

The Board of County Commissioners of the County of Medina, Ohio, met in regular session on \_\_\_\_\_, 2007, commencing at 9:30 a.m., at the offices of the Board in the County Administration Building, 144 North Broadway, Medina, Ohio, with the following members present:

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

The Clerk advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

\_\_\_\_\_ offered the following preambles and Resolution and moved their adoption, which motion was seconded by \_\_\_\_\_:

**RESOLUTION NO. 07-\_\_\_\_\_**

**A RESOLUTION CREATING A COMMUNITY IMPROVEMENTS BOARD AND RECOMMENDING GUIDELINES FOR ITS OPERATION.**

WHEREAS, this Board intends to adopt a resolution levying a tax pursuant to Section 5739.026 of the Revised Code to provide additional revenue for permanent improvements within the County to be distributed by a community improvements board; and

WHEREAS, in accordance with Section 5739.026(B) of the Revised Code, this Board must adopt this Resolution pursuant to Section 307.282 of the Revised Code creating the community improvements board before adopting the resolution levying a tax to provide additional revenue for permanent improvements within the County to be distributed by the community improvements board pursuant to Section 5739.026(A)(4) of the Revised Code; and

WHEREAS, this Board desires to set forth recommended guidelines for the operation of the community improvements board to provide direction as to the desired distribution of the tax revenues and related matters;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Medina, State of Ohio, that:

Section 1. Pursuant to Sections 307.282, 307.283 and 5739.026 of the Revised Code, this Board hereby creates and establishes a community improvements board, which shall be known as the “Medina County Community Improvements Board” (the CIB). The CIB’s purpose is to distribute the tax revenues from a tax levied pursuant to Sections 5739.026(A)(4) and 5741.023 of the Revised Code. The CIB shall consist of nine members, who shall be appointed in accordance with Section 307.282 of the Revised Code. This Board shall make its appointments to the CIB within 15 days after the adoption of the resolution to levy a tax under Section 5739.026(A)(4) of the Revised Code.

Section 2. This Board’s recommended guidelines to be followed by the CIB in awarding Grants from Grant Revenue (as defined in Section 307.283(A)(3) and (A)(1) of the Revised Code, respectively) are as set forth in **Exhibit A**; in making an award of such Grants under that section, this Board desires that the CIB comply with that section and this Resolution and adopt the guidelines set forth in **Exhibit A**.

Section 3. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board or committee, and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. This Resolution shall be in full force and effect from and immediately after its adoption.

The motion having been put to vote, the result of the roll call was as follows:

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

**CLERK’S CERTIFICATION**

The undersigned, Clerk of the Board of County Commissioners of the County of Medina, Ohio, does hereby certify that the foregoing is a true and correct copy of a resolution of the Board of County Commissioners duly adopted on \_\_\_\_\_, 2007, and appearing upon the official records of said Board.

Volume: \_\_\_\_\_ Page: \_\_\_\_\_

Adopted: \_\_\_\_\_, 2007

Dated: \_\_\_\_\_, 2007

\_\_\_\_\_  
Clerk, Board of County Commissioners  
County of Medina, Ohio

**EXHIBIT A**

For purposes of the community improvements board's (the CIB) award of Grants (as defined in Section 307.283(A)(3) of the Revised Code), Government Agency (as defined in Section 307.283(A)(4) of the Revised Code) shall further be limited to a Governmental Agency (i) which has students that live in the County and (ii) which educates students in pre-kindergarten through high school, including any successor thereto. Thus, the CIB shall award Grants only to a Governmental Agency as further described below. At present, such Governmental Agencies (the school districts) are:

1. Black River Local School District
2. Brunswick City School District
3. Buckeye Local School District
4. Cloverleaf Local School District
5. Highland Local School District
6. Medina City School District
7. Medina County Joint Vocational School District
8. Medina County (solely for and as representative of the Medina County Board of Mental Retardation and Developmental Disabilities)
9. North Central Local School District
10. Rittman Exempted Village School District
11. Wadsworth City School District

In accordance with Section 307.283 of the Revised Code, a Grant shall be awarded for a Permanent Improvement Project (as defined in Section 307.283(A)(8) of the Revised Code) of such a school district, including, to the extent permitted by law, one or more currently proposed or ongoing Permanent Improvement Projects, one or more future Permanent Improvement Projects including the funding of a permanent improvement fund or account of the school district for such purpose, and the payment of public obligations incurred or to be incurred to finance Permanent Improvement Projects of a school district. A Permanent Improvement Project may include technology improvements and educational materials that are certified by the fiscal officer of the school district, which certification is conclusive, as having an estimated life or period of usefulness of five years or more.

