

TITLE:

AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING	DATE
AGENDA	ITEM

Dec 9 2014 10:15AM - Regular School Board Meeting
CONSENT ITEMS

Spe	ecial	Order	Requ	ıest
(9)	Yes		O	No

Time 11:45 AM

Open Agenda

O Yes

No

ITEM No.: AC

AGENDA ITEM
CATEGORY

CATEGORY A. RESOLUTIONS
DEPARTMENT Treasurer's Office

Resolution No. 15-100 - Canvassing the Results of a Bond Election for The School Board of Broward County, Florida, on the Question of Issuing General Obligation Bonds

REQUESTED ACTION:

Adopt Resolution No. 15-100 canvassing the results of the November 4, 2014 bond election held on behalf of The School Board of Broward County, Florida, on the question of issuing General Obligation Bonds.

SUMMARY EXPLANATION AND BACKGROUND:

This resolution is required pursuant to Section 1010.44, Florida Statutes, and other applicable provisions of law certifying the bond election results of November 4, 2014, where a total number of votes cast were 441,852, of which 325,453 were in favor of the issuance and 116,399 were opposed and, therefore, approved by a majority of qualified electors.

See Supporting Docs for continuation of Summary Explanation and Background.

The attached document(s) have been reviewed and approved as to form and legal content by Bond Counsel and the Office of the General Counsel.

SCHOOL BOARD GOALS:

○ Goal 1: High Quality Instruction ○ Goal 2: Continuous Improvement ● Goal 3: Effective Communication

FINANCIAL IMPACT:

There is no financial impact for this item. The School Board of Broward County, Florida will issue bonds in an aggregate principal amount not to exceed \$800 million.

EXHIBITS: (List)

(1) Summary Explanation and Background (2) Resolution No. 15-100

BOARD ACTION:

ADOPTED

(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:

Name: Ivan Perrone

Name.

Phone: 754-321-1980

Phone:

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA Senior Leader & Title

I. Benjamin Leong - Chief Financial Officer

Approved In Open Board Meeting On:

By:

DEC 0 9 2014

Signature

Ignatius B. Leong 11/24/2014, 10:09:26 AM

Capital

School Board Chair

Electronic Signature Form #4189 Revised 12/12 RWR/IBL/IP:pt

Summary Explanation and Background

On May 6, 2014, the Board adopted Resolution No. 14-85 requesting the Florida Department of Education (FDOE) approve the issuance of general obligation bonds in a total principal amount not to exceed \$800 million for safety enhancements and improvements to schools and instructional technology projects, listing most of the schools in the District as potential candidates. On May 16, 2014, the FDOE provided its approval of Resolution No. 14-85, including the project list.

On June 9, 2014, the Board adopted Resolution No. 14-88 requesting the Broward County Supervisor of Elections to hold a bond election on behalf of the District on Tuesday, November 4, 2014 and approve the ballot question regarding the issuance of the general obligation bonds. With this resolution the District was required to advertise a Notice of Referendum in the Sun-Sentinel, a newspaper published in Broward County, Florida, once in the fifth week and once in the third week prior to November 4, 2014. On that date, the referendum was approved by a significant majority of registered voters in Broward County.

This item is the next step required for the Board to comply with Section 1010.44, Florida Statues, and other applicable provisions of law. Once approved by the Board, the Superintendent must provide a copy of this Resolution No. 15-100 to the Florida Secretary of State to ascertain, determine and declare that:

- A bond election was held on November 4, 2014, within the boundary of the District.
- Advertisements, as required, took place in the Sun-Sentinel Newspaper on 9/30/14 and 10/14/14.
- Certification was received from the Broward County Canvassing Board as to the total number of votes cast in the election (441,842), how many in favor (325,453) and how many opposed (116,399).
- The bond election was duly and properly held and the issuance of general obligation bonds was approved by majority of qualified electors.

This item and the supporting document(s) have been reviewed and approved as to form and legal content by Bond Counsel and the Office of the General Counsel.

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

RESOLUTION NO. 15-100

A RESOLUTION OF THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA CANVASSING THE RESULTS OF A BOND ELECTION HELD ON NOVEMBER 4, 2014, IN THE SCHOOL DISTRICT OF BROWARD COUNTY, FLORIDA, CONCERNING THE PROPOSED ISSUANCE BY THE DISTRICT OF NOT EXCEEDING \$800,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION SCHOOL BONDS.

BE IT RESOLVED BY THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA:

SECTION 1. AUTHORITY FOR THIS RESOLUTION. This resolution is adopted pursuant to Section 1010.44, Florida Statutes, and other applicable provisions of law.

