



# **Gaston County**

## **Board of Commissioners**

COURTHOUSE  
325 Dr. Martin Luther King Jr. Way  
Gastonia, NC

*Chairman - Chad Brown*  
*Vice-Chairman - Tom Keigher*  
*Allen R. Fraley*  
*Don Grant*  
*Bob Hovis*  
*Tracy L. Philbeck*  
*Ronnie Worley*

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Tuesday, February 13, 2018

Meeting Agenda

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### **Special Meeting**

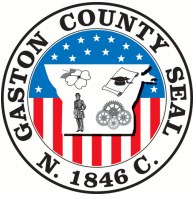
### **To Immediately Follow the Work Session**

CALL TO ORDER

#### **I. SCHOOL BONDS**

- A.** Board of Commissioners - County Attorney - Order Authorizing \$250,000,000 School Bonds.....2-6

#### **II. ADJOURNMENT**



# Gaston County

Gaston County  
Board of Commissioners  
[www.gastongov.com](http://www.gastongov.com)

## County Attorney

## Board Action

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**File #:** 17-468

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Board of Commissioners - County Attorney - Order Authorizing \$250,000,000 School Bonds

### **STAFF CONTACT**

Charles Moore - County Attorney

### **BUDGET IMPACT**

There is no impact to the current budget. There is significant impact to future budgets increasing debt service as bonds are issued.

### **BUDGET ORDINANCE IMPACT**

No impact to FY18. Possible impact to FY19 budget.

### **BACKGROUND**

The Board of Education has requested a significant outlay of funds for improvements and replacement of current facilities as well as additional schools.

### **POLICY IMPACT**

N/A

### **ATTACHMENTS**

Resolution

A special meeting of the Board of Commissioners for the County of Gaston, North Carolina, was held in the Harley B. Gaston, Jr. Public Forum on the second floor of the Gaston County Courthouse located at 325 Dr. Martin Luther King, Jr. Way, in Gastonia, North Carolina, the regular place of meeting, at 6:00 P.M., on February 13, 2018.

Present: Chairman Chad Brown, presiding, and Commissioners \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_.

Absent: \_\_\_\_\_.

Also present: Tonya C. Frye, Finance Director, and Donna S. Buff, Clerk to the Board of Commissioners.

\* \* \* \* \*

Commissioner \_\_\_\_\_ introduced the following order authorizing bonds which was read:

**ORDER AUTHORIZING  
\$250,000,000 SCHOOL BONDS**

WHEREAS, The Gaston County Board of Education has certified to the Board of Commissioners for the County of Gaston, North Carolina, a resolution passed by said Board of Education on January 20, 2018 showing that adequate school facilities are not now available in the Gaston County Schools Administrative Unit to comply with the requirements of Section 2 of Article IX of the Constitution of North Carolina for the maintenance of schools at least nine months in every year and that it is necessary, in order to maintain such term as required by said Section 2 of Article IX of the Constitution, to provide additional school facilities in said Unit by erecting additional school buildings and other school plant facilities, enlarging, reconstructing, renovating and replacing existing school buildings and other school plant facilities and acquiring

any necessary land, furnishings, equipment and appurtenant facilities therefor, the estimated cost of which is at least \$250,000,000;

WHEREAS, said resolution requests said Board of Commissioners to take all necessary steps, by the issuance of bonds or otherwise, in order that funds may be provided for such school facilities; and

WHEREAS, said Board of Commissioners has carefully examined the facts and has determined and does hereby find as a fact that the statements made in said resolution are true and that it has become the duty of said Board of Commissioners, acting as an administrative agent of the State of North Carolina in providing a State system of public schools, to order the issuance of bonds of the County of Gaston so that the school facilities mentioned in said resolution and in paragraph 1 of this order may be provided in order to maintain the school term in the County of Gaston as required by Section 2 of Article IX of the Constitution; now, therefore,

BE IT ORDERED by the Board of Commissioners for the County of Gaston:

1. That, pursuant to The Local Government Bond Act, as amended, and in order to maintain the school term in the County of Gaston as required by Section 2 of Article IX of the Constitution, the County of Gaston, North Carolina is hereby authorized to contract a debt, in addition to any and all other debt which said County may now or hereafter have power or authority to contract, and in evidence thereof to issue School Bonds in an aggregate principal amount not exceeding \$250,000,000 for the purpose of providing funds, with any other available funds, for erecting additional school buildings and other school plant facilities, enlarging, reconstructing, renovating and replacing existing school buildings and other school plant facilities and acquiring any necessary land, furnishings, equipment and appurtenant facilities therefor, in order to provide additional school facilities in said County.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of the debt of said County has been filed with the Clerk to the Board of Commissioners for said County and is open to public inspection.

4. That this order shall take effect when approved by the voters of said County at a referendum as provided in said Act.

The Board of Commissioners thereupon designated the Finance Director of the County (the "Finance Director") as the officer whose duty it shall be to make and file with the Clerk to the Board of Commissioners the sworn statement of debt of the County which is required by The Local Government Bond Act, as amended, to be filed after the bond order has been introduced and before the public hearing thereon.

Thereupon the Finance Director filed with the Clerk to the Board of Commissioners, in the presence of the Board of Commissioners, the sworn statement of debt as so required.

The Board of Commissioners thereupon designated the Finance Director as the officer whose duty it shall be to make and file with the Clerk to the Board of Commissioners and the Local Government Commission of North Carolina the statement estimating the total amount of interest that will be paid on the bonds authorized by said order, if issued, which is required by The Local Government Bond Act, as amended, to be filed with the Clerk to the Board of Commissioners at the time said order is introduced and with the Local Government Commission of North Carolina.

Thereupon the Finance Director filed with the Clerk to the Board of Commissioners, in the presence of the Board of Commissioners, the statement estimating the total amount of interest that will be paid on said bonds as so required.

Thereupon the order entitled: “ORDER AUTHORIZING \$250,000,000 SCHOOL BONDS” was passed on first reading.

On motion duly made, seconded and unanimously carried, the Board of Commissioners fixed 6:00 P.M. on February 27, 2018, in the Harley B. Gaston, Jr. Public Forum on the second floor of the Gaston County Courthouse located at 325 Dr. Martin Luther King, Jr. Way, in Gastonia, North Carolina, as the hour, day and place for the public hearing upon the foregoing order and directed the Clerk to the Board of Commissioners to publish said order, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Gaston Gazette not later than the sixth day before said date.

\* \* \* \* \*

I, Donna S. Buff, Clerk to the Board of Commissioners for the County of Gaston, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board at a special meeting held on February 13, 2018 as relates in any way to the matters described therein and that said proceedings are recorded in Minute Book No. \_\_\_\_ of the minutes of said Board, beginning on page \_\_\_\_ and ending on page \_\_\_\_.

I HEREBY FURTHER CERTIFY that notice of said meeting was duly given in accordance with G.S. § 143-318.12.

WITNESS my hand and the corporate seal of said County, this \_\_\_\_ day of February 2018.

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Clerk to the Board of Commissioners