

## SPECIAL MEETING APRIL 29, 2005

The Marysville Exempted Village Board of Education met on the above date with the following members present: Roy Fraker, Steven Ader, Michael Guthrie, William Hayes, and Jane McClain.

### ADOPT THE AGENDA

Mrs. McClain moved seconded by Mr. Guthrie to approve the agenda for the special April 29, 2005, meeting as amended.

Roll call: McClain, aye; Guthrie, aye; Fraker, aye; Ader, aye; Hayes, aye. Motion carried.

### REFINANCING OF COP ISSUE

**Mr. Hayes moved seconded by Mrs. McClain to approve a Resolution Requesting the Fiscal Officer to Certify Maximum Maturity of Bonds in the sum of \$41,000,000.**

The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Roy Fraker, President  
Steven Ader, Vice President  
Michael Guthrie, Member  
William Hayes, Member  
Jane McClain, Member

William Hayes moved the adoption of the following resolution:

### MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

#### RESOLUTION NO. 5-04

#### **RESOLUTION REQUESTING FISCAL OFFICER TO CERTIFY MAXIMUM MATURITY OF BONDS**

WHEREAS, this board of education contemplates the issuance of bonds in the sum of \$41,000,000 for the purpose of constructing and renovating school buildings, acquiring and installing equipment and furnishings, and land acquisition, together with all necessary appurtenances thereto:

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That the treasurer of this Board of Education, as fiscal officer thereof, is hereby requested to certify to this Board of Education the estimated life of the improvements, assets and/or property to be made and/or acquired with the proceeds of the sale of the bonds referred to in the Preambles hereof and the maximum maturity of said bonds as provided in Section 133.20 of the Ohio Revised Code.

SECTION 2. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education, and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

Jane McClain seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: Hayes, aye; McClain, aye; Fraker, aye; Ader, aye; Guthrie, aye. Motion carried.**

**Mrs. McClain moved seconded by Mr. Hayes to approve a Resolution Declaring the Necessity of Issuing Bonds.**

The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Jane McClain moved the adoption of the following resolution:

MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

RESOLUTION NO. 5-05

RESOLUTION DECLARING THE NECESSITY OF  
ISSUING BONDS, SUBMITTING THE QUESTION

TO THE ELECTORS OF THE SCHOOL DISTRICT,  
AND DIRECTING THE FISCAL OFFICER TO  
APPLY FOR AUTHORITY TO EXCEED THE FOUR  
PER CENT DEBT LIMITATION AND DECLARING  
THE DISTRICT TO BE A SPECIAL NEEDS  
DISTRICT

WHEREAS, this board of education proposes to submit to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, the question of issuing bonds of this board of education in the amount of \$41,000,000 for the purpose of constructing and renovating school buildings, acquiring and installing equipment and furnishings, and land acquisition, together with all necessary appurtenances thereto, and the question of levying an annual direct tax on all of the taxable property in this school district outside of the ten-mill limitation to pay the interest on and to retire said bonds, under authority of Section 133.18 of the Ohio Revised Code;

WHEREAS, this board of education desires to adopt a resolution declaring the necessity of said issue, said direct tax and said election;

WHEREAS, the proposed issue of bonds will make the total net indebtedness of said school district, as defined in Section 133.06(C) of the Ohio Revised Code, and with the exceptions therein provided, exceed four per cent (4%) and nine per cent (9%) of the assessed valuation of all property in said school district as listed and assessed for taxation as authorized and provided by Section 133.06(C) of the Ohio Revised Code; and

WHEREAS, this board of education desires to avail itself of the provisions of Section 133.06(C) of the Ohio Revised Code;

NOW THEREFORE, BE IT RESOLVED by the Board of Education of the Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That it is necessary to issue bonds of this Board of Education in the principal amount of \$41,000,000 for the purpose described in the Preambles hereof. Said bonds shall be dated approximately November 1, 2005, shall bear interest at the rate now estimated at four and seven-eighths percent (4.875%) per annum, and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty-eight (28) years after their issuance.

