Minutes of Special Meeting of the Louisville Board of Education

June 26, 2014

SPECIAL MEETING 6/26/2014

The Louisville Board of Education met in special session on Thursday, June 26, 2014, at 7:30 a.m., at The Louisville Board of Education Office, 407 East Main St., Louisville, Ohio 44641, with the following members present: Mr. Frank Antonacci, Dr. Brenda Ramsey-L'Amoreaux, Mr. W. Mark Sigler, and Ms. Cheryl Shepherd. Also present was Mr. Stephen Milano and Mr. James Carman. Mr. Donald Keefe II was absent.

14-94 ADOPT MEETING AGENDA
Motion by Mr. Antonacci, and seconded by Mr. Sigler to adopt the meeting agenda for the June 26, 2014 Special Meeting.

Roll Call: Ayes: Mr. Antonacci, Mr. Sigler, Dr. Ramsey-L'Amoreaux and Ms. Shepherd.

14-95 Amended ELP Agreement
Motion by Mr. Antonacci, and seconded by Mr. Sigler to approve the amended ELP Agreement:

Ohio | School Facilities Commission

CLASSROOM FACILITIES ASSISTANCE PROGRAM

1st AMENDMENT TO THE PROJECT AGREEMENT

Reconciliation of the Expedited Local Partnership Program Credit

THIS 1st AMENDMENT TO THE PROJECT AGREEMENT ("1st Amendment"), is made and entered into by and between the ***Ohio School Facilities Commission*** ("OSFC") and the Board of Education of the ***Louisville City School District, Stark County,*** ("School District Board"), pursuant to Section 3318.083 of the Ohio Revised Code ("ORC").

WHEREAS, at the time of approval of the Classroom Facilities Assistance Program (CFAP) project, the Project Agreement, per Section III.5.B estimated the Expedited Local Partnership Program (ELPP) credit to be ***Twenty Seven Million, One Hundred Sixty One Thousand, Six Hundred Eighty Seven Dollars ($27,161,687)*** under Section 3318.36 (D) (1) but the School District Board had not yet signed an ELPP Certificate of Completion; and

WHEREAS, the School District Board has now completed a project under the ELPP and has signed a Certificate of Completion with the OSFC dated ***December 11, 2009*** with total approved ELPP expenditures in the amount of ***Twenty Seven Million, Two Hundred One Thousand, Eight Hundred Sixty Three Dollars ($27,201,863)***; and

WHEREAS, it is the intention of the School District Board and the OSFC to amend the CFAP project Agreement fully executed as of ***February 6, 2009*** as follows:

				State %	Local %	
	Total $	**CFAP Project Cost**	**ELPP Credit**	52.0000%	48.0000%	**Local Share Minus Credit**
Original:	$72,594,443	$45,432,756	$27,161,687	$37,749,110	$34,845,333	$7,683,646
This Amendment:	$72,634,619	$45,432,756	**$27,201,863**	$37,770,002	$34,864,617	**$7,662,754**
Change	$40,176	$0	**$40,176**	$20,892	$19,284	**($20,892)**

The final ELPP Closeout Credit Report was executed December 11, 2009 in the amount of $27,201,863, a difference of $40,176 (copy attached).

WHEREAS, upon execution of this First Amendment by the School District Board and the OSFC, the School District Board will transfer the amount of ***Twenty Thousand, Eight Hundred Ninety Two Dollars ($20,892)*** out of the Project Construction Fund; and

WHEREAS, OSFC staff will seek Commission approval for this First Amendment to the ELPP Credit on ***July 10, 2014*** and approval by the Ohio Controlling Board on ***July 28, 2014***.

Ohio | School Facilities Commission

NOW, THEREFORE, in consideration of the mutual promises herein contained, the School District Board and the OSFC agree to amend the original CFAP Project Agreement as provided herein.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands of the day and year set forth herein.

Louisville City School District
Stark County

By: Chuck Shepherd
President - Board of Education

Date: 7/14/14

By: _____
Treasurer - School District

Date: _____

The Ohio School Facilities Commission

By: _____
Executive Director

Date: _____

Ohio | School Facilities Commission

Guidance to School District Treasurer Verification of Deposit of School District Funds (Increase in Basic Project Cost)

When returning an amendment to the project agreement approved by the School District Board of Education, the school district treasurer shall include a completed and *signed Verification of Deposit Form – Increase in Basic Project Cost (OSFC Finance Form A-101b)* stating that the additional school district share of the basic project cost has been deposited into the Project Construction Fund (Fund 010).

