

DAYTON PUBLIC SCHOOLS

TREASURER'S RECOMMENDATIONS

STANLEY E. LUCAS, TREASURER

TO THE BOARD OF EDUCATION

GENERAL & NON GENERAL FUNDS

July 05, 2011

Honorable Members of the Board of Education
Dayton City School District

ITEM XVI

I recommend that the Dayton Board of Education of the Dayton City School District approve the following resolution for a Tax Incremental Financing Plan.

Rationale

WHEREAS, pursuant to Ohio Revised Code ("O.R.C.") §5709.41, the Board of Education (the "Board") of the Dayton City School District (the "School District"), received a notice dated June 15, 2011 (the "Notice") of the intent of the City of Dayton, Ohio (the "City") to adopt an ordinance (the "TIF Ordinance") declaring the improvement to the assessed value of a certain parcel of real property located in the City and identified in the Notice to be a public purpose (the "Exempted Property"); and

WHEREAS, the intent of declaring such property to be a public purpose is to provide for the exemption (the "TIF Exemption") of up to one hundred percent (100%) (the "Exemption Percentage") of the assessed value of such improvements for a period of thirty (30) years, which exemption period shall commence on the effective date of the TIF Ordinance and extend until the 30th anniversary of such effective date, in order to induce the owner of the Exempted Property to construct certain improvements on the Exempted Property to be leased to GE Aviation Systems LLC for its Electrical Power Integrated Systems Research and Development Center (the "Lease"); and

WHEREAS, O.R.C. §5709.41 and §5709.82 permit the City Council of the City and the Board of the School District to enter into an agreement in order to compensate the School District for potential property taxes lost as a result of the TIF Exemption;

WHEREAS, the Board of the School District will agree to the thirty year TIF Exemption on the condition that fifty percent (50%) of all service payments in lieu of the exempted real property taxes payable by the owner of the Exempted Property in accordance with the TIF Ordinance after the initial 15-year term of the Lease are paid to the School District; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Dayton City School District, County of Montgomery, Ohio:

SECTION 1. The Board hereby approves the exemption of the Exempted Property for one hundred percent (100%) of the increased value for up to thirty (30) years.

SECTION 2. The Board authorizes the Treasurer to negotiate and enter into an agreement in order to compensate the School District for potential property taxes lost as a result of the TIF Exemption consistent with the intent and purposes set forth in the various preambles to these resolutions.

SECTION 3. The Board hereby waives (a) the School District's right to receive the City Notice no later than 45 business days prior to the adoption of the TIF Ordinance under §5709.41 of the Ohio Revised Code, (b) the School District's right to receive notice of the TIF Ordinance under §5709.83 of the Ohio Revised Code, and (c) all rights of the School District to income tax sharing under §5709.82 of the Ohio Revised Code.

SECTION 4. That it is found and determined that all formal actions of this board of education concerning and relating to the adoption of these resolutions were adopted in an open meeting of this board of education, and that all deliberations of this board of education and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

ITEM XVII

I recommend that the Board of Education enter into the following **CONTRACTS AND AGREEMENTS**, and further, that the officers of the Board be authorized to sign same.

Dietz Property Tax Consultants, Inc. - Agreement between the Dayton Board of Education and Dietz Property Tax Consultants, Inc. to provide professional services for exemption filings, tax projections, abatements and serve as liaison with governmental agencies, etc.

NTE \$16,000.00. Eff. 7/1/2011-6/30/2012.

Buck Consultants, LLC - Provide Worker's Compensation Actuarial Services for the Treasurer's Office. Eff. 7/1/2011-12/31/2011.

Respectfully submitted,

Stanley E. Lucas
Treasurer