

Held **Thursday, February 4, 2010** **7:00 p.m.**

The Board of Education of the Madison Local School district met in special session, Thursday, February 4, 2010, at the Board of Education Office with the following members present: Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Teresa Ward. Rex Reigert presided.

Michelle Hayes moved and Teresa Ward seconded that the Board enter into executive sessions prior to approving agenda. Michelle Hayes and Teresa Ward voted "Yes". Rex Reigert, Jacqueline Azbill, and Jay Fabian voted "No".
Vote: 2-3.

#31-10
Moving
executive
sessions

Michelle Hayes moved and Teresa Ward seconded that the Board move public participation to beginning of agenda prior to Recommendations of the Treasurer. Michelle Hayes and Teresa Ward voted "Yes". Rex Reigert, Jacqueline Azbill, and Jay Fabian voted "No".
Vote: 2-3.

#32-10
Moving
public
participation

Jacqueline Azbill moved and Jay Fabian seconded that the Board adopt the agenda as presented and with such modifications made by the Superintendent. Rex Reigert, Jacqueline Azbill, Jay Fabian voted "Yes". Michelle Hayes and Teresa Ward voted "No".
Vote: 3-2.

#33-10
Agenda

RECOMMENDATION OF THE TREASURER

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

RESOLUTION DETERMINING TO PROCEED WITH BOND ISSUE AND TAX LEVY

WHEREAS, this board of education (the "Board of Education") by resolution duly adopted determined the necessity of issuing bonds to pay the local share of school construction under the State of Ohio Classroom Facilities Assistance Program as a segmented project, together with, as applicable, new construction, renovations and other improvements to school facilities, equipment, furnishings, site improvements and all necessary appurtenances, all in connection with a new elementary school and a new middle school, and the necessity of levying an annual direct tax on all the taxable property in the Madison Local School District (the "School District"), outside of the ten-mill limitation to pay the interest on and to retire said bonds and provided that the question of issuing said bonds and of levying said direct tax shall be submitted to the electors of said School District at the election to be held on the 4th day of May, 2010 as a single proposition together with the question of levying an additional one-half mill tax, outside of the ten mill limitation in compliance with the State of Ohio Classroom Facilities Assistance Program; and

WHEREAS, the treasurer of the School District has determined that the maximum maturity of said bonds is thirty-seven (37) years; and

WHEREAS, the county auditor has certified the total tax valuation of the School District as \$387,564,640.

WHEREAS, the county auditor has certified that the estimated average annual levy throughout the life of said \$21,857,274 school improvement bonds which will be required to pay the interest on and retire said bonds, is two and eighty-three hundredths (2.83) mills, for each one dollar (\$1.00) of valuation which amounts to twenty-eight and three tenths cents (\$0.283) for each one hundred dollars (\$100.00) of valuation; and

WHEREAS, in addition to the levy to pay debt service on the aforementioned school improvements bonds, an additional tax in the amount of one-half (0.50) mill for each one dollar of valuation shall be levied outside of the ten-mill limitation for a period of twenty-three (23) years for maintenance tax purposes;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Madison Local School District, Counties of Lake and Geauga, Ohio:

SECTION 1. That it is hereby determined to proceed with the issuance of bonds of this Board of Education in the aggregate principal amount of \$21,857,274 to pay the local share of school construction under the State of Ohio Classroom Facilities Assistance Program as a segmented project, together with, as applicable, new construction, renovations and other improvements to school facilities, equipment, furnishings, site improvements and all necessary appurtenances in connection with a new elementary school and a new middle school, and to levy an annual direct tax on all the taxable property in said School District outside of the limitation imposed by Section 2 of Article XII of the Constitution of the State of Ohio for a period of thirty-seven (37) years and that the question of issuing said bonds and of levying said direct tax shall be submitted to the electors of said School District at the election to be held on the 4th day of May, 2010.

#34-10
Bond Issue
and Tax
Levy
Resolution

Held

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7:00 p.m.

SECTION 2. That it is hereby determined to proceed with a levy of taxes in addition to the annual levy of taxes required to repay debt service on the school improvement bonds, at a rate of one-half (0.50) mill for each one dollar of valuation for a period of twenty-three (23) years, the proceeds of which shall be used to pay the cost of maintaining the classroom facilities included in the project, and that the question of issuing bonds of the School District shall be combined in a single proposal with the question of such tax levy pursuant to Section 3318.056 of the Ohio Revised Code.

