

**AN ORDER OF THE BOARD OF EDUCATION OF THE COUNTY OF
MCDOWELL DIRECTING THE SUBMISSION TO THE VOTERS OF
MCDOWELL COUNTY AT THE GENERAL ELECTION TO BE HELD
NOVEMBER 8, 2022 ALL QUESTIONS CONNECTED WITH THE
ADDITIONAL LEVIES TO PROVIDE SUFFICIENT FUNDS TO PAY THE
GENERAL CURRENT EXPENSES OF SAID BOARD**

That, at a regular meeting of The Board of Education of the County of McDowell, State of West Virginia (the "Board"), held on the 21st day of June, 2022, the following order was made and entered of record, to-wit:

After full consideration thereof, 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 (the "Code"), will not provide sufficient funds for the payment of the current expenses of the Board including expenditures for the purpose hereinafter set forth, during the fiscal years beginning July 1, 2024; July 1, 2025; July 1, 2026; July 1, 2027; and July 1, 2028, and that an election should be held on November 8, 2022 to increase such levies under the provisions of Section 16, Article 8, Chapter 11 of the Code, as amended, it is hereby ORDERED AND DECLARED:

1. That the purposes for which additional funds are needed and the approximate average annual amount necessary for each purpose, subject to variation from year to year as provided herein, is set forth as follows:
 - A. To continue the supplement to the state's minimum salary of each teacher, principal, and supervisor in the approximate amount of three hundred dollars (\$300.00) per month plus the required Social Security payments and other required fringe benefits, being an approximate average amount of \$759,000 per year, or an approximate total for five years of \$3,795,000.
 - B. To continue the supplement to the state's minimum salary of each regularly employed full-time service personnel in the approximate amount of two hundred fifty dollars (\$250.00) per month plus the required Social Security payments and other fringe benefits, being an approximate average amount of \$405,000.00 per year, or an approximate total for five years of \$2,025,000.
 - C. To maintain, improve, or correct environmental and/or structural factors for all schools and grounds to ensure adequate protection against fire hazards, health hazards, to provide a School Resource Officer at each high school, and to provide a safe atmosphere conducive to good learning in the approximate average amount of \$1,500,000 per year, or an approximate total for five years of \$7,500,000.
 - D. To provide for other costs including utilities or other public services, and payment of annual amounts due for the energy savings contract, as needed in the school system in the approximate average amount of \$1,237,476 per year, or an approximate total for five years of \$6,187,380.

- E. To provide for the operation of secondary and / or vocational extended year programs, as determined by student need and enrollment, in the approximate average amount of \$15,000 per year, or an approximate total for five years of \$75,000.
- F. To provide instructional materials, supplies, equipment, furniture, textbooks, technology equipment and software, and for the maintenance of technology equipment, as may be determined by the Board of Education in the approximate average amount of \$588,800 per year, or an approximate total for five years of \$2,944,000.
- G. To assist the McDowell County Public Library in the approximate average amount of \$35,000 per year, or an approximate total for five years of \$175,000 and to assist the War Public Library in the approximate average amount of \$10,000 per year, or an approximate total for five years of \$50,000.
- H. To provide funding for construction and/or capital improvements, including, without limitation, technology infrastructure and telephone systems, in the approximate average amount of \$100,000 per year, or an approximate total for five years of \$500,000.
- I. To provide funding to assist schools with costs related to participating in West Virginia Secondary Schools Activities Commission (WVSSAC) athletic and band activities to be awarded upon approval of each school's plan in the approximate average amount of \$55,000 per year, or an approximate total for five years of \$275,000.
- J. To provide funding for the McDowell County WVU Extension Office to provide educational programs and 4-H for the students of McDowell County in the approximate average amount of \$32,200 per year, or an approximate total of for five years of \$161,000.

As noted above and in Section 2 hereof, 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.

- 2. The total amount needed to carry out the above purposes over five fiscal years, after making reasonable allowances for discounts, delinquencies, exonerations, uncollected taxes and shrinkage, is \$23,687,380, being \$4,737,476 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 McDowell 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.