SECTION 2. That it is necessary that there shall be annually levied on all of the taxable property in this school district, a direct tax outside the limitation imposed by Section 2 of Article XII of the Constitution of the State of Ohio to pay the interest on and to retire said bonds.

SECTION 3. That the question of issuing said bonds and of levying said direct tax shall be submitted to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, pursuant to Section 133.18 of the Ohio Revised Code.

SECTION 4. That the Treasurer of this Board of Education be, and is hereby directed to apply to the Ohio Department of Taxation, Division of Tax Equalization and the

Ohio Superintendent of Public Instruction for consents to exceed the 4% debt limitation imposed by Section 133.06(C) of the Revised Code.

SECTION 5. That this Board of Education declares its school district to be a special needs district and hereby determines that the student population is not being adequately served by the existing permanent improvements of the school district and that the school district cannot obtain sufficient funds by the issuance of securities within the limitation of nine percent of its tax valuation to provide additional or improved needed improvements in time to meet the needs.

SECTION 6. That the Treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 7. That the treasurer of this Board of Education be and is hereby directed to certify a copy of this resolution to the county auditor for the calculation of the average annual levy that will be required to pay the interest on and retire said bonds.

SECTION 8. That the treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 9. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education; and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

William Hayes seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: McClain, aye; Hayes, aye; Fraker, aye; Ader, aye; Guthrie, aye. Motion carried.**

COP AND HIGH SCHOOL CONSTRUCTION

**Mrs. McClain moved seconded by Mr. Hayes to approve a Resolution Requesting the Fiscal Officer to Certify Maximum Maturity of Bonds in the sum of \$66,000,000.**

The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Roy Fraker, President  
Steven Ader, Vice President  
Michael Guthrie, Member  
William Hayes, Member  
Jane McClain, Member

Jane McClain moved the adoption of the following resolution:

MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

RESOLUTION NO. 5-06

**RESOLUTION REQUESTING FISCAL OFFICER  
TO CERTIFY MAXIMUM MATURITY OF BONDS**

WHEREAS, this board of education contemplates the issuance of bonds in the sum of \$66,000,000 for the purpose of constructing and renovating school buildings, acquiring and installing equipment and furnishings, and land acquisition, together with all necessary appurtenances thereto:

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That the treasurer of this Board of Education, as fiscal officer thereof, is hereby requested to certify to this Board of Education the estimated life of the improvements, assets and/or property to be made and/or acquired with the proceeds of the sale of the bonds referred to in the Preambles hereof and the maximum maturity of said bonds as provided in Section 133.20 of the Ohio Revised Code.

SECTION 2. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education, and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

William Hayes seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: McClain, aye; Hayes, aye; Fraker, aye; Ader, aye; Guthrie, aye. Motion carried.**

**Mrs. McClain moved seconded by Mr. Guthrie to approve a Resolution Declaring the Necessity of Issuing Bonds.**

The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Roy Fraker, President  
Steven Ader, Vice President  
Michael Guthrie, Member  
William Hayes, Member  
Jane McClain, Member

Jane McClain moved the adoption of the following resolution:

MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

RESOLUTION NO. 5-07

RESOLUTION DECLARING THE NECESSITY OF ISSUING BONDS, SUBMITTING THE QUESTION TO THE ELECTORS OF THE SCHOOL DISTRICT, AND DIRECTING THE FISCAL OFFICER TO APPLY FOR AUTHORITY TO EXCEED THE FOUR PER CENT DEBT LIMITATION AND DECLARING THE DISTRICT TO BE A SPECIAL NEEDS DISTRICT

WHEREAS, this board of education proposes to submit to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, the question of issuing bonds of this board of education in the amount of \$66,000,000 for the purpose of constructing and renovating school buildings, acquiring and installing equipment and furnishings, and land acquisition, together with all necessary appurtenances thereto, and the question of levying an annual direct tax on all of the taxable property in this school district outside of the ten-mill limitation to pay the interest on and to retire said bonds, under authority of Section 133.18 of the Ohio Revised Code;

WHEREAS, this board of education desires to adopt a resolution declaring the necessity of said issue, said direct tax and said election;

