



HINSDALE COUNTY SCHOOL DISTRICT RE-1

Board of Education

Thursday, August 27, 2015

5:30 pm

Lake City Community School English Classroom

Special Meeting

Agenda

1. Action Item: Consider approval of Resolution to place 5.9 million dollar bond issue on the November 3, 2015 ballot.
2. Action Item: Consider approval of credit card for School Counselor Rebecca Hall

STATE OF COLORADO)
HINSDALE COUNTY SCHOOL DISTRICT NO. RE-1) ss.
HINSDALE COUNTY)

As the Secretary of the Board of Education of Hinsdale County School District No. Re-1, Hinsdale County, Colorado (the “District”), I do hereby certify that:

1. Attached is a true and correct copy of a resolution (the “Resolution”) adopted by the Board of Education (the “Board”) at a public meeting held on August 27, 2015.

2. Notice of the meeting was posted not less than twenty-four hours prior to the meeting in accordance with the open meetings provisions of the Colorado Sunshine Act of 1972 (Section 24-6-402, C.R.S.)

3. The Resolution was duly moved, seconded and adopted at such meeting by the affirmative vote of a majority of the members of the Board as follows:

<u>Board Member</u>	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Abstaining</u>
Tara Hardy	_____	_____	_____	_____
Rob Hudgeons	_____	_____	_____	_____
Bill Reinhardt	_____	_____	_____	_____
Elizabeth Stuntz	_____	_____	_____	_____
Phillip Virden	_____	_____	_____	_____

4. The Resolution was duly approved by the Board, signed by the President of the Board, sealed with the District’s seal, attested by the Secretary of the Board and recorded in the minutes of the Board.

5. The meeting at which the Resolution was adopted was noticed, and all proceedings relating to the adoption of the Resolution were conducted, in accordance with all applicable bylaws, rules, regulations and resolutions of the District, in accordance with the normal procedures of the District relating to such matters, and in accordance with applicable constitutional provisions and statutes of the State of Colorado and all other applicable laws.

WITNESS my hand and the seal of the District as of August 27, 2015.

Secretary

[SEAL]

RESOLUTION

A RESOLUTION CALLING AN ELECTION ON NOVEMBER 3, 2015 FOR ELECTOR APPROVAL TO INCUR DEBT AND LEVY PROPERTY TAXES TO PAY SUCH DEBT; SETTING THE BALLOT TITLE AND CONTENT FOR THE BALLOT ISSUE TO BE SUBMITTED; AND AUTHORIZING THAT ALL NECESSARY OR APPROPRIATE ACTIONS BE TAKEN RELATING TO THE ELECTION FOR SUCH APPROVAL

WHEREAS, Hinsdale County School District No. Re-1, in Hinsdale County, Colorado (the “District”), is a duly organized and validly existing school district, political subdivision and body corporate of the State of Colorado (the “State”); and

WHEREAS, the Board of Education (the “Board”) of the District has determined that the interest of the District in providing a public education to its pupils, and the public interest or necessity, demand the acquisition, construction, installation or completion of improvements and facilities permitted pursuant to Section 22-42-102(2), C.R.S. and generally referenced in the ballot issue set forth in Appendix A attached hereto (the “Improvements”); and

WHEREAS, there are not sufficient funds in the treasury of the District, and the Board does not anticipate that existing sources of revenue will be sufficient, to generate the moneys necessary to construct, acquire, install and complete the Improvements on a timely basis; and

WHEREAS, the Board has determined that the issuance and payment of general obligation bonds is necessary to enable the financing of the Improvements on a timely basis, and the State Constitution and applicable laws require that the proposition to create such debt must first be submitted to and approved by the eligible electors of the District; and

WHEREAS, the election shall be conducted as a coordinated election in Hinsdale County in accordance with articles 1 to 13 of title 1, Colorado Revised Statutes, as amended (the “Uniform Election Code”); and

WHEREAS, the Clerk and Recorder of Hinsdale County (the “County Clerk”) is the coordinated election official for the election pursuant to the Uniform Election Code, and is responsible for mailing the notice of election required by Article X, Section 20(3)(b) of the State Constitution (the “TABOR Notice”); and

WHEREAS, the District will assist the County Clerk in providing necessary information and notices for the conduct of the election; and

WHEREAS, the Board has determined to set the ballot title for the ballot issue to be submitted at the election called by this Resolution;

THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF HINSDALE COUNTY SCHOOL DISTRICT NO. RE-1, IN THE COUNTY OF HINSDALE AND THE STATE OF COLORADO:

1. An election shall be held on Tuesday, November 3, 2015 (the “Election Date”) at which there shall be submitted to the eligible electors of the District a ballot issue for authorization to incur debt and the levy of property taxes to pay such debt, which ballot issue shall be in substantially the form attached hereto as Appendix A.

2. For purposes of Section 1-11-203.5, C.R.S., this Resolution shall serve to set the ballot title for the ballot issue set forth in the appendix hereto. Appendix A is hereby incorporated into this Resolution as if set forth in full herein. The ballot title for the ballot issue attached hereto as Appendix A shall be the text of such ballot issue.

3. Shawn Arthur is hereby reaffirmed as the “Designated Election Official” responsible for the running of the election for the District. The Designated Election Official is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and comply with the Uniform Election Code, Article X, Section 20 of the Colorado Constitution (“TABOR”) and other applicable laws and election rules.

