



County of King William, Virginia
Est. 1702

AGENDA

**JOINT MEETING OF KING WILLIAM COUNTY SCHOOL BOARD
AND
KING WILLIAM COUNTY BOARD OF SUPERVISORS
JUNE 1, 2017
6:30 PM
HAMILTON-HOLMES MIDDLE SCHOOL**

1. CALL TO ORDER & ROLL CALL:

- a. King William County School Board
- b. King William County Board of Supervisors

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF JOINT MEETING AGENDA:

- a. King William County School Board
- b. King William County Board of Supervisors

**5. UPDATE PRESENTATION BY BALLOU JUSTICE UPTON, ARCHITECTS
-HAMILTON-HOLMES MIDDLE SCHOOL RENOVATION & EXPANSION PROJECT:**

- a. Status of Project Design – *Bill Upton & Teran Mitchell, Ballou Justice Upton*
- b. Phasing of Project Implementation – *Bill Upton & Teran Mitchell, Ballou Justice Upton*
- c. Review of Project Budget/Construction Costs – *Bill Upton & Teran Mitchell, Ballou Justice Upton*
- d. Review of Other Project Costs for Financing – *Bill Upton & Teran Mitchell, Ballou Justice Upton*
- e. Questions from School Board and Board of Supervisors

**6. UPDATE PRESENTATION BY DAVENPORT & COMPANY, COUNTY
FINANCIAL ADVISORS – HAMILTON-HOLMES PROJECT FINANCING:**

- a. Presentation by Davenport & Company – *David Rose & James Sanderson, Davenport & Co.*
- b. Questions from School Board and Board of Supervisors

7. ACTION BY KING WILLIAM COUNTY SCHOOL BOARD:

- a. Consideration of Proposed Resolution of the School Board of the County of King William, Virginia Requesting the Board of Supervisors of the County of King William, Virginia to Issue General Obligation School Bonds for School Purposes and Consenting to the Issuance Thereof- *Stephen Johnson, Bond Counsel*
- b. Consideration of Proposed Resolution of the School Board of the County of King William, Virginia Authorizing Submission of Literary Loan Fund Application and Agreement to Repay Literary Fund Loan - *Stephen Johnson, Bond Counsel*

8. ACTION BY KING WILLIAM COUNTY BOARD OF SUPERVISORS:

- a. Proposed Resolution Authorizing Use of Cash Proffer Fund – *Bobbie Tassinari, County Director of Finance*
- b. Proposed Resolution Appropriating Funds from the Portion of the General Fund Balance Comprised of Funds Previously Allocated to the King William County School Division Special Tax District – *Bobbie Tassinari, County Director of Finance*
- c. Consideration of Resolution of the Board of Supervisors of the County of King William, Virginia Authorizing the School Board of the County of King William, Virginia to Apply for Funding from the Virginia Public School Authority for the Financing of Capital Projects for School Purposes – *Stephen Johnson, Bond Counsel*
- d. Consideration of Proposed Resolution of the Board of Supervisors of the County of King William, Virginia Authorizing the Filing of a Literary Fund Application with the State Board of Education of Virginia and Other Matters in Connection Therewith – *Stephen Johnson, Bond Counsel*
- e. Consideration of Proposed Resolution of the Board of Supervisors of the County of King William, Virginia Declaring Its Intention to Reimburse the Costs of Certain Expenditures – *Stephen Johnson, Bond Counsel*

9. FINAL QUESTIONS AND REMARKS:

- a. King William County School Board
- b. King William County Board of Supervisors

10. RECESS OR ADJOURN:

- a. King William County School Board
- b. King William County Board of Supervisors – Adjourn to June 26 Regular Meeting

AGENDA ITEM 7.a.

**RESOLUTION OF THE SCHOOL BOARD
OF THE COUNTY OF KING WILLIAM, VIRGINIA
REQUESTING THE BOARD OF SUPERVISORS
OF THE COUNTY OF KING WILLIAM, VIRGINIA
TO ISSUE GENERAL OBLIGATION SCHOOL BONDS FOR
SCHOOL PURPOSES AND CONSENTING TO
THE ISSUANCE THEREOF**

BE IT RESOLVED:

1. The School Board of the County of King William, Virginia (the "School Board") hereby (i) requests, pursuant to Section 15.2-2640 of the Code of Virginia, 1950, as amended (the "Code"), that the Board of Supervisors of the County of King William, Virginia (the "County") cause the County to issue its general obligation school bonds (the "Bonds") in an aggregate principal amount not in excess of \$13,655,250, but with the objective of providing up to \$13,005,000 in net proceeds, to finance capital projects for public school purposes, more specifically renovation and expansion costs for the Hamilton Holmes Middle School, including costs of issuance, and (ii) consents, pursuant to Section 15.2-2638.B(iii) of the Code and Article VII, Section 10(b) of the Constitution of Virginia, to the issuance of the Bonds.

