

# Minutes

## Board of Education of the Rocky River City School District

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# Minutes

## Board of Education of the Rocky River City School District

The Board of Education of the Rocky River City School District, Cuyahoga County, Ohio, met in a Special Board of Education Meeting on August 7, 2013 at 5:50 p.m. in the Curriculum Library at the Board of Education Offices.

**Guests and visitors are requested to sign the Visitors' Register. In accordance with Bylaw 0169.1: Public Participation at Board Meetings, those wishing to address the Board are required to complete the Bylaw 0169.1 Form and submit it to the Superintendent or President of the Board prior to the start of the meeting. Thank you.**

### CALL TO ORDER

### ROLL CALL

**PRESENT** - Dr. Fancher, Ms. Goepfert, Mr. Milano, Mrs. Rounds, Mr. Swartz

### RESOLUTION TO ADOPT AGENDA

Resolution No. 137-13

BE IT RESOLVED by the Board of Education of the Rocky River City School District that it hereby adopts this Agenda, including any addendum attached hereto, for the August 7, 2013 meeting.

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

### **RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013, OF THIS SCHOOL DISTRICT, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$131,428.56 (EXHIBIT A)**

Resolution No. 138-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

# Minutes

## Board of Education of the Rocky River City School District

**RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013A, OF THIS SCHOOL DISTRICT, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$57,071.42 (EXHIBIT B)**

Resolution No. 139-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

**RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013B, OF THIS SCHOOL DISTRICT IN THE AGGREGATE PRINCIPAL AMOUNT OF \$382,300.00 (EXHIBIT C)**

Resolution No. 140-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

**RESOLUTION TO DECLARE URGENT NECESSITY AND AUTHORIZE CONSTRUCTION CONTRACT WITH HARNER PLUMBING, INC. FOR HOT WATER SYSTEM AT ROCKY RIVER HIGH SCHOOL FIELD HOUSE (EXHIBIT D)**

Resolution No. 141-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Aye
Jay Milano	Second
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

# Minutes

## Board of Education of the Rocky River City School District

### RESOLUTION TO DECLARE URGENT NECESSITY AND AUTHORIZE CONSTRUCTION CONTRACT WITH HARNER PLUMBING, INC, FOR BOOSTER PUMP AT ROCKY RIVER HIGH SCHOOL (EXHIBIT E)

Resolution No. 142-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Aye
Jay Milano	Move
Jean Rounds	Aye
Scott Swartz	Second

The resolution was adopted 5 – 0.

### RESOLUTION FOR IMMEDIATE ADOPTION OF REVISED BOARD POLICY 5136 (EXHIBIT F)

Resolution No. 143-13

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Aye
Jay Milano	Second
Jean Rounds	Move
Scott Swartz	Aye

The resolution was adopted 5 – 0.

### RESOLUTION TO RECESS TO EXECUTIVE SESSION TO DISCUSS MATTERS OF PERSONNEL AND POSSIBLE LITIGATION

Resolution No. 144-13

BE IT RESOLVED by the Board of Education of the Rocky River City School District that it hereby Recess to Executive Session to Discuss Matters of Personnel and Possible Litigation at 5:57 p.m.

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Aye
Jay Milano	Move
Jean Rounds	Aye
Scott Swartz	Second

The resolution was adopted 5 – 0.

# Minutes

## Board of Education of the Rocky River City School District

### RESOLUTION TO RECONVENE TO THE SPECIAL BOARD OF EDUCATION MEETING

Resolution No. 145-13

BE IT RESOLVED by the Board of Education of the Rocky River City School District that it hereby Reconvene to the Special Board of Education Meeting at 6:25 p.m.

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Move

The resolution was adopted 5 – 0.

### RESOLUTION TO ADJOURN

Resolution No. 146-13

BE IT RESOLVED by the Board of Education of the Rocky River City School District that it hereby adjourn the meeting at 6:26 p.m.

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Move
Jay Milano	Aye
Jean Rounds	Second
Scott Swartz	Aye

The resolution was adopted 5 – 0.

