

**NOTICE OF BOND ELECTION**  
**AUGUST 29, 2009**  
**TO THE VOTERS OF**  
**PUTNAM COUNTY BOARD OF EDUCATION SCHOOL DISTRICT,**  
**STATE OF WEST VIRGINIA**

Take notice that the following order was made and entered of record at a regular meeting of the Board of Education of the County of Putnam, a statutory corporation, functioning pursuant to the laws of the State of West Virginia, held on the 8<sup>th</sup> day of June, 2009, a quorum being present and acting throughout said meeting:

**AN ORDER OF THE BOARD OF EDUCATION  
OF THE  
COUNTY OF PUTNAM  
DIRECTING AN ELECTION TO BE HELD FOR THE PURPOSE OF SUBMITTING  
TO THE VOTERS OF PUTNAM COUNTY SCHOOL DISTRICT  
ALL QUESTIONS CONNECTED WITH THE CONTRACTING OF A DEBT  
AND THE ISSUING OF BONDS IN THE PRINCIPAL AMOUNT OF  
FIFTY-SIX MILLION SEVEN HUNDRED FIFTY THOUSAND AND 00/100  
DOLLARS  
(\$56,750,000.00)**

BE IT ORDERED BY THE BOARD OF EDUCATION OF THE COUNTY OF PUTNAM: It appears to the Board of Education of the County of Putnam (hereinafter called the "Board") from the experience of the Board in operating the schools in the Putnam County School District (hereinafter called the "School District") and after carefully studying and considering reports, recommendations and the needs of the School District regarding the desire for an improved educational program and, based upon this information, the Board does accordingly find that:

1. There are now and have been for several years in the School District serious deficiencies in its physical plants that generally result in a lack of efficiency, lack of adequate health and safety standards, lack of adequate facilities to prepare students properly for gainful employment and further education, and an overall impairment of the educational process within the School District. To meet these inadequacies, there is a need to enlarge, equip, extend, furnish, improve, construct, and renovate certain school facilities in all grade and age levels, as soon as possible, in the manner hereinafter stated, and to achieve these stated goals.

2. The funds derived from current levies which this Board is now authorized by law to lay, after providing for administration of the affairs of the Board and meeting the current expenses thereof required by law, are insufficient to finance the projects required by a comprehensive building program and, therefore, Bonds should be issued to provide funds for such projects.

3. To obtain the necessary funds for the projects hereinafter described, it will be necessary to incur debt and issue Bonds for the acquisition, construction, erection, improvement, equipping and furnishing of such projects. Studies by the Board show that the School District must spend at least the sum of Seventy-eight Million Four Hundred Ninety-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$78,495,736.00) for such purposes, which would come from the proceeds of the sale of the Bonds and other sources, all for the general purpose of providing adequate, safe and convenient educational facilities for the School District.

4. The valuation of the taxable property in the School District, as shown by the last assessment thereof for State and County taxation purposes, is \$2,650,501,495, and valuation of each class of property within the School District is as follows:

Class I	\$	0
Class II		1,262,149,765
Class III		1,222,671,569
Class IV		<u>165,680,161</u>
Total		\$2,650,501,495

5. The Board and the School District do not have any outstanding bonded indebtedness. The only indebtedness of the School District is for current expenses and can be paid from current levy funds. The maximum bonded indebtedness the Board may incur is five percent (5%) of the total amount shown above or \$132,525,075. Accordingly, Bonds in the amount of \$56,750,000.00, being less than five percent (5%) of the value of such taxable property as ascertained by the last assessment thereof for State and County taxes, may be issued and sold without violating any constitutional or statutory provision.

6. Bonds in the denomination of \$5,000 each, or integral multiples thereof, aggregating \$56,750,000, should be issued and sold, the proceeds of which shall be used for the projects hereinafter described; provided, however, that in the event that any part of the Bond proceeds should not be needed for completion of the projects, such unneeded part shall be deposited with the Municipal Bond Commission of West Virginia to be used solely for the purchase of any Bonds of this issue outstanding at not more than the par value thereof plus accrued interest to date of purchase or for the payment of such Bonds and the interest thereon at the maturities thereof. The proceeds of sale of the Bonds will not be used except as herein specified; and, provided, further, the Board shall have the authority to pay matured interest and the principal amount of any matured Bonds from Bond proceeds until levy money is available to pay the same and thereafter, the Bond proceeds expended for this purpose shall be reimbursed from levy money collected.

