

At a REGULAR session of the County Commission of Boone County, West Virginia, held at the Courthouse thereof on the 19th day of February, 2019, the following order was made and ordered:

SUBJECT: SCHOOL LEVY NOVEMBER 2, 2019

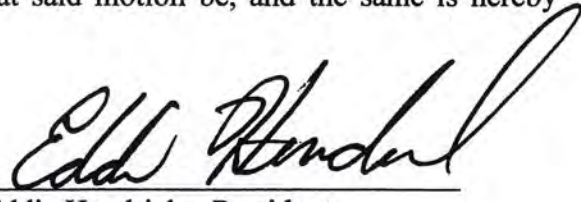
The following motion was offered by Commissioner Bratcher:

That the Boone County Commission does hereby approve the request of Boone County School Superintendent, Jeff Huffman, to hold a Special Election, on November 2, 2019, to renew the School Levy.

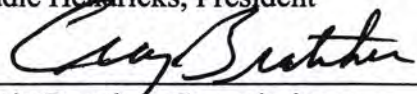
The adoption of the foregoing motion, having been made by Craig Bratcher, Commissioner, seconded by Brett Kuhn, Commissioner, the vote thereon was as follows:

Eddie Hendricks, President.....AYE
Craig Bratcher, Commissioner.....AYE
Brett Kuhn, Commissioner.....AYE

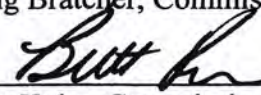
Whereupon, Eddie Hendricks, Commission President, declared said motion duly adopted; and it is therefore ADJUDGED and ORDERED that said motion be, and the same is hereby adopted.



Eddie Hendricks, President



Craig Bratcher, Commissioner



Brett Kuhn, Commissioner

STATE OF WEST VIRGINIA, BOONE COUNTY CLERK'S OFFICE TO WHICH I, ROGER TONEY, CLERK OF THE BOONE COUNTY COMMISSION OF BOONE COUNTY WEST VIRGINIA, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY FROM THE RECORDS OF MY SAID OFFICE, AS THE SAME APPEARS THEREIN.

General Election BOOK NO. 4 PAGE NO. 684
GIVEN UNDER MY HAND AND OFFICIAL SEAL, AT MADISON, WEST VIRGINIA, THIS
18th DAY OF March, 2020
TESTE: Roger Toney, CLERK
BY: Pamela R. Johnson, DEPUTY

AN ORDER OF THE BOARD OF EDUCATION OF THE COUNTY OF BOONE DIRECTING THE SUBMISSION TO THE VOTERS OF BOONE COUNTY AT A SPECIAL ELECTION TO BE HELD NOVEMBER 2, 2019 ALL QUESTIONS CONNECTED WITH THE RENEWAL OF EXTRA LEVIES TO PROVIDE SUFFICIENT FUNDS TO PAY THE GENERAL CURRENT EXPENSES OF SAID BOARD.

After full consideration thereof, The Board of Education of the County of Boone (the "Board"), being of the opinion that the levies for current expenses authorized by Article 8, Chapter 11 of the Code of West Virginia, 1931, as amended, will not provide sufficient funds for the payment of general current expenses of schools in Boone County, including expenditures for the purposes hereinafter stated, during the fiscal years beginning July 1, 2020, July 1, 2021, July 1, 2022, July 1, 2023, and July 1, 2024, and having ascertained that the approximate average amounts hereinafter shown in excess of the amounts raised by regular levies will be needed by the Board, subject to variations from year to year, during each of said five (5) fiscal years, and that the question of increase of such levies should be submitted to the voters of Boone County at a special election to be held on November 2, 2019 in accordance with applicable law, it is hereby ORDERED and DECLARED:

1. The purpose for which additional funds are needed is the payment of the general current expenses of the Board, including, but not limited to, the payment of county salary supplements for all professional and service personnel, including the 1984 county supplement, and associated fixed costs; employee salaries, and fixed employee costs, that are paid exclusively from local funds for employees outside and above the State Aid Formula; instructional supplies and equipment; supporting the provision of free meals for all students; textbooks, both hardcopy and/or digital; transportation of students to athletic contests and other extra-curricular activities; school safety and security initiatives; building operation, repair and maintenance; capital improvements to existing schools and/or athletic facilities; new technology, replacement of dated technology, and expansion of technology infrastructure; all as more particularly described below.