In order to assure a fair and equitable distribution of Grant Revenue (as defined in Section 307.283(A)(1) of the Revised Code) to each of the school districts, the Available Grant Revenue (as defined in Section 307.283(A)(2) of the Revised Code) shall be awarded each Year (as defined in Section 307.283(A)(7) of the Revised Code) to a school district for a Permanent Improvement Project in accordance with the following formula:

$$\text{Amount of Grant} = \text{Available Grant Revenue} \times \% \text{ Medina County ADM}$$

Where:

“% Medina County ADM” is equal to the Adjusted Medina County ADM of the school district divided by the total of the Adjusted Medina County ADM of all the school districts.

“Adjusted Medina County ADM” is the school district's formula ADM (Average Daily Membership) (as described in Section 3317.03 of the Revised Code) as determined in June of the prior Year, adjusted as follows:

- (i) For a school district whose territory is entirely within the County, “Adjusted Medina County ADM” is that school district's formula ADM, less the number of that school district's students enrolled at another County public school district, plus the number of other school district's students residing within the County and enrolled in that school district, as certified to the CIB by that school district, and
- (ii) For all other school districts, “Adjusted Medina County ADM” is the total of the formula ADM of that school district, less the number of that school district's

students enrolled at another County public school district, plus the number of other school district's students residing within the County and enrolled in that school district, multiplied by the quotient resulting from dividing the number of students used to calculate the formula ADM of that school district that reside within the County divided by the formula ADM of that school district, as certified to the CIB by that school district.

Unless otherwise provided herein, the amount of a Grant to a school district for each Year shall be determined and limited by the formula set forth above. The CIB shall cooperate with the school districts to provide standards as to the elements to be used in calculations under the formula set forth above. Each school district applying for a Grant shall submit its application to the CIB in accordance with a schedule to be approved by the CIB. In such application the school district shall describe the Permanent Improvement Project purpose for which Grant application is being made. The school district shall also certify its % Medina County ADM to the CIB on or before that date. If the CIB does not receive such certification from a school district, it shall determine the % Medina County ADM for that school district, which determination shall be conclusive. At a date or dates to be determined in accordance with a schedule to be approved by the CIB, but at least once per Year, the CIB shall award a Grant to each of the school districts in the applicable amount determined under the formula set forth above if the Permanent Improvement Project for each such school district meets the requirements set forth herein.

If a school district does not apply for a Grant in any Year or it does not qualify for a Grant in any Year, the amount of a Grant that could have been made hereunder shall be reserved by the CIB for that school district in a separate account for a period of ten (10) Years. If the school district has not applied and qualified for a Grant within that period, the amount so reserved shall be removed from that account and shall become available for use by the CIB in awarding Grants in accordance with the formula set forth above.

In a Year in which a school district applies for a Grant in an amount greater than the amount it would be awarded under the formula set forth above, the CIB may make such an award if Grant Award Bonds (as defined in Section 307.283(A)(6) of the Revised Code) are issued for such purpose in accordance with Sections 307.283 and 307.284 of the Revised Code. Payment of Debt Service Charges (as defined in Section 307.283(A)(5) of the Revised Code) on such Bonds shall be made each Year first from amounts in the County's community improvement fund that would be available as a Grant award under the formula set forth above for that school district.

The procedures to be followed by the CIB in awarding Grants from Grant Revenue as described above shall be modified only upon the approval of (i) the Board of County Commissioners as evidenced by a resolution of that Board adopted by a majority of its members, (ii) the CIB as evidenced by a resolution of the CIB adopted by a majority of its members and (iii) a majority (currently at least six) of the school districts as evidenced by a resolution of the applicable board adopted by a majority of its members.