In addition to a signed and completed Form A-101b, the school district treasurer shall include a printout from the school district accounting system verifying the amount and date of the deposit.

No additional state funds will be released until a signed Form A-101b is completed, returned to, and approved by a representative of the OSFC Finance Section.

If you have any questions regarding this requirement please contact Lois Snyder at 614.466.6290.

Ohio | School Facilities Commission

Verification of Deposit of School District Funds (Increase in Basic Project Cost)

It is hereby verified that **Louisville City School District,** Stark County has deposited funds in the amount of **$**_____into the Classroom Facilities Fund (Fund 010) for the purpose of paying the School Districts portion of the budget adjustment resulting from an increase in the Expedited Local Partnership Program credit approved in accordance with Section 3318.083 of the Ohio Revised Code. The attached report from the School District accounting system serves as the documentation of the required deposit.

Louisville City School District Stark County	**The Ohio School Facilities Commission**
SIGNED:	***APPROVED:***
_____ School District Treasurer	_____ Finance Representative
Date: _____, _____	Date: _____, _____

Ohio | School Facilities Commission

ELPP Reconciliation

DISTRICT INFORMATION

DISTRICT: Louisville CSD

COUNTY: Stark

PROGRAM: ELPP to CFAP

ADJUSTMENT #: 1

BUDGET INFORMATION

				State %	Local %	
	Total $	CFAP Project Cost	ELPP Credit	52.0000%	48.0000%	Local Share Minus Credit
Original:	$72,594,443	$45,432,756	$27,161,687	$37,749,110	$34,845,333	$7,683,646
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Change	$40,176	$0	**$40,176**	$20,892	$19,284	**($20,892)**

The final ELPP Closeout Credit Report was executed December 11, 2009 in the amount of $27,201,863, a difference of $40,176 (copy attached).

OHIO SCHOOL FACILITIES COMMISSION

EXPEDITED LOCAL PARTNERSHIP PROGRAM
Closeout Report
Executive Summary

Louisville City Schools

District Statistics

County	Stark
Equity Rank at ELPP Application	291(FY01)
State Share of Master Plan	52%
Local Share of Master Plan	48%
Part One Agreement Executed	October 5, 2000
Part Two Agreement Executed	October 17, 2001
Part Two Amended Agreement Executed	July 24, 2008
Architect	Fanning Howey
Construction Manager	Hammond Construction
Projected Enrollment	3568 in 2007-2008
OSDM Year (MP Accepted)	2001 version

Executive Summary

Master Plan:
Louisville City Schools applied for ELPP participation in September 2000. The voters of the district approved a $26,270,000 Bond Issue on May 8, 2001 to address modernization and overcrowding issues at all existing buildings within the district. After considering the enrollment projections and assessment reports, a mutually acceptable Master Plan was developed with a total value of $58,889,890, which removes the Main Street Education Center and the Louisville Middle School from operation. The plan also calls for a new middle school, renovations to the Louisville Elementary School and renovations/additions to Fairhope ES, North Nimishillen ES, Pleasant Grove ES and the Louisville HS.

Discrete Portion:
The original discrete portion worksheet included the construction of one new 6-8 middle school; an addition and renovations at the North Nimishillen Elementary School and an addition at the Louisville High School.

Verified Expenditures Project Recap

Building	Scope	OSFC Budget	Allowable Expenditures	LFI Expenditures
N. Nimishillen ES	Add/Reno	$5,427,253.00	$5,427,253.00	$279,669.84
New Middle School	New	$16,395,823.00	$16,395,822.97	$553,837.36
Louisville High School	Add	$6,078,476.00	$5,378,786.79	$24,871.27
Total		**$27,901,552.00**	**$27,201,862.76**	**$858,378.47**