3. If the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years, then for any such shortfall 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 for any applicable fiscal year.
4. Any additional revenue accruing during the term of this levy, in excess of the amounts needed for any of the above stated purposes, will be expended for the enrichment, supplementation and advancement of the education system of McDowell County Schools as determined by the Board in its discretion.
5. If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, then 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 the McDowell County School District, and other purposes pertinent to the operation of McDowell 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.
6. That the separate and aggregate assessed valuation of each class of taxable property within the McDowell County School District for the last preceding assessment year is as follows:

Class I	\$0
Class II	\$43,179,222
Class III	\$506,895,931
Class IV	<u>\$91,040,136</u>
AGGREGATE	\$641,115,289

7. That the proposed additional rate of levies in cents for each \$100 of value on each class of property within the McDowell County School District for the fiscal years beginning July 1, 2024; July 1, 2025; July 1, 2026; July 1, 2027; and July 1, 2028 are as follows:

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

Provided, however, that the Board reserves unto itself, as the levying body, the right and authority to reduce the levy rates if it deems it to be necessary, in its discretion.

8. That the proposed fiscal years to which the additional levy shall apply are the five fiscal years beginning July 1, 2024; July 1, 2025; July 1, 2026; July 1, 2027; and July 1, 2028.
9. That the Board of Education will not issue bonds under the provisions of Section 16, Article 8, Chapter 11 of the Code, upon approval of the proposed increased levy.
10. That the question of such additional levies shall be submitted to a vote in the McDowell County School District, which embraces McDowell County, West Virginia, at the general election to be held in said County on Tuesday, November 8, 2022.
11. That absentee ballots shall be applied for, obtained from and returned to the Clerk of McDowell County as in the case of general elections and said Clerk is hereby appointed the Agent of the Board of Education to perform all duties related to absentee ballots or other ballots regarding this election.
12. That notice calling such election shall be given by the publication of this Order once each week for two successive weeks within 14 consecutive days next preceding the day of said general election in the Welch News, a qualifying newspaper of general circulation in the McDowell County School District. All the provisions of the laws concerning excess levies and/or general elections shall apply as far as they are applicable to this election.
13. That the registration of voters and the use of registration books shall be governed by the Permanent Registration Law of the State of West Virginia, and The Board of Education of the County of McDowell does hereby adopt the registration lists of McDowell County as amended and corrected according to law, as the official registration lists of said McDowell County School District for such general election.
14. That the ballot to be used at such election shall be in the form as follows:

[Form of Official Ballot set forth on the following page.]

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 McDowell
Adopted and Entered on June 21, 2022

A general election 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 \$4,737,476 annually for the purpose of the payment of the general current expenses of The Board of Education of the County of McDowell (the "Board"), including expenditures for the purposes hereinafter set forth; all according to this Official Ballot and the Order of the Board adopted and entered on the 21st day of June, 2022.

1. That the purposes for which additional funds are needed and 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:
 - A. To continue the supplement to the state's minimum salary of each teacher, principal, and supervisor in the approximate amount of three hundred dollars (\$300.00) per month plus the required Social Security payments and other required fringe benefits, being an approximate average amount of \$759,000 per year, or an approximate total for five years of \$3,795,000.
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 - C. To maintain, improve, or correct environmental and/or structural factors for all schools and grounds to ensure adequate protection against fire hazards, health hazards, to provide a School Resource Officer at each high school, and to provide a safe atmosphere conducive to good learning in the approximate average amount of \$1,500,000 per year, or an approximate total for five years of \$7,500,000.
 - D. To provide for other costs including utilities or other public services, and payment of annual amounts due for the energy savings contract, as needed in the school system in the approximate average amount of \$1,237,476 per year, or an approximate total for five years of \$6,187,380.
 - E. To provide for the operation of secondary and / or vocational extended year programs, as determined by student need and enrollment, in the approximate average amount of \$15,000 per year, or an approximate total for five years of \$75,000.

- F. To provide instructional materials, supplies, equipment, furniture, textbooks, technology equipment and software, and for the maintenance of technology equipment, as may be determined by the Board of Education in the approximate average amount of \$588,800 per year, or an approximate total for five years of \$2,944,000.
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- I. To provide funding to assist schools with costs related to participating in West Virginia Secondary Schools Activities Commission (WVSSAC) athletic and band activities to be awarded upon approval of each school's plan in the approximate average amount of \$55,000 per year, or an approximate total for five years of \$275,000.
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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.

- 2. If the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years, then for any shortfall 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 for any applicable fiscal year.
- 3. Any additional revenue accruing during the term of this levy, in excess of the amounts needed for any of the above stated purposes, will be expended for the enrichment, supplementation and advancement of the education system of McDowell County Schools as determined by the Board in its discretion.