2. The approximate average annual amount considered necessary for each purpose, subject to variation from year to year as provided herein, is set forth as follows:

<u>PURPOSE FOR WHICH ADDITIONAL FUNDS ARE NEEDED</u>	<u>ANNUAL AMOUNT FOR EACH PURPOSE</u>
A. County salary supplements for all professional and service personnel, including the 1984 county supplement, and associated fixed costs	\$2,270,314
B. Employee salaries, and fixed employee costs, that are paid exclusively from local funds for employees outside and above the State Aid Formula	\$2,445,229

C. Instructional supplies and equipment	\$110,000
D. Support the provision of free meals for all students	\$100,000
E. Textbooks, both hardcopy and/or digital	\$150,000
F. Transportation of students to athletic contests and other extra-curricular activities	\$55,000
G. School safety and security initiatives	\$70,000
H. Building operation, repair and maintenance	\$250,000
I. Capital improvements to existing schools and/or athletic facilities	\$105,615
J. New technology, replacement of dated technology, and expansion of technology infrastructure	\$100,000
TOTAL:	\$5,656,158

As noted above and provided in Section 3 of this Order, the amounts set forth above are the average annual amounts for each purpose. The actual amounts for each purpose will likely vary from one fiscal year to the next. If any item in the above-stated purposes is declared unconstitutional or invalid due to judicial or legislative action, then any affected funds will be distributed among the remaining constitutional and valid itemized purposes.

3. The total amount necessary to carry out the above purposes over five fiscal years, after making reasonable allowances for uncollected taxes and shrinkage, is \$28,280,790 or the average sum of \$5,656,158 annually. The actual amounts budgeted, as well as the amounts spent, for each purpose and in aggregate, likely will vary from one fiscal year to the next depending on the realized tax collections and the needs of the Boone County School District, as determined by the Board with respect to each fiscal year and, further, are subject to downward adjustments (if any) required to be made for any fiscal year under W. Va. Code §18-9B-8. If the amounts budgeted by the Board for a specific purpose or purposes for a fiscal year are not able to be spent entirely in such fiscal year, then the unspent amount shall be carried over and spent on such specific purpose or purposes in subsequent fiscal years.

4. The separate and aggregate assessed valuation of each class of taxable property within the Boone County for the assessment year 2019 is as follows:

Class I	\$0
Class II	\$231,103,769
Class III	\$557,273,760
Class IV	\$66,837,333

TOTAL \$855,214,862

5. The proposed additional rate of levies in cents for each \$100 of value on each class of property within Boone County for the fiscal years beginning July 1, 2020, July 1, 2021, July 1, 2022, July 1, 2023, and July 1, 2024 is as follows:

Class I Property	22.95 cents
Class II Property	45.90 cents
Class III Property	91.80 cents
Class IV Property	91.80 cents

6. If authorized by the voters the additional levies shall apply to the fiscal years beginning July 1, 2020, July 1, 2021, July 1, 2022, July 1, 2023, and July 1, 2024.

7. The question of such additional levies shall be submitted to a vote at a special election to be held in Boone County, West Virginia on the 2nd day of November, 2019.

8. The Board will not issue bonds in connection with the approval of the proposed increased levy.

9. If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, or if surplus funds are generated due to increased assessed valuations, then in either case the Board shall be authorized and empowered to expend at the end of each fiscal year, during the term of the levies, the surplus (if any) in excess of the amount needed for any of the above-stated purposes for the enrichment, supplementation and advancement of all educational programs in Boone County, and other purposes pertinent to the operation of Boone County Schools, in the discretion of the Board. Such additional or surplus funds may be used either in substitution for or in addition to the funds obtained from the excess levy.