OHIO SCHOOL FACILITIES COMMISSION
EXPEDITED LOCAL PARTNERSHIP PROGRAM

Program Summary

School District: Louisville City Schools

County: Stark

Date: July 2009

PROGRAM COMPLETE: YES ■ NO □

MASTER PLAN

Date of Commission Approval of Master Facilities Plan and Budget: July 26, 2001

Date of Controlling Board Approval of Master Facilities Plan and Budget: August 6, 2001

Date(s) of Approved Amendments to the Master Facilities Plan: N/A

Basic Project Cost (Master Plan): $ 58,889,890 State % 52 Local % 48

District has ½ mil Maintenance Funding: No X Yes ____ Means ____

ELPP DISCRETE PORTION

Date of Commission Approval of Project Agreement: October 17, 2001

Date(s) of Approved Amendments to Project Agreement: July 24, 2008

Budgeted Allowable Expenditures (Project Agreement): $ 27,901,552.00

Verified Allowable Expenditures: $ 27,201,862.76

Budgeted LFI Expenditures (Project Agreement): $ 0.00

Verified LFI Expenditures: $ 858,378.47

Building: North Nimishillen Elementary IRN Number: 26286

Date of Occupancy 8/22/03 Date of OSFC Approval of Maintenance Plan:

Project: Addition and Renovation

Creditable Expenditures (Actual X Estimated) $ 5,427,253.00

LFI Expenditures (Actual X Estimated) $ 279,669.84

Building: New Middle School IRN Number: 1001145

Date of Occupancy 8/11/04 Date of OSFC Approval of Maintenance Plan:

Project: New Middle School Facility

Creditable Expenditures (Actual X Estimated) $ 16,395,822.97

LFI Expenditures (Actual X Estimated) $ 553,837.36

Building: Louisville High School IRN Number: 21576

Date of Occupancy 1/23/04 Date of OSFC Approval of Maintenance Plan:

Project: Addition to existing building

Creditable Expenditures (Actual X Estimated) $ 5,378,786.79

LFI Expenditures (Actual X Estimated) $ 24,871.27

Total Creditable Expenditures (Actual/~~Estimated~~): $27,201,862.76

Total LFI Expenditures (Actual/~~Estimated~~): $ 858,378.47

Total Project Expenditures (Actual/~~Estimated~~): $28,060,241.23

OHIO SCHOOL FACILITIES COMMISSION
EXPEDITED LOCAL PARTNERSHIP PROGRAM

Closeout Credit Report

School District: Louisville City Schools

County: Stark

Building: North Nimishillen Elementary School IRN: 26286

Date: July 2009

Date of Facilities Assessment: April 13, 2001 Date Updated: N/A

Date of Enrollment Projections: December 2000 Date Updated: N/A

Date of approved Master Plan: July 26, 2001 Date Revised: N/A

Date of ELPP Project Agreement: October 17, 2001 Date Amended: July 24, 2008

Date of Design Phase Approval: POR 4-17-02 SD 8-1-02 DD 8-2-02 CD 10-17-02

OSDM Version: 2001

ELPP DISCRETE PORTION

Project: Addition and renovation to the existing North Nimishillen Elementary school.

Date of Occupancy/Substantial Completion: August 22, 2003

Total Allowable Expenditures for this project:	**$5,427,253.00**
Previously Approved Expenditures:	**$ 0.00**
Total Approved Program Expenditures:	**$5,427,253.00**

Date of submission of certified final Expenditure Report from the School District Treasurer
April 18, 2006.

Upon execution of this document, the Commission's participation in the project is concluded. The Commission assumes no responsibility for property ownership, facilities management or maintenance, including the responsibility for enforcement of warranties and guarantees associated with the Project.

ELIGIBILITY FOR STATE ASSISTANCE

When the School District Board becomes eligible for State assistance under Sections 3318.01 to 3318.20, ORC, the Commission shall conduct a new assessment of the School District's classroom facilities needs and shall recalculate the basic project cost based on this new assessment. The recalculated basic project cost shall include the amount of allowable expenditures made by the School District Board and approved by the Commission for the Local Project Phase. The Commission shall not include any expenditure for work associated with the Local Project Phase that is not contained in the Master Facilities Plan pursuant to the recalculation of the basic project cost.

