

**DEPARTMENT OF LOCAL GOVERNMENT FINANCE
100 NORTH SENATE AVENUE
IGC-N, ROOM N1058
INDIANAPOLIS, INDIANA 46204**

**IN THE MATTER OF THE REVIEW)
OF PROPOSED LANGUAGE FOR A)
BALLOT QUESTION REGARDING) No. 19-020-REF
CARMEL CLAY SCHOOL)
CORPORATION)**

**FINDINGS AND FINAL DETERMINATION ON PROPOSED QUESTION SUBMITTED JULY
11, 2019**

1. Carmel Clay School Corporation (“Corporation”) proposes to place a referendum under IC 20-46-9 on the ballot for the purpose of establishing a school safety referendum tax levy with a tax rate not to exceed five cents (\$0.05) per one hundred dollars (\$100) of assessed value.
2. Under Indiana law, voters in the area served by the Corporation will vote in a referendum to approve or deny the Corporation’s proposed tax rate.
3. Indiana law governs the format and wording of the ballot question for the referendum.
4. Under Indiana law, the “question to be submitted to the voters in the referendum **must read as follows**”:

“For the ___ (insert number) calendar year or years immediately following the holding of the referendum, shall the school corporation impose a property tax rate that does not exceed _____ (insert amount) cents (\$0. ___) (insert amount) on each one hundred dollars (\$100) of assessed valuation and that is in addition to all other property taxes imposed by the school corporation for the purpose of funding _____ (insert short description of purposes)?”

Indiana Code 20-46-9-9 (emphasis added).

5. The ballot question then must contain three parts:
 - the number of calendar years for which the tax will be in effect;
 - the amount of the tax rate; and
 - the purpose of the funding.
6. The law requires the Department of Local Government Finance (“Department”) to review the language for compliance with IC 20-46-9-9. The Department may either approve or reject the language.

7. On July 11, 2019, the Department received the resolution from the Corporation presenting the proposed ballot question for the referendum. The resolution is incorporated by reference into this Order.

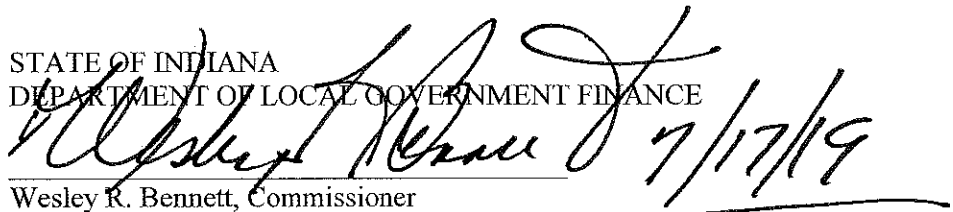
Compliance of Language

8. The Department must review the proposed language for compliance with IC 20-46-9-9. The Department may either approve or reject the language. The Department concludes that the language is in compliance with IC 20-46-9-9.

Final Determination

WHEREFORE, based on the above findings and applicable law, the Department finds that the proposed language is in compliance with IC 20-46-9-9 and approves the language as proposed.

Dated this 14th day of July, 2019.

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE

Wesley R. Bennett, Commissioner
Department of Local Government Finance

7/17/19

**RESOLUTION OF THE BOARD OF SCHOOL TRUSTEES
OF THE CARMEL CLAY SCHOOLS**

2019 SCHOOL SAFETY REFERENDUM TAX LEVY RESOLUTION

WHEREAS, a school corporation may impose a school safety referendum tax levy for the school safety referendum tax levy fund established under Ind. Code 20-40-20-4 (“Fund”) in the amount allowed under Ind. Code 20-46-9 at an amount not exceeding ten cents (\$0.10) on each one hundred dollars (\$100) of assessed valuation;

WHEREAS, Ind. Code 20-46-9-6 permits the governing body of a school corporation to adopt a resolution to place a referendum under Ind. Code 20-46-9 on the ballot if the governing body of that school corporation determines a referendum levy should be imposed for measures to improve school safety as described in Ind. Code 20-40-20-6(a);

WHEREAS, the Board of School Trustees of the Carmel Clay Schools, Hamilton County, Indiana (“Board”), being the governing body of the Carmel Clay Schools (“School Corporation”), hereby determines that a referendum levy should be imposed for measures to improve school safety as described in Ind. Code 20-40-20-6(a) and the voters should be asked whether for the eight (8) calendar years immediately following the holding of the referendum, should the school corporation impose a property tax rate that does not exceed five cents (\$0.05) on each one hundred dollars (\$100) of assessed valuation and that is in addition to all other property taxes imposed by the school corporation for the purpose of funding the following in Carmel Clay Schools: the employment or compensation of school resource officers for all school buildings; programs to address youth specific mental illness for all students; and professional development programs for teachers, administrators, and other school employees designed to improve school safety and reduce violence?; and

WHEREAS, based on the foregoing, the Board now desires to adopt a resolution to (a) place a public question under Ind. Code 20-46-9 on the November 5, 2019 ballot with the question set forth in this resolution, and (b) request the public question be placed on the ballot of the election to be held on November 5, 2019.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

Section 1. It is hereby determined that a referendum levy should be imposed for measures to improve school safety as described in Ind. Code 20-40-20-6(a) and in accordance with Ind. Code 20-46-9.