**EXHIBIT A  
SPECIAL BOARD OF EDUCATION MEETING  
AUGUST 7, 2013**

**FISCAL OFFICER'S CERTIFICATE**

August 7, 2013

TO THE BOARD OF EDUCATION OF THE ROCKY  
RIVER CITY SCHOOL DISTRICT, OHIO:

The undersigned, Treasurer of the Board of Education of the Rocky River City School District, Ohio, as the fiscal officer thereof, hereby certifies as follows in connection with your proposed issue of \$131,428.56 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of acquiring school buses together with all necessary appurtenances thereto (the improvement), that:

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is at least nine years. Notes in anticipation of the issuance of the Bonds will be outstanding later than the last day of December of the fifth year following the year of original issuance of certain notes for the purpose, so the period in excess of those five years is being deducted from the otherwise effective maximum maturity of the Bonds.
3. The maximum maturity of the Notes is August 20, 2023, which is 15 years from August 20, 2008, the date of issuance of certain notes for the purpose.

\_\_\_\_\_  
Treasurer, Board of Education  
Rocky River City School District, Ohio

The Board of Education of the Rocky River City School District, Ohio, met on August 7, 2013, commencing at \_\_:\_\_ p.m., in the Fireside Room at the Board of Education Offices, 1101 Morewood Parkway, Rocky River, Ohio, with the following members present:

\_\_\_\_\_  
\_\_\_\_\_

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

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

**A RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013, OF THIS SCHOOL DISTRICT, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$131,428.56.**

WHEREAS, pursuant to a resolution of this Board adopted on August 16, 2012, there were issued \$197,142.85 Bus Acquisition Notes, Series 2012 (the Outstanding Notes), in anticipation of bonds for the purpose stated in Section 1, which Outstanding Notes are scheduled to mature on August 15, 2013; and

WHEREAS, the amount of \$65,714.29 of District funds is currently available to be applied against the principal of the Outstanding Notes at maturity; and

WHEREAS, this Board has determined that said amount shall be used to pay principal of the Outstanding Notes at maturity and that renewal notes in the principal amount of \$131,428.56 shall be issued by the School District to pay the balance of the principal amount of the Outstanding Notes at maturity; and

WHEREAS, the Treasurer, as the fiscal officer of this Board, has certified as to the maximum maturity of the bonds anticipated and of the notes herein authorized;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Rocky River City School District, County of Cuyahoga, State of Ohio, that:

Section 1. It is hereby declared necessary to issue bonds of the Rocky River City School District in the aggregate principal amount of \$131,428.56 for the purpose of acquiring school buses together with all necessary appurtenances thereto (the "Bonds").

Section 2. The Bonds shall be dated approximately August 1, 2014; shall bear interest at a rate now estimated at three per centum (3.00%) per annum, payable semi-annually, commencing December 1, 2014; and shall mature in 9 equal annual installments of principal, commencing December 1, 2014.

Section 3. It is necessary to issue and this Board hereby determines that notes in the aggregate principal amount of \$131,428.56 (the "Notes") shall be issued in anticipation of the issuance of the Bonds for the purpose of retiring, together with other available funds of the District, the Outstanding Notes, which were issued for the purpose stated in Section 1. The Notes shall be designated "Bus Acquisition Notes, Series 2013"; shall bear interest at a rate not exceeding two per centum (2.00%) per annum, payable at maturity, with such rate of interest to be fixed by the Treasurer in accordance with Section 5 hereof; shall be dated their date of issuance, but not later than August 15, 2013; shall be scheduled to mature on a date no less than nine months nor more than one year after their date of issuance, but may be subject to redemption prior to maturity if agreed to by the purchaser; shall be issued in such numbers and denominations as shall be requested by the purchaser thereof and approved by the Treasurer, provided that the entire principal amount may be represented by a single note; and shall be numbered as may be determined by the Treasurer.

If agreed to by the purchaser thereof, prepayment prior to maturity of all or a portion of the Notes shall be made by deposit with the paying agent designated pursuant to Section 4 hereof of the principal amount of the Notes to be prepaid together with interest accrued thereon to the date of prepayment. The Board's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the paying agent, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If moneys for prepayment are on deposit with the paying agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the Treasurer the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the paying agent for prepayment and surrender and cancellation.