7. The question of incurring said debt, issuing said Bonds, and all other questions properly connected therewith shall be submitted to the voters of the School District at a special election to be held on the 29<sup>th</sup> day of August, 2009, and the commissioners and clerks for holding said election, at each of the legally established voting precincts in Putnam County, shall be those commissioners and clerks designated, appointed and certified by The County Commission of Putnam County, West Virginia in connection with said election.

8. The Bonds shall bear interest at a rate or rates not exceeding the rate of six and 75/100 percent (6.75%) per annum, payable semiannually, but it is hoped that the best bid for the Bonds will provide a lower interest rate (which might result in somewhat lower levy rates needed to pay the Bonds and the interest thereon); and the Bonds shall be payable for a maximum term of fifteen (15) years and six (6) months from their date of issuance.

9. The Bonds shall be issued only in book entry or registered form as to principal and interest in compliance with the United States Internal Revenue Code Sections 103 and 149 (26 USC Section 103 and Section 149), as amended, and as authorized by the West Virginia Public Obligations Registration Act, Article 2F, Chapter 13 of the Code of West Virginia of 1931, as amended (the “Code”).

10. The projects for which the proceeds of the Bonds, if authorized by the voters to be expended, are as follows:

<b>Projects</b>	<b>Locations</b>	<b>Costs</b>
<p><b>Winfield Middle School</b> Demolition of approximately 43,000 square feet of the existing facility, renovation of approximately 7,000 square feet of the existing facility and construction of approximately 83,000 square feet of a new facility, including classrooms, science labs, computer labs, a library/media center, dining room, kitchen, a gymnasium with locker rooms, restrooms and faculty planning, to house approximately 650 students in grades 6-8.</p>	<p>Current Winfield Middle School Property</p>	<p>SBA Grant Funds \$21,745,736</p>
<p><b>Winfield Elementary School</b> Construct a new gymnasium, including storage, containing approximately 3,800 square feet.</p>	<p>Current Winfield Elementary School Property</p>	<p>Bond Funds \$788,265</p>
<p><b>Poca Middle/Elementary School</b> Demolition of the older portion of the existing middle school, construction of a new middle school containing approximately 66,000 square feet, including classrooms, science labs, computer lab, a library/media center, dining room, kitchen, a gymnasium with locker rooms, restrooms and faculty planning, to house approximately 350 students in grades 6-8, renovations of the remaining portions of the existing middle school, and renovation of approximately 24,500 square feet and construction of a new four classroom addition to the existing elementary school, to house approximately 340 students in grades PK-5.</p>	<p>Current Poca Middle/Elementary School Property</p>	<p>Bond Funds \$21,587,255</p>
<p><b>Buffalo High School</b> Construct a new high school containing approximately 88,000 square feet, including classrooms, science labs, computer lab, a library/media center, dining room, kitchen, a gymnasium with locker rooms, an auxiliary gymnasium, restrooms and faculty planning, to house approximately 400 students in grades 9-12.</p>	<p>Property currently owned by the Board of Education in the Town of Buffalo</p>	<p>Bond Funds \$20,583,810</p>

<b>Confidence Elementary School</b> Construct a new elementary school containing approximately 38,000 square feet, including classrooms, computer lab, a library/media center, dining room, kitchen, a gymnasium, restrooms and faculty planning, to house approximately 250 students in grades PK-5.	Property to be acquired by Board of Education within 5 miles of the existing Confidence Elementary School.	Bond Funds \$ 8,825,470
<b>Hurricane High Auxiliary Gymnasium</b> Construct an auxiliary gymnasium including a 50' x 84' playing court and approximately 200 bleacher seats.	Current Hurricane High School Property	Bond Funds \$ 1,542,840
<b>Winfield High Auxiliary Gymnasium</b> Construct an auxiliary gymnasium including a 50' x 84' playing court and approximately 200 bleacher seats.	Current Winfield High School Property	Bond Funds \$ 1,542,840
<b>Poca High Auxiliary Gymnasium</b> Construct an auxiliary gymnasium including a 50' x 84' playing court and approximately 200 bleacher seats and relocation of tennis courts.	Current Poca High School Property	Bond Funds \$ 1,879,520
<b>Total Bond Costs</b>		<b>\$56,750,000</b>