SECTION 2. FINDINGS. It is hereby ascertained, determined and declared that:

A. On November 4, 2014, a bond election was held within the area of the School District of Broward County, Florida (the "District"), pursuant to a resolution duly adopted by The School Board of Broward County, Florida (the "Board") on June 9, 2014, and notice of the same duly published prior thereto, as required by law, to submit to the qualified electors of the District the following question:

Funding Improvements to and Replacement of Public School Facilities Through Issuance of General Obligation Bonds

Shall the School District of Broward County fund improvements to and replacement of public school facilities throughout the District, including safety enhancements and instructional technology upgrades, by issuing general obligation bonds in a total principal amount not exceeding \$800,000,000, to be issued in multiple series, bearing interest at not exceeding maximum legal rates, maturing within thirty years, and secured by the full faith and credit and ad-valorem taxing power of the District?

For	Bono	is	
Agai	nst	Bonds	

B. Affidavits of publication of notice of the election in the *Sun Sentinel* are attached hereto as Exhibit A.

- C. As provided in the Certificate dated November 13, 2014, of the Broward County Canvassing Board, a copy of excerpted pages from which is attached hereto as <u>Exhibit B</u>, the total number of votes cast in the bond election was 441,852, of which 325,453 were in favor of the issuance of the proposed bonds and of which 116,399 were opposed thereto.
- D. It appears that the bond election has been duly and properly held in accordance with law and that the returns of the bond election have been delivered to the Board by the Broward County Canvassing Board for the purpose of canvassing the same and determining and certifying the results thereof.
- **SECTION 3. APPROVAL OF BONDS.** The proposed issuance of general obligation school bonds, heretofore described, was approved by a majority of the qualified electors voting in the bond election.
- **SECTION 4. DECLARATION OF RESULT**. This resolution shall constitute a declaration of result of the bond election and shall be recorded in the minutes of the Board as soon as possible. The Superintendent is hereby directed to provide a copy of this resolution to the Secretary of State Division of Elections.
- **SECTION 5. EFFECTIVE DATE.** This resolution shall take effect immediately upon its adoption.

Adopted this 9th day of December, 2014

Donna P. Korn, Chair

The School Board of Broward County, Florida

ATTEST:

Robert W. Runcie, Secretary

The School Board of Broward County, Florida

Approved as to form:

J. Paul Carland, II, Esq.

General Counsel

EXHIBIT A

AFFIDAVITS OF PUBLICATION OF NOTICE OF ELECTION

SUN SENTINEL

Published Dally

Fort Lauderdale, Broward County, Florida Boca Raton, Palm Beach County, Florida

Miami, Miami-Dade County, Florida STATE OF FLORIDA

COUNTY OF BROWARDPALM BEACHMAND DADE

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Mark Kurnitz, Affent
Sworn to and subscribed before me on SEPTEMBER 30, 2014, A.D.

All HALL.

Signature of Hoter Public)

LINDA M HALL.

IN COUMISSION & BETRATATE

EXPIRES Mach 22, 2018

INCLUSION COMPANY COMM

Factorizant (Name of Holary typed, printed or stamped)

Personally Known _____X or Produced Identification_____

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SUN SENTINEL

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COUNTY OF BROWARDIPALM BEACHSHAMI DADE

Refere the undersigned authority personally appeared Mark Kuznitz who on eath save that he/she is a duty authorized representative of the Classified Constituent of the Sun-Sentine), daily newspaper published in Broward/Palm Beacht/Mami-Dade County, Florids, that the attached copy of advertisement, being, a PUBLIC NOTICE In the matter of THE BROWARD COUNTY SCHOOL BOARD : ELECTION NOTICE appeared in the paper on OCTOBER 14, 2014 A.D. AD 10 -2755379 Alfrent further says that the said Sun-Sentinel is a newspaper published in said BrowardiPalm Beach! Miami Dade County, Florids, and that the and newspaper has heretolore bean continuously published in sald BrowerstPatm BeachVMiani-Dade County, Florids, each day, and has entered as second class matter at the post office in Fort Lauderdale, in said Browerd County, Florida, for a period of one year next preceding the first publication of the attented copy of advertisement; and affant says that heishe bee notiner peld, nor promised, any person, firm or corporation any discount, rebate, commission or reland for the purpose of recuring this advertisement for publication in eald newspaper.

Marke

Sworn to and subscribed before me on October 14, 2014, A.O. Fred M. Hall

Signature of Holary Public)

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continuation of October 14, 2014 affidavit

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EXHIBIT B

EXCERPTED PAGES FROM CERTIFICATE OF BROWARD COUNTY CANVASSING BOARD DATED NOVEMBER 13, 2014

*** Official *** CERTIFICATE OF COUNTY CANVASSING BOARD BROWARD COUNTY

We, the undersigned, STEVEN DELUCA, County Judge, BRENDA C. SNIPES, Supervisor of Elections, LOIS WEXLER, County Commissioner, constituting the Board of County Canvassers in and for said County, do hereby certify that we met on the Thirtcenth day of November, 2014 A.D., and proceeded publicly to canvass the votes given for referendums on the Fourth day of November, 2014 A.D. as shown by the returns on file in the office of the Supervisor of Elections. We do hereby certify from said returns as follows:

NO. I CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 28 WATER AND LAND CONSERVATION - DEDICATES FUNDS TO ACQUIRE AND RESTORE FLORIDA CONSERVATION AND RECREATION LANDS

Funds the Land Acquisition Trust Fund to acquire, restore, improve, and manage conservation lands including wetlands and forests; fish and wildlife habitat; lands protecting water resources and drinking water sources, including the Everglades, and the water quality of rivers, takes, and streams; beaches and shores; outdoor recreational lands; working farms and ranches; and historic or geologic sites, by dedicating 33 percent of net revenues from the existing excise tax on documents for 20 years.