10. In the event that the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years, the Board is hereby authorized and empowered to determine in its discretion (i) which one or more of the above-stated purposes shall be reduced for each such fiscal year and (ii) the amount of each such reduction for such fiscal year; provided, however, that the total of all such reductions shall not exceed the amount of such collection shortfall each year and; provided, further, that if any such reduction for one or more of the above-state purposes is necessary, then subject to downward adjustments (if any) required to be made for any fiscal year under W. Va. Code §18-9B-8, **the funds allocated for Purpose A set forth in the chart above shall be the last purpose considered by the Board for a reduction in funds in the event of a shortfall.**

11. The special election shall be conducted by paper ballots in accordance with applicable law. All other provisions of the laws concerning excess levies and/or special elections shall apply as far as they are applicable. The costs of such special election shall be borne by the Board. Accordingly, the Secretary of The Board is hereby authorized and directed to acquire and

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furnish to election officials all proper election supplies, and attend to the publication requirements of Section 12 of this Order, and to do all things necessary to present the question proposed by this Order to the voters in the Boone County School District at the above-referenced special election.

12. Notice calling for the special election shall be given by the publication of this Order in *The Coal Valley News*, a newspaper of general circulation in Boone County, West Virginia, as qualified by the West Virginia Secretary of State.

13. The official ballot to be used in the election herein provided shall be in form as follows:

OFFICIAL BALLOT
 Special Election to Authorize Renewal
 of Additional Levies According to the Order of
 The Board of Education of the County of Boone
 Adopted and Entered on June 3, 2019

Special election to authorize additional levies (the "Excess Levy") for the fiscal years beginning July 1, 2020, July 1, 2021, July 1, 2022, July 1, 2023, and July 1, 2024 in the approximate average amount of \$5,656,158.00 annually for the purpose of the payment of the general current expenses of The Board of Education of the County of Boone (the "Board"), including, but not limited to, the payment of county salary supplements for all professional and service personnel, including the 1984 county supplement, and associated fixed costs; employee salaries, and fixed employee costs, that are paid exclusively from local funds for employees outside and above the State Aid Formula; instructional supplies and equipment; supporting the provision of free meals for all students; textbooks, both hardcopy and/or digital; transportation of students to athletic contests and other extra-curricular activities; school safety and security initiatives; building operation, repair and maintenance; capital improvements to existing schools and/or athletic facilities; new technology, replacement of dated technology, and expansion of technology infrastructure; all according to the Order of the Board entered on the 3rd day of June, 2019 and as more particularly described below.

The approximate average annual amount considered necessary for each purpose, subject to variation from year to year as provided herein, is set forth as follows:

<u>PURPOSE FOR WHICH ADDITIONAL FUNDS ARE NEEDED</u>	<u>ANNUAL AMOUNT FOR EACH PURPOSE</u>
A. County salary supplements for all professional and service personnel, including the 1984 county supplement, and associated fixed costs	\$2,270,314
B. Employee salaries, and fixed employee costs, that are paid exclusively from local funds for employees outside and above the State Aid Formula	\$2,445,229

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C. Instructional supplies and equipment	\$110,000
D. Support the provision of free meals for all students	\$100,000
E. Textbooks, both hardcopy and/or digital	\$150,000
F. Transportation of students to athletic contests and other extra-curricular activities	\$55,000
G. School safety and security initiatives	\$70,000
H. Building operation, repair and maintenance	\$250,000
I. Capital improvements to existing schools and/or athletic facilities	\$105,615
J. New technology, replacement of dated technology, and expansion of technology infrastructure	\$100,000
TOTAL:	\$5,656,158

As noted above, the amounts set forth above are the average annual amounts for each purpose. The actual amounts for each purpose will likely vary from one fiscal year to the next. If any item in the above-stated purposes is declared unconstitutional or invalid due to judicial or legislative action, then any affected funds will be distributed among the remaining constitutional and valid itemized purposes.

That the proposed additional rate of levy, in cents per \$100 of assessed value on each class of property, is as follows:

Class I Property	22.95 cents
Class II Property	45.90 cents
Class III Property	91.80 cents
Class IV Property	91.80 cents

The Board will not issue bonds in connection with the approval of the proposed increased levy.