4. If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, then 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 the McDowell County School District, and other purposes pertinent to the operation of McDowell 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.
4. The Board will not issue bonds in connection with the approval of the proposed increased levy.
5. The proposed additional rate of levies in cents for each \$100 of value on each class of property within the McDowell County School District for the fiscal years beginning July 1, 2024; July 1, 2025; July 1, 2026; July 1, 2027; and July 1, 2028 are as follows:

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

Provided, however, that the Board reserves unto itself, as the levying body, the right and authority to reduce the levy rates if it deems it to be necessary, in its discretion.

All according to the Order of The Board of Education of the County of McDowell, adopted and entered on the 21st day of June, 2022.

INSTRUCTIONS TO VOTERS

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

VOTE BELOW

FOR THE LEVIES

☐

AGAINST THE LEVIES

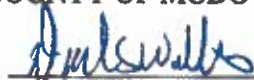
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*****END OF FORM OF BALLOT*****

[Signature page follows this page.]

Adopted and entered on this 21st day of June, 2022.

THE BOARD OF EDUCATION OF
THE COUNTY OF MCDOWELL

By: 
President

Attest:

By: 
Secretary

CERTIFIED RETURNS OF GENERAL ELECTION

November 08, 2022

The Board of Canvassers of the County of McDowell, State of West Virginia, having carefully and impartially examined the returns of the General Election held in said **McDowell 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	
one thousand nine hundred and fifty-three	(1953)
MR. LACY WATSON received	
one thousand and eight	(1008)
BELINDA FOX-SPENCER received	
one hundred and fifty-six	(156)

STATE SENATOR, 6th Senatorial District

MARK R. MAYNARD received	
one thousand six hundred and seventy-seven	(1677)
TIFFANY CLEMINS received	
one thousand three hundred and eighty	(1380)

HOUSE OF DELEGATES, 34th District

MARK DEAN received	
thirty-one	(31)
MARK COLEGROVE received	
three	(3)

HOUSE OF DELEGATES, 36th District

ANITA HALL received	
one thousand nine hundred and sixty-six	(1966)
ED EVANS received	
one thousand three hundred and thirty-three	(1333)

CIRCUIT CLERK

FRANCINE SPENCER received
two thousand two hundred and eighty-one (2281)

COUNTY COMMISSIONER

MICHAEL D. BROOKS received
one thousand six hundred and eighty-one (1681)

MARTIN B. WEST received
one thousand six hundred and forty-seven (1647)

OFFICIAL WRITE IN CANDIDATE (County Comm Browns Creek Dis)

MICHAEL SHANE CHURCH received (14)
fourteen

COUNTY CLERK

DONALD L. HICKS received
two thousand one hundred and forty-two (2142)

OFFICIAL WRITE IN CANDIDATE (County Clerk)

TAMMIE G. BAILEY received (390)
Three hundred ninety

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

AGAINST received
one thousand seven hundred and sixty (1760)

FOR received
one thousand three hundred and fifty-one (1351)

Amendment No. 2: Property Tax Modernization Amendment

AGAINST received
two thousand one hundred and ninety-seven (2197)

FOR received
one thousand and sixty-five (1065)

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

AGAINST received
one thousand seven hundred and thirty-two (1732)

FOR received
one thousand three hundred and thirty-five (1335)

Amendment No. 4: Education Accountability Amendment

AGAINST received
one thousand eight hundred and twenty-six (1826)

FOR received
one thousand three hundred and sixty-two (1362)

MCDOWELL BOE LEVY

FOR THE LEVIES received
one thousand seven hundred and eighty-three (1783)

AGAINST THE LEVIES received
one thousand three hundred and thirty-eight (1338)

IN WITNESS WHEREOF, WE, THE SAID BOARD OF CANVASSERS HAVE HEREUNTO
SIGNED OUR NAMES THIS 23rd DAY OF NOVEMBER, 2022.



