



NYE COUNTY SCHOOL DISTRICT
Board of Trustees
Special Agenda

A Special of the Board of Trustees of Nye County School District will be held on Monday, November 13, 2006, beginning at 11:00 AM at the Southern District Office Boardroom, 484 S West Street, Pahrump, NV 89048.

The subjects to be discussed, considered, or acted upon are listed below. Items do not have to be taken in the order presented below and the Board may combine two or more agenda items for consideration at any time. The Board may also remove any items on the agenda or delay discussion relating to any item listed on the agenda at any time. Unless removed from the Consent Agenda, items identified within the Consent Agenda will be acted on at one time.

1. CALL TO ORDER & ROLL CALL
2. ADOPTION OF AGENDA, ACTION ITEM
3. PUBLIC INPUT, INFORMATIONAL ITEM
4. CANVASS OF ELECTION RESULTS, ACTION ITEM
5. REPORT ON BEATTY ELEMENTARY HEALTH & SAFETY ITEMS, INFORMATIONAL ITEM
6. ADJOURNMENT, ACTION ITEM

This Meeting will be streamed live online via the link <https://livestream.nyeschools.org/ViewStream.html> on the Nye County School District website. Click on the following link if you have difficulties with the live streaming: <https://bit.ly/ncsdbotmeetings>.

Public input may be accepted live via email for the duration of the Meeting and shared during the public input designated timeframe (all rules and timelines as listed in the Agenda still apply). Public comments made by members of the public attending the meeting virtually must be emailed to publiccomment@nyeschools.org and must include:

- a. The author's first and last name
- b. The author's phone number (will not be read with comment)
- c. Date of the Meeting for which the comment is intended

Nye County School District (NCSD) will empower students to learn at their highest level in an environment of mutual respect.

The NCSD BOT Goals are as follows:

Culture

Improve and sustain a culture of learning for all through:

- ◆ Recruiting, selecting, inducting, supporting, evaluating, and developing staff.
- ◆ Fostering a safe and respectful learning and working environment.
- ◆ Promoting ongoing family and community engagement in pursuit of our vision.

Academic

Elevate achievement and support lifelong learning for all through:

- ◆ Creating and sustaining a results-focused learning environment; establishing measurable goals for all.
- ◆ Creating and sustaining an instructional framework and common language to ensure essential content standards drive instruction.

The notice for this posting was posted on the NCSD Website (<https://www.nye.k12.nv.us>), Nevada's Notice Website (<https://notice.nv.gov/>), at the main physical location of the meeting, and has also been provided to all persons who have made a specific request of a copy of the Agenda by US Mail or electronic mail. A Public Binder will be available for viewing at the scheduled location at the time of the Meeting.

NYE COUNTY SCHOOL DISTRICT NOTICE OF NONDISCRIMINATION

Nye County School District (NCSD) does not discriminate on the basis of race, color, religion, national origin, ancestry, disability, age, marital status, sex, sexual orientation, gender identity or expression, or any other category protected by applicable state or federal law in its program and activity, including employment. In keeping with requirements of federal and state law, NCSD strives to remove any vestige of discrimination in accommodating the public at public meetings.

The Nye County School District is pleased to provide reasonable accommodations for the disabled. Members of the public who are physically handicapped and require special accommodations or assistance to attend the meeting are requested to notify the Executive Assistant to the Superintendent and Board of Trustees in writing at 484 S West Street, Pahrump, NV 89048, email Iliana Garcia at igarcia@nyeschools.org, or call 775-727-7743, ext. 239 at least one week before the meeting.

Summary --a resolution canvassing the results of a bond election for Nye County School District, Nye County, Nevada.