If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, or if surplus funds are generated due to increased assessed valuations, then in either case the Board shall be authorized and empowered to expend at the end of each fiscal year, during the term of the levies, the surplus (if any) in excess of the amount needed for any of the above-stated purposes for the enrichment, supplementation and advancement of all educational programs in Boone County, and other purposes pertinent to the operation of Boone County Schools, in the discretion of the Board. Such additional or surplus

funds may be used either in substitution for or in addition to the funds obtained from the excess levy.

In the event that the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years, the Board is hereby authorized and empowered to determine in its discretion (i) which one or more of the above-stated purposes shall be reduced for each such fiscal year and (ii) the amount of each such reduction for such fiscal year; provided, however, that the total of all such reductions shall not exceed the amount of such collection shortfall each year and; provided, further, that if any such reduction for one or more of the above-state purposes is necessary, then subject to downward adjustments (if any) required to be made for any fiscal year under W. Va. Code §18-9B-8, **the funds allocated for Purpose A set forth in the chart above shall be the last purpose considered by the Board for a reduction in funds in the event of a shortfall.**

INSTRUCTIONS TO VOTERS

Those favoring the renewal of the additional levies shall darken the oval after "FOR THE LEVIES". Those against such levies shall darken the oval after "AGAINST THE LEVIES".

VOTE BELOW

FOR THE LEVIES

AGAINST THE LEVIES

*******END OF FORM OF BALLOT*******

14. Absentee ballots shall be applied for, obtained from and returned to the Clerk of the County Commission of the County of Boone, and said Clerk is hereby appointed the agent for the Board to perform all duties relating to absentee ballots in the special election.

15. The registration of voters and the use of the registration booths shall be governed by the permanent registration law of the State of West Virginia and the Board hereby adopts the registration list of Boone County as the official registration list of the school district for this special election.

[Signature page follows this page.]

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Adopted and entered on this 3rd day of June, 2019.

**THE BOARD OF EDUCATION OF THE
COUNTY OF BOONE**

Susan L. Kimbler
President

[SEAL]

ATTEST:

Jerry W. Huffman
Secretary

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\$413.91

You may redeem at any time before 12/17/2019 by paying

delinquent property and other parties that may have any interest in the subject property.

You will take notice that

JOE H. PYLE COMPLETE AUCTION SERVICE, INC.
Joe Pyle, Broker WV212 • Alan Heidreth WV2224
5546 Benedum Drive, Shinnston, WV
(888) 875-1599 • www.joerpyleauctions.com

OFFICIAL LEVY BALLOT
BOARD OF EDUCATION
BOONE COUNTY, WEST VIRGINIA
SATURDAY, NOVEMBER 2, 2019

Special election to authorize additional levies (the "Excess Levy") for the fiscal years beginning July 1, 2020, July 1, 2021, July 1, 2022, July 1, 2023, and July 1, 2024 in the approximate average amount of \$5,656,158.00 annually for the purpose of the payment of the general current expenses of The Board of Education of the County of Boone (the "Board"), including, but not limited to, the payment of county salary supplements for all professional and service personnel, including the 1984 county supplement, and associated fixed costs; employee salaries, and fixed employee costs, that are paid exclusively from local funds for employees outside and above the State Aid Formula; instructional supplies and equipment; supporting the provision of free meals for all students; textbooks, both hardcopy and/or digital; transportation of students to athletic contests and other extra-curricular activities; school safety and security initiatives; building operation, repair and maintenance; capital improvements to existing schools and/or athletic facilities; new technology, replacement of dated technology, and expansion of technology infrastructure; all according to the Order of the Board entered on the 3rd day of June, 2019 and as more particularly described below.

The approximate average annual amount considered necessary for each purpose, subject to variation from year to year as provided herein, is set forth as follows:

Table with 2 columns: PURPOSE FOR WHICH ADDITIONAL FUNDS ARE NEEDED and ANNUAL AMOUNT FOR EACH PURPOSE. Rows include A. County salary supplements, B. Employee salaries, C. Instructional supplies, D. Free meals, E. Textbooks, F. Transportation, G. School safety, H. Building operation, I. Capital improvements, J. New technology, and a TOTAL row.