The Commission shall then recalculate the School District Board's portion of the new project cost by utilizing the percentage of the original project cost assigned to the School District Board as its proportion. The Commission shall deduct the approved expenditures of the School District Board's moneys committed for the Local Project Phase from the School District's portion of the recalculated project cost.

If the amount of School District Board local resources applied to the School District Board's portion of the project cost is less than the total amount of such recalculated portion, the School District Board shall, if it desires to seek State assistance, adopt a resolution as specified in Section 3318.06, ORC, in order to pay any additional amount of the School District Board's portion required for State assistance.

If the amount of School District Board local resources applied to the School District Board's portion of the project cost is more than the total amount of such recalculated portion, the Commission may, within one (1) year from the Commission's approval of the recalculated project cost, reimburse to the School District the difference between the two (2) calculated portions, but at no time shall the Commission expend any State funds on a project in an amount greater than the State's portion of the recalculated project cost.
Any reimbursement by the Commission shall be only for local resources that the School District Board has applied toward allowable construction cost expenditures approved by the Commission, which shall not include any financing costs associated with the construction. The School District Board shall use any moneys reimbursed by the Commission to pay off any debt service the School District board owes for classroom facilities constructed under the Local Project Phase before such moneys are applied to any other purpose.

It is understood that the Commission's funds are contingent upon the availability of lawful appropriations by the Ohio General Assembly. If the General Assembly fails at any time to continue funding for the Commission or its building assistance programs, including the payments and other obligations that will become due hereunder when the School District Board becomes eligible for State building assistance under Sections 3318.01 to 3318.20, ORC, the Commissions obligations under this Agreement are terminated as of the date that the funding expires without further obligation of the Commission.

Project records shall be maintained according to the respective retention schedules of the ... District and the Commission.

All outstanding issues are resolved to the satisfaction of the School District and the Commission.

The School District agrees to provide the Commission any audit report received by the School District regarding the Classroom Facilities Project.

In witness whereof, the parties hereto have hereunto set their hands of the day and year set forth herein.

Louisville City School District
Stark County

By: _____
President - Board of Education

Date: 10/26/09, ____

By: _____
Treasurer, Board of Education

Date: 10/26/09, ____

OHIO SCHOOL FACILITIES COMMISSION

By: _____
Executive Director

Date: 12/11/2009, ____

OHIO SCHOOL FACILITIES COMMISSION
EXPEDITED LOCAL PARTNERSHIP PROGRAM

Closeout Credit Report

School District: Louisville City Schools

County: Stark

Building: New Middle School IRN: 1001145

Date: July 2009

Date of Facilities Assessment: April 13, 2001 Date Updated: N/A

Date of Enrollment Projections: December 2000 Date Updated: N/A

Date of approved Master Plan: July 26, 2001 Date Revised: N/A

Date of ELPP Project Agreement: October 17, 2001 Date Amended: July 24, 2008

Date of Design Phase Approval: POR 3-14-02 SD Not Signed DD 8-2-02 CD 8-2-02

OSDM Version: 2001

ELPP DISCRETE PORTION

Project: New Middle School

Date of Occupancy/Substantial Completion: August 11, 2004

Total Allowable Expenditures for this project:	**$16,395,822.97**
Previously Approved Expenditures:	**$0.00**
Total Approved Program Expenditures:	**$16,395,822.97**

Date of submission of certified final Expenditure Report from the School District Treasurer
April 18, 2006.

Upon execution of this document, the Commission's participation in the project is concluded. The Commission assumes no responsibility for property ownership, facilities management or maintenance, including the responsibility for enforcement of warranties and guarantees associated with the Project.

ELIGIBILITY FOR STATE ASSISTANCE

When the School District Board becomes eligible for State assistance under Sections 3318.01 to 3318.20, ORC, the Commission shall conduct a new assessment of the School District's classroom facilities needs and shall recalculate the basic project cost based on this new assessment. The recalculated basic project cost shall include the amount of allowable expenditures made by the School District Board and approved by the Commission for the Local Project Phase. The Commission shall not include any expenditure for work associated with the Local Project Phase that is not contained in the Master Facilities Plan pursuant to the recalculation of the basic project cost.

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Project records shall be maintained according to the respective retention schedules of the School District and the Commission.

All outstanding issues are resolved to the satisfaction of the School District and the Commission.