WHEREAS, the proposed issue of bonds will make the total net indebtedness of said school district, as defined in Section 133.06(C) of the Ohio Revised Code, and with the exceptions therein provided, exceed four per cent (4%) and nine per cent (9%) of the assessed valuation of all property in said school district as listed and assessed for taxation as authorized and provided by Section 133.06(C) of the Ohio Revised Code; and

WHEREAS, this board of education desires to avail itself of the provisions of Section 133.06(C) of the Ohio Revised Code;

NOW THEREFORE, BE IT RESOLVED by the Board of Education of the Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That it is necessary to issue bonds of this Board of Education in the principal amount of \$66,000,000 for the purpose described in the Preambles hereof. Said bonds shall be dated approximately November 1, 2005, shall bear interest at the rate now estimated at four and seven-eighths percent (4.875%) per annum, and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty-eight (28) years after their issuance.

SECTION 2. That it is necessary that there shall be annually levied on all of the taxable property in this school district, a direct tax outside the limitation imposed by Section 2 of Article XII of the Constitution of the State of Ohio to pay the interest on and to retire said bonds.

SECTION 3. That the question of issuing said bonds and of levying said direct tax shall be submitted to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, pursuant to Section 133.18 of the Ohio Revised Code.

SECTION 4. That the Treasurer of this Board of Education be, and is hereby directed to apply to the Ohio Department of Taxation, Division of Tax Equalization and the Ohio Superintendent of Public Instruction for consents to exceed the 4% debt limitation imposed by Section 133.06(C) of the Revised Code.

SECTION 5. That this Board of Education declares its school district to be a special needs district and hereby determines that the student population is not being adequately served by the existing permanent improvements of the school district and

that the school district cannot obtain sufficient funds by the issuance of securities within the limitation of nine percent of its tax valuation to provide additional or improved needed improvements in time to meet the needs.

SECTION 6. That the Treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 7. That the treasurer of this Board of Education be and is hereby directed to certify a copy of this resolution to the county auditor for the calculation of the average annual levy that will be required to pay the interest on and retire said bonds.

SECTION 8. That the treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 9. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education; and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

Michael Guthrie seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: McClain, aye; Guthrie, aye; Hayes, aye; Fraker, aye; Ader, aye. Motion carried.**

HIGH SCHOOL CONSTRUCTION

**Mr. Ader moved seconded by Mrs. McClain to approve a Resolution Requesting the Fiscal Officer to Certify Maximum Maturity of Bonds in the sum of \$25,000,000.**



The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Steven Ader moved the adoption of the following resolution:

MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

RESOLUTION NO. 5-08

**RESOLUTION REQUESTING FISCAL OFFICER  
TO CERTIFY MAXIMUM MATURITY OF BONDS**

WHEREAS, this board of education contemplates the issuance of bonds in the sum of \$25,000,000 for the purpose of constructing high school improvements, together with equipment, furnishing and necessary appurtenances thereto:

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That the treasurer of this Board of Education, as fiscal officer thereof, is hereby requested to certify to this Board of Education the estimated life of the improvements, assets and/or property to be made and/or acquired with the proceeds of the sale of the bonds referred to in the Preambles hereof and the maximum maturity of said bonds as provided in Section 133.20 of the Ohio Revised Code.

SECTION 2. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education, and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

Jane McClain seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: Ader, aye; McClain, aye; Guthrie, aye; Fraker, aye; Hayes, aye. Motion carried.**

**Mrs. McClain moved seconded by Mr. Guthrie to approve a Resolution Declaring the Necessity of Issuing Bonds.**

The Board of Education of the Marysville Exempted Village School District, County of Union, Ohio, met in special session at 4 o'clock p.m., on the 29th day of April, 2005, at 1000 Edgewood Drive, Marysville, Ohio, with the following members present:

Jane McClain moved the adoption of the following resolution:

