

MINUTES

Special Meeting
Board of Education
Troy City School District
500 N. Market Street
Troy, Ohio 45373
Monday, February 2, 2015, at 7:00 A.M.

The Board of Education of the Troy City School District met in Special Session at the Troy Board of Education Office, Troy, Ohio 45373, at 7:00 A.M. on Monday, February 2, 2015. The President of the Board of Education, Mr. Doug Trostle, presided. Following the Pledge of Allegiance, Jeff Price, Treasurer called the roll and the following members of the Board of Education were present: Mrs. Beamish, Mr. Lucas, Mrs. Reives and Mr. Trostle. Mr. Heffner was absent. Also in attendance were Mr. Eric Herman, Superintendent and several administrators.

RESOLUTION 15-012

RESOLUTION DETERMINING TO PROCEED TO LEVY A TAX IN EXCESS OF THE TEN-MILL LIMITATION

The adoption of the following resolution was moved by Mr. Lucas and seconded by Mrs. Reives:

WHEREAS, pursuant to the provisions of Section 5705.21 of the Ohio Revised Code, this board has determined the necessity to levy a renewal tax in excess of such ten-mill limitation for the purpose of current expenses at a rate not exceeding five and nine-tenths (5.90) mills for each one dollar (\$1.00) of valuation for a period of five (5) years. Said tax is proposed to renew an existing five and nine-tenths (5.90) mill, five (5) year levy authorized by a majority of the electors of the school district voting on said proposition at an election held on May 4, 2010; and

WHEREAS, this Board of Education has received certification of the County Auditor that the current total tax valuation of the District is \$641,677,800.00 and that the dollar amount of revenue that would be generated annually by the proposed 5.90 mill renewal levy is \$2,825,681.13.

BE IT RESOLVED by the Board of Education of the Troy City School District (herein the "School District"), County of Miami, Ohio, two-thirds of all the members elected thereto concurring:

SECTION 1. That the board of education hereby determines to proceed with the levy and the question of the adoption of said renewal tax shall be submitted to the electors of the School District at the election to be held on May 5, 2015, and if said renewal tax is approved by a majority of said electors such renewal tax levy shall first be placed upon the 2015 tax list and duplicate, for first collection in calendar year 2016.

SECTION 2. That the form of the ballot to be used at said election shall be substantially as follows:

PROPOSED TAX LEVY (RENEWAL)

TROY CITY SCHOOL DISTRICT

A majority affirmative vote is
necessary for passage

A renewal of a tax for the benefit of the Troy City School District **FOR THE PURPOSE OF CURRENT EXPENSES**, at a rate not exceeding five and nine-tenths (5.90) mills for each one dollar (\$1.00) of valuation, which amounts to fifty-nine cents (\$0.59) for each one hundred dollars (\$100.00) of valuation, for five (5) years, commencing in 2015, first due in calendar year 2016.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

SECTION 3. That the treasurer of this board of education be and is hereby directed to certify a copy of this resolution to the board of elections, not later than four o'clock (4:00) p.m. ninety (90) days before the date of said election and to notify said board of elections to cause notice of the election on the question of levying said tax to be given as required by law.

SECTION 4. 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.

Roll call: yeas - Beamish, Lucas, Reives, Trostle; nays – none; absent - Heffner

Motion carried.

**RESOLUTION 15-013 RATIFICATION OF THE SOUTHWESTERN OHIO EDUCATIONAL
PURCHASING COUNCIL NATURAL GAS SALES AGREEMENT**

The adoption of the following resolution was moved by Mrs. Reives and seconded by Mrs. Beamish:

WHEREAS, The Southwestern Ohio Educational Purchasing Council ("EPC"), an association of state funded, not for profit school districts and independent elementary and secondary schools, has completed an arrangement for a natural gas supply program with **Direct Energy Business Marketing, LLC d/b/a Direct Energy Business ("Seller")** for schools and school districts located in the **Vectren** Service Area for the period of July 2015 through June 2017 with three possible one-year renewals; and

WHEREAS, Troy City School District is a member in good standing of the EPC; and

WHEREAS, the School Participant has reviewed the Natural Gas Sales and Service Agreement ("Agreement") attached hereto and incorporated as part of this ratification;

NOW THEREFORE, in consideration of the premises and the mutual covenants and other good and valuable consideration, School Participant agrees as follows:

1. School Participant hereby represents and warrants that it is a member in good standing of EPC; and
2. School Participant hereby ratifies, accepts and agrees to comply with and be bound by the Agreement as if its signature appeared on said Agreement; and
3. School Participant hereby authorizes EPC on an ongoing basis in accordance with the Agreement to make requests for fixed prices and to execute transaction confirmations for natural gas supplies, futures, options and hedges; and
4. School Participant and Seller hereby acknowledge and agree that this Ratification of the Agreement shall not make or be construed to make the School Participant liable for the unpaid balance of any other past or present member of the EPC natural gas program; and
5. This Ratification shall obligate the School Participant to pay for any natural gas and/or natural gas transportation service the School Participant uses pursuant to the terms and conditions of the Agreement; and

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6. School Participant and Seller acknowledges that the Agreement attached hereto cannot be changed or otherwise modified without the express written approval of the EPC and ratification by the School Participant.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective as of the Effective Date

Roll call: yeas - Beamish, Lucas, Reives, Trostle; nays – none; absent - Heffner

Motion carried.

**RESOLUTION 15-014 ADJOURNMENT INTO EXECUTIVE SESSION FOR THE PURPOSE
OF DISCUSSING PERSONNEL**

It was moved by Mr. Lucas and seconded by Mrs. Reives that the meeting adjourn into Executive Session at 7:07 a.m.

Roll call: yeas - Beamish, Lucas, Reives, Trostle; nays – none; absent - Heffner

Motion carried.

Following the Executive Session, Mr. Trostle called the Board back into general session at 7:12 a.m.

RESOLUTION 15-015 ADJOURNMENT

It was moved by Mrs. Reives and seconded by Mrs. Beamish that the meeting be adjourned at 7:13 a.m.

Roll call: yeas - Beamish, Lucas, Reives, Trostle; nays – none; absent - Heffner

Motion carried.

Doug Trostle, President

Jeff Price, Treasurer

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