

RECORD OF PROCEEDINGS

415

Minutes of

SPECIAL MEETING

Held**Wednesday, April 25, 2012****6:00 PM**

The Board of Education of the Madison Local School District met in Special Session on Wednesday, April 25, 2012 at the Madison Board of Education Building with the following members present: Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert, and Teresa Ward. Rex Reigert presided.

#66-12 Agenda Jacqueline Azbill moved and Michelle Hayes seconded that the Board adopt the agenda as presented and with such modifications made by the Superintendent. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

#67-12 Levy Question Jacqueline Azbill moved and Jay Fabian seconded that the Board call the question of the resolution of necessity for an additional tax for the purpose of current expenses in the amount of 5.4 mills and permanent improvements in the amount of .5 mills. Jacqueline Azbill, Jay Fabian, and Rex Reigert voted "Yes." Michelle Hayes and Teresa Ward voted "No." Vote: 3-2.

#68-12 5.9 Mill Levy Michelle Hayes moved and Teresa Ward seconded that the Board approve the following resolution:

A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL TAX FOR THE PURPOSES OF CURRENT EXPENSES AND PERMANENT IMPROVEMENTS AND REQUESTING THE LAKE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE SCHOOL DISTRICT AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT ADDITIONAL LEVY, PURSUANT TO SECTIONS 5705.03 AND 5705.217 OF THE REVISED CODE.

WHEREAS, this Board finds that the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the School District and that it is necessary to levy a tax in excess of that limitation for the purpose of providing funds for current expenses and for the acquisition, construction, enlargement, renovation and financing of general on-going permanent improvements; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.217 of the Revised Code, this Board must request that the Lake County Auditor certify (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of the District and the dollar amount of revenue that would be generated by the proposed levy.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Madison Local School District, Lake County, Ohio, that:

Section 1. This Board declares that it is necessary to levy a 5.9-mill ad valorem property tax in excess of the ten-mill limitation for the purpose of current operating expenses and the acquisition, construction, enlargement, renovation and financing of general, on-going permanent improvements. The tax shall be at a rate not exceeding 5.90 mills for each one dollar (\$1.00) of valuation, (of which 5.40 mills is allocated for current operating expenses and 0.50 mills is allocated for the acquisition, construction, enlargement, renovation and financing of general on-going permanent improvements) which amounts to zero dollars and 59 cents (\$0.590) for each one hundred dollars of valuation and will be for a continuing period of time, commencing in tax year 2012, for the first collection in calendar year 2013, and that it intends to submit the question of this additional levy to the electors at the special election on August 7, 2012, as authorized by Section 5705.217 of the Revised Code.

Section 2. This Board requests the Lake County Auditor to calculate and certify to it both (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the 5.9 mill levy specified in Section 1.

Section 3. The Treasurer of this Board is authorized and directed to deliver promptly to the Lake County Auditor a certified copy of this resolution.

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Section 4. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 5. This resolution shall be in full force and effect from and immediately upon its adoption.

Michelle Hayes and Teresa Ward voted "Yes." Jacqueline Azbill, Jay Fabian, and Rex Reigert voted "No." Vote: 2-3. The resolution failed.

Jacqueline Azbill moved and Jay Fabian seconded that the Board adopt the following resolution:

#69-12
4.4 Mill Levy

A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL TAX FOR THE PURPOSES OF CURRENT EXPENSES AND PERMANENT IMPROVEMENTS AND REQUESTING THE LAKE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE SCHOOL DISTRICT AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT ADDITIONAL LEVY, PURSUANT TO SECTIONS 5705.03 AND 5705.217 OF THE REVISED CODE.

WHEREAS, this Board finds that the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the School District and that it is necessary to levy a tax in excess of that limitation for the purpose of providing funds for current expenses and for the acquisition, construction, enlargement, renovation and financing of general on-going permanent improvements; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.217 of the Revised Code, this Board must request that the Lake County Auditor certify (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of the District and the dollar amount of revenue that would be generated by the proposed levy.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Madison Local School District, Lake County, Ohio, that:

Section 1. This Board declares that it is necessary to levy a 4.4-mill ad valorem property tax in excess of the ten-mill limitation for the purpose of current operating expenses and the acquisition, construction, enlargement, renovation and financing of general, on-going permanent improvements. The tax shall be at a rate not exceeding 4.40 mills for each one dollar (\$1.00) of valuation, (of which 3.90 mills is allocated for current operating expenses and 0.50 mills is allocated for the acquisition, construction, enlargement, renovation and financing of general on-going permanent improvements) which amounts to zero dollars and 44 cents (\$0.440) for each one hundred dollars of valuation and will be for a continuing period of time, commencing in tax year 2012, for the first collection in calendar year 2013, and that it intends to submit the question of this additional levy to the electors at the special election on August 7, 2012, as authorized by Section 5705.217 of the Revised Code.