SECTION 3. That the form of ballot upon which the question of issuing said bonds and of levying said direct tax and the question of levying said one-half mill maintenance tax shall be submitted to the electors as follows:

Proposed Bond Issue and Tax Levy
A Majority affirmative vote is
Necessary for Passage

"Shall bonds be issued by Madison Local School District for the purpose of paying the local share of school construction under the State of Ohio Classroom Facilities Assistance Program, together with, as applicable, new construction, renovations and other improvements to school facilities, equipment, furnishings, site improvements and all necessary appurtenances in the principal amount of \$21,857,274 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 2.83 mills for each one dollar of tax valuation, which amounts to 28.3 cents for each one hundred dollars of tax valuation, commencing in 2012, first due in calendar year 2013, to pay the annual debt charges on the bonds, and to pay debt charges on any notes issued in anticipation of those bonds?

and

Shall an additional levy of taxes be made for a period of 23 years, commencing in 2012, first due calendar year 2013, to benefit the Madison Local School District, the proceeds of which shall be used to pay the cost of maintaining classroom facilities included in the project at the rate of 0.5 mill for each one dollar of tax valuation?"

FOR THE BOND ISSUE AND TAX LEVY

AGAINST THE BOND ISSUE AND TAX LEVY

SECTION 4. That the treasurer of this Board of Education be and is hereby directed to certify to the Board of Elections a true and correct copy of the resolution of this Board of Education determining the necessity of said bonds, said direct taxes and said election and a true and correct copy of this resolution, together with the amount of the average tax levy, expressed in dollars and cents for each one hundred dollars (\$100.00) of valuation, as well as in mills for each one dollar (\$1.00) of valuation, estimated by the county auditor to be required to pay the debt charges on such bonds (including the maintenance tax portion), and the maximum number of years required to retire said bonds and to levy said maintenance tax, and to notify said Board of Elections to cause notice of such election to be given as required by law.

SECTION 5. 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 the law, including Section 121.22 of the Ohio Revised Code.

Rex Reigert , Jacqueline Azbill, Jay Fabian, Michelle Hayes voted "Yes". Teresa Ward voted "no". Vote: 4-1.

Held	Thursday, February 4, 2010	7:00 p.m.
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Jay Fabian moved and Michelle Hayes seconded that the Board adopt the following resolution.

A RESOLUTION REQUESTING THE TAXING AUTHORITY
OF THE LAKE COUNTY SCHOOL FINANCING DISTRICT
TO SUBMIT THE QUESTION OF THE RENEWAL OF AN
EXISTING TAX LEVY TO THE ELECTORS OF THAT DISTRICT

#35-10
Resolution
req. renewal
of tax levy

WHEREAS, the territory of this school district is included in the Lake County School Financing District, and this Board has not adopted any resolution for the withdrawal of the territory of this school district from the Lake County School Financing District; and

WHEREAS, the voters of the Lake County School Financing District at the general election held in that district on November 6, 1990 by the requisite majority vote approved an additional tax for the benefit of the Lake County School Financing District, pursuant to then Section 5705.211 of the Revised Code, for the purpose of current expenses for specified educational programs within the territory of the Lake County School Financing District at a rate not exceeding 4.9 mills for each one dollar of valuation for a period of five years; and

WHEREAS, at a special election held for such purpose on May 2, 1995, the voters of the Lake County School Financing District by the requisite majority vote approved the renewal of that tax levy for five years, which renewal tax was levied for the first time on the 1995 tax list and duplicate, and the proceeds of which will be received for the last time during calendar year 2000; and

WHEREAS, at a special election held for such purpose on March 7, 2000, the voters of the Lake County School Financing District by the requisite majority vote approved the renewal of that tax levy for five years, which renewal tax was levied for the first time on the 2000 tax list and duplicate, and the proceeds of which will be received for the last time during calendar year 2005; and

WHEREAS, at a special election held for such purpose on May 3, 2005, the voters of the Lake County School Financing District by the requisite majority vote approved the renewal of that tax levy for five years, which renewal tax was levied for the first time on the 2005 tax list and duplicate, and the proceeds of which will be received for the last time during calendar year 2010; and