The above amounts consist of an aggregate of Fifty-six Million Seven Hundred Fifty Thousand and 00/100 Dollars (\$56,750,000.00) of bond proceeds. In addition, the Board has obtained grant funding from the School Building Authority of West Virginia, the receipt of which is contingent upon approval of the issuance of the Bonds, in the amount of Twenty-one Million Seven Hundred Forty-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$21,745,736.00), to be received in two (2) installments, being Eleven Million Seven Hundred Forty-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$11,745,736.00) in fiscal year 2010 and Ten Million and 00/100 Dollars (\$10,000,000.00) in fiscal year 2011. The total amounts to be expended by the Board from all sources will be Seventy-eight Million Four Hundred Ninety-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$78,495,736.00).

The amounts described above include the costs of acquiring real estate and rights-of-way, if any, engineering and architectural costs, environmental remediation costs, construction costs including but not limited to the cost of using county maintenance personnel, the costs of demolition, the costs and estimated costs of the issuance of the Bonds, interest during construction and such other costs, fees and expenses as shall be necessary and/or properly incurred in carrying out the foregoing projects. If for any reason any portion of the above-enumerated projects cannot be constructed, carried out or completed, the amounts above set out for each such project and any sums remaining unused upon completion of the foregoing projects shall be allocated by the Board, in its discretion, to be expended for any one or more remaining items associated with the above-enumerated construction projects, as provided by Section 6(a), Article 1, Chapter 13 of the 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 use in the acquisition, remediation, construction, renovation, improvement, demolition, paving, furnishing and/or equipping of the above-enumerated projects, such additional money shall be used either in substitution for or in addition to the proceeds of the sale of the Bonds proposed hereby, as shall be determined by the Board and the granting body or agency.

11. If the voters of the School District approve the incurring of said debt and the issuance of said Bonds, the Board will lay annually, upon the assessed valuation of all the taxable property within the School District, a levy sufficient to provide funds for the payment of the annual interest upon the Bonds as such interest accrues semiannually and the principal of the Bonds at maturity, for which purposes a levy upon each \$100 valuation, based upon the last assessment of such property for State and County purposes, will be required as follows:

Upon Class I Property approximately	0.00 cents
Upon Class II Property approximately	16.70 cents
Upon Class III Property approximately	33.40 cents
Upon Class IV Property approximately	33.40 cents

12. In the laying of said levy, the assessment levy authorized to be laid by said Board by the Constitution of West Virginia and the statutes enacted pursuant thereto shall not be exceeded; provided, however, that said rates hereinabove set forth shall, whenever necessary, be exceeded in making the annual levy for interest and principal of said Bonds within statutory and constitutional limitations; and that in the levy, collection and disbursement of taxes within constitutional and statutory limitations, this levy for interest and principal shall have preference over all other taxes collected by said School District for any purpose whatsoever, except the payment of the interest and sinking fund requirements on any other bond issue or issues which lawfully have been authorized heretofore or which shall be authorized hereafter.

13. If the debt represented by this Bond issue shall be approved by the voters, such Bonds, together with any other bonded indebtedness incurred under Section 1, Article X, of the Constitution, will not exceed in the aggregate five percent (5%) of the taxable property in the School District ascertained in accordance with Sections 8 and 10, Article X, of the Constitution of this State and will be payable from a direct annual tax levied and collected in each year on all taxable property in said School District, sufficient to pay the principal and interest maturing on said Bonds in each year, which maximum rates are provided for tax levies for school districts on the several classes of property in Section 1, Article X of the Constitution, but in the same proportions as such maximum rates are levied outside the limits fixed by Section 1, Article X of the Constitution.

