

Delta, Utah

July 13, 2023

The Board of Education (the "Board") of Millard School District, Utah (the "District"), met in regular session at 285 East 450 North, Delta, Utah (including by electronic means), at 5:00 p.m. on July 13, 2023, with the following members of the Board being present:

David E. Lund	President
Jennifer L. Finlinson	Vice President
Tiffany T. Nelson	Boardmember
Sarah A. Richins	Boardmember

Also present:

David V. Styler	Superintendent
Corey Holyoak	Business Administrator

Absent:

Adam R. Britt	Boardmember
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After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, the Business Administrator presented to the Board a Certificate of Compliance With Open Meeting Law with respect to this July 13, 2023 meeting, a copy of which is attached hereto as Exhibit A.

After due deliberation, the following Resolution was considered, fully discussed and, pursuant to motion made by Member Nelson and seconded by Member Finlinson, was adopted by the following vote:

AYE:	Member Nelson
	Member Finlinson
	Member Lund
	Member Richins

NAY:

The resolution was then signed by the President and recorded in the official records of the Board of Education of Millard School District, Utah. The resolution is as follows:

## RESOLUTION

A RESOLUTION PROVIDING FOR A SPECIAL BOND ELECTION TO BE HELD ON NOVEMBER 21, 2023, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF MILLARD SCHOOL DISTRICT, UTAH (THE "DISTRICT"), A PROPOSITION REGARDING THE ISSUANCE OF NOT TO EXCEED \$47,500,000 GENERAL OBLIGATION BONDS TO FINANCE THE COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING NEW SCHOOL FACILITIES AND IMPROVING EXISTING FACILITIES AND RELATED IMPROVEMENTS; PROVIDING FOR THE POSTING OF A NOTICE OF PUBLIC HEARING; APPROVING THE FORM OF AND DIRECTING THE POSTING OF A NOTICE OF ELECTION AND THE BALLOT PROPOSITION; AND RELATED MATTERS.

WHEREAS, the Board of Education (the "Board") of Millard School District, Utah (the "District") desires to finance all or a portion of the costs of constructing, furnishing and equipping new school facilities and improving existing facilities and related improvements (collectively, the "Project"); and

WHEREAS, the District does not have on hand money to pay for all of the costs of the Project and the Board has determined to finance the cost thereof through the issuance of up to \$47,500,000 of its General Obligation Bonds (the "Bonds"); and

WHEREAS, the Board desires to submit a proposition concerning the issuance of the Bonds to the vote of the qualified electors of the District pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, and applicable provisions of the Utah Election Code, Title 20A, Utah Code Annotated 1953, as amended (collectively, the "Act");

NOW, THEREFORE, It Is Hereby Resolved by the Board as follows:

Section 1. Definition of Terms. The terms defined or described in the recitals hereto shall have the same meaning when used in the body of this Resolution.

Section 2. Election Call. On November 21, 2023, there shall be held in the District a special bond election (the "Bond Election"), between the hours of 7:00 a.m. and 8:00 p.m., at which there shall be submitted to the qualified electors of the District the proposition appearing in the ballot proposition portion of the Notice of Election as substantially set out in Section 6 hereof (as may be appropriately and legally updated, modified, corrected or completed).

Section 3. Voting Places and Election Judges. For purposes of the Bond Election, the voting methods, the voting precincts, the voting places, the election judges, alternate judges and poll workers to serve at said voting places shall be the same as those established for the general election held that day.

Section 4. Authorization and Reimbursement of Expenses. The Bond Election shall be conducted and the registration therefore shall be governed in conformity with the laws of the State of Utah, including particularly the Act, and the officials of the District and Millard County, Utah (the "County") as applicable, shall and are hereby authorized and directed to perform and do all things necessary to the proper calling and conduct of the Bond Election and the canvass of the results thereof.

In the event the proposition for the Bonds is approved at the Bond Election, the District reasonably expects to reimburse itself from proceeds of debt to be incurred by the District, capital expenditures advanced for the acquisition and construction of the improvements herein described in a principal amount of not more than \$47,500,000.

Section 5. Public Hearing. The Board shall hold a public hearing on October 12, 2023 to receive input from the public with respect to (a) the issuance of the Bonds and (b) the potential economic impact that the improvements, facilities, or properties to be financed in whole or in part with proceeds of the Bonds will have on the private sector, which hearing date shall not be less than fourteen (14) days after notice of the public hearing is first posted and shall not be sooner than thirty (30) days or later than five (5) business days before the first posting of the Notice of Election as described in this Resolution, such notice to be posted (i) on the Utah Public Meeting Notice Website created under Section 63A-16-601, Utah Code Annotated 1953, as amended, (ii) on the District's official website and (iii) in a public location within the District that is reasonably likely to be seen by residents of the District. The "Notice of Public Hearing" shall be in substantially the following form:

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on July 13, 2023, the Board of Education (the "Board") of Millard School District, Utah (the "District"), adopted a resolution (the "Resolution") in which it authorized the calling of an election (the "Election") concerning a proposition for the issuance of the District's General Obligation Bonds (the "Bonds") and called a public hearing to receive input from the public with respect to (a) the issuance of the Bonds and (b) any potential economic impact that the improvements, facilities or properties financed in whole or in part with the proceeds of the Bonds (see below) may have on the private sector.

### TIME, PLACE, AND LOCATION OF PUBLIC HEARING

The Board shall hold a public hearing on October 12, 2023, at the hour of 6:00 p.m. in the District offices, located at 285 East 450 North, Delta, Utah. All members of the public are invited to