CECIL D. PATTERSON, COMMISSION PRESIDENT



MICHAEL D. BROOKS, COMMISSIONER



CODY ESTEP, COMMISSIONER



DONALD L. HICKS, COUNTY CLERK

SUMMARY REPT-GROUP DETAIL

McDOWELL COUNTY, WV
GENERAL ELECTION
NOVEMBER 8, 2022

OFFICIAL ✓

Run Date:11/23/22 10:15 AM

Report EL45A Page 001

	TOTAL VOTES		ABSENTEE	EARLY VOTING	ELECTION DAY
PRECINCTS COUNTED (OF 38)	38	100.00			
REGISTERED VOTERS - TOTAL	11,737				
BALLOTS CAST - TOTAL	3,481		67	369	3,045
VOTER TURNOUT - TOTAL		29.66			
U.S. HOUSE OF REPRESENTATIVES 1ST DIST					
(Vote For Not More Than) 1					
CAROL MILLER (REP)	1,953	62.62	31	164	1,758
MR. LACY WATSON (DEM)	1,008	32.32	25	154	829
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
BELINDA FOX-SPENCER (IND)	156	5.00	2	18	136
WRITE-IN	2	.06	0	0	2
STATE SENATOR 6TH DIST					
(Vote For Not More Than) 1					
MARK R. MAYNARD (REP)	1,677	54.77	29	132	1,516
TIFFANY CLEMINS (DEM)	1,380	45.07	28	199	1,153
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	5	.16	0	0	5
HOUSE OF DELEGATES 34TH DIST					
(Vote For Not More Than) 1					
MARK DEAN (REP)	31	91.18	0	4	27
MARK COLEGROVE (DEM)	3	8.82	1	1	1
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	0		0	0	0
HOUSE OF DELEGATES 36TH DIST					
(Vote For Not More Than) 1					
ANITA HALL (REP)	1,956	59.56	24	161	1,781
ED EVANS (DEM)	1,333	40.38	40	185	1,108
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	2	.06	0	0	2
CIRCUIT CLERK					
(Vote For Not More Than) 1					
NO CANDIDATE FILED	0		0	0	0
FRANCINE SPENCER (DEM)	2,281	98.70	52	304	1,925
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	30	1.30	0	0	30

Carl Oalban
Michael Beck
Donald L. Mark

Cody Cook

Run Date:11/23/22 10:15 AM

Report: EL45A Page: 002

	TOTAL VOTES		ABSENTEE	EARLY VOTING	ELECTION DAY
COUNTY COMMISSIONER					
(Vote For Not More Than) 1					
MARTIN B. WEST (REP)	1,647	49.28	27	140	1,480
MICHAEL D. BROOKS (DEM)	1,681	50.30	39	220	1,422
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	14	.42	1	0	13
COUNTY CLERK					
(Vote For Not More Than) 1					
NO CANDIDATE FILED	0		0	0	0
DONALD L. HICKS (DEM)	2,142	84.60	53	290	1,799
NO CANDIDATE FILED	0		0	0	0
NO CANDIDATE FILED	0		0	0	0
WRITE-IN	390	15.40	5	17	368
Amendment No. 1					
(Vote For Not More Than) 1					
FOR	1,351	43.43	34	160	1,157
AGAINST	1,760	56.57	20	189	1,551
Amendment No. 2					
(Vote For Not More Than) 1					
FOR	1,065	32.65	14	101	950
AGAINST	2,197	67.35	44	260	1,893
Amendment No. 3					
(Vote For Not More Than) 1					
FOR	1,335	43.53	16	158	1,161
AGAINST	1,732	56.47	36	183	1,513
Amendment No. 4					
(Vote For Not More Than) 1					
FOR	1,362	42.72	19	127	1,216
AGAINST	1,826	57.28	43	228	1,555
McDOWELL BOE LEVY					
(Vote For Not More Than) 1					
FOR THE LEVIES	1,783	57.13	39	228	1,516
AGAINST THE LEVIES	1,338	42.87	17	119	1,202

SUMMARY REPT-GROUP DETAIL

McDOWELL COUNTY, WV
GENERAL ELECTION
NOVEMBER 8, 2022

OFFICIAL

Run Date:03/21/24 02:12 PM

Report EL45A Page 001

	TOTAL VOTES	%	ABSENTEE	EARLY VOTING	ELECTION DAY
PRECINCTS COUNTED (OF 38)	38	100.00			
REGISTERED VOTERS - TOTAL	11,737				
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BELINDA FOX-SPENCER (IND)	156	5.00	2	18	136
WRITE-IN	2	.06	0	0	2
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MARK R. MAYNARD (REP)	1,677	54.77	29	132	1,516
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WRITE-IN	5	.16	0	0	5
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WRITE-IN	0		0	0	0
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CIRCUIT CLERK					
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MICHAEL D. BROOKS (DEM).	1,681	50.30	39	220	1,422
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COUNTY CLERK					
(Vote For Not More Than) 1					
NO CANDIDATE FILED	0		0	0	0
DONALD L. HICKS (DEM)	2,142	84.60	53	290	1,799
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(Vote For Not More Than) 1					
FOR THE LEVIES.	1,783	57.13	39	228	1,516
AGAINST THE LEVIES	1,338	42.87	17	119	1,202

