

Upon motion of Johnita Jackson, duly seconded by  
Dennis Ashworth, the following Order was adopted:

**AN ORDER OF THE BOARD OF EDUCATION OF THE  
COUNTY OF WAYNE DIRECTING THE SUBMISSION TO  
THE VOTERS OF WAYNE COUNTY AT THE GENERAL  
ELECTION TO BE HELD ON NOVEMBER 8, 2022 ALL  
QUESTIONS CONNECTED WITH THE RENEWAL OF  
EXCESS 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 Wayne (the "Board"), being of the opinion that the maximum 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 the general current expenses of schools in Wayne County, including certain 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 have ascertained that the amounts hereinafter shown in excess of the amounts raised by regular levies will be needed by the Board, during each of said five (5) fiscal years, and that an election should be held to renew such additional levies, in conformity with applicable law, hereby ORDERS and DECLARES:

1. The purposes and approximate amounts for which such funds are needed annually are set forth as follows:

<u>PURPOSES FOR WHICH ADDITIONAL FUNDS ARE NEEDED</u>	<u>ANNUAL AMOUNT FOR EACH PURPOSE</u>
<b>Professional and Service Salary Supplements, Personnel Taxes and Benefits</b> – <i>Including, but not limited to, school nurse health services above state aid funding, supplemental salaries for dual credit courses, existing county supplements, salaries or personnel in excess of 200 days, supplemental co-curricular and extracurricular salaries (academic, arts, and athletic), FICA taxes, unemployment taxes, workers'</i>	

<i>compensation taxes, retirement, dental, visual and long-term disability insurance.</i>	\$8,016,007
<b>Textbooks, Supplies, and Equipment and Insurance –</b> <i>Including, but not limited to, free textbooks and textbook-related materials, duplicating paper, computer paper, writing paper, notebook paper, instructional supplies and equipment, including library, office operating expenses, and accident insurance for all county students during school and school related activities.</i>	\$347,712
<b>Construction and Repair, Maintenance and Building Utilities –</b> <i>Including, but not limited to, construction, building repairs, roof replacement, asbestos projects, structural repairs, fire code corrections, Americans with Disabilities Act compliance, equipment maintenance, paving, safety and security systems, lawn maintenance, lease purchases and Qualified Zone Academy Bonds (QZAB) payments, utilities and utility-related costs and improvements, renovations and repairs that will enhance the physical safety and security of students and employees of the Wayne County School District.</i>	\$1,083,545
<b>Supplemental Support of the Following Agencies:</b>  Wayne County Library \$30,000  WVU Extension Office (4-H) \$48,234	\$78,234
<b>TOTALS</b>	<b>\$9,525,498</b>

The Board is hereby authorized and empowered to expend, during the term of this levy, the surplus, if any, accruing in excess of the above amounts needed for any of the above-stated purposes, plus excess collections due to increased assessed valuations for the enrichment, supplementation, operation, and improvement of educational services and/or facilities in the public schools of Wayne County.

2. The amounts set forth above are the average annual amounts for each purpose. If for any reason all of the funds herein above allocated for any one of the above numerated purposes is not used for such purpose in any one of such five fiscal years, the unused portion (if any) of such funds for any enumerated purpose may be allocated by the Board, in its discretion, to be carried over to the next fiscal year to be spent for the same purpose in the next fiscal year and/or to be expended in such fiscal year for any one or more of the remaining purposes.

3. The total approximate average amount necessary to carry out the above purposes over five fiscal years, after making reasonable allowances for uncollected taxes and shrinkage, is \$47,627,490, or the sum of \$9,525,498, annually. The actual amounts budgeted, as well as the actual amounts spent, for each purpose and in the aggregate, likely will vary from one fiscal year to the next depending on the realized tax collections and the needs of the Wayne County School District, as determined by the Board for each fiscal year.

4. The separate and aggregate valuation of each class of taxable property within the Wayne County School District (the "District"), as certified in March, 2022, is as follows:

CLASS OF TAXABLE PROPERTY	ASSESSED VALUATION
Class I	\$0
Class II	\$592,045,816
Class III	\$660,350,943
Class IV	\$158,165,375
AGGREGATE ASSESSED VALUATION	\$1,410,562,134

5. The proposed additional rate of levy in cents (per \$100 of assessed value) on each class of property within the Wayne County School District for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, July 1, 2028, is as follows:

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

6. The Board reserves unto itself, as the levying body, the right and authority to reduce the rates of the excess levy, should increased assessments produce funds beyond projected needs in any year specified in the levy call in accordance with section six-g, article eight, chapter eleven, of the West Virginia Code.
7. The years to which the additional levy shall apply, if authorized by the voters, are the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028.
8. The question of such additional levies shall be submitted to a vote in the Wayne County School District, at the general election to be held in Wayne County on Tuesday, November 8, 2022.
9. If a majority of the voters at the election to be held on November 8, 2022, approve the proposed additional levies for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028, the Board will not issue bonds in connection with the proposed additional levies; provided, however, that the Board may use such levy funds to pay lease payments resulting from the prior or future issuance of Qualified Zone Academy Bonds (QZAB), if any, and other lease payments as approved by the Board.
10. In the event the Board shall obtain additional money by grant or otherwise from the state or federal government, or from any agency of either, or from any other source, for the purposes aforesaid, such additional money may be used either in substitution for, or in addition to, the sums obtained from such additional levies as the Board may from time to time determine.
11. The Board is hereby authorized and empowered to expend, during the term of this levy and one additional year, the surplus, if any, accruing during the term of this levy in excess of the amounts needed for any of the above-stated purposes, for the enrichment, supplementation, and advancement of all education programs in Wayne County, and other purposes pertinent to the

operation of the schools within the Wayne County School District, as Board may determine from time to time, in its discretion.

12. In the event that the actual amount collected is, for any reason, less than the amounts noted for the above-stated purposes for any one or more fiscal years, the Board is hereby authorized and empowered to determine, in its discretion, which one or more of the above-stated purposes shall be reduced for each such fiscal year, and the amount of each such reduction for such fiscal year; provided, that the total of all such reductions shall not exceed the amount of such collection shortfall each year; provided, further, that if any such reduction for one or more of the above-state purposes is necessary, the Board shall not reduce the funds allocated for **Professional and Service Salary Supplements, Personnel Taxes and Benefits**.

13. Notice of said election to authorize the renewal of such additional levies shall be given by publication of notice thereof at least once a week for two successive weeks within fourteen (14) consecutive days next preceding the election in the *Wayne County News*, the newspaper of general circulation in Wayne County, as qualified by the West Virginia Secretary of State.

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

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### FORM OF BALLOT

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## OFFICIAL BALLOT

### Election to Authorize Renewal of Additional Levies According to the Order of the Board of Education of the County of Wayne Entered on July 26, 2022

An election to authorize additional levies 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 \$9,525,498 annually, for the purposes and approximate average amounts for which such funds are needed, as follows:

PURPOSES FOR WHICH ADDITIONAL FUNDS ARE NEEDED	ANNUAL AMOUNT FOR EACH PURPOSE
<b>Professional and Service Salary Supplements, Personnel Taxes and Benefits</b> – Including, but not limited to, school nurse health services above state aid funding, supplemental salaries for dual credit courses, existing county supplements, salaries or personnel in excess of 200 days, supplemental co-curricular and extracurricular salaries (academic, arts, and athletic), FICA taxes, unemployment taxes, workers' compensation taxes, retirement, dental, visual and long-term disability insurance.	\$8,016,007
<b>Textbooks, Supplies, and Equipment and Insurance</b> – Including, but not limited to, free textbooks and textbook-related materials, duplicating paper, computer paper, writing paper, notebook paper, instructional supplies and equipment, including library, office operating expenses, and accident insurance for all county students during school and school related activities.	\$347,712
<b>Construction and Repair, Maintenance and Building Utilities</b> – Including, but not limited to, construction, building repairs, roof replacement, asbestos projects, structural repairs, fire code corrections, Americans with Disabilities Act compliance, equipment maintenance, paving, safety and security systems, lawn maintenance, lease purchases and Qualified Zone Academy Bonds (QZAB) payments, utilities and utility-related costs and improvements, renovations and repairs that will enhance the physical safety and security of students and employees of the Wayne County School District.	\$1,083,545

<b>Supplemental Support of the Following Agencies:</b>	
Wayne County Library \$30,000	
WVU Extension Office (4-H) \$48,234	\$78,234
<b>TOTALS</b>	<b>\$9,525,498</b>

The Board of Education of Wayne County (the "Board") is hereby authorized and empowered to expend, during the term of this levy, the surplus, if any, accruing in excess of the above amounts needed for any of the above-state purposes, plus excess collections due to increased assessed valuations for the enrichment, supplementation, operation, and improvement of educational services and/or facilities in the public schools of Wayne County.

The Board reserves unto itself, as the levying body, the right and authority to reduce the rates of the excess levy, should increased assessments produce funds beyond projected needs in any year specified in the levy call in accordance with section six-g, article eight, chapter eleven, of the West Virginia Code.

In the event the Board shall obtain additional money by grant or otherwise from the state or federal government, or from any agency of either, or from any other source, for the purposes aforesaid, such additional money may be used either in substitution for, or in addition to, the sums obtained from such additional levies as the Board may from time to time determine.

The Board is hereby authorized and empowered to expend, during the term of this levy and one additional year, the surplus, if any, accruing during the term of this levy in excess of the amounts needed for any of the above-stated purposes, for the enrichment, supplementation, and

advancement of all education programs in Wayne County, and other purposes pertinent to the operation of the schools within the Wayne County School District, as the Board may determine from time to time, in its discretion.