Section 2. This Board requests the Lake County Auditor to calculate and certify to it both (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the 4.4 mill levy specified in Section 1.

Section 3. The Treasurer of this Board is authorized and directed to deliver promptly to the Lake County Auditor a certified copy of this resolution.

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Section 4. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 5. This resolution shall be in full force and effect from and immediately upon its adoption.

Jacqueline Azbill, Jay Fabian, and Rex Reigert voted "Yes." Michelle Hayes and Teresa Ward voted "No." Vote: 3-2. The resolution failed.

#70-12

4.9 Mill Levy

Jacqueline Azbill moved and Jay Fabian seconded that the Board approve the following resolution:

A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL TAX FOR THE PURPOSE OF CURRENT EXPENSES AND REQUESTING THE LAKE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE SCHOOL DISTRICT AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT ADDITIONAL LEVY, PURSUANT TO SECTIONS 5705.03 AND 5705.21 OF THE REVISED CODE.

WHEREAS, this Board finds that the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the School District and that it is necessary to levy a tax in excess of that limitation for the purpose of providing funds for current expenses; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.21 of the Revised Code, this Board must request that the Lake County Auditor certify (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of the District and the dollar amount of revenue that would be generated by the proposed levy.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Madison Local School District, Lake County, Ohio, two-thirds of all members elected thereto concurring that:

Section 1. This Board declares that it is necessary to levy an additional 4.90-mill ad valorem property tax outside of the ten-mill limitation for the purpose of current expenses. The tax shall be at a rate not exceeding 4.90 mills for each one dollar (\$1.00) of valuation, which amounts to zero dollars and forty-nine cents (\$0.490) for each one hundred dollars of valuation and will be for a continuing period of time, commencing in tax year 2012, for the first collection in calendar year 2013, and that it intends to submit the question of that additional levy to the electors at the special election on August 7, 2012, as authorized by Section 5705.21 of the Revised Code.

Section 2. This Board requests the Lake County Auditor calculate and certify to it both (i) the total current tax valuation of the School District and (ii) the dollar amount of revenue that would be generated by the 4.90 mill levy specified in Section 1.

Section 3. The Treasurer of this Board is authorized and directed to deliver promptly to the Lake County Auditor a certified copy of this resolution.

Section 4. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 5. This resolution shall be in full force and effect from and immediately upon its adoption.

Jacqueline Azbill, Jay Fabian and Rex Reigert voted "Yes." Michelle Hayes and Teresa Ward voted "No." Vote: 3-2. The resolution failed.

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Jacqueline Azbill moved and Jay Fabian seconded that the Board call the question of the resolution of necessity for an additional tax for the purpose of current expenses in the amount of 1,888,388 each year for 10 years. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

**#71-12
Levy
Question**

Jacqueline Azbill moved and Jay Fabian seconded that the Board adopt the following resolution:

WHEREAS, the revenue that will be raised by all tax levies that the Madison Local School District is authorized to impose, when combined with state and federal revenues, will be insufficient to avoid an operating deficit.

**#72-12
4.9 Mill Levy**

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Madison Local School District, that pursuant to and in accordance with Ohio Revised Code Section 5705.194, it is necessary to levy an additional tax in excess of the ten-mill limitation for the purpose of avoiding an operating deficit. The amount of money that is necessary to raise for that purpose is one million, eight hundred eighty-eight thousand, three hundred eighty-eight dollars and zero Cents (\$1,888,388) for each year that the additional millage from the emergency levy is in effect. The additional tax millage shall be in effect for ten (10) years and shall include a levy upon the 2012 tax list and duplicate, as approved by the majority of the electors voting thereon.

BE IT FURTHER RESOLVED, that the question of levying the additional tax be submitted to the electors of the Madison Local School District at the time of the special election, August 7, 2012.

BE IT FURTHER RESOLVED, that a copy of this Resolution be certified by the Treasurer of the Board of Education to the Lake County Auditor with instructions to calculate and certify to the Board of Education of the Madison Local School District the estimated annual levy, expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation throughout the life of the levy that will be required to produce the amount set forth in this Resolution.

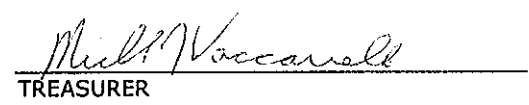
BE IT FURTHER RESOLVED, that it is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Jacqueline Azbill, Jay Fabian, and Rex Reigert voted "Yes." Michelle Hayes and Teresa Ward voted "No." Vote: 3-2.

Jacqueline Azbill moved and Michelle Hayes seconded that the Board adjourn the meeting. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

The audio recording of the public sessions of this meeting, as found on file in the Treasurer's office, is incorporated herein by reference, pursuant to Board policy BCCG.


RESIDENT


TREASURER