OFFICIAL BALLOT

D MCDOWELL COUNTY, WV **E** GENERAL ELECTION **F** NOVEMBER 8, 2022

OFFICIAL LEVY BALLOT

OFFICIAL BALLOT

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Adopted and Entered on June 21, 2022

A general election 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 \$4,737,476 annually for the purpose of the payment of the general current expenses of The Board of Education of the County of McDowell (the "Board"), including expenditures for the purposes hereinafter set forth; all according to this Official Ballot and the Order of the Board adopted and entered on the 21st day of June, 2022.

1. That the purposes for which additional funds are needed and 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:

A. To continue the supplement to the state's minimum salary of each teacher, principal, and supervisor in the approximate amount of three hundred dollars (\$300.00) per month plus the required Social Security payments and other required fringe benefits, being an approximate average amount of \$759,000 per year, or an approximate total for five years of \$3,795,000.

B. To continue the supplement to the state's minimum salary of each regularly employed full-time service personnel in the approximate amount of two hundred fifty dollars (\$250.00) per month plus the required Social Security payments and other fringe benefits, being an approximate average amount of \$405,000.00 per year, or an approximate total for five years of \$2,025,000.

C. To maintain, improve, or correct environmental and/or structural factors for all schools and grounds to ensure adequate protection against fire hazards, health hazards, to provide a School Resource Officer at each high school, and to provide a safe atmosphere conducive to good learning in the approximate average amount of \$1,500,000 per year, or an approximate total for five years of \$7,500,000.

D. To provide for other costs including utilities or other public services, and payment of annual amounts due for the energy savings contract, as needed in the school system in the approximate average amount of \$1,237,476 per year, or an approximate total for five years of \$6,187,380.

E. To provide for the operation of secondary and / or vocational extended year programs, as determined by student need and enrollment, in the approximate average amount of \$15,000 per year, or an approximate total for five years of \$75,000.

F. To provide instructional materials, supplies, equipment, furniture, textbooks, technology equipment and software, and for the maintenance of technology equipment, as may be determined by the Board of Education in the approximate average amount of \$588,800 per year, or an approximate total for five years of \$2,944,000.

G. To assist the McDowell County Public Library in the approximate average amount of \$35,000 per year, or an approximate total for five years of \$175,000 and to assist the War Public Library in the approximate average amount of \$10,000 per year, or an approximate total for five years of \$50,000.

H. To provide funding for construction and/or capital improvements, including, without limitation, technology infrastructure and telephone systems, in the approximate average amount of \$100,000 per year or an approximate total for five years of \$500,000.

I. To provide funding to assist schools with costs related to participating in West Virginia Secondary Schools Activities Commission (WVSSAC) athletic and band activities to be awarded upon approval of each school's plan in the approximate average amount of \$55,000 per year, or an approximate total for five years of \$275,000.

J. To provide funding for the McDowell County WVU Extension Office to provide educational programs and 4-H for the students of McDowell County in the approximate average amount of \$32,200 per year, or an approximate total of five years of \$161,000.

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.

2. If the actual amount collected is less than the approximate annual amounts allocated for the above-stated purposes for any one or more fiscal years then for any shortfall 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 for any applicable fiscal year.

3. Any additional revenue accruing during the term of this levy in excess of the amounts needed for any of the above-stated purposes, will be expended for the enrichment, supplementation and advancement of the education system of McDowell County Schools as determined by the Board in its discretion.

4. If additional State, Federal, private or other special funds become available to provide funding for any of the above-stated purposes, then 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 the McDowell County School District, and other purposes pertinent to the operation of McDowell 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.

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

5. The proposed additional rate of levies in cents for each \$100 of value on each class of property within the McDowell County School District for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028 are 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

Provided, however, that the Board reserves unto itself as the governing body the right and authority to reduce the levy rates if it deems it to be necessary, in its discretion.