Section 4. The Notes shall be signed by the President or Vice-President and Treasurer of this Board, provided that one of those signatures may be a facsimile. The principal of and interest on the Notes shall be payable in lawful money of the United States of America at the office designated by the purchaser, which may be the office of the Treasurer, provided that such designation shall be approved by the Treasurer after determining that sufficient safeguards exist to protect the funds of this School District; and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code, and this Resolution. The President and Vice-President of this Board and the Treasurer, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

Section 5. The Notes shall first be offered to the Treasurer of this Board, as officer in charge of the Bond Retirement Fund of this School District, for investment in that Fund and so many of such Notes as shall not be purchased for investment in that Fund shall be awarded and sold by the Treasurer at private sale for not less than the par value thereof in accordance with the provisions of Sections 3, 4 and 5 hereof; and the Treasurer is hereby authorized and directed to make the designations referred to herein, including the selection of the purchaser (or acceptance of the Notes, as the case may be) and the determination of the interest rate, and to deliver the Notes, when executed, to the purchaser upon payment of such purchase price. The proceeds from the sale



of the Notes, except any proceeds representing premium and accrued interest, shall be paid into the proper fund or funds of the School District and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any proceeds representing premium and accrued interest shall be deposited in the School District's bond retirement fund.

Section 6. The par value to be received from the sale of the Bonds or any renewal notes and any excess funds resulting from the issuance thereof, shall, to the extent necessary, be used for the retirement of the Notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 7. During the year or years while the Notes are outstanding, there shall be and is hereby levied on all the taxable property in this School District, in addition to all other taxes, within the limitation of Section 2 of Article XII, Ohio Constitution, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII, Ohio Constitution. That tax shall be within the ten-mill limitation prescribed by law and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, levied, extended and collected. That tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the tax shall be placed in a separate fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the debt service on the Notes and the Bonds, when and as the same falls due.

Section 8. It is hereby determined that all acts and conditions necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Rocky River City School District have been performed and have been met, or will at the time of delivery of the Notes have been performed or have been met as required by law; that the tax for the payment of the principal and interest as the same falls due and are payable is within the ten-mill limitation imposed by law; that the full faith credit and general taxing power (as described in Section 7 hereof) of the Board are hereby pledged to the timely payment of debt charges on the Notes; and that the amount of indebtedness to be incurred by the issuance of the Notes does not exceed any limitation of indebtedness as fixed by law.

Section 9. The Treasurer of this Board is hereby directed to forward a certified copy of this Resolution to the Cuyahoga County Fiscal Officer.

Section 10. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 11. This Resolution shall be in full force and effect from and immediately upon its adoption.

\_\_\_\_\_ seconded the motion.



Upon roll call on the adoption of the resolution, the vote was as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**TREASURER’S CERTIFICATION**

The foregoing is a true and correct excerpt from the minutes of the special meeting on August 7, 2013, of the Board of Education of the Rocky River City School District, showing the adoption of the resolution hereinabove set forth.

Written notice of the time and place of the special meeting of the Board of Education held on August 7, 2013, was served personally upon, or actually received by, each Board member at least two days in advance of such meeting; and notice of the time, place and purposes of that special meeting, was, at least twenty-four (24) hours in advance of the time of such meeting, given to and received by all news media that had heretofore requested notification of such special meetings pursuant to Section 121.22 of the Revised Code and the procedures established by the Board for that purpose.

\_\_\_\_\_  
Treasurer, Board of Education  
Rocky River City School District, Ohio

Dated: August 7, 2013

**EXHIBIT B  
SPECIAL BOARD OF EDUCATION MEETING  
AUGUST 7, 2013**

**FISCAL OFFICER'S CERTIFICATE**

August 7, 2013

TO THE BOARD OF EDUCATION OF THE ROCKY  
RIVER CITY SCHOOL DISTRICT, OHIO:

The undersigned, Treasurer of the Board of Education of the Rocky River City School District, Ohio, as the fiscal officer thereof, hereby certifies as follows in connection with your proposed issue of \$57,071.42 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of acquiring school buses together with all necessary appurtenances thereto (the improvement), that:

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is at least ten years. If any notes in anticipation of the issuance of the Bonds are outstanding later than the last day of December of the fifth year following the year of original issuance, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the notes is 15 years from the original date of issuance of the notes issued for this purpose, namely, September 27, 2011.

