

**AN ORDER OF THE BOARD OF EDUCATION OF THE
COUNTY OF GREENBRIER DIRECTING THE
SUBMISSION TO THE VOTERS OF GREENBRIER
COUNTY AT A GENERAL ELECTION TO BE HELD
NOVEMBER 8, 2022 ALL QUESTIONS CONNECTED WITH
THE RENEWAL OF ADDITIONAL 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 Greenbrier (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 Greenbrier County, including expenditures for the purposes hereinafter stated, during the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028, 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 Greenbrier County at a general election to be held on November 8, 2022 in accordance with applicable law, it is hereby ORDERED and DECLARED that:

1. The purposes for which additional funds are needed during the term of this five year levy, and the approximate average annual amount for such purposes after due allowances for discounts, delinquencies, exonerations, uncollected taxes and shrinkage, subject to variation from year to year as set forth herein, are as follows:

<u>PURPOSE FOR WHICH ADDITIONAL FUNDS ARE NEEDED</u>	<u>ANNUAL AMOUNT FOR EACH PURPOSE</u>
A. School safety and security improvements and initiatives, including but not limited to security services, equipment, and related support services for students.	\$1,000,000
B. Purchase of instructional materials, technology, and related resources.	\$1,000,000
C. Continuation of arts and music programs available to all students.	\$350,000
D. Purchase of school allotments and supplies, including, without limitation, laboratory supplies.	\$900,000
E. Capital improvements to school facilities, including repair and maintenance of buildings and utilities.	\$2,776,267

F. Provide for the employment of necessary personnel outside and above the State Aid Formula to meet the needs of students and maintain employee benefits.	\$2,300,000
TOTAL:	\$8,326,267

As noted above and as provided in Paragraph 2 of this Order, the amounts set forth above are the anticipated average annual amounts for each purpose. The actual amounts for each purpose likely will 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.

2. The total amount necessary to carry out the above purposes over five fiscal years, after making reasonable allowances for discounts, delinquencies, exonerations, uncollected taxes and shrinkage, is \$41,631,335 or the average sum of \$8,326,267 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 Greenbrier County School District, as determined by the Board with respect to each fiscal year. 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 amounts shall be carried over and spent on such specific purpose or purposes in subsequent fiscal years.

3. The separate and aggregate assessed valuation of each class of taxable property within Greenbrier County for the assessment year 2023 is as follows:

Class I	\$0
Class II	\$1,008,883,256
Class III	\$796,035,416
Class IV	\$281,841,466
TOTAL	\$2,086,760,138

4. The proposed additional rate of levies in cents for each \$100 of value on each class of property within Greenbrier County for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028 is as follows:

Class I Property	13.77 cents
Class II Property	27.54 cents
Class III Property	55.08 cents
Class IV Property	55.08 cents

Provided, however, that the Board reserves unto itself as the levying body the right and authority to reduce the rates of the excess levy, in its sole discretion, if increased assessments would produce funds beyond projected needs in any fiscal year specified in the levy call.

5. If authorized by the voters the additional levies shall apply to the fiscal years beginning **July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028.**

6. The question of such additional levies shall be submitted to a vote at the general election to be held in Greenbrier County, West Virginia on the 8th day of November, 2022.

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

8. 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 Greenbrier County, and other purposes pertinent to the operation of Greenbrier 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.

9. 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.

10. The Secretary of the Board is hereby authorized and directed to attend to the publication requirements of Paragraph 11 of this Order, and to do all things necessary to present the question proposed by this Order to the voters in the Greenbrier County School District at the above-referenced general election.

11. Notice calling the general election shall be given by the publication of this Order once each week for two successive weeks before said election in the West Virginia Daily News and in the Mountain Messenger, newspapers of general circulation in the Greenbrier County School District, as qualified by the Secretary of State of West Virginia. All provisions of the laws concerning general elections shall apply as far as they are practicable.

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

OFFICIAL BALLOT

General Election on November 8, 2022 to Authorize
Additional Levies According to the Order of
The Board of Education of the County of Greenbrier
Adopted and Entered on August 9, 2022

To authorize additional levies (the "Excess Levy") for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028 in the approximate average amount of \$8,326,267 annually for the purpose of the payment of the general current expenses of The Board of Education of the County of Greenbrier (the "Board"), including for the purposes hereinafter set forth; all according to the Order of the Board entered on the 9th day of August, 2022, and as more particularly described below.

The purposes for which additional funds are needed during the term of this five year levy, and the approximate average annual amount for such purposes after due allowances for discounts, delinquencies, exonerations, uncollected taxes and shrinkage, subject to variation from year to year as set forth herein, are as follows:

<u>PURPOSE FOR WHICH ADDITIONAL FUNDS ARE NEEDED</u>	<u>ANNUAL AMOUNT FOR EACH PURPOSE</u>
A. School safety and security improvements and initiatives, including but not limited to security services, equipment, and related support services for students.	\$1,000,000
B. Purchase of instructional materials, technology, and related resources.	\$1,000,000
C. Continuation of arts and music programs available to all students.	\$350,000
D. Purchase of school allotments and supplies, including, without limitation, laboratory supplies.	\$900,000
E. Capital improvements to school facilities, including repair and maintenance of buildings and utilities.	\$2,776,267
F. Provide for the employment of necessary personnel outside and above the State Aid Formula to meet the needs of students and maintain employee benefits.	\$2,300,000
TOTAL:	\$8,326,267

As noted above, the amounts set forth above are the average annual amounts for each purpose. The actual amounts for each purpose likely will 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. 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 Greenbrier County School District, as determined by the Board with respect to each fiscal year. 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.