4. Not later than 60 days before the Election Date (Friday, September 4, 2015) the Designated Election Official shall certify a copy of the ballot issue set forth in Appendix A hereto to the County Clerk in accordance with Section 1-5-203, C.R.S. If the District refers more than one ballot issue to the voters at the same election (whether by this Resolution or one or more other resolutions), the order of the ballot shall, as provided by the rules of the Secretary of State, be as follows: first, measures to increase taxes; second, measures to retain excess revenues; third, measures to increase debt; and fourth, other referred measures. If the District refers more than one ballot issue within any such category, the order within such category shall, unless otherwise determined by the Board, be the same as the order of the ballot issues in the resolution of the Board that orders that such ballot issues be so referred (with questions set forth in separate resolutions listed in the order in which such resolutions were adopted).

5. No later than 42 days before the Election Date (Tuesday, September 22, 2015), the Designated Election Official shall submit the TABOR Notice to the County Clerk in the form, if any, specified by the County Clerk. Thereafter, at least 30 days before the Election Date (Friday, October 5, 2015) the County Clerk is to mail, at the least cost, the notice required by Article X, Section 20(3)(b) of the Colorado Constitution to the registered voters of the District.

6. No later than 20 days before the Election Date (Wednesday, October 14, 2015), the Designated Election Official shall ensure that the additional posting of financial notice is made on the District’s website in accordance with the requirements of Section 1-7-908, C.R.S.

7. No later than 20 days before the Election Date (Friday, October 14, 2015) the Designated Election Official shall cause a notice of election to be published (if not otherwise published by the County Clerks) and, no later than 10 days before the Election Date (Friday, October 23, 2015), such notice shall be posted in the office of the Designated Election Official in accordance with the Section 1-5-205, C.R.S.

8. As provided in Section 1-1-106, C.R.S., if the State Constitution or a State statute requires doing an act “no later than” or “at least” a certain number of days prior to the Election Date, the period is shortened to and ends on the prior business day that is not a Saturday, Sunday or legal holiday.

9. If a majority of the votes cast on the ballot issue attached hereto as Appendix A shall be in favor of the ballot issue, the District, acting through the Board, shall be authorized to proceed with the necessary action to incur debt and levy taxes in accordance with the ballot issue. The authority to incur debt and levy ad valorem property taxes, if conferred by the results of the election, shall be deemed and considered a continuing authority to incur debt and levy the taxes so authorized at any one time, or from time to time, and neither the partial exercise of the authority so conferred, nor any lapse of time, shall be considered as exhausting or limiting the full authority so conferred.

10. The officers and employees of the District are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

11. All actions not inconsistent with the provisions of this Resolution heretofore taken by the members of the Board and the officers and employees of the District and directed toward holding the election for the purposes stated herein are hereby ratified, approved and confirmed.

12. All prior acts, orders or resolutions, or parts thereof, by the District in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

13. If any section, paragraph, clause or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution, it being the intention that the various parts hereof are severable.

14. This Resolution shall take effect immediately upon its passage.

ADOPTED AND APPROVED this 27th day of August, 2015.

HINSDALE COUNTY SCHOOL DISTRICT NO. RE-1

[DISTRICT SEAL]

By _____
President

ATTEST:

By _____
Secretary

**APPENDIX A
FORM OF BALLOT ISSUE**

Ballot Issue 3[]

SHALL HINSDALE COUNTY SCHOOL DISTRICT NO. RE-1 DEBT BE INCREASED \$5,900,000, WITH A REPAYMENT COST OF UP TO \$8,985,000, AND SHALL DISTRICT TAXES BE INCREASED BY UP TO \$515,000 ANNUALLY FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, REPAIRING AND IMPROVING DISTRICT CAPITAL ASSETS TO, AMONG OTHER THINGS:

- CONSTRUCT A GYMNASIUM AT LAKE CITY COMMUNITY SCHOOL,
- ADDRESS SAFETY AND SECURITY NEEDS THROUGH REMODELING THE MAIN ENTRANCE TO THE LAKE CITY COMMUNITY SCHOOL AND CONSTRUCTING AN APPROXIMATELY 700 SQUARE FOOT ADDITION, AND
- IMPROVE ENERGY EFFICIENCY BY UPGRADING THE HEATING AND VENTILATION SYSTEM AND INSTALLING MORE ENERGY EFFICIENT LED LIGHTING, AND ENHANCE SAFETY BY INSTALLING A FIRE SPRINKLER SYSTEM.

BY THE ISSUANCE AND PAYMENT OF GENERAL OBLIGATION BONDS WHICH SHALL BEAR INTEREST, MATURE, BE SUBJECT TO REDEMPTION, WITH OR WITHOUT PREMIUM, AND BE ISSUED AT SUCH TIME, AT SUCH PRICE (AT, ABOVE OR BELOW PAR) AND IN SUCH MANNER AND CONTAINING SUCH TERMS, NOT INCONSISTENT WITH THIS BALLOT ISSUE, AS THE BOARD OF EDUCATION MAY DETERMINE; AND SHALL AD VALOREM PROPERTY TAXES BE LEVIED WITHOUT LIMIT AS TO THE MILL RATE TO GENERATE AN AMOUNT SUFFICIENT IN EACH YEAR TO PAY THE PRINCIPAL OF, PREMIUM IF ANY, AND INTEREST ON SUCH DEBT AND TO FUND ANY RESERVES FOR THE PAYMENT THEREOF?