\_\_\_\_\_  
Treasurer, Board of Education  
Rocky River City School District, Ohio

The Board of Education of the Rocky River City School District, Ohio, met on August 7, 2013, commencing at \_\_:\_\_ p.m., in the Fireside Room at the Board of Education Offices, 1101 Morewood Parkway, Rocky River, Ohio, with the following members present:

\_\_\_\_\_  
\_\_\_\_\_

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

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

**A RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013A, OF THIS SCHOOL DISTRICT, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$57,071.42.**

WHEREAS, pursuant to a resolution of this Board adopted on August 7, 2012, there were issued \$68,485.71 Bus Acquisition Notes, Series 2012A (the Outstanding Notes), in anticipation of bonds for the purpose stated in Section 1, which Outstanding Notes are scheduled to mature on September 26, 2013; and

WHEREAS, the amount of \$11,414.29 of District funds is currently available to be applied against the principal of the Outstanding Notes at maturity; and

WHEREAS, this Board has determined that said amount shall be used to pay principal of the Outstanding Notes at maturity and that renewal notes in the principal amount of \$57,071.42 shall be issued by the School District to pay the balance of the principal amount of the Outstanding Notes at maturity; and

WHEREAS, the Treasurer, as the fiscal officer of this Board, has certified as to the maximum maturity of the bonds anticipated and of the notes herein authorized;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Rocky River City School District, County of Cuyahoga, State of Ohio, that:

Section 1. It is hereby declared necessary to issue bonds of the Rocky River City School District in the aggregate principal amount of \$57,071.42 for the purpose of acquiring school buses together with all necessary appurtenances thereto (the "Bonds").

Section 2. The Bonds shall be dated approximately September 1, 2014; shall bear interest at a rate now estimated at three per centum (3.00%) per annum, payable semi-annually, commencing December 1, 2014; and shall mature in 10 equal annual installments of principal, commencing December 1, 2014.

Section 3. It is necessary to issue and this Board hereby determines that notes in the aggregate principal amount of \$57,071.42 (the "Notes") shall be issued in anticipation of the issuance of the Bonds for the purpose of retiring, together with other available funds of the District, the Outstanding Notes, which were issued for the purpose stated in Section 1. The Notes shall be designated "Bus Acquisition Notes, Series 2013A"; shall bear interest at a rate not exceeding two per centum (2.00%) per annum, payable at maturity, with such rate of interest to be fixed by the Treasurer in accordance with Section 5 hereof; shall be dated their date of issuance, but not later than September 26, 2013; shall be scheduled to mature on a date no less than nine months nor more than one year after their date of issuance, but may be subject to redemption prior to maturity if agreed to by the purchaser; shall be issued in such numbers and denominations as shall be requested by the purchaser thereof and approved by the Treasurer, provided that the entire principal amount may be represented by a single note; and shall be numbered as may be determined by the Treasurer.

If agreed to by the purchaser thereof, prepayment prior to maturity of all or a portion of the Notes shall be made by deposit with the paying agent designated pursuant to Section 4 hereof of the principal amount of the Notes to be prepaid together with interest accrued thereon to the date of prepayment. The Board's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the paying agent, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If moneys for prepayment are on deposit with the paying agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the Treasurer the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the paying agent for prepayment and surrender and cancellation.

Section 4. The Notes shall be signed by the President or Vice-President and Treasurer of this Board, provided that one of those signatures may be a facsimile. The principal of and interest on the Notes shall be payable in lawful money of the United States of America at the office designated by the purchaser, which may be the office of the Treasurer, provided that such designation shall be approved by the Treasurer after determining that sufficient safeguards exist to protect the funds of this School District; and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code, and this Resolution. The President and Vice-President of this Board and the Treasurer, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

Section 5. The Notes shall first be offered to the Treasurer of this Board, as officer in charge of the Bond Retirement Fund of this School District, for investment in that Fund and so many of such Notes as shall not be purchased for investment in that Fund shall be awarded and sold by the Treasurer at private sale for not less than the par value thereof in accordance with the provisions of Sections 3, 4 and 5 hereof; and the Treasurer is hereby authorized and directed to make the designations referred to herein, including but not limited to the selection of the purchaser (or acceptance of the Notes, as the case may be) and the determination of the interest rate, and to deliver the Notes, when executed, to the purchaser upon payment of such purchase price. The proceeds from the sale of the Notes, except any proceeds representing premium and accrued interest,

shall be paid into the proper fund or funds of the School District and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any proceeds representing premium and accrued interest shall be deposited in the School District's bond retirement fund.