RESOLUTION

A RESOLUTION DESIGNATED BY THE SHORT TITLE "2006 NYE COUNTY SCHOOL DISTRICT CANVASS RESOLUTION;" DECLARING THE RESULTS OF AN ELECTION HELD WITHIN THE NYE COUNTY SCHOOL DISTRICT IN NYE COUNTY, IN THE STATE OF NEVADA, ON THE GENERAL OBLIGATION SCHOOL BOND QUESTION SUBMITTED AT THE BOND ELECTION HELD ON TUESDAY, NOVEMBER 7, 2006, TO THE QUALIFIED ELECTORS OF THE DISTRICT AND AUTHORIZING THE ISSUANCE BY THE DISTRICT OF ITS GENERAL OBLIGATION BONDS; AUTHORIZING THE SUPERINTENDENT TO ARRANGE FOR THE SALE OF THE BONDS; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the Nye County School District in Nye County, State of Nevada (the "District," the "County," and the "State," respectively), is a school district duly organized, existing and operating as a county school district under chapter 386 of the Nevada Revised Statutes ("NRS") and the laws of the State; and

WHEREAS, the Board of Trustees of the District (the "Board" or the "Governing Body") has determined that it is necessary and advisable that the District incur a bonded indebtedness pursuant to NRS § 387.335 (the "Project Act"), and the maximum aggregate principal amount of such bonded indebtedness to be issued at any time will not exceed that which the Board determines can be repaid without increasing the District's existing tax levy for school bonds rate of 58.5 cents per \$100 of assessed value (the "Bonds"), such bonded indebtedness to be issued for the purpose of acquiring, constructing, improving and equipping school facilities within the District (the "Project"); and

WHEREAS, pursuant to NRS chapter 387, the Board is authorized and empowered to acquire and construct the Project and to issue the District's general obligation bonds to defray the cost of the Project wholly or in part, in the manner and on the conditions provided therein; and

WHEREAS, pursuant to the Project Act as supplemented by NRS §§ 350.011 through 350.0165, and all laws amendatory thereof, NRS §§ 350.020 through 350.070, and all laws amendatory thereof (the "Bond Election Act"), NRS §§ 350.500 through 350.720, cited in § 350.500 thereof as the Local Government Securities Law, as amended from time to time (the "Bond" Act"), and pursuant to the general election laws of the State, i.e., NRS chapter 293, and all laws supplemental thereto, the Board, pursuant to a resolution adopted and approved on June 16, 2006, duly called and held a bond election on Tuesday, November 7, 2006 (herein the "Election"), at which there was submitted to the qualified electors of the District the following question:

NYE COUNTY SCHOOL DISTRICT BOND QUESTION:

Shall Nye County School District be authorized to issue general obligation school bonds to finance the acquisition, construction, improvement and equipping of school facilities. District projections at the time the bonds are issued must indicate that issuance of the bonds will not result in an increase of the existing school bond property tax rate of 58.5 cents per \$100 of assessed value. If approved this authorization will expire November 7, 2016.

(the "Bond Question"); and

WHEREAS, the Board has considered all matters in the premises and desires to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE NYE COUNTY SCHOOL DISTRICT, NYE COUNTY, NEVADA:

Section 1. This resolution shall be known as and may be cited by the short title "2006 Nye County School District Canvass Resolution" (the "Resolution").

Section 2. The returns of the board of election for each precinct and voting district, if any, for the District for the Election as verified by the Nye County Clerk are hereby accepted and approved.

Section 3. The Election, including, without limitation, the election on the Bond Question, was, and it hereby is declared to have been, held and conducted in accordance with law.

Section 4. The Bond Question submitted to the qualified registered electors of the District at the Election was *not* carried and the same hereby is declared *not* to have carried by the following vote:

SCHOOL BOND QUESTION:

YES _____

NO _____

TOTAL VALID BALLOTS CAST _____

REJECTED _____

Section 5. All action heretofore taken (not inconsistent with the provisions of this resolution) by the Board and by the officers of the District relating to:

- A. The Election;
- B. The Project; and
- C. The issuance of the District's Bonds for the Project

is hereby ratified, approved and confirmed.