14. If the debt and Bonds submitted to the voters shall be approved, by virtue of Section 8, Article X of the Constitution, known as the "School Bond Amendment", and the enabling legislation enacted by the Legislature of West Virginia Regular Session, 1951, amending and reenacting Sections 3 and 4, Article 1, Chapter 13 of the Code, and the enabling legislation enacted by the Legislature of West Virginia, Regular Session, 1959, amending and reenacting Section 4 and adding Section 34, Article 1, Chapter 13 of the Code, levies hereinbefore provided will not violate any constitutional or statutory provisions of this State establishing maximum levies, said levies herein provided shall be levied and allocated each year for the purposes of discharging the interest and principal of the Bonds to be authorized, and for such purposes shall be laid separate and apart from all other levies made for all other purposes of the School District, and the Board does further find that after laying and allocating said special levies for payment of principal and interest requirements of said Bonds, there will be, out of the levies authorized by law and apportioned for current expenses, a sufficient levy authorized by law which, when added to other income, will be sufficient to carry out the proper requisite functions of said Board and of said School District.

BE IT FURTHER ORDERED BY THE BOARD OF EDUCATION OF THE COUNTY OF PUTNAM AS FOLLOWS:

After careful study and due deliberation, the Board finds that available funds are insufficient for the payment of general current expenses and for correcting deficiencies in school building facilities. Wherefore, the Board orders the submission to the voters of Putnam County, at a special election to be held on Saturday, August 29, 2009, the question of whether the Board should incur debt and issue Bonds in the sum of \$56,750,000.00 for the purposes set forth in this order.

1. The schedule of commissioners, clerks and poll workers which are designated, appointed and certified for the purpose of a special, primary or general election shall be the same commissioners, clerks and poll workers which are designated, appointed and certified by The County Commission of Putnam County, West Virginia, in connection with the special election to be held on Saturday, August 29, 2009. Such commissioners, clerks and poll workers shall be identified in an Amended Order to be approved by the Board when their names become available.

2. Notice of this question shall be given by publication of this order at least once each week for two (2) successive weeks before the election and within fourteen (14) consecutive days next preceding the election in the *Metro Putnam* and *Hurricane Breeze*, which are newspapers of general circulation in the School District.

3. The ballot shall be in the form that follows:

OFFICIAL BALLOT  
PUTNAM COUNTY BOARD OF EDUCATION  
SCHOOL BOND ELECTION  
SATURDAY, AUGUST 29, 2009

“Shall the Board of Education of the County of Putnam incur debt and issue bonds in the amount of \$56,750,000.00, maturities on such bonds to run not more than fifteen (15) years and six (6) months from the date of such bonds, with interest not exceeding the rate of six and 75/100 percent (6.75%) per annum, payable semiannually, subject to redemption prior to maturity, in whole or in part, on terms established by the Board, for the purpose of constructing, enlarging, extending, reconstructing, improving, furnishing, equipping, consolidating and/or relocating of the projects described below, all for the general purpose of providing adequate, safe and convenient facilities for the Putnam County School District:

<b>Projects</b>	<b>Locations</b>	<b>Costs</b>
<b>Winfield Middle School</b> Demolition of approximately 43,000 square feet of the existing facility, renovation of approximately 7,000 square feet of the existing facility and construction of approximately 83,000 square feet of a new facility, including classrooms, science labs, computer labs, a library/media center, dining room, kitchen, a gymnasium with locker rooms, restrooms and faculty planning, to house approximately 650 students in grades 6-8.	Current Winfield Middle School Property	SBA Grant Funds \$21,745,736

<b>Winfield Elementary School</b> Construct a new gymnasium, including storage, containing approximately 3,800 square feet.	Current Winfield Elementary School Property	Bond Funds \$788,265
<b>Poca Middle/Elementary School</b> Demolition of the older portion of the existing middle school, construction of a new middle school containing approximately 66,000 square feet, including classrooms, science labs, computer lab, a library/media center, dining room, kitchen, a gymnasium with locker rooms, restrooms and faculty planning, to house approximately 350 students in grades 6-8, renovations of the remaining portions of the existing middle school, and renovation of approximately 24,500 square feet and construction of a new four classroom addition to the existing elementary school, to house approximately 340 students in grades PK-5.	Current Poca Middle/Elementary School Property	Bond Funds \$21,587,255
<b>Buffalo High School</b> Construct a new high school containing approximately 88,000 square feet, including classrooms, science labs, computer lab, a library/media center, dining room, kitchen, a gymnasium with locker rooms, an auxiliary gymnasium, restrooms and faculty planning, to house approximately 400 students in grades 9-12.	Property currently owned by the Board of Education in the Town of Buffalo	Bond Funds \$20,583,810
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<b>Poca High Auxiliary Gymnasium</b> Construct an auxiliary gymnasium including a 50' x 84' playing court and approximately 200 bleacher seats and relocation of tennis courts.	Current Poca High School Property	Bond Funds \$ 1,879,520