Section 6. The par value to be received from the sale of the Bonds or any renewal notes and any excess funds resulting from the issuance thereof, shall, to the extent necessary, be used for the retirement of the Notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 7. During the year or years while the Notes are outstanding, there shall be and is hereby levied on all the taxable property in this School District, in addition to all other taxes, within the limitation of Section 2 of Article XII, Ohio Constitution, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII, Ohio Constitution. That tax shall be within the ten-mill limitation prescribed by law and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, levied, extended and collected. That tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the tax shall be placed in a separate fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the debt service on the Notes and the Bonds, when and as the same falls due.

Section 8. It is hereby determined that all acts and conditions necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Rocky River City School District have been performed and have been met, or will at the time of delivery of the Notes have been performed or have been met as required by law; that the tax for the payment of the principal and interest as the same falls due and are payable is within the ten-mill limitation imposed by law; that the full faith credit and general taxing power (as described in Section 7 hereof) of the Board are hereby pledged to the timely payment of debt charges on the Notes; and that the amount of indebtedness to be incurred by the issuance of the Notes does not exceed any limitation of indebtedness as fixed by law.

Section 9. The Treasurer of this Board is hereby directed to forward a certified copy of this Resolution to the Cuyahoga County Fiscal Officer.

Section 10. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 11. This Resolution shall be in full force and effect from and immediately upon its adoption.

\_\_\_\_\_ seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**TREASURER’S CERTIFICATION**

The foregoing is a true and correct excerpt from the minutes of the special meeting on August 7, 2013, of the Board of Education of the Rocky River City School District, showing the adoption of the resolution hereinabove set forth.

Written notice of the time and place of the special meeting of the Board of Education held on August 7, 2013, was served personally upon, or actually received by, each Board member at least two days in advance of such meeting; and notice of the time, place and purposes of that special meeting, was, at least twenty-four (24) hours in advance of the time of such meeting, given to and received by all news media that had heretofore requested notification of such special meetings pursuant to Section 121.22 of the Revised Code and the procedures established by the Board for that purpose.

\_\_\_\_\_  
Treasurer, Board of Education  
Rocky River City School District, Ohio

Dated: August 7, 2013



**EXHIBIT C  
SPECIAL BOARD OF EDUCATION MEETING  
AUGUST 7, 2013**

**FISCAL OFFICER'S CERTIFICATE**

August 7, 2013

TO THE BOARD OF EDUCATION OF THE ROCKY  
RIVER CITY SCHOOL DISTRICT, OHIO:

The undersigned, Treasurer of the Board of Education of the Rocky River City School District, Ohio, as the fiscal officer thereof, hereby certifies as follows in connection with your proposed issue of \$382,300 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of acquiring school buses together with all necessary appurtenances thereto (the improvement), that:

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is at least ten years. If any notes in anticipation of the issuance of the Bonds are outstanding later than the last day of December of the fifth year following the year of original issuance, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the notes is 15 years from the original date of issuance of the notes issued for this purpose.

\_\_\_\_\_  
Treasurer, Board of Education  
Rocky River City School District, Ohio

The Board of Education of the Rocky River City School District, Ohio, met on August 7, 2013, commencing at \_\_:\_\_ p.m., in the Fireside Room at the Board of Education Offices, 1101 Morewood Parkway, Rocky River, Ohio, with the following members present:

\_\_\_\_\_  
\_\_\_\_\_

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

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

**A RESOLUTION AUTHORIZING AN ISSUE OF BUS ACQUISITION NOTES, SERIES 2013B, OF THIS SCHOOL DISTRICT, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$382,300.**

WHEREAS, the Treasurer, as the fiscal officer of this Board, has certified as to the maximum maturity of the bonds anticipated and of the notes herein authorized;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Rocky River City School District, County of Cuyahoga, State of Ohio, that:

Section 1. It is hereby declared necessary to issue bonds of the Rocky River City School District in the aggregate principal amount of \$382,300 for the purpose of acquiring school buses together with all necessary appurtenances thereto (the "Bonds").

Section 2. The Bonds shall be dated approximately August 1, 2014; shall bear interest at a rate now estimated at three per centum (3.00%) per annum, payable semi-annually, commencing December 1, 2014; and shall mature in 10 equal annual installments of principal, commencing December 1, 2014.