WHEREAS, pursuant to an agreement entered into as of April 24, 1990 between this School District and the other school districts whose territory is included in the Lake County School Financing District, this School District receives and has received a portion of the proceeds of the tax levy, and this Board determines that the continued receipt of those tax proceeds will be needed in order to provide for the costs of certain specified educational programs for pupils of this District; and

WHEREAS, in order for the Governing Board of the Lake County Educational Service Center, acting as the board of the Lake County School Financing District, to be authorized to adopt and to submit to the Board of Elections a resolution providing for the submission to the electors of the question of the renewal of the existing tax levy, it is necessary for this Board and for the boards of education of all of the other school districts whose territory is included in the Lake County School Financing District to adopt identical resolutions within a sixty-day period requesting the submission of the question of such renewal levy by the Lake County School Financing District to the electors of that District; and

WHEREAS, this Board has requested and received from the County Auditor of Lake County and the County Auditor's statement of the total current tax valuation of the Lake County School Financing District and the amount of revenue that would be generated by the renewal levy provided for herein.

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

Held

Thursday, February 4, 2010

7:00 p.m.

Section 1. This Board of Education, pursuant to Section 5705.215 and division (B) of Section 5705.21 of the Revised Code, hereby requests the Governing Board of the Lake County Educational Service Center, acting as the taxing authority of the Lake County School Financing District, to submit at a special election to be held therein on May 4, 2010, the question of the renewal of an existing levy at the rate of four and nine-tenths (4.9) mills for the purpose of current expenses for specified educational purposes within the territory of the Lake County School Financing District, for five years beginning with the tax list and duplicate for the year 2010, the proceeds of which levy would first be available in calendar year 2011.

Section 2. The Treasurer is directed to promptly submit a certified copy of this resolution to the Governing Board of the Lake County Educational Service Center and to the Boards of Education of the Riverside Local School District, the Painesville City Local School District, and the Perry Local School District, those being all of the other school districts whose territory is included in the territory of the Lake County School Financing District.

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 those formal actions, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code.

Section 4. This resolution shall be in full force and effect from and immediately upon its adoption.

Rex Reigert , Jacqueline Azbill, Jay Fabian, Michelle Hayes ,and Teresa Ward voted "Yes". Vote: 5-0.

RECOMMENDATION OF THE SUPERINTENDENT

#36-10
LGCA
agreement
All schools

Jacqueline Azbill moved and Michelle Hayes seconded that the Board enter into an agreement with Lake Geauga Computer Association to provide Internet access services for Madison High School, Madison Middle School, Homer Nash Kimball Elementary School, North Madison Elementary School, and Red Bird Elementary School, under the terms and conditions as found on file in the Board Office, effective February 1, 2010, at a total annual basic service fee of \$54,360. Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Teresa Ward voted "Yes". Vote: 5-0.

#37-10
LGCA
agreement
Memorial
complex

Jay Fabian moved and Jacqueline Azbill seconded to enter into an agreement with Lake Geauga Computer Association to install and provide Internet access services for the Memorial Complex, under the terms and conditions as found on file in the Board Office, effective February 1, 2010, at an installation fee of \$750 and annual basic service fee of \$4,200. Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Teresa Ward voted "Yes". Vote: 5-0.

Executive
session

Jay Fabian moved and Jacqueline Azbill seconded that the Board enter into executive session for the purposes of #1, #4 as outlined below, pursuant to ORC §121.22.

- (1) the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of public employees or regulated individuals, or the investigation of charges or complaints against a public employee or regulated individual unless such person requests a public hearing.
- (4) preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees.

Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Teresa Ward voted "Yes". Vote: 5-0. Time: 7:42 p.m.

RECORD OF PROCEEDINGS

Minutes of

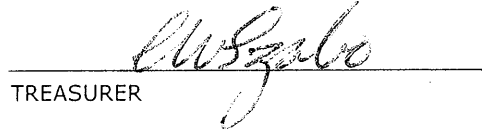
SPECIAL MEETING**Held****Thursday, February 4, 2010****7:00 p.m.**

The meeting was reconvened from executive session with a roll call: Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Teresa Ward. Time: 9:07 p.m.

Jacqueline Azbill moved and Michelle Hayes seconded that the Board adjourn the meeting. Rex Reigert, Jacqueline Azbill, Jay Fabian, Michelle Hayes and Teresa Ward voted "Yes". Vote: 5-0. Time: 9:08 p.m.

The audiotape 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.



PRESIDENT

TREASURER