MARYSVILLE EXEMPTED VILLAGE SCHOOL DISTRICT

RESOLUTION NO. 5-09

RESOLUTION DECLARING THE NECESSITY OF ISSUING BONDS, SUBMITTING THE QUESTION TO THE ELECTORS OF THE SCHOOL DISTRICT, AND DIRECTING THE FISCAL OFFICER TO APPLY FOR AUTHORITY TO EXCEED THE FOUR PER CENT DEBT LIMITATION AND DECLARING THE DISTRICT TO BE A SPECIAL NEEDS DISTRICT

WHEREAS, this board of education proposes to submit to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, the question of issuing bonds of this board of education in the amount of \$25,000,000 for the purpose of constructing high school improvements, together with equipment, furnishing and necessary appurtenances thereto, and the question of levying an annual direct tax on all of the taxable property in this school district outside of the ten-mill limitation to pay the interest on and to retire said bonds, under authority of Section 133.18 of the Ohio Revised Code;

WHEREAS, this board of education desires to adopt a resolution declaring the necessity of said issue, said direct tax and said election;

WHEREAS, the proposed issue of bonds will make the total net indebtedness of said school district, as defined in Section 133.06(C) of the Ohio Revised Code, and with the exceptions therein provided, exceed four per cent (4%) and nine per cent (9%) of the assessed valuation of all property in said school district as listed and assessed for taxation as authorized and provided by Section 133.06(C) of the Ohio Revised Code; and

WHEREAS, this board of education desires to avail itself of the provisions of Section 133.06(C) of the Ohio Revised Code;

NOW THEREFORE, BE IT RESOLVED by the Board of Education of the Marysville Exempted Village School District (hereinafter called the "Board of Education"), County of Union, Ohio:

SECTION 1. That it is necessary to issue bonds of this Board of Education in the principal amount of \$25,000,000 for the purpose described in the Preambles hereof. Said bonds shall be dated approximately November 1, 2005, shall bear interest at the rate now estimated at four and seven-eighths percent (4.875%) per annum, and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty-eight (28) years after their issuance.

SECTION 2. That it is necessary that there shall be annually levied on all of the taxable property in this school district, a direct tax outside the limitation imposed by Section 2 of Article XII of the Constitution of the State of Ohio to pay the interest on and to retire said bonds.

SECTION 3. That the question of issuing said bonds and of levying said direct tax shall be submitted to the electors of this school district at the election to be held on the 2<sup>nd</sup> day of August, 2005, pursuant to Section 133.18 of the Ohio Revised Code.

SECTION 4. That the Treasurer of this Board of Education be, and is hereby directed to apply to the Ohio Department of Taxation, Division of Tax Equalization and the Ohio Superintendent of Public Instruction for consents to exceed the 4% debt limitation imposed by Section 133.06(C) of the Revised Code.

SECTION 5. That this Board of Education declares its school district to be a special needs district and hereby determines that the student population is not being adequately served by the existing permanent improvements of the school district and that the school district cannot obtain sufficient funds by the issuance of securities within the limitation of nine percent of its tax valuation to provide additional or improved needed improvements in time to meet the needs.

SECTION 6. That the Treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 7. That the treasurer of this Board of Education be and is hereby directed to certify a copy of this resolution to the county auditor for the calculation of the average annual levy that will be required to pay the interest on and retire said bonds.

SECTION 8. That the treasurer of this Board of Education be and is hereby directed to certify to said Department of Taxation and said Superintendent of Public Instruction a copy of this resolution, together with a financial statement and such other pertinent data as may be required by said agencies.

SECTION 9. That it is found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education; and that all deliberations of this Board of Education 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 Section 121.22 of the Ohio Revised Code.

Michael Guthrie seconded the motion and the roll being called upon the question of adoption of the resolution, the vote resulted as follows:

AYE: 5

NAY: 0

ADOPTED this 29<sup>th</sup> day of April, 2005.

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Treasurer

**Roll call: McClain, aye; Guthrie, aye; Ader, aye; Fraker, aye; Hayes, aye. Motion carried.**

ADJOURNMENT

Mrs. McClain moved seconded by Mr. Hayes to adjourn at 6:00 p.m.

**Roll call: McClain, aye; Hayes, aye; Fraker, aye; Ader, aye; Guthrie, aye. Motion carried.**