Yes for Approval 362,576 votes No for Rejection 67,510 votes

NO. 2 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 29 USE OF MARIJUANA FOR CERTAIN MEDICAL CONDITIONS

Allows the medical use of marijuana for individuals with debilitating diseases as determined by a licensed Florida physician. Allows caregivers to assist patients'medical use of marijuana. The Department of Health shall register and regulate centers the produce and distribute marijuana for medical purposes and shall issue identification cards to patients and caregivers. Applies only to Florida law. Does not authorize violations of federal law or any non-medical use, possession or production of marijuana.

Yes for Approval 301,481 votes No for Rejection 142,502 votes

NO. 3 CONSTITUTIONAL AMENDMENT ARTICLE V, SECTIONS 10, 11 PROSPECTIVE APPOINTMENT OF CERTAIN JUDICIAL VACANCIES

Proposing an amendment to the State Constitution requiring the Governor to prospectively fill vacancies in a judicial office to which election for retention applies resulting from the justice's or judge's reaching the mandatory retirement age or failure to qualify for a retention election; and allowing prospective appointments if a justice or judge is not retained at an election. Currently, the Governor may not fill an expected vacancy until the current justice's or judge's term expires.

 Yes for Approval
 171,575
 votes

 No for Rejection
 185,825
 votes

11/14/2014 04:57:51 PM

*** Official *** CERTIFICATE OF COUNTY CANVASSING BOARD BROWARD COUNTY

COUNTY QUESTION

Reauthorization of the Children's Services Council of Broward County

 Yes for Approval
 322,051
 votes

 No for Rejection
 102,113
 votes

SCHOOL DISTRICT OF BROWARD COUNTY

Funding Improvements to and Replacement of Public School Facilities Through Issuance of General Obligation Bonds

 Yes for Approval
 325,453
 votes

 No for Rejection
 116,399
 votes

CORAL SPRINGS I

Issuance of General Obligation Bonds for Public Safety Infrastructure

Yes for Approval 20,094 votes No for Rejection 7,950 votes

CORAL SPRINGS 2

Removal or Replacement of Obsolete, Superseded Provisions, Ineffective Language, and Other Non-Substantive Technical Errors

 Yes for Approval
 21,707
 votes

 No for Rejection
 7,235
 votes

CORAL SPRINGS 3

Compensation of Mayor and Commissioners

Yes for Approval 7,791 votes No for Rejection 20,923 votes

CORAL SPRINGS 4

Procedure for Becoming a Candidate

 Yes for Approval
 13,353
 votes

 No for Rejection
 16,083
 votes

18/14/2014 04:57:51 PM 2

*** Official *** CERTIFICATE OF COUNTY CANVASSING BOARD BROWARD COUNTY

WESTON 6

6. Charter Review Board Members

Yes for Approval 10,949 votes No for Rejection 3,376 votes

WESTON 7

Limitation on Economic Development Incentives

Yes for Approval 11,146 votes No for Rejection 3,053 votes

WEST PARK

City of West Park Amending Compensation Structure for Mayor and City Commission Members

Yes for Approval 1,539 votes
No for Rejection 1,798 votes

We Certify that pursuant to Section 102.112, Florida Statutes, the convassing board has compared the number of persons who voted with the number of ballots counted and that the certification includes all valid votes cast in the election.

OUNTY JUDOB

SUPERVISOR OF ELECTIONS

COUNTY COMMISSIONER

11/14/2014 04:57:51 PM

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CERTIFICATE

I, Robert W. Runcie, Secretary of The School Board of Broward County, Florida, and Superintendent of Schools, do hereby certify that the foregoing resolution entitled "A RESOLUTION OF THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, CANVASSING THE RESULTS OF A BOND ELECTION HELD ON NOVEMBER 4, 2014, IN THE SCHOOL DISTRICT OF BROWARD COUNTY, FLORIDA, CONCERNING THE PROPOSED ISSUANCE BY THE DISTRICT OF NOT EXCEEDING \$800,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION SCHOOL BONDS" was presented, considered, passed and adopted at a duly assembled meeting of The School Board of Broward County, held on the 9th day of December, 2014, in Broward County, Florida, and I further certify that the foregoing resolution is a true and correct copy of the original resolution duly adopted and spread upon the official minutes of the said Board.

In testimony whereof, I have hereunto set my hand and the seal of the Board this 9th day of December, 2014.

Robert W. Runcie, Secretary

The School Board of Broward County, Florida