Section 3. It is necessary to issue and this Board hereby determines that notes in the aggregate principal amount of \$382,300 (the "Notes") shall be issued in anticipation of the issuance of the Bonds for the purpose sated in Section 1 hereof. The Notes shall be designated "Bus Acquisition Notes, Series 2013B"; shall bear interest at a rate not exceeding two per centum (2.00%) per annum, payable at maturity, with such rate of interest to be fixed by the Treasurer in accordance with Section 5 hereof; shall be dated their date of issuance, but not later than December 31, 2013; shall be scheduled to mature on a date no less than nine months nor more than one year after their date of issuance, but may be subject to redemption prior to maturity if agreed to by the purchaser; shall be issued in such numbers and denominations as shall be requested by the purchaser thereof and approved by the Treasurer, provided that the entire principal amount may be represented by a single note; and shall be numbered as may be determined by the Treasurer.

If agreed to by the purchaser thereof, prepayment prior to maturity of all or a portion of the Notes shall be made by deposit with the paying agent designated pursuant to Section 4 hereof of

the principal amount of the Notes to be prepaid together with interest accrued thereon to the date of prepayment. The Board's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the paying agent, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If moneys for prepayment are on deposit with the paying agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the Treasurer the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the paying agent for prepayment and surrender and cancellation.

Section 4. The Notes shall be signed by the President or Vice-President and Treasurer of this Board, provided that one of those signatures may be a facsimile. The principal of and interest on the Notes shall be payable in lawful money of the United States of America at the office designated by the purchaser, which may be the office of the Treasurer, provided that such designation shall be approved by the Treasurer after determining that sufficient safeguards exist to protect the funds of this School District; and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code, and this Resolution. The President and Vice-President of this Board and the Treasurer, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

Section 5. The Notes shall first be offered to the Treasurer of this Board, as officer in charge of the Bond Retirement Fund of this School District, for investment in that Fund and so many of such Notes as shall not be purchased for investment in that Fund shall be awarded and sold by the Treasurer at private sale for not less than the par value thereof in accordance with the provisions of Sections 3, 4 and 5 hereof; and the Treasurer is hereby authorized and directed to make the designations referred to herein, including but not limited to the selection of the purchaser (or acceptance of the Notes, as the case may be) and the determination of the interest rate, and to deliver the Notes, when executed, to the purchaser upon payment of such purchase price. The proceeds from the sale of the Notes, except any proceeds representing premium and accrued interest, shall be paid into the proper fund or funds of the School District and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any proceeds representing premium and accrued interest shall be deposited in the School District's bond retirement fund.

Section 6. The par value to be received from the sale of the Bonds or any renewal notes and any excess funds resulting from the issuance thereof, shall, to the extent necessary, be used for the retirement of the Notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 7. During the year or years while the Notes are outstanding, there shall be and is hereby levied on all the taxable property in this School District, in addition to all other taxes, within the limitation of Section 2 of Article XII, Ohio Constitution, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of

the Notes, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII, Ohio Constitution. That tax shall be within the ten-mill limitation prescribed by law and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, levied, extended and collected. That tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the tax shall be placed in a separate fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the debt service on the Notes and the Bonds, when and as the same falls due.

Section 8. It is hereby determined that all acts and conditions necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Rocky River City School District have been performed and have been met, or will at the time of delivery of the Notes have been performed or have been met as required by law; that the tax for the payment of the principal and interest as the same falls due and are payable is within the ten-mill limitation imposed by law; that the full faith credit and general taxing power (as described in Section 7 hereof) of the Board are hereby pledged to the timely payment of debt charges on the Notes; and that the amount of indebtedness to be incurred by the issuance of the Notes does not exceed any limitation of indebtedness as fixed by law.

Section 9. The Treasurer of this Board is hereby directed to forward a certified copy of this Resolution to the Cuyahoga County Fiscal Officer.

Section 10. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 11. This Resolution shall be in full force and effect from and immediately upon its adoption.

\_\_\_\_\_ seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### **TREASURER'S CERTIFICATION**

The foregoing is a true and correct excerpt from the minutes of the special meeting on August 7, 2013, of the Board of Education of the Rocky River City School District, showing the adoption of the resolution hereinabove set forth.

Written notice of the time and place of the special meeting of the Board of Education held on August 7, 2013, was served personally upon, or actually received by, each Board member at least two days in advance of such meeting; and notice of the time, place and purposes of that special meeting, was, at least twenty-four (24) hours in advance of the time of such meeting, given to and received by all news media that had heretofore requested notification of such special meetings pursuant to Section 121.22 of the Revised Code and the procedures established by the Board for that purpose.