2. Further, the School Board consents to and authorizes an application to the Virginia Public School Authority (the "VPSA") for the purchase of the Bonds by the VPSA as part of its 2017 Fall Pooled Bond Sale. The Chairman of the School Board, the Superintendent of the Schools of the County of King William School Division (the "Schools"), and such other officer or officers of the School Board or the Schools as either may designate (the "Authorized Officers") are hereby authorized to decrease the amount of proceeds requested to the extent the County and such Authorized Officers deem it necessary to issue the Bonds in an amount less than provided in paragraph 1 above.

3. The Authorized Officers are hereby authorized and directed to execute and deliver on behalf of the School Board a Use of Proceeds Certificate and Tax Compliance Agreement (the "Tax Compliance Agreement") setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary for the bonds issued by VPSA in the Fall of 2016 (the "VPSA Bonds") to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "Tax Code"), and the applicable regulations. The School Board covenants on behalf of itself and the Schools under its governance that the School Board and the Schools shall comply with the provisions of the Tax Compliance Agreement and the Tax Code so that the interest on the VPSA Bonds is excludable from gross income under the Tax Code.

4. This Resolution shall take effect immediately.

ADOPTED: June 1, 2017

AGENDA ITEM 7.b.

**RESOLUTION OF THE SCHOOL BOARD
OF THE COUNTY OF KING WILLIAM, VIRGINIA
AUTHORIZING SUBMISSION OF LITERARY FUND APPLICATION
AND AGREEMENT TO REPAY LITERARY FUND LOAN**

BE IT RESOLVED:

1. The School Board of the County of King William, Virginia (the "School Board") hereby authorizes the procurement of a loan in an aggregate principal amount not in excess of \$7,500,000 (the "Loan") from the Literary Fund of the Commonwealth of Virginia (the "Literary Fund"), pursuant to the provisions of Sections 22.1-142 through 22.1-161 of the Code of Virginia, 1950, as amended (the "Code"), to finance the costs of the renovation and expansion of Hamilton Holmes Middle School, including the costs of issuance (the "Project").

2. The School Board consents to and authorizes the filing of an application to the Literary Fund for the Loan (the "Application") and requests that the Project be placed on the Virginia Board of Education—Literary Fund First Priority Waiting List. The Chairman of the School Board, the Superintendent of the Schools of the County of King William School Division (the "Schools"), and such other officer or officers of the School Board or the Schools as either may designate (the "Authorized Officers") are hereby authorized to execute and deliver the Application and any other materials required by the Virginia Department of Education (the "VDOE") in connection therewith. The Authorized Officers are hereby authorized to take such action as they or any one of them may consider necessary or desirable in furtherance of this Resolution and any such action previously taken is hereby ratified and confirmed.

3. The Authorized Officers are hereby authorized and directed to execute and deliver on behalf of the School Board a Use of Proceeds Certificate and Tax Compliance Agreement (the "Tax Compliance Agreement") setting forth the expected use and investment of the proceeds of the Loan and containing such covenants and other matters as may be necessary to show compliance, to the extent required by VDOE, with the provisions of the Internal Revenue Code of 1986, as amended (the "Tax Code"), and the applicable regulations. The School Board covenants on behalf of itself and the Schools under its governance that the School Board and the Schools shall comply with the provisions of the Tax Compliance Agreement.

4. The School Board agrees to repay the Loan in accordance with the terms set forth in the Application.

5. This Resolution shall take effect immediately.

ADOPTED: June 1, 2017

AGENDA ITEM 8.a.



King William County
Est. 1702

Board of Supervisors

Director of Financial Services

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
David E. Hansen, Fourth District
Robert W. Ehrhart, Fifth District

DATE: June 1, 2017
TO: King William County Board of Supervisors
FROM: Bobbie Tassinari, Director of Financial Services
SUBJECT: Authorization to Use Cash Proffers Fund

The attached resolution is requesting authorization by the King William County Board of Supervisors to utilize the revenue receipts collected within the Proffers Cash Fund 305 to defray design costs of the Hamilton-Holmes Middle School Construction Project associated with expansion of the school facility.

The Virginia Code Section 15.2-2298 authorizes the acceptance of Cash Proffers by King William County from rezoning applicants. Rezoning and development of properties for residential use may result in increased population and a commensurate increase in the need for capital improvements by the County. Cash Proffers are anticipated to address those resulting capital needs and offset the County's debt issuance.

