

12. SUPERINTENDENT ITEMS  
12.1 New Hires

- F. Approve Courtney Boysel for hire as part-time Cook, 188 day contract, 20 hours per week at Food Service Class 1 Step 1, for the 2017/18 school year effective 8/15/2017, pending receipt of all required paperwork.

12.2 Personnel

- D. Approve Paul Grimes for monthly cell phone usage stipend at a rate of \$40.00 per month per Board Policy EGAC, effective 8/1/2017 through 6/30/2018.

14. RESOLUTION AUTHORIZING REMOVAL OF A LEVY QUESTION FROM THE NOVEMBER 7, 2017 BALLOT

(Ohio Revised Code Section 3311.21)

Operating and Permanent Improvement Combined Levy

(Ohio Revised Code Sections 3311.21, 5705.25, House Bill 124, Effective June 28, 2017)

Operating and Permanent Improvement Renewal Levy

WHEREAS, on June 15, 2017, the Board adopted a resolution declaring the necessity of an additional tax (the "Combined Levy") in excess of the ten-mill limitation for the purpose of (i) improving, renovating, remodeling, enlarging, furnishing and equipping school buildings and facilities, and (ii) providing for the current expenses of the School District;

WHEREAS, on July 20, 2017, the Board adopted a resolution declaring its intent to proceed with placing the Combined Levy on the ballot for the November 7, 2017 election;

WHEREAS, on July 20, 2017, the Board adopted a resolution pursuant to Sections 3311.21 and 5705.25, Ohio Revised Code and Section 3 of Substitute House Bill Number 124 of the 132nd Ohio General Assembly, effective June 28, 2017, declaring its intent to proceed with submitting to the voters of the School District residing in Franklin, Marion, Morrow, and Union Counties (the "Non-Dominant Counties") the question of a renewal levy (the "Renewal Levy") for the purpose of (i) improving, renovating, remodeling, enlarging, furnishing and equipping school buildings and facilities, and (ii) providing funds for current expenses of the School District, to renew all of a tax in excess of the ten-mill limitation in the amount of 1.7 mills for each one dollar of valuation, which amounts to \$0.17 for each one hundred dollars of valuation, for a period of ten years, and which Renewal Levy the voters of the School District residing in Delaware County approved at the November 3, 2015 election;

WHEREAS, on July 21, 2017, pursuant to a resolution of this Board dated July 20, 2017 and Section 133.70, Ohio Revised Code, the Board filed a complaint for validation of proceedings taken in connection with securities, which complaint is currently pending in case *Delaware Area Career Center Board of Education v. Joseph W. Testa; George Kaitza and All Property Owners, Tax-Payers and Citizens of the Delaware Area Career Center, et.al.*, Delaware Court of Common Pleas, Case No. 17-CVH-07-0449 (the "Validation Action");

WHEREAS, through the Validation Action, the School District is seeking an order (the "Validation Order") validating among other things proceedings taken in connection with securities, including the Renewal Levy and which Validation Order, if granted as requested by the School District and not appealed within the statutory time period, would obviate the need for voter approval of the Combined Levy;

WHEREAS, pursuant to Section 133.70(L), Ohio Revised Code, the final judgment of the Delaware Court of Common Pleas in the Validation Action may be appealed within ten days of the entry of final judgment by such court, and any such appeal is required to take priority over all other civil cases pending, except matters of habeas corpus, in the court of appeals;

WHEREAS, if the Validation Order is granted as requested by the School District and is not appealed within the statutory time period, the Board desires to authorize the removal of the question of the Combined Levy from the ballot for the election scheduled for November 7, 2017; and

WHEREAS, if the Validation Order (i) is not granted as requested by the School District or (ii) is granted as requested by the School District and is appealed during the statutory time period, the Board desires to authorize the removal of the question of the Renewal Levy from the ballot in the Non-Dominant Counties for the election scheduled for November 7, 2017;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Delaware Area Career Center, Delaware, Franklin, Marion, Morrow, and Union Counties, Ohio, that:



## ADDENDUM TO AGENDA

DELAWARE AREA CAREER CENTER BOARD OF EDUCATION  
REGULAR MEETING - **AUGUST 17, 2017** (6:30 P.M.)  
DELAWARE AREA CAREER CENTER SOUTH CAMPUS - BOARD ROOM

Section 1. This Board hereby determines that, if the Validation Order is granted as requested by the School District and is not appealed within the statutory time period, the Superintendent is authorized to determine not to proceed with the submission to the electors of the School District the Combined Levy question. Upon such determination by the Superintendent, the Treasurer is hereby authorized to take all actions necessary to remove the submission to the electors of the School District the Combined Levy question, and the Board hereby requests that the Boards of Elections of Delaware, Franklin, Marion, Morrow, and Union Counties, Ohio, not place such question on the general election ballot scheduled for November 7, 2017.

Section 2. This Board hereby determines that, if (i) the Validation Order is not granted as requested by the School District; or (ii) if the Validation Order is granted as requested by the School District and is appealed within the statutory time period, the Superintendent is authorized to determine not to proceed with the submission to the electors of the Non-Dominant Counties the Renewal Levy question. Upon such determination by the Superintendent, the Treasurer is authorized to take all actions necessary to remove the submission to the electors of the Non-Dominant Counties the Renewal Levy question, and the Board hereby requests that the Boards of Elections of Delaware, Franklin, Marion, Morrow, and Union Counties, Ohio, not place such question on the general election ballot scheduled for November 7, 2017.

Section 3. The Treasurer of this Board is hereby authorized and directed, upon the determination of the Superintendent as set forth herein, to certify a copy of this Resolution to the Boards of Elections of Delaware, Franklin, Marion, Morrow, and Union Counties, Ohio.

Section 4. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and all deliberations of this Board 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 Ohio Revised Code Section 121.22.