As noted above, the amounts set forth above are the average annual amounts for each purpose. The actual amounts for each purpose will likely vary from one fiscal year to the next. If any item in the above-stated purposes is declared unconstitutional or invalid due to judicial or legislative action, then any affected funds will be distributed among the remaining constitutional and valid itemized purposes.

That the proposed additional rate of levy, in cents per \$100 of assessed value on each class of property, is as follows:

Class I Property 22.95 cents, Class II Property 45.90 cents, Class III Property 91.80 cents, Class IV Property 91.80 cents

The Board will not issue bonds in connection with the approval of the proposed increased levy.

If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, or if surplus funds are generated due to increased assessed valuations, then in either case the Board shall be authorized and empowered to expend at the end of each fiscal year, during the term of the levies, the surplus (if any) in excess of the amount needed for any of the above-stated purposes for the enrichment, supplementation and advancement of all educational programs in Boone County, and other purposes pertinent to the operation of Boone County Schools, in the discretion of the Board.

In the event that the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years, the Board is hereby authorized and empowered to determine in its discretion (i) which one or more of the above-stated purposes shall be reduced for each such fiscal year and (ii) the amount of each such reduction for such fiscal year; provided, however, that the total of all such reductions shall not exceed the amount of such collection shortfall each year and; provided, further, that if any such reduction for one or more of the above-stated purposes is necessary, then subject to downward adjustments (if any) required to be made for any fiscal year under W. Va. Code §18-9B-8, the funds allocated for Purpose A set forth in the chart above shall be the last purpose considered by the Board for a reduction in funds in the event of a shortfall.

INSTRUCTIONS TO VOTERS: Those favoring the renewal of the levies, place (X) in the square before "FOR THE LEVIES", those against such levies place (X) in the square before "AGAINST THE LEVIES".

- FOR THE LEVIES
AGAINST THE LEVIES

At a STATUTORY SESSION of the County Commission of Boone County, West Virginia, Ex-Officio Board of Canvassers, held at the Boone County Courthouse on Friday the 8th day of November, 2019.

PRESENT: Eddie Hendricks, President, Craig Bratcher and Brett Kuhn Commissioners

The work of canvassing the said SPECIAL LEVY ELECTION now being declared at 4:14 pm, we, the joint EX-OFFICIO BOARD OF CANVASSERS, do hereby continue this STATUTORY SESSION until the 48 hour recount request will end.

The following motion was offered by Commissioner Craig Bratcher:

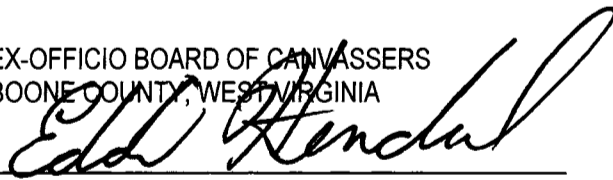
The adoption of the foregoing motion, having been made by Craig Bratcher Commissioner, and duly seconded by Brett Kuhn, Commissioner, the vote was as follows.

Eddie Hendricks, President.....Aye___
Craig Bratcher, Commissioner.....Aye___
Brett Kuhn, Commissioner.....Aye___

IN WITNESS WHEREOF, We, the BOARD OF CANVASSERS, have hereunto signed our names this 19th day of November, 2019.