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 Greenbrier County, and other purposes pertinent to the operation of Greenbrier 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.

The proposed additional rate of levy in cents per \$100 of assessed valuations on each class of property within Greenbrier County for fiscal years beginning July 1, 2024; July 1, 2025; July 1, 2026; July 1, 2027; and July 1, 2028, is as follows:

Class I Property	13.77 cents
Class II Property	27.54 cents
Class III Property	55.08 cents
Class IV Property	55.08 cents

The Board will not issue bonds in connection with the approval of the proposed Excess Levy.

INSTRUCTIONS TO VOTERS

Those favoring the renewal of the additional levies shall cast a vote “FOR THE LEVIES.” Those against such levies shall cast a vote after “AGAINST THE LEVIES.”

VOTE BELOW

FOR THE LEVIES

☐

AGAINST THE LEVIES

☐

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

13. All provisions of law concerning excess levies and general elections shall apply as far as they are practicable. The Secretary of the Board of Education is hereby authorized and directed to acquire and furnish to election officials all proper election supplies, attend to the publication of the relevant parts of this order and to do all things necessary to present the question

proposed by this Order to the voters in the Greenbrier County School District at said General Election. Canvassing of the returns from said levy election shall be the responsibility of the County Commission of Greenbrier County as provided by law.

14. Absentee ballots shall be applied for, obtained from and returned to the Clerk of the County Commission of the County of Greenbrier, and said Clerk is hereby appointed the agent for the Board to perform all duties relating to absentee ballots in the general 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 Greenbrier County as the official registration list of the school district for the general election.

[Signature page follows this page.]

Adopted and entered on this 9th day of August, 2022.

**THE BOARD OF EDUCATION OF THE
COUNTY OF GREENBRIER**

Eugenia Pulyatt
President

[SEAL]

ATTEST:

[Signature]
Secretary

CERTIFIED RETURNS OF GENERAL ELECTION

November 08, 2022

The Board of Canvassers of the County of Greenbrier, State of West Virginia, having carefully and impartially examined the returns of the General Election held in said County, on the 8th day of November 2022, do hereby certify that in said County or District, at said election on the official ballot for the office of

U.S. HOUSE OF REPRESENTATIVES, 1st Congressional District

CAROL MILLER received
seven thousand and eighty-eight (7088)

MR. LACY WATSON received
two thousand eight hundred and forty-four (2844)

BELINDA FOX-SPENCER received
nine hundred and forty-three (943)

STATE SENATOR, 10th Senatorial District

VINCE DEEDS received
five thousand nine hundred and one (5901)

STEPHEN BALDWIN received
four thousand eight hundred and fifty-eight (4858)

AARON RANSOM received
four hundred and eighty-four (484)

HOUSE OF DELEGATES, 46th District

MIKE HONAKER received
three thousand two hundred and thirty-one (3231)

PAUL S. DETCH received
one thousand six hundred and sixty-four (1664)

HOUSE OF DELEGATES, 47th District

TODD LONGANACRE received
three thousand six hundred and ninety-three (3693)

HEATHER HILL received
two thousand and eighty-eight (2088)

HOUSE OF DELEGATES, 48th District

CALEB L. HANNA received
two hundred and twenty (220)

ERIC HENSON SEBERT received
ninety-three (93)

CIRCUIT CLERK

JAMIE L. BAKER received
six thousand six hundred and fifty (6650)

LOUVONNE LEGG ARBUCKLE received
four thousand four hundred and ninety-nine (4499)

COUNTY COMMISSIONER

BLAINE PHILLIPS received
seven thousand four hundred and sixty-four (7464)

DEETTA KING HUNTER received
three thousand five hundred and eight (3508)

COUNTY CLERK

ROBIN YATES LOUDERMILK received
seven thousand nine hundred and fifty-nine (7959)

KAYLA M. MCCOY received
three thousand one hundred and thirty-six (3136)

**Amendment No. 1: Clarification of the Judiciary's Role in Impeachment Proceedings
Amendment**

AGAINST received
six thousand six hundred and nineteen (6619)

FOR received
four thousand two hundred and thirty-eight (4238)

Amendment No. 2: Property Tax Modernization Amendment

AGAINST received
seven thousand eight hundred and five (7805)

FOR received
three thousand three hundred and thirty-four (3334)

Amendment No. 3: Incorporation of Churches or Religious Denominations Amendment

AGAINST received
five thousand six hundred and twenty-eight (5628)

FOR received
five thousand two hundred and eleven (5211)

Amendment No. 4: Education Accountability Amendment

AGAINST received
six thousand eight hundred and fifty-three (6853)

FOR received
four thousand two hundred and thirty-five (4235)

GREENBRIER CO. BOARD OF EDUCATION LEVY

FOR THE LEVIES received
six thousand one hundred and sixty-one (6161)

AGAINST THE LEVIES received
four thousand eight hundred and seventy-four (4874)

IN WITNESS WHEREOF, WE, THE SAID BOARD OF CANVASSERS
HAVE HERE UNTO SIGNED OUR NAMES THIS 22 DAY OF NOVEMBER,
2022.

Robin Lundermik

Clerk's Signature