Resolution approval will authorize the County Administrator to utilize up to \$932,311.39 of the Cash Proffers Fund for the sole purpose of defraying a portion of the design costs associated with growth for the Hamilton-Holmes Middle School Construction Project.

Adoption of Resolution XX-17 is recommended.

RESOLUTION ##-17

AUTHORIZATION TO USE CASH PROFFERS FUND

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5 **WHEREAS**, the King William County Board of Supervisors authorized the County
6 Administrator on May 8, 2017 to proceed with utilizing the revenue receipts collected within
7 the Proffer Cash Fund 305 to defray those design costs of the Hamilton-Holmes Middle
8 School Construction Project associated with expansion of the school facility necessary to
9 accommodate growth in the student population; and

10
11 **WHEREAS**, the King William Board of Supervisors intends the use of Proffer Cash
12 Fund 305 to be solely for portions of the design costs of the project directly associated with
13 growth; and

14
15 **WHEREAS**, the architect retained by the School Board has provided the King William
16 Board of Supervisors with a breakdown of those design directly associated with growth;

17
18 **NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors
19 hereby appropriates up to \$932,311.39 from the Cash Proffer Fund 305 to the School
20 Reserve Fund and grants the County Administrator authority to transfer up to \$932,311.39
21 to the School Reserve Fund provided that such funds are not to be disbursed until such time
22 as expenses have been incurred for the above stated purpose.

23
24 **DONE** this the 1st day of June, 2017.

AGENDA ITEM 8.b.



King William County
Est. 1702

Board of Supervisors

Director of Financial Services

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
David E. Hansen, Fourth District
Robert W. Ehrhart, Fifth District

DATE: June 1, 2017

TO: King William County Board of Supervisors

FROM: Bobbie Tassinari, Director of Financial Services

SUBJECT: Appropriation of Funds from the Portion of the General Fund Balance Comprised of Funds Previously Allocated to the King William County School Division Special Tax District

The attached resolution is requesting authorization by the King William County Board of Supervisors to utilize Special Tax District funds currently maintained in the General Fund Balance (undesignated) to defray design costs not related to expansion of the Hamilton-Holmes Middle School Construction Project.

The Special Tax District funds are designated in the King William County Ordinance adopted annually which addresses Tax Levies upon Real Estate, Mobile Homes, Tangible Personal Property, Public Service Corporation Property, Machinery and Tolls, and Aircraft. The School Fund Levy is calculated from projected revenues within these categories. At year end a reconciliation of projected versus actual revenue collected is performed and any excess revenue within these designated categories is due to the King William County Public School.

Resolution approval will authorize the County Administrator to utilize up to \$546,285.81 of the Special Tax District Fund for the sole purpose of defraying a portion of the design costs associated with non-expansion for the Hamilton-Holmes Middle School Construction Project.

Adoption of Resolution XX-17 is recommended.

RESOLUTION ##-17

**APPROPRIATING FUNDS FROM THE PORTION OF THE GENERAL FUND BALANCE
COMPRISED OF FUNDS PREVIOUSLY ALLOCATED TO THE KING WILLIAM COUNTY
SCHOOL DIVISION SPECIAL TAX DISTRICT**

WHEREAS, the King William County Board of Supervisors desires to authorize the County Administrator to use special tax district funds comprising a portion of the General Fund Balance to defray certain design costs of the Hamilton-Holmes Middle School Construction Project; and

WHEREAS, the King William Board of Supervisors intends that these specific monies collected and retained within the General Fund Balance be used solely for portions of the design costs of the project not related to expansion of the facility to accommodate growth in the student population; and

WHEREAS, the architect retained by the School Board has provided the King William Board of Supervisors with a breakdown of those design directly associated with growth and non-growth;

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors hereby appropriates up to \$546,285.81 of the special tax district funds from the General Fund Balance for transfer to the School Reserve Fund and grants the County Administrator authority to transfer up to \$546,285.81 to the School Reserve Fund provided that such funds are not to be disbursed until such time as expenses have been incurred for the above stated purpose.

DONE this the 1st day of June, 2017.

AGENDA ITEM 8.c.