The amounts set forth above are the average annual amounts for each purpose. If for any reason all of the funds herein above allocated for any one of the above numerated purposes is not used for such purpose in any one of such five fiscal years, the unused portion (if any) of such funds for any enumerated purpose may be allocated by the Board, in its discretion, to be carried over to the next fiscal year to be spent for the same purpose in the next fiscal year and/or to be expended in such fiscal year for any one or more of the remaining purposes.

The total approximate average amount necessary to carry out the above purposes over five fiscal years, after making reasonable allowances for uncollected taxes and shrinkage, is \$47,627,490, or the sum of \$9,525,498, annually. The actual amounts budgeted, as well as the actual amounts spent, for each purpose and in the aggregate, likely will vary from one fiscal year to the next depending on the realized tax collections and the needs of the Wayne County School District, as determined by the Board for each fiscal year.

In the event that the actual amount collected is, for any reason, less than the amounts noted for the above-stated purposes for any one or more fiscal years, the Board is hereby authorized and empowered to determine, in its discretion, which one or more of the above-stated purposes shall be reduced for each such fiscal year, and the amount of each such reduction for such fiscal year; provided, that the total of all such reductions shall not exceed the amount of such collection shortfall each year; provided, further, that if any such reduction for one or more of the above-state purposes is necessary, the Board shall not reduce the funds allocated for **Professional and Service Salary Supplements, Personnel Taxes and Benefits**.



The separate and aggregate valuation of each class of taxable property within the Wayne County School District (the "District"), as certified in March, 2022, is as follows:

Class I	\$ 0
Class II	\$592,045,816
Class III	\$660,350,943
Class IV	\$158,165,375

The years to which the additional levy shall apply, if authorized by the voters, are the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028.

If a majority of the voters approve the proposed additional levies for the fiscal years beginning July 1, 2024, July 1, 2025, July 1, 2026, July 1, 2027, and July 1, 2028, the Board will not issue bonds in connection with the proposed additional levies; provided, however, that the Board may use such levy funds to pay lease payments resulting from the prior or future issuance of Qualified Zone Academy Bonds (QZAB), if any, and other lease payments as approved by the Board.

The renewal and continuation of additional levies for such fiscal years in cents (per \$100 of assessed value) on each class of property within the Wayne County School District for the fiscal years beginning July 1, 2024,

July 1, 2025, July 1, 2026, July 1, 2027, July 1, 2028, is as follows: On Class I property, 22.95 cents; on Class II property, 45.90 cents; on Class III property 91.80 cents; and on Class IV property 91.80 cents. The Board may reduce the said levy rates in any given year or years during the term of the levy after determining the sufficiency of funds for school purposes for the next school year.

For the Levies ☐

Against the Levies ☐

## INSTRUCTION TO VOTER

Those favoring the renewal of the additional levies shall mark after "For the Levies"; those against such levies shall mark after "Against the Levies".

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## END OF FORM OF BALLOT


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15. The Secretary of the Board, with the assistance of the Clerk of the County Commission of the County of Wayne, which said Clerk is hereby designated and appointed as an agent of this Board for this election, are hereby authorized and directed to procure and furnish to the election commissioners at each voting precinct, insofar as practicable, the ballots, poll books, tally sheets and other things necessary for conducting the election, as provided by Section 11, Article 1, Chapter 13 of the Code, and perform all duties imposed by law upon clerks of the County Commission in relation to primary, special and general elections, and assist the County Commission, sitting as the board of canvassers, with canvassing the results of the election in accordance with Section 13, Article 1, Chapter 13 of the Code. The commissioners and clerks appointed and certified for the purpose of the election shall be the same commissioners and clerks designated, appointed and certified by the County Commission of the County of Wayne.
16. Absentee ballots shall be applied for, obtained from and returned to the Clerk of the County Commission of the County of Wayne, and said Clerk is hereby appointed the agent for the Board to perform all duties relating to absentee ballots in a primary, special or general election.
17. 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 Wayne County as the official registration list of the Wayne County School District for this election.

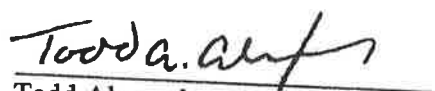
[Signature page follows this page.]

Adopted and entered on this 26th day of July, 2022.

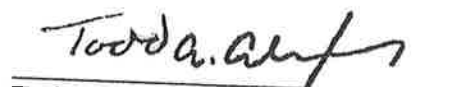
THE BOARD OF EDUCATION OF THE  
COUNTY OF WAYNE

  
Melissa Hall, President

ATTEST:

  
Todd Alexander, Secretary

Given under my hand this 26<sup>th</sup> day of July, 2022.

  
Todd Alexander, Secretary