District to issue the Bonds (as defined herein below) to advance refund certain portions of the Outstanding Bonds (the "Refunded Bonds"); and

WHEREAS, the Treasurer of the Board (the "Treasurer") has certified to this Board that the maximum maturity and principal amount of the Bonds cannot exceed the maximum maturity of the Refunded Bonds and the principal amount of bonds authorized by the voters on the aforementioned election dates; and

WHEREAS, it is now deemed necessary to issue and sell not to exceed \$15,865,000 of the Bonds for the purpose described in the title of this Resolution under authority of the general laws of the State of Ohio, including Ohio Revised Code Chapter 133, and in particular Section 133.34 thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE LICKING HEIGHTS LOCAL SCHOOL DISTRICT, LICKING AND FRANKLIN COUNTIES, OHIO THAT:

Section 1. It is hereby declared necessary to issue bonds of the School District in the principal sum of not to exceed \$15,865,000, or such lesser amount as shall be determined by the Treasurer and certified to this Board, which bonds shall be designated as "Licking Heights Local School District, Licking and Franklin Counties, Ohio Refunding Bonds, Series 2012A (Federally Taxable)," or as otherwise designated by the Treasurer (the "Bonds"), for the purpose described in the title of this Resolution. The Bonds may be issued in one or more series.

Section 2. The Bonds shall be issued as fully registered bonds in such denominations as shall be determined by the Treasurer, but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered consecutively from R-1 upward, as determined by the Treasurer; and shall have such final terms as shall be determined by the Treasurer and set forth in the Certificate of Fiscal Officer provided for in Section 3 herein.

Section 3. The Treasurer is hereby authorized and directed to execute on behalf of the School District a Certificate of Fiscal Officer Relating to Terms of Bonds (the "Certificate of Fiscal Officer") setting forth the aggregate principal amount and the final terms of the Bonds, which aggregate principal amount and terms, subject to the limitations set forth in this Resolution, shall be as determined by the Treasurer. The Certificate of Fiscal Officer shall indicate the dated date for the Bonds, the dates on which interest on the Bonds is to be paid (the "Interest Payment Dates"), the purchase price for the Bonds (which shall be not less than 97% of the aggregate principal amount thereof), the maturity schedule for the Bonds (provided that the maximum maturity date of the Bonds shall not be later than December 1 of the year of final maturity of the Refunded Bonds), the interest rates for the Bonds (provided that the true interest cost for all Bonds in the aggregate shall not exceed 6.00% per annum), the optional and mandatory redemption provisions, if any, and such other terms not inconsistent with this Resolution as the Treasurer shall deem appropriate.

Section 4. The Bonds shall be issued with interest payable semiannually on each Interest Payment Date until the principal sum is paid or provision has been duly made therefore (the "Current Interest Bonds") or with interest compounded on each Interest Payment Date but payable only at maturity (the "Capital Appreciation Bonds") in such proportions as shall be set forth in the Certificate of Fiscal Officer. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months unless otherwise determined by the Treasurer. Unless otherwise determined by the Treasurer, the Current Interest Bonds shall be in the denominations of \$5,000 or any integral multiple thereof, and the Capital Appreciation Bonds shall be in the denominations on the date of their issuance and delivery equal to the principal amount which, when interest is accrued and compounded thereon, beginning on the date of delivery to the Original Purchaser (as defined herein below), and each Interest Payment Date thereafter, will equal \$5,000 or any integral multiple thereof at maturity.

Section 5. The Current Interest Bonds shall be subject to optional and mandatory redemption prior to stated maturity as provided in the Certificate of Fiscal Officer. If optional redemption of the Current Interest Bonds at a redemption price exceeding 100% is to take place on any date on which a mandatory redemption of the Current Interest Bonds of the same maturity will take place,

the Current Interest Bonds to be redeemed by optional redemption shall be selected by the Bond Registrar (as defined herein below) prior to the selection of the Current Interest Bonds to be redeemed at par on the same date.

When partial redemption is authorized, the Bond Registrar shall select Current Interest Bonds or portions thereof by lot within a maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Current Interest Bond so selected shall be in the amount of \$5,000 or any integral multiple thereof unless otherwise determined by the Treasurer.

The notice of the call for redemption of Current Interest Bonds shall identify (i) by designation, letters, numbers or other distinguishing marks, the Current Interest Bonds or portions thereof to be redeemed, (ii) the redemption price to be paid, (iii) the date fixed for redemption, and (iv) the place or places where the amounts due upon redemption are payable. From and after the specified redemption date interest on the Current Interest Bonds (or portions thereof) called for redemption shall cease to accrue. Such notice shall be sent by first class mail at least 30 days prior to the redemption date to each registered holder of the Current Interest Bonds to be redeemed at the address shown in the Bond Register (as defined herein below) on the 15th day preceding the date of mailing. Failure to receive such notice or any defect therein shall not affect the validity of the proceedings for the redemption of any Current Interest Bond.

Section 6. The Bonds shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Resolution. The Bonds shall be executed by the President of the Board (the "President") and by the Treasurer in their official capacities, provided that either or both of their signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Resolution unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Resolution and is entitled to the security and benefit of this Resolution. The certificate of authentication may be signed by any officer or officers of the Bond Registrar or by such other person acting as an agent of the Bond Registrar as shall be approved by the Treasurer on behalf of the School District. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Bonds.

Section 7. The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the principal office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest

and the Special Record Date therefore to be mailed, first class postage prepaid, to each Bondholder, at such Bondholder's address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Treasurer is hereby authorized and directed to serve as authenticating agent, bond registrar, transfer agent, and paying agent (collectively, the "Bond Registrar") for the Bonds or to execute on behalf of the Board a Bond Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Treasurer and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar for the Bonds. If at any time the Bond Registrar shall be unable or unwilling to serve as such, or the Treasurer in such officer's discretion shall determine that it would be in the best interest of the School District for such functions to be performed by another party, the Treasurer may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar hereunder. Each such successor Bond Registrar shall promptly advise all bondholders of the change in identity and new address of the Bond Registrar. So long as any of the Bonds remain outstanding, the School District shall cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions hereof, the person in whose name any Bond shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Bond shall be made only to or upon the order of that person. Neither the School District nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Bond, upon presentation and surrender at the office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The School District and the Bond Registrar shall not be required to transfer or exchange (i) any Bond during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Bonds, and ending at the close of business on the day of such mailing, or (ii) any Bonds selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Bonds are exchanged or transferred hereunder, the School District shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Resolution. The exchange or transfer shall be without charge to the owner; except that the School District and the Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The School District or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the School District, evidencing the same debt, and entitled to the same benefits under this Resolution, as the Bonds surrendered upon that transfer or exchange.

Section 9. For purposes of this Resolution, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds "immobilized" in the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Bonds and to effect transfers of Bonds in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

All or any portion of the Bonds may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Resolution: (i) there shall be a single Bond of each maturity; (ii) those Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (v) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the School District. Bond service charges on Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Bonds as provided in this Resolution.

The Bond Registrar may, with the approval of the School District, enter into an agreement with the beneficial owner or registered owner of any Bond in the custody of a Depository providing for making all payments to that owner of principal and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Resolution, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the School District. That payment in any event shall be made to the person who is the registered owner of that Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar shall furnish a copy of each of those agreements, certified to be correct by the Bond Registrar, to other paying agents for Bonds and to the School District. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Resolution.

If requested, the Superintendent of the School District (the "Superintendent"), the Treasurer, or any other officer of this Board is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the School District, an agreement among the School District, the Bond Registrar and a Depository to be delivered in connection with the issuance of the Bonds to such Depository for use in a book entry system.

If any Depository determines not to continue to act as the Depository for the Bonds for use in a book entry system, the School District and the Bond Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Resolution. If the School District and the Bond Registrar do not or are unable to do so, the School District and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the School District or the Bond Registrar, of those persons requesting such issuance.

Section 10. There shall be and is hereby levied annually on all the taxable property in the School District, in addition to all other taxes and outside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 11. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the School District determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the School District shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 12. The Bonds shall be sold to such purchaser or purchasers (collectively, the "Original Purchaser") as the Treasurer shall designate in the Certificate of Fiscal Officer, at the purchase price set forth in the Certificate of Fiscal Officer, plus interest accrued, if any, to the date of delivery of the Bonds to the Original Purchaser. The Superintendent, the President and the Treasurer, or any of them individually, are authorized and directed to execute on behalf of the Board a Bond Purchase Agreement with the Original Purchaser, setting forth the conditions under which the Bonds are to be sold and delivered, which agreement shall be in such form, not inconsistent with the terms of this Resolution, as the Treasurer shall determine.

Section 13. There is hereby created and established, as an account within the Bond Retirement Fund of the School District, a trust fund to be designated "Licking Heights Local School District – 2012A Refunding Bonds Escrow Fund" (the "Escrow Fund"), or as otherwise designated by the Treasurer, which account may be in the custody of a bank or trust company as an escrow trustee, if desired. The proceeds from the sale of the Bonds, except the accrued interest and premium thereon (if any), shall be deposited in the Escrow Fund. Such moneys deposited in the Escrow Fund may be (i) held as cash or (ii) used to purchase direct obligations of or obligations guaranteed as to payment by the United States of America of such maturities and interest

payment dates and bearing interest at such rates as will, as certified by such independent public accounting firm as shall be acceptable to the Treasurer and the Original Purchaser without further investment or reinvestment of either the principal amount thereof or the interest earnings therefrom, be sufficient to pay the interest on, and the redemption price (including any redemption premium) of, the Refunded Bonds on the earliest optional redemption date for the Refunded Bonds. The Treasurer is also authorized, if necessary or desirable to facilitate the refunding of the Refunded Bonds, to engage a consultant to verify the sufficiency of the cash or other obligations held in the Escrow Fund to refund the Refunded Bonds on such redemption date.

Any accrued interest received from the sale of the Bonds shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on the Bonds in the manner provided by law. Any premium from the sale of the Bonds shall be deposited into the fund or funds specified in the Certificate of Fiscal Officer and used for the proper purposes of such fund or funds.

The Treasurer is hereby authorized to execute on behalf of the School District an Escrow Agreement (the "Escrow Agreement") with a bank or trust company to be selected by the Treasurer (the "Escrow Trustee"), setting forth the terms by which the Escrow Fund shall be held and disbursed, if the Treasurer determines that an Escrow Agreement is necessary or beneficial to facilitate the refunding of the Refunded Bonds. Such an Escrow Agreement shall be in such form, not inconsistent with this Resolution, as the Treasurer shall determine.

Section 14. The State Department of Education is hereby requested, pursuant to Ohio Revised Code Section 3317.18, to approve an agreement among the State, the School District, and the Bond Registrar providing for the withholding of deposit of funds otherwise due the School District under Ohio Revised Code Chapter 3317 for the payment of debt charges on the Bonds. The Superintendent, the President, and the Treasurer, or any of them individually, are hereby authorized to prepare and file with the State an application for such approval and to execute and deliver on behalf of the Board any and all documents, certificates, forms and agreements that are in their judgment necessary or appropriate in connection therewith, if such officer deems such agreement to be in the best interest of the School District.

Section 15. The Treasurer is authorized to make appropriate arrangements, if the Treasurer deems it in the best interest of the School District, for the issuance of a municipal bond insurance policy with respect to all or any portion of the Bonds, including executing and delivering a commitment therefore and certificates and other documents in connection therewith. All additional provisions required to be authorized by this Board for the issuance of a municipal bond insurance policy shall be contained in the Certificate of Fiscal Officer.

Section 16. The distribution of an Official Statement of the School District, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized if the Treasurer determines that it is necessary or advisable to prepare and distribute an Official Statement in connection with the original issuance of the Bonds. If the Treasurer so determines, then the Treasurer, Superintendent and President are hereby authorized and directed to negotiate, prepare and execute, on behalf of the School District and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Bonds, and they are authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Bonds as they deem necessary or appropriate to protect the interests of the School District. The Treasurer, the Superintendent and the President are each authorized to execute and deliver, on behalf of the School District and in their official capacities, such certificates in connection with the accuracy of an Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

Section 17. The obtaining or updating of a rating or ratings on the Bonds and the School District is hereby authorized if the Treasurer determines that it is necessary or advisable in connection with the original issuance of the Bonds. If the Treasurer so determines, then the Treasurer, Superintendent, and this Board are hereby authorized and directed to take all steps necessary to obtain such rating or ratings.

Section 18. The officer having charge of the minutes of the Board and any other officers of the Board, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Bonds and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Board relating to the power and authority of the School District to issue the Bonds and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Treasurer and a no-litigation certificate of the President and the Treasurer, and such certified copies and certificates shall be deemed representations of the School District as to the facts stated therein.

The Treasurer and the President are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Board, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Resolution. Such documents shall be in the form not substantially inconsistent with the terms of this Resolution, as they in their discretion shall deem necessary or appropriate.

Section 19. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the School District have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the School District are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 20. It is hereby found and determined that all formal actions of the Board concerning and relating to the passage of this Resolution were taken in an open meeting of the Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 21. The Treasurer is hereby directed to forward a certified copy of this Resolution to the County Auditors of Licking and Franklin Counties, Ohio.

AYES: Wand, Satterwhite, Bagley, Loth, Roth
The President declared the motion carried.

The President asked if there were any prepared remarks by the public. The following remarks were made:

1. Tammy Baron – Busing from LH Central to High School for band
2. Vicki Seeright – Levy chairperson – Need volunteers

Superintendent Comments:

- A. Race to the Top
- B. Update: Valedictorian/Salutatorian Draft Policy Revision
- C. District Report Card – “Excellent with Distinction”
- D. November Board Meeting Date?

Board Comments: Board Comments:

Mr. Bagley –

- Thanks to Mr. Morrison and Mr. Olverson for reports
- Welcome to Mr. White
- Congratulations to HS boys soccer and volleyball teams
- Good luck to football team
- A “yes” vote on November 6 will help continue the good work

Mr. Satterwhite –

- Get information out to community. We have a good message to share.
- Over \$1.M in savings on this agenda alone, shows how hard we are working to save money

Mrs. Roth –

- Echo’s comments from Mr. Bagley and Mr. Satterwhite
- Excited about return of AR program for teachers
- Congratulations to girls soccer in inaugural season
- Congratulations on Excellence with Distinction

Mr. Loth –

- Lots of pride in district – Academic, athletic and music programs
- Continue to help educate people of good things going on at Licking Heights

Mr. Wand –

- This district is the best kept secret in central Ohio

Resolution #10-12-198. EXECUTIVE SESSION

Mr. Wand moves and Mr. Loth seconds that the Board of Education enters into Executive Session for the purpose of:

- The appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official, or the investigation of charges or complaints against an employee, official, licensee or student, unless the employee, official, licensee or student requests a public hearing.
- The purchase of property for public purposes or the sale of property at competitive bidding.
- Conference with the board’s attorney to discuss matters which are the subject of pending or imminent court action.
- Preparing for conducting, or reviewing negotiations or bargaining sessions with employees.
- Matters required to be kept confidential by federal law or rules or state statutes.
- Specialized details of security arrangements.

Time: 7:55 p.m.

AYES: Wand, Loth, Bagley, Roth, Satterwhite
The President declared the motion carried.

All who entered Executive Session returned to regular session at 8:22 p.m.

ADJOURNMENT

Resolution #10-12-199.

Mrs. Roth moved and Mr. Bagley seconds to adjourn the Board of Education meeting at 8:23 p.m.

AYES: Roth, Bagley, Loth, Satterwhite, Wand
The President declared the motion carried.

BOARD APPROVED: NOVEMBER 15, 2012