COUNTY COMMISSION OF
BOONE COUNTY, WEST VIRGINIA

EX-OFFICIO BOARD OF CANVASSERS
BOONE COUNTY, WEST VIRGINIA



Eddie Hendricks, President



Craig Bratcher, Commissioner



Brett Kuhn, Commissioner

BOE Special Levy Election November 2, 2019

	For Levy	Against Levy	Total
Pct. 2-Greenview/Ramage	34	15	49
Pct. 3-Manila	16	4	20
Pct. 4-Jeffrey/Ottawa	22	6	28
Pct. 7-Low Gap	46	15	61
Pct. 9-Hewett	32	9	41
Pct. 11-Lick Creek/Turtle Creek	36	9	45
Pct. 12-Mem. Bldg.	102	16	118
Pct. 13-Courthouse	58	12	70
Pct. 14-Danville	48	9	57
Pct. 15-Foster/Lory	99	19	118
Pct. 17-Julian	46	6	52
Pct. 18-Morrisvale	21	9	30
Pct. 19-West Madison	56	20	76
Pct. 22-Peytona	72	5	77
Pct. 23-Nellis	19	0	19
Pct. 25-Ashford	41	28	69
Pct. 30-Racine	83	5	88
Pct. 31-Comfort	46	6	52
Pct. 32-Seth	89	4	93
Pct. 36-Orgas	34	3	37
Pct. 40-Whitesville/Seng Creek	63	2	65
Pct. 41-Sylvester	48	3	51
Pct. 45-Uneeda	28	6	34
Pct. 46-Van/Bandytown.Cazy	60	17	77
Pct. 52-BarrettWharton	83	3	86
Pct. 53-Brown Sch.	17	7	24
Provisional Ballots	6	1	7
TOTALS	1305	239	1544

At a CONTINUED STATUTORY SESSION of the County Commission of Boone County, West Virginia, Ex-Officio Board of Canvassers, held at the Boone County Courthouse on Wednesday the 13th day of November, 2019.

PRESENT: Craig Bratcher and Brett Kuhn Commissioners

The work of canvassing the SPECIAL ELECTION, continued and held on the 13th day of November, 2019, now being completed as to certification at 4:05 pm, we, the EX-OFFICIO BOARD OF CANVASSERS, do hereby adjourn this STATUTORY SESSION

The following motion was offered by Commissioner Craig Bratcher:

The adoption of the foregoing motion, having been made by Craig Bratcher, Commissioner, and duly seconded by Brett Kuhn, Commissioner, the vote was as follows.

Eddie Hendricks, President.....	_____Absent_____
Craig Bratcher, Commissioner.....	_____Aye_____
Brett Kuhn, Commissioner.....	_____Aye_____

IN WITNESS WHEREOF, We, the BOARD OF CANVASSERS, have hereunto signed our names this 13th day of November, 2019.

EX-OFFICIO BOARD OF CANVASSERS
BOONE COUNTY, WEST VIRGINIA

COUNTY COMMISSION OF
BOONE COUNTY, WEST VIRGINIA

Absent

 Eddie Hendricks, President

Craig Bratcher

 Craig Bratcher, Commissioner

Brett Kuhn

 Brett Kuhn, Commissioner

BOE Special Levy Election November 2, 2019

	For Levy	Against Levy	Total
Pct. 2-Greenville/Ramage	34	15	49
Pct. 3-Manila	16	4	20
Pct. 4-Jeffrey/Ottawa	22	6	28
Pct. 7-Low Gap	46	15	61
Pct. 9-Hawett	32	9	41
Pct. 11-Lick Creek/Turtle Creek	36	9	45
Pct. 12-Mem. Bldg.	102	16	118
Pct. 13-Courthouse	58	12	70
Pct. 14-Danville	48	9	57
Pct. 15-Foster/Lory	99	19	118
Pct. 17-Julian	46	6	52
Pct. 18-Morrisvale	21	9	30
Pct. 19-West Madison	56	20	76
Pct. 22-Peytona	72	5	77
Pct. 23-Nellis	19	0	19
Pct. 25-Ashford	41	28	69
Pct. 30-Racine	83	5	88
Pct. 31-Comfort	46	6	52
Pct. 32-Seth	89	4	93
Pct. 36-Orgas	34	3	37
Pct. 40-Whitesville/Seng Creek	63	2	65
Pct. 41-Sylvester	48	3	51
Pct. 45-Uneeda	28	6	34
Pct. 46-Van/Bandytown/Cazy	60	17	77
Pct. 52-Barrett/Wharton	83	3	86
Pct. 53-Brown Sch.	17	7	24
Provisional Ballots	6	1	7
TOTAL	1305	239	1544

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