Section 2. There shall be placed on a ballot to be considered in a referendum of the registered voters residing in the geographical boundaries of the School Corporation to be held in

the election on November 5, 2019 the following question, as may be amended by the Superintendent of the School Corporation (“Superintendent”), the Associate Superintendent of Business Affairs of the School Corporation (“Associate Superintendent”) and/or his or her designee:

For the eight (8) calendar years immediately following the holding of the referendum, should the school corporation impose a property tax rate that does not exceed five cents (\$0.05) on each one hundred dollars (\$100) of assessed valuation and that is in addition to all other property taxes imposed by the school corporation for the purpose of funding the following in Carmel Clay Schools: the employment or compensation of school resource officers for all school buildings; programs to address youth specific mental illness for all students; and professional development programs for teachers, administrators, and other school employees designed to improve school safety and reduce violence?

Section 3. The Superintendent, the Associate Superintendent, and/or his or her designee are each hereby authorized to certify a copy of this resolution in accordance with Ind. Code 20-46-9 to the Department of Local Government Finance (“DLGF”) for approval of the question stated above in Section 2.

Section 4. Following the approval of the question by the DLGF, the Superintendent, the Associate Superintendent, and/or his or her designee are each hereby authorized to certify a copy of this resolution in accordance with Ind. Code 20-46-9 and ensure it is received and accepted by the (a) Hamilton County Election Board (“Election Board”), (b) Hamilton County fiscal body (“Fiscal Body”), and (c) Hamilton County Circuit Court Clerk (“Clerk”).

Section 5. The Superintendent, the Associate Superintendent, and/or his or her designee are each authorized to make any and all changes or modifications to the form of the public question submitted to the Election Board, Fiscal Body, Clerk, and DLGF which the Superintendent, the Associate Superintendent, and/or his or her designee deems necessary or desirable to convey the purposes and goals of the 2019 Referendum Tax Levy and the intentions of the Board.

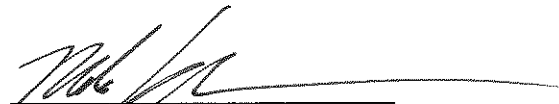
Section 6. The Superintendent, the Associate Superintendent, and/or his or her designee are each hereby authorized and directed to request and assist the Clerk and Election Board to put the above-stated certified question on the ballot at the election to be held on November 5, 2019.

Section 7. The Superintendent, the Associate Superintendent, and/or his or her designee are each hereby authorized, empowered and directed, on behalf of the School Corporation, to take any and all action as such person deems necessary or desirable to effectuate the foregoing resolutions; impose the levy for the number of years approved by the voters following the

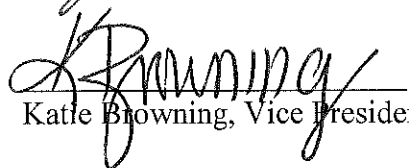
referendum; establish, administer, and maintain the Fund; perform acts the School Corporation can perform with respect to matters associated with the referendum tax levy and Fund; comply with applicable laws; and any such actions heretofore made or taken be, and hereby are, ratified and approved.

PASSED AND ADOPTED this 10th day of July, 2019.

BOARD OF SCHOOL TRUSTEES OF THE CARMEL CLAY SCHOOLS



Mike Kerschner, President



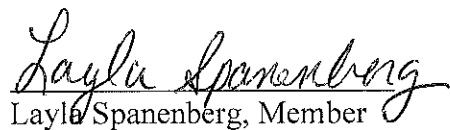
Katie Browning, Vice President



Lin Zheng, Secretary

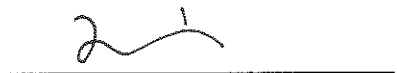


Pam Knowles, Member



Layla Spanenberg, Member

ATTEST:



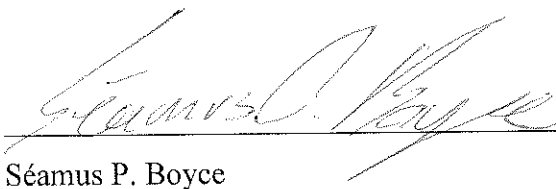
Lin Zheng, Secretary

CERTIFICATION OF SCHOOL SAFETY REFERENDUM TAX LEVY RESOLUTION

I, Séamus Boyce, Legal Counsel for the Board of Trustees (the "Board") of Carmel Clay Schools, hereby certify I was present at the meeting of the Board on July 10, 2019. Furthermore, I affirm under the penalties for perjury the resolution attached to this certificate is a true and correct copy of the resolution adopted by a majority of the Board and signed by the adopting members including the President and Secretary of the Board.

I affirm, under the penalties for perjury, the foregoing representations are true to the best of my knowledge and belief.

Date: July 10, 2019



Séamus P. Boyce