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Treasurer, Board of Education  
Rocky River City School District, Ohio

Dated: August 7, 2013

**EXHIBIT D  
SPECIAL BOARD OF EDUCATION MEETING  
AUGUST 7, 2013**

**RESOLUTION TO DECLARE URGENT NECESSITY AND AUTHORIZE  
CONSTRUCTION CONTRACT WITH HARNER PLUMBING, INC. FOR  
HOT WATER SYSTEM AT ROCKY RIVER HIGH SCHOOL FIELD  
HOUSE**

WHEREAS, the hot water system at the Rocky River High School Field House failed, is incapable of repair due to its age and obsolescence, and is in need of immediate replacement; and

WHEREAS, said work must be immediately completed; and

WHEREAS, there is no opportunity to engage in the competitive bidding process under O.R.C. 3313.46 and Board Policy to select a contractor for this work, order the required equipment, and complete the installation of the equipment on a timely basis; and

THEREFORE BE IT RESOLVED, the Board of Education hereby declares an urgent necessity requiring departure from the competitive bidding requirements under O.R.C. 3313.46 and Board Policy for the purchase and installation of the new hot water system at the Rocky River High School Field House; and

BE IT FURTHER RESOLVED, in accordance with the existence of this urgent necessity and O.R.C. 3313.46, the standard procedures for competitive bidding for the construction are hereby dispensed with; and

BE IT FURTHER RESOLVED, that the Board of Education hereby awards the contract for construction to Harner Plumbing, Inc. for the work covered by the proposal submitted by Harner Plumbing, Inc., namely, proposal HP3268, in the amount of \$34,330.00 with such work to be completed no later than August 23, 2013.

BE IT FURTHER RESOLVED, that the Superintendent and Treasurer are hereby authorized to sign all necessary documents and to take all other actions necessary to carry this resolution into effect, and to incur any incidental expenses on behalf of this Board.

**EXHIBIT E**  
**SPECIAL BOARD OF EDUCATION MEETING**  
**AUGUST 7, 2013**

**RESOLUTION TO DECLARE URGENT NECESSITY AND AUTHORIZE  
CONSTRUCTION CONTRACT WITH HARNER PLUMBING, INC. FOR  
BOOSTER PUMP AT ROCKY RIVER HIGH SCHOOL**

WHEREAS, the water pressure at certain restroom facilities at the Rocky River High School is insufficient and incapable of sustaining the proper use and functionality of said facilities; and

WHEREAS, a booster pump must be installed to allow for the proper use and functionality of said facilities; and

WHEREAS, there is no opportunity to engage in the competitive bidding process under O.R.C. 3313.46 and Board Policy to select a contractor for this work, order the required equipment, and complete the installation of the equipment on a timely basis; and

THEREFORE BE IT RESOLVED, the Board of Education hereby declares an urgent necessity requiring departure from the competitive bidding requirements under O.R.C. 3313.46 and Board Policy for the purchase and installation of the booster pump at the Rocky River High School; and

BE IT FURTHER RESOLVED, in accordance with the existence of this urgent necessity and O.R.C. 3313.46, the standard procedures for competitive bidding for the construction are hereby dispensed with; and

BE IT FURTHER RESOLVED, that the Board of Education hereby awards the contract for construction to Harner Plumbing, Inc. for the work covered by the proposal submitted by Harner Plumbing, Inc., namely, proposal HP3269, in the amount of \$27,884.00 with such work to be completed no later than September 6, 2013.

BE IT FURTHER RESOLVED, that the Superintendent and Treasurer are hereby authorized to sign all necessary documents and to take all other actions necessary to carry this resolution into effect, and to incur any incidental expenses on behalf of this Board.

## WIRELESS COMMUNICATION DEVICES

### **Students in Grades K-8**

K-8 students may possess wireless communication devices (WCDs) in school, on school property, during after-school activities (e.g. extra-curricular activities) and at school-related functions, provided that during school hours and on school vehicles the WCDs are powered completely off (i.e., not just placed into vibrate or silent mode).