RESOLUTION #-17

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF KING WILLIAM, VIRGINIA
AUTHORIZING THE SCHOOL BOARD OF THE COUNTY OF KING WILLIAM, VIRGINIA,
TO APPLY FOR FUNDING
FROM THE VIRGINIA PUBLIC SCHOOL AUTHORITY
FOR THE FINANCING OF CAPITAL PROJECTS FOR SCHOOL PURPOSES**

WHEREAS, the Board of Supervisors of the County of King William, Virginia (the “Board”) has received a request from the School Board of the County of King William, Virginia (the “School Board”) for the issuance of general obligation school bonds of the County of King William, Virginia (the “County”) to provide for the financing of all or a portion of the costs of certain capital projects for school purposes for the County of King William, Virginia Public Schools, namely the renovation and expansion of Hamilton Holmes Middle School (the “Project”);

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF KING WILLIAM, VIRGINIA:

1. The Board hereby consents in all respects to the financing of all or a portion of the costs of the Project by contracting a debt in an aggregate principal amount sufficient to provide \$13,005,000 in net proceeds for the purpose of financing such Project, issuing general obligation school bonds of the County therefor, and selling the same to the Virginia Public School Authority (the “VPSA”). The principal amount of such bonds will not exceed \$13,655,250. Such maximum authorized principal amount shall be reduced to the extent of the principal amount of any Literary Fund loan obtained by the School Board for the Project.
2. The School Board is hereby authorized to file with the VPSA an application relating to this bond financing, which will be issued pursuant to the VPSA’s 2017 Fall Pooled Bond Sale.

ADOPTED: June 1, 2017.

AGENDA ITEM 8.d.

RESOLUTION ##-17

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KING WILLIAM, VIRGINIA AUTHORIZING THE FILING OF A LITERARY FUND APPLICATION WITH THE STATE BOARD OF EDUCATION OF VIRGINIA AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the School Board of the County of King William, Virginia (the "School Board") wishes to obtain a loan from the Literary Fund to pay for renovations to, and the expansion of, Hamilton Holmes Middle School (the "Project") located in the County of King William, Virginia (the "County"); and

WHEREAS, the School Board is preparing a written application (the "Literary Fund Application") in accordance with the provisions of Section 22.1-153 of the Code of Virginia of 1950, as amended, addressed to the State Board of Education of Virginia (the "Board of Education") for the purpose of borrowing from the Literary Fund for the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF KING WILLIAM, VIRGINIA:

1. The Literary Fund Application of the School Board to the Board of Education for a loan of \$7,500,000 from the Literary Fund (the "Literary Fund Loan") is hereby approved, and authority is hereby granted to the School Board to borrow such amount for the Project, as set forth in the Literary Fund Application.

2. The Board of Supervisors of the County (the "Board of Supervisors") will, each year during the life of the Literary Fund Loan, at the time the Board of Supervisors fixes the regular levies, fix a rate of levy for schools or make a cash appropriation sufficient for operation expenses and to pay the Literary Fund Loan in annual installments and the interest thereon, all as required by law regulating loans from the Literary Fund.

3. The members of the Board of Supervisors and all officers, employees and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the Literary Fund Loan and otherwise in furtherance of this Resolution, and any such action previously taken is hereby ratified and confirmed.

4. This Resolution shall take effect immediately upon its adoption.

DONE this the 1st day of June, 2017

AGENDA ITEM 8.e.

RESOLUTION ##-17

**OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF KING WILLIAM, VIRGINIA
DECLARING ITS INTENTION TO REIMBURSE
THE COST OF CERTAIN EXPENDITURES**

WHEREAS, the County of King William, Virginia (the "County") desires to finance the renovation and expansion of Hamilton Holmes Middle School (the "Project");

WHEREAS, the County and/or the School Board of the County of King William, Virginia (the "School Board") has made or will make expenditures (the "Expenditures") in connection with the Project;

WHEREAS, the County may determine that the funds advanced and to be advanced to pay Expenditures will be reimbursed to the County and/or the School Board from the proceeds of one or more taxable or tax-exempt obligations to be issued by the County, the School Board and/or the Economic Development Authority of King William County, Virginia (the "Indebtedness"); and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF KING WILLIAM, VIRGINIA (THE "BOARD"):

1. The Board hereby adopts this declaration of official intent under Treasury Regulations Section 1.150-2 and declares that the County intends to reimburse itself and/or the School Board with the proceeds of Indebtedness for Expenditures made on, after or within 60 days prior to the date hereof with respect to the Project, except that Expenditures made more than 60 days prior to the date hereof may be reimbursed as to certain de minimis or preliminary expenditures described in Treasury Regulations Section 1.150-2(f) and as to other expenditures permitted under applicable Treasury Regulations.

2. The maximum principal amount of Indebtedness expected to be issued for the Project is \$13,655,250.

3. This Resolution shall take effect immediately upon its adoption.

ADOPTED: June 1, 2017