

The Board of Education of the Celina City School District, County of Mercer, Ohio (the "School District"), met in \_\_\_\_\_ session at \_\_\_\_\_ o'clock p.m., on the 21st day of October, 2019, at \_\_\_\_\_, Celina, Ohio, with the following members present:

\_\_\_\_\_ moved the adoption of the following resolution:

**CELINA CITY SCHOOL DISTRICT**

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION DECLARING THE NECESSITY OF A BOND ISSUE AND TAX LEVY, CERTIFYING THE SAME TO THE COUNTY AUDITOR AND BOARD OF ELECTIONS, AND SUBMITTING THE QUESTION TO THE ELECTORS OF THE SCHOOL DISTRICT**

WHEREAS, this School District intends to participate in the Ohio School Facilities Commission's Classroom Facilities Assistance Program (the "Program"); and

WHEREAS, this Board of Education (hereinafter called "Board of Education") of the School District has qualified as a lapsed district to receive assistance from the State of Ohio, under Section 3318.01 to Section 3318.20, inclusive, of the Ohio Revised Code (the "Classroom Facilities Act") by virtue of the Program; and

WHEREAS, the Ohio School Facilities Commission (the "Commission") has determined (and such determination shall be approved by the Controlling Board) the amount of the State's portion of the cost of such classroom facilities (the "Project"); and

WHEREAS, the provisions of the Program require, in order for the School District to be eligible for State assistance, that the School District pay for its portion of the basic project cost ("Basic Project Cost") as determined pursuant to Section 3318.032 of the Ohio Revised Code; and

WHEREAS, it is necessary for this Board of Education to issue approximately \$69,246,475 of bonds (the "Bonds"), which is an amount not less than the School District's portion of basic project costs and the cost of other improvements to school facilities, consisting of locally funded initiatives for the Project; and

WHEREAS, this Board of Education proposes to submit to the electors of the entire territory of this School District at the election to be held on the 17th day of March, 2020, the question of issuing bonds of this Board of Education in the amount of \$69,246,475 for the purpose of paying the School District's portion of the basic project cost under the State of Ohio's Classroom Facilities Assistance Program and locally funded initiatives not exceeding one-half of the School District's portion of the basic project cost (including Celina Intermediate School

renovation and addition for grades PK-6; construction of a new 7-12 school building, and the abatement and demolition of the Celina Primary School, Elementary School, Middle School, High School and Education Complex), including technology and site improvements, together with equipment, furnishings, landscaping and 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 tenmill limitation to pay the interest on and to retire said bonds, under authority of Section 133.18 of the Ohio Revised Code; and

WHEREAS, this Board of Education has received conditional approval of the Commission for participation in the Program; and

WHEREAS, this School District desires to proceed with the Project; and construction of the additional improvements, to protect the health and safety of its students; and

WHEREAS, it is unable, by issuing bonds in an amount equal to the School District's portion of Basic Project Cost, to provide adequate classroom facilities without assistance from the State, and in order to qualify for such State assistance, it is necessary to levy taxes outside the limitation imposed by Section 2 of Article XII, Ohio Constitution to pay the interest on and to retire Bonds to pay the School District's portion of basic project cost and the cost of other improvements to school facilities, consisting of locally funded initiatives for the Project, and to provide an additional one-half mill maintenance levy for the purpose of maintaining or upgrading the classroom facilities included in the Project, under the State of Ohio Classroom Facilities Assistance Program, and that the question of such Bond issue and tax levies shall be submitted to the electors of the entire territory of the Celina City School District at the election to be held March 17, 2020; and

WHEREAS, pursuant to the provisions of Section 3318.05 and 3318.06, it is necessary that the rate which is necessary to be levied for an additional tax apart from the tax needed to pay debt service on the Bonds shall be not less than one-half mill for each one dollar of valuation and that such tax shall be levied for a period of twenty-three (23) years; and

WHEREAS, the questions of issuing the Bonds and levying a tax for maintenance as required by the Program shall be combined as one ballot issue pursuant to and as authorized by Section 3318.056 of the Ohio Revised Code; and

WHEREAS, this Board of Education desires to adopt a resolution declaring the necessity of said Bond issue, said direct taxes and said election; and

WHEREAS, the Treasurer of this Board of Education has certified the maximum maturity of the Bonds to be thirty-eight (38) years.

NOW THEREFORE, BE IT RESOLVED by the Board of Education of the Celina City School District, County of Mercer, Ohio:

SECTION 1. That it is necessary to issue Bonds of this Board of Education in the principal amount of \$69,246,475 for the purpose described in the Preambles hereof. Said amount shall be spent in compliance with Ohio Revised Code Section 133.06 (I). Said Bonds shall be dated approximately June 1, 2020, shall bear interest at the rate now estimated at four

percent (4%) per annum, and shall mature in substantially equal annual or semiannual installments over a period not exceeding thirty-eight (38) years after their issuance.

SECTION 2. That it is necessary that there shall be annually levied on all of the taxable property of the entire territory of 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. Said tax shall be first levied in tax year 2020 and first collected in calendar year 2021.

SECTION 3. That the question of issuing said Bonds and of levying said direct tax shall be submitted to the electors of the entire territory of this School District at the election to be held on the 17th day of March, 2020, pursuant to Section 133.18 of the Ohio Revised Code.

SECTION 4. That the question of an additional levy of taxes, apart from the tax needed to pay debt service on the Bonds, for a period of twenty-three (23) years to benefit the Celina City School District, the proceeds of which shall be used to pay the cost of maintaining or upgrading the classroom facilities included in the Project, at the rate of one-half mill for each one dollar valuation, for a period of twenty-three (23) years, shall also be submitted to the electors of the entire territory of this School District as hereinafter provided. Said tax shall also be first levied in tax year 2020 and first collected in calendar year 2021. The question of issuing Bonds 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 5. That the Treasurer of this Board of Education be and is hereby directed to certify a copy of this resolution to the Mercer County Auditor for the determination of total current assessed value and calculation of the average annual levy that will be required to pay the interest on and retire said Bonds and the dollar amount of revenue generated by the one-half mill maintenance levy pursuant to Section 5705.03 of the Ohio Revised Code.

SECTION 6. 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.

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

AYE:

NAY:

ADOPTED this 21st day of October, 2019.

\_\_\_\_\_  
Treasurer

**Prepared By: Dinsmore & Shohl LLP**

15429617

**CERTIFICATE**

The undersigned hereby certifies that the foregoing is a true and correct copy of a resolution adopted at a meeting held on the 21st day of October, 2019, together with a true and correct extract from the minutes of said meeting to the extent pertinent to consideration and adoption of said resolution.

The undersigned further certifies that a true and correct copy of said resolution was filed with the Mercer County Auditor on the \_\_\_\_ day of October, 2019.

\_\_\_\_\_  
Treasurer

**RECEIPT**

The undersigned hereby acknowledges receipt this day of a certified copy of the foregoing resolution.

\_\_\_\_\_  
County Auditor  
Mercer County, Ohio

Dated: October \_\_\_\_, 2019

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