K-8 students may use WCDs for an educational or instructional purpose (e.g. taking notes, recording a class lecture, writing papers) with the teacher's permission and supervision. However, the use of any communication functionality of the WCD is expressly prohibited. This includes, but is not limited to, wireless Internet access, peer-to-peer (ad-hoc) networking, or any other method of communication with other devices or networks. In no circumstances shall the device be allowed to connect to the District's network. The preceding prohibitions do not apply to Board-owned and issued laptops, PDAs or authorized assistive technology devices.

### **Students in Grades 9-12 – The Rocky River High School Bring Your Own Device Program**

Students in grades 9-12 may elect to participate in the Rocky River High School Bring Your Own Device program. In order to participate in this program, students in grades 9-12 and their parent(s) must read, sign and submit the Rocky River High School Bring Your Own Device Agreement, which may be amended from time to time by school administration. During regular school days, an Internet gateway will be available to students in grades 9-12, via wireless connectivity, at Rocky River High School. While on the Rocky River High School campus, students shall only use the District-provided Internet gateway to access the Internet and are strictly prohibited from accessing the Internet via any other means. In particular, student shall not use their personal Internet connective devices such as but not limited to cell phones / cell network adapters (tethering) to access outside Internet sources while on the Rocky River High School campus for school purposes. In accordance with the Rocky River High School Bring Your Own Device program, students may use the WCD for an educational or instructional purpose (e.g. taking notes, recording a class lecture, writing papers, using the Internet for research) with the teacher's permission and supervision.

### **For All Students**

Students are prohibited from using WCDs to capture, record or transmit the words (i.e. audio) and/or images (i.e., pictures/video) of any student, staff member or other person in the school or while attending a school-related activity, without express prior notice and explicit consent for the capture, recording or transmission of such



**BOARD OF EDUCATION  
ROCKY RIVER CITY SCHOOL DISTRICT**

**EXHIBIT F**  
**STUDENTS**

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words or images. Using a WCD to take or transmit audio and/or pictures/video of an individual without his/her consent is considered an invasion of privacy and is not permitted, unless authorized by the building principal or other member of the District's professional staff.

The use of WCDs in locker rooms, classrooms, bathrooms and/or swimming pool is prohibited.

No expectation of confidentiality will exist in the use of WCDs on school premises/property.

Students are prohibited from using a WCD in any way that might reasonably create in the mind of another person an impression of being threatened, humiliated, harassed, embarrassed or intimidated. See Policy 5517.01 – Bullying and Other Forms of Aggressive Behavior.

Students are prohibited from using a WCD in any way that violates, or attempts to violate, the Student Code of Conduct. In particular, students are also prohibited from using a WCD to capture and/or transmit test information or any other information in a manner constituting fraud, theft, cheating, or academic dishonesty. Likewise, students are prohibited from using their WCDs to receive such information.

Possession of a WCD by a student is a privilege that may be restricted and/or forfeited if a student fails to abide by the terms of this policy, or otherwise engages in misuse of this privilege.

Violations of this policy may result in disciplinary action and/or confiscation of the WCD. The building principal may also refer the matter to law enforcement if the violation appears to involve an illegal activity (e.g. child pornography). Discipline may be imposed on an escalating scale ranging from a warning to an expulsion based on the number of previous violations and/or the nature of or circumstances surrounding a particular violation. If the WCD is confiscated, it will be released/returned to the student's parent/guardian after the student complies with any other disciplinary consequences that are imposed. Any WCD confiscated by District staff will be marked in a removable manner with the student's name and held in a secure location in the building's central office until it is retrieved by the parent/guardian. WCDs in District custody will not be searched or otherwise tampered with unless school officials reasonably suspect that the search is required to discover evidence of a violation of the law or other school rules. Any search by school officials will be conducted in accordance with Policy 5771 – Search and Seizure. If multiple offenses occur, a student may lose his/her privilege to bring a WCD to school for a designated length of time or on a permanent basis.

A person who discovers a student in possession of or using a WCD in violation of this policy is required to report the violation to the building principal.

**BOARD OF EDUCATION  
ROCKY RIVER CITY SCHOOL DISTRICT**

Students are personally and solely responsible for the care and security of their WCDs. The Board assumes no responsibility for theft, loss, damage, or vandalism to WCDs brought onto its property, or the unauthorized use of such devices.

Parents/Guardians are advised that the best way to get in touch with their child during the school day is by calling the school office.

**EXHIBIT F**  
STUDENTS

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