**Total Bond Costs** **\$56,750,000**

The above amounts consist of an aggregate of Fifty-six Million Seven Hundred Fifty Thousand and 00/100 Dollars (\$56,750,000.00) of bond proceeds. In addition, the Board has obtained grant funding from the School Building Authority of West Virginia, the receipt of which is contingent upon approval of the issuance of the Bonds, in the amount of Twenty-one Million Seven Hundred Forty-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$21,745,736.00), to be received in two (2) installments, being Eleven Million Seven Hundred Forty-five Thousand

Seven Hundred Thirty-six and 00/100 Dollars (\$11,745,736.00) in fiscal year 2010 and Ten Million and 00/100 Dollars (\$10,000,000.00) in fiscal year 2011. The total amounts to be expended by the Board from all sources will be Seventy-eight Million Four Hundred Ninety-five Thousand Seven Hundred Thirty-six and 00/100 Dollars (\$78,495,736.00).

After providing for the administration of instruction in the Putnam County schools and meeting the current expenses thereof required by law, current funding is insufficient to finance the comprehensive renovation and construction program described above. Therefore, the Board finds it necessary to incur debt and issue bonds to provide the above stated funds for such projects.

The amounts described above include the costs of acquiring real estate and rights-of-way, if any, engineering and architectural costs, environmental remediation costs, construction costs including but not limited to the cost of using county maintenance personnel, the costs of demolition, the costs and estimated costs of the issuance of the Bonds, interest during construction and such other costs, fees and expenses as shall be necessary and/or properly incurred in carrying out the foregoing projects. If for any reason any portion of the above-enumerated projects cannot be constructed, carried out, or completed, the amounts above set out for each such project and any sums remaining unused upon completion of the foregoing projects shall be allocated by the Board in its discretion, to be expended for any one or more remaining items associated with the above-enumerated construction projects, as provided by Section 6(a), Article 1, Chapter 13 of the 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 use in the acquisition, remediation, construction, renovation, improvement, demolition, paving, furnishing and/or equipping of the above-enumerated projects, such additional money shall be used either in substitution for or in addition to the proceeds of the sale of the Bonds proposed hereby, as shall be determined by the Board and the granting body or agency.

And shall the Board levy taxes sufficient to pay the interest on and the principal of such Bonds?"

#### INSTRUCTIONS TO VOTERS:

To vote in favor of the proposition submitted on this ballot, mark an "X" in the square beside the words "FOR THE PROPOSITION."

To vote against the proposition submitted on this ballot, mark an "X" in the square beside the words "AGAINST THE PROPOSITION."

- FOR THE PROPOSITION
- AGAINST THE PROPOSITION

4. The Secretary of the Board with the assistance of the Clerk of the County Commission, which Clerk is hereby designated and appointed as 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 Chapter 13, Article 1, Section 11 of the Code, and perform all duties imposed by law upon Clerk of the County Commission in relation to special, primary and general elections, and in accordance with Chapter 13, Article 1, Section 13 of the Code.

5. Absentee ballots shall be applied for, obtained from and returned to the Clerk of the County Commission of the County of Putnam, and said Clerk is hereby appointed the agent for the Board to perform all duties relating to absentee ballots in a special, primary or general election.

6. The registration of voters and the use of the registration booths shall be governed by the permanent registration law of the State, and the Board hereby adopts the registration list of Putnam County as the official registration list of the School District for this election.

Adopted on the 8<sup>th</sup> day of June, 2009.

THE BOARD OF EDUCATION OF THE  
COUNTY OF PUTNAM

ATTEST:

\_\_\_\_\_  
Secretary

By: \_\_\_\_\_  
President

Given under my hand this 8<sup>th</sup> day of June, 2009.

\_\_\_\_\_  
Secretary of the Board of  
Education of the County of Putnam