At according to the Order of The Board of Education of the County of McDowell, adopted and entered on the 21st day of June, 2022

INSTRUCTIONS TO VOTERS

Those in favor of the renewal of the additional levies shall darken the oval before "FOR THE LEVIES". Those against the renewal of the additional levies shall darken the oval before "AGAINST THE LEVIES".

FOR THE LEVIES

AGAINST THE LEVIES

VOTE BOTH SIDES

OFFICIAL BALLOT

A	MCDOWELL COUNTY, WV	B	GENERAL ELECTION	C	NOVEMBER 8, 2022
INSTRUCTIONS TO VOTER 1. To vote you must darken the oval (●) completely next to the candidate or issue of your choice.		COUNTY TICKET FOR CIRCUIT CLERK (Vote For ONE) NO CANDIDATE(S) NOMINATED REP FRANCINE SPENCER DEM Marlinton NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN Written, If Any		BALLOT ON CONSTITUTIONAL AMENDMENTS Amendment No. 2: Property Tax Modernization Amendment Summary of Purpose: To amend the State Constitution by providing the Legislature with authority to exempt tangible machinery and equipment personal property directly used in business activity and tangible inventory personal property directly used in business activity and personal property tax on motor vehicles from ad valorem property taxation by general law. Instructions to Voters: To vote in favor of the Amendment submitted, darken the oval next to "FOR". To vote against the Amendment, darken the oval next to "AGAINST". FOR AGAINST	
NATIONAL TICKET FOR U.S. HOUSE OF REPRESENTATIVES 1ST CONGRESSIONAL DISTRICT (Vote For ONE) CAROL MILLER REP Huntington Cabell Co. MR. LACY WATSON DEM Bucklehead Mercer Co. NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN BELINDA FOX-SPENCER IND Petersburg Monroe Co. Written, If Any		FOR COUNTY COMMISSIONER (Vote For ONE) Not more than one resident of any magisterial district may be elected. MARTIN B. WEST REP Roderfield Browns Creek Dist. MICHAEL D. BROOKS DEM Welch Browns Creek Dist. NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN Written, If Any		FOR AGAINST Amendment No. 3: Incorporation of Churches or Religious Denominations Amendment Summary of Purpose: To authorize the incorporation of churches or religious denominations. Instructions to Voters: To vote in favor of the Amendment submitted, darken the oval next to "FOR". To vote against the Amendment, darken the oval next to "AGAINST". FOR AGAINST	
STATE TICKET FOR STATE SENATOR 6TH SENATORIAL DISTRICT (Vote For ONE) MARK R. MAYNARD REP Wayne Wayne Co. TIFFANY CLEMINS DEM Welch McDowell Co. NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN Written, If Any		FOR COUNTY CLERK (Vote For ONE) NO CANDIDATE(S) NOMINATED REP DONALD L. HICKS DEM Welch NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN Written, If Any		FOR AGAINST Amendment No. 4: Education Accountability Amendment Summary of Purpose: The purpose of this amendment is to clarify that the rules and policies promulgated by the State Board of Education, are subject to legislative review approval, amendment, or rejection. Instructions to Voters: To vote in favor of the Amendment submitted, darken the oval next to "FOR". To vote against the Amendment, darken the oval next to "AGAINST". FOR AGAINST	
FOR MEMBER OF HOUSE OF DELEGATES 36TH DELEGATE DISTRICT (Vote For ONE) ANITA HALL REP Welch McDowell Co. ED EVANS DEM Welch McDowell Co. NO CANDIDATE(S) NOMINATED LBN NO CANDIDATE(S) NOMINATED MTN Written, If Any		BALLOT ON CONSTITUTIONAL AMENDMENTS Amendment No. 1: Clarification of the Judiciary's Role in Impeachment Proceedings Amendment Summary of Purpose: Clarifying that courts have no authority or jurisdiction to intercede or intervene in or interfere with impeachment proceedings of the House of Delegates or the Senate, and specifying that a judgment rendered by the Senate following an impeachment trial is not reviewable by any court of this state. Instructions to Voters: To vote in favor of the Amendment submitted, darken the oval next to "FOR". To vote against the Amendment, darken the oval next to "AGAINST". FOR AGAINST		VOTE BOTH SIDES	