The School District agrees to provide the Commission any audit report received by the School District regarding the Classroom Facilities Project.

In witness whereof, the parties hereto have hereunto set their hands of the day and year set forth herein.

Louisville City School District
Stark County

By: _____
President - Board of Education

Date: 10/26/09, ____

By: _____
Treasurer, Board of Education

Date: 10/26/09, ____

OHIO SCHOOL FACILITIES COMMISSION

By: _____
Executive Director

Date: 12/1/2009, ____

OHIO SCHOOL FACILITIES COMMISSION
EXPEDITED LOCAL PARTNERSHIP PROGRAM

Closeout Credit Report

School District: Louisville City Schools

County: Stark

Building: Louisville High School IRN: 21576

Date: July 2009

Date of Facilities Assessment: April 13, 2001 Date Updated: N/A

Date of Enrollment Projections: December 2000 Date Updated: N/A

Date of approved Master Plan: July 26, 2001 Date Revised: N/A

Date of ELPP Project Agreement: October 17, 2001 Date Amended: July 24, 2008

Date of Design Phase Approval: POR 5-15-02 SD 7-1-02 DD 10-17-02 CD 10-24-02

OSDM Version: 2001

ELPP DISCRETE PORTION

Project: Addition to the existing Louisville High School facility.

Date of Occupancy/Substantial Completion: January 23, 2004

Total Allowable Expenditures for this project: $5,378,786.79

Previously Approved Expenditures: $0.00

Total Approved Program Expenditures: $5,378,786.79

Date of submission of certified final Expenditure Report from the School District Treasurer April 18, 2006.

Upon execution of this document, the Commission's participation in the project is concluded. The Commission assumes no responsibility for property ownership, facilities management or maintenance, including the responsibility for enforcement of warranties and guarantees associated with the Project.

ELIGIBILITY FOR STATE ASSISTANCE

When the School District Board becomes eligible for State assistance under Sections 3318.01 to 3318.20, ORC, the Commission shall conduct a new assessment of the School District's classroom facilities needs and shall recalculate the basic project cost based on this new assessment. The recalculated basic project cost shall include the amount of allowable expenditures made by the School District Board and approved by the Commission for the Local Project Phase. The Commission shall not include any expenditure for work associated with the Local Project Phase that is not contained in the Master Facilities Plan pursuant to the recalculation of the basic project cost.

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Any reimbursement by the Commission shall be only for local resources that the School District Board has applied toward allowable construction cost expenditures approved by the Commission, which shall not include any financing costs associated with the construction. The School District Board shall use any moneys reimbursed by the Commission to pay off any debt service the School District board owes for classroom facilities constructed under the Local Project Phase before such moneys are applied to any other purpose.

It is understood that the Commission's funds are contingent upon the availability of lawful appropriations by the Ohio General Assembly. If the General Assembly fails at any time to continue funding for the Commission or its building assistance programs, including the payments and other obligations that will become due hereunder when the School District Board becomes eligible for State building assistance under Sections 3318.01 to 3318.20, ORC, the Commissions obligations

under this Agreement are terminated as of the date that the funding expires without further obligation of the Commission.

Project records shall be maintained according to the respective retention schedules of the School District and the Commission.

All outstanding issues are resolved to the satisfaction of the School District and the Commission.

The School District agrees to provide the Commission any audit report received by the School District regarding the Classroom Facilities Project.

In witness whereof, the parties hereto have hereunto set their hands of the day and year set forth herein.

Louisville City School District
Stark County

By: _____
President - Board of Education

Date: 10/26/09

By: _____
Treasurer, Board of Education

Date: 10/26/09

OHIO SCHOOL FACILITIES COMMISSION

By: _____
Executive Director

Date: 12/11/2009

Roll Call: Ayes: Mr.Antonacci, Mr. Sigler, Dr. Ramsey-L'Amoreaux, and Ms. Shepherd.

14-96 ADJOURN
Motion by Mr. Sigler, and seconded by Mr. Antonacci to adjourn the meeting.

Roll Call: Ayes: Mr. Sigler, Mr. Antonacci, Dr. Ramsey-L'Amoreaux and Ms.Shepherd.

_____
President

_____
Attest