Section 6. The officers of the District are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of the Bond Question and of this Resolution.

Section 7. All bylaws, orders, and other resolutions, or parts of bylaws, orders, and other instruments in conflict with this Resolution, are hereby repealed. This repealer shall not be construed to revive any bylaw, order, or other instrument, or part thereof, heretofore repealed.

Section 8. The Superintendent or his designee is hereby authorized to arrange for the issuance and sale of the Bonds in accordance with the Bond Act in a total principal amount not to exceed that which the Board determines can be repaid without increasing the District's existing tax levy for school bonds at a property tax rate of 58.5 cents per \$100 of assessed value.

Section 9. The Superintendent or his designee is authorized to specify the terms of the Bonds, the method of their sale, the final principal amount of the Bonds, the terms of their repayment and security therefor, and other details of the Bonds, and to advertise the Bonds for

* Strike inapplicable words.

public sale, subject to the Bond Act and to ratification by the Board by the adoption of a bond resolution specifying the Bond terms and details and approving their sale (the "Bond Resolution").

Section 10. The officers of the District are hereby authorized to take all action necessary or appropriate to effectuate the provisions of this resolution, including without limitation (a) assembling of financial and other information concerning the District, the Project and the Bonds, and (b) if deemed appropriate by the Superintendent or his designee, preparing and circulating an official statement for the Bonds and preparing and circulating a preliminary official statement, a notice of bond sale for the Bonds, or both, in the forms specified by the Superintendent or his designee. The Superintendent or his designee is authorized to deem the official statement or preliminary official statement to be a "final" official statement on behalf of the District for the purposes of Rule 15c2-12 of the Securities and Exchange Commission.

Section 11. The Superintendent or his designee shall, after arranging for the sale of the Bonds, present the proposed terms of the sale to the Board for its approval by adoption of the Bond Resolution.

Section 12. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section 13. This Resolution shall be in full force and effect from and after its adoption, except for Sections 8 to 11, inclusive, which shall be in full force and effect only if the Bond Question was approved by a majority of registered votes of the District.

PASSED AND ADOPTED this November ___, 2006.

President
Board of Trustees
Nye County School District

(SCHOOL DISTRICT SEAL)

Attest:

Clerk, Board of Trustees
Nye County School District

STATE OF NEVADA)
)
COUNTY OF NYE) ss.
)
NYE COUNTY SCHOOL)
DISTRICT)

I, Dawn Murphy, the duly chosen and qualified Clerk of Nye County School District (herein "District"), Nevada, and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a true, accurate and a complete copy of a resolution adopted by the Board of Trustees of the District taken at a lawful meeting thereof held on November __, 2006.

2. The members of the Board were present at such meeting and voted on the passage of such resolution as follows:

Those Voting Aye: Deborah Wescoatt
Tracie Ward
Dawn Murphy
Edna Forsgren
Nicole Genet
Dennis Keating
Cindy Marcotte

Those Voting Nay: _____

Those Absent: _____

3. All members of the Board were given due and proper notice of such meeting.

4. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS § 241.020. A copy of the notice of meeting containing the time, place, location and an excerpt from the agenda for the meeting relating to the resolutions, as posted by 9:00 a.m. at least 3 working days in advance of the meeting at the Board's office and at:

- i. Nye County School District Office
Tonopah, Nevada

- ii. Nye County School District Office
Pahrump, Nevada
- iii. U.S. Post Office
Tonopah, Nevada
- iv. Office of The Central Nevada Times
Tonopah, Nevada
- v. Nye County Courthouse
Tonopah, Nevada

is attached as Exhibit "A".

5. A copy of the notice of the meeting was posted on the District's website at least three working days before the meeting.

6. At least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notice of meetings of the Board.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the District this November __, 2006.

Clerk, Board of Trustees
Nye County School District

(SCHOOL DISTRICT SEAL)