

**LICKING HEIGHTS LOCAL BOARD OF EDUCATION MEETING
SPECIAL MEETING**

Monday 7:30 pm

January 23, 2017

The Licking Heights Board of Education held a Special Meeting on Monday, January 23, 2017 at 6:00 p.m., for the purpose of considering Resolutions to Proceed for a May Ballot Issue, District participation in a Drug Task Force, approval of minutes and the acceptance of the December, 2016 Financial Report. The meeting was held at the Licking Heights District Auditorium, 6539 Summit Road, Pataskala Ohio 43062

The President asked the Treasurer to call the roll. Those members present were: Mr. Brian Bagley, Mr. Paul Johnson, Mrs. Nicole Roth, Mrs. Tracy Russ, and Mr. Richard Wand

Resolution #01-17-028. ADOPTION OF AGENDA

Mrs. Roth moved and Mr. Johnson seconded that the Board of Education adopts the agenda.

AYES: Roth, Johnson, Bagley, Russ, Wand

President declared motion carried.

Resolution #01-17-030. LEVY

Mr. Bagley moved and Mr. Johnson seconded that the Board of Education approves the following Resolution:

Comment: 4.99 mill bond-only initiative. Levy Option #1 was eliminated at the January 17th Board Meeting.

RESOLUTION DECLARING NECESSITY OF BOND
ISSUE IN THE AMOUNT OF \$50,600,000 AND TO
SUBMIT THE QUESTION OF SUCH BOND ISSUE TO
THE ELECTORS

(Ohio Revised Code Section 133.18)

WHEREAS, the Board has indicated its intent to participate in the Classroom Facilities Assistance Program (the "Program") of the Ohio School Facilities Commission; and

WHEREAS, approximately \$9,817,995 of the proceeds of the Bonds (defined herein) will be spent on the master plan, and approximately \$40,782,005 of the proceeds of the Bonds will be spent on locally funded initiatives, all as permitted under the Program;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Licking Heights Local School District, Licking and Franklin Counties, Ohio, a majority of all of the members thereof concurring, that:

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Section 1. It is necessary for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; acquiring land and interests in land; and refunding public obligations previously issued to finance facilities constructed under the Expedited Local Partnership Program of the Ohio School Facilities Commission, to issue and sell bonds of the School District in the amount of \$50,600,000 (the "Bonds"). It is further necessary that there shall be annually levied on all the taxable property in the School District a direct tax outside of the ten-mill limitation to pay the debt charges on the Bonds and any securities that the Board may determine to issue in anticipation thereof. The Bonds shall be dated approximately June 1, 2017, shall bear interest at the estimated rate of 5.00% per annum, and shall be paid over a period not to exceed 37 years, as calculated under Ohio Revised Code Chapter 133.

Section 2. The question of issuing the Bonds shall be submitted to the electors of the School District at the election to be held at the usual voting places within the School District, on May 2, 2017.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this 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 4. The Treasurer of this Board is hereby authorized and directed to certify a copy of this Resolution to the County Auditor and Board of Elections of Licking County, Ohio.

AYES: Bagley, Johnson, Roth, Russ, Wand

President declared motion carried.

Resolution #01-17-031. LEVY

Mrs. Roth moved and Mrs. Russ seconded that the Board of Education approves the following Resolution:

Comment: 4.99 mill bond-only initiative. Levy Option #1 was eliminated at the January 17th Board Meeting.

RESOLUTION DECLARING NECESSITY OF BOND ISSUE AND
LEVY OF A TAX IN EXCESS OF THE TEN MILL LIMITATION FOR
PERMANENT IMPROVEMENTS, AND TO SUBMIT THE
QUESTION OF THE SAME TO THE ELECTORS; AND REQUESTING
STATE CONSENTS IN CONNECTION THEREWITH

(Ohio Revised Code Sections 5705.218 & 133.06)

WHEREAS, the Board has indicated its intent to participate in the Classroom Facilities Assistance Program (the "Program") of the Ohio School Facilities Commission; and

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WHEREAS, approximately \$9,817,995 of the proceeds of the Bonds (defined herein) will be spent on the master plan, and approximately \$28,182,005 of the proceeds of the Bonds will be spent on locally funded initiatives, all as permitted under the Program;

WHEREAS, a resolution declaring the necessity of levying an additional tax outside the ten-mill limitation must be passed and certified to the County Auditor of Licking County, Ohio (the "County Auditor") in order to permit the Board to consider the levy of such a tax, and must request that the County Auditor certify to the Board the total current tax valuation of the School District and the dollar amount of revenue that would be generated by the tax;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Licking Heights Local School District, Licking and Franklin Counties, Ohio, two-thirds of all of the members thereof concurring, that:

It is necessary for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; and acquiring land and interests in land, to issue and sell bonds of the School District in the amount of \$38,000,000 (the "Bonds"). It is further necessary that there shall be annually levied on all the taxable property in the School District a direct tax outside of the ten-mill limitation to pay the debt charges on the Bonds and any securities that the Board may determine to issue in anticipation thereof. The Bonds shall be dated approximately June 1, 2017; shall bear interest at the estimated rate of 5.00% per annum; and shall be paid over a period not to exceed 37 years, as calculated under Ohio Revised Code Chapter 133.

It is further necessary to levy an additional tax (the "Levy") in excess of the ten mill limitation for the benefit of the School District for the purpose of providing for permanent improvements for the School District.

The question of issuing the Bonds and the Levy shall be submitted to the electors of the School District at the election to be held at the usual voting places within the School District on May 2, 2017.

The Levy shall be at a rate not exceeding 1.24 mills for each one dollar of valuation, which amounts to \$0.124 for each \$100 of valuation, for a continuing period of time.

The Bonds and the Levy shall be placed upon the current year's tax list (commencing in 2017, first due in calendar year 2018) if a majority of the electors voting thereon vote in favor thereof.

It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this 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.

The Treasurer of this Board is hereby authorized and directed to certify a copy of this Resolution to the County Auditor and Board of Elections of Licking County, Ohio.

AYES: Roth, Russ, Bagley, Johnson, Wand

President declared motion carried.

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Presentations and Discussions:

- A. Student Enrollment, Overcrowding and Levy Options Update: – Mr. Varda, Treasurer; Mr. Conley, Financial Advisor; & Dr. Wagner, Superintendent.
- B. Follow-up: Drug Task Force – Dr. Wagner, Superintendent.

Resolution #01-17-029. MINUTES

Mrs. Roth moved and Mrs. Russ seconded that the Board of Education approves:

- a. Minutes of the January 10, 2017 Organizational Meeting

AYES: Roth, Russ, Bagley, Johnson, Wand

President declared motion carried.

Resolution #01-17-032. LEVY

Mr. Bagley moved and Mrs. Russ seconded that the Board of Education approves the following Resolution:

Levy Option #2

Comment: 4.99 mill bond-only initiative. Levy Option #1 was eliminated at the January 17th Board Meeting.

RESOLUTION DETERMINING TO PROCEED WITH THE
ISSUANCE OF BONDS IN AN AMOUNT NOT TO
EXCEED \$50,600,000 AND CERTIFYING THE SAME TO
THE BOARD OF ELECTIONS

(Ohio Revised Code Section 133.18)

WHEREAS, the Board adopted a resolution (the "Resolution of Necessity") at its meeting on January 23, 2017 that determined that it is necessary to issue bonds in the amount of \$50,600,000 (the "Bonds") for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; acquiring land and interests in land; and refunding public obligations previously issued to finance facilities constructed under the Expedited Local Partnership Program of the Ohio School Facilities Commission, and that it is necessary that a direct tax be annually levied on all the taxable property in the School District outside of the ten-mill limitation to meet the debt charges on the Bonds and any securities issued in anticipation thereof;

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NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Licking Heights Local School District, Licking and Franklin Counties, Ohio, a majority of all of the members thereof concurring, that:

Section 1. It is necessary to proceed with the issuance of the Bonds in the amount and for the purpose described in the preamble to this Resolution, and to levy, outside of the ten-mill limitation provided by law, an annual tax on all the taxable property in the School District to pay debt charges on the Bonds and any securities issued in anticipation thereof.

Section 2. The Bonds shall be dated approximately June 1, 2017; shall bear interest at the estimated rate of 5.00% per annum; and shall be paid over a period not to exceed 37 years as calculated under Ohio Revised Code Chapter 133.

Section 3. The question of issuing the Bonds shall be submitted to the electors of the School District at the election to be held at the usual voting places within the School District, on May 2, 2017.

Section 4. The form of the ballot to be used at said election shall be substantially as follows:

AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

Shall bonds be issued by the Licking Heights Local School District for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; acquiring land and interests in land; and refunding public obligations previously issued to finance facilities constructed under the Expedited Local Partnership Program of the Ohio School Facilities Commission in the principal amount of \$50,600,000, to be repaid annually over a maximum period of 37 years, and an annual levy of property taxes be made outside the ten-mill limitation, estimated by the county auditor to average over the repayment period of the bond issue _____ mills for each one dollar of tax valuation, which amounts to \$0._____ for each one hundred dollars of tax valuation, commencing in 2017, first due in calendar year 2018, to pay the annual debt charges on the bonds, and to pay debt charges on any notes issued in anticipation of those bonds?

5	FOR THE BOND ISSUE
	AGAINST THE BOND ISSUE

Section 5. The Treasurer of the Board is hereby directed to certify a copy of this Resolution, along with copies of the Resolution of Necessity and the certificate of the Licking County Auditor, to the Board of Elections of Licking County, Ohio on or before January 24, 2017.

Section 6. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this 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.

AYES: Bagley, Russ, Johnson, Roth, Wand

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President declared motion carried.

Resolution #01-17-033. LEVY

No motion made that the Board of Education approves the following resolution:

Levy Option #3

Comment: 3.75 mill bond and 1.24 mill P.I. Levy Option #1 was eliminated at the January 17th Board Meeting.

**RESOLUTION DETERMINING TO PROCEED WITH AN ISSUE
OF BONDS AND LEVY OF AN ADDITIONAL TAX IN EXCESS
OF THE TEN MILL LIMITATION AND CERTIFYING
THE SAME TO THE BOARD OF ELECTIONS**

(Ohio Revised Code Section 5705.218)

WHEREAS, the Board adopted a resolution (the "Resolution of Necessity") at its meeting on January 23, 2017 that determined that it is necessary to issue bonds in the amount of \$38,000,000 (the "Bonds") for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; and acquiring land and interests in land, and that it is necessary that a direct tax be annually levied on all the taxable property in the School District outside of the ten-mill limitation to meet the debt charges on the Bonds and any securities issued in anticipation thereof; and

WHEREAS, the Board also determined in the Resolution of Necessity that it is necessary, for the purpose providing for permanent improvements for the School District, to levy an additional tax (the "Levy") in excess of the ten mill limitation at the rate of 1.24 mills for each one dollar of valuation, which amounts to \$0.124 for each \$100 of valuation, for a continuing period of time; and

WHEREAS, the County Auditor of Licking County, Ohio (the "County Auditor") has certified, to the Board, that the dollar amount of revenue that would be generated by the Levy during the first year of collection is \$_____, based on the current tax valuation of the School District of \$_____.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Licking Heights Local School District, Licking and Franklin Counties, Ohio, two-thirds of all of the members thereof concurring, that:

Section 1. It is necessary to proceed with the issuance of the Bonds and the Levy in the amounts and for the purposes described in the preambles to this Resolution, and to levy, outside of the ten-mill limitation provided by law, an annual tax on all the taxable property in the School District to pay debt charges on the Bonds and any securities issued in anticipation thereof.

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Section 2. The Bonds shall be dated approximately June 1, 2017; shall bear interest at the estimated rate of 5.00% per annum; and shall be paid over a period not to exceed 37 years as calculated under Ohio Revised Code Chapter 133.

Section 3. The question of issuing the Bonds and the Levy shall be submitted to the electors of the School District at the election to be held at the usual voting places within the School District, on May 2, 2017.

Section 4. The form of the ballot to be used at said election shall be substantially as follows:

AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

Shall the Licking Heights Local School District be authorized to do the following:

(1) Issue bonds for the purpose of constructing and renovating school facilities, including a new high school, and locally funded initiatives together with matching funds under the Classroom Facilities Assistance Program of the Ohio School Facilities Commission; furnishing and equipping the same, including buses and motor vehicles for school use; improving the sites thereof; and acquiring land and interests in land in the principal amount of \$38,000,000, to be repaid annually over a maximum period of 37 years, and levy a property tax outside the ten-mill limitation, estimated by the county auditor to average over the bond repayment period _____._____ mills for each one dollar of tax valuation, which amounts to \$____._____ for each \$100 of tax valuation, to pay the annual debt charges on the bonds, and to pay debt charges on any notes issued in anticipation of those bonds?

(2) Levy an additional property tax to provide funds for the acquisition, construction, enlargement, renovation, and financing of permanent improvements at a rate not exceeding 1.24 mills for each one dollar of tax valuation, which amounts to \$0.124 for each \$100 of tax valuation, for a continuing period of time?

	FOR THE BOND ISSUE AND LEVY
	AGAINST THE BOND ISSUE AND LEVY

Section 5. The Treasurer of the Board is hereby directed to certify a copy of this Resolution, along with copies of the Resolution of Necessity and the certificates of the County Auditor, to the Board of Elections of Licking County, Ohio (the "Board of Elections") on or before January 24, 2017. The Treasurer of the Board is hereby directed and shall simultaneously certify to the Board of Elections that the Levy will be for a continuing period of time, and that the Levy will include a levy on the current year's tax list (commencing in 2017, first due in calendar year 2018) if approved by a majority of the electors voting thereon.

Section 6. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this 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.

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Resolution #01-17-034. ADJOURNMENT

Mrs. Roth moved and Mr. Bagley seconded that the Board of Education meeting is hereby adjourned. Time: 7:51 pm

AYES: Roth, Bagley, Johnson, Russ, Wand

President declared motion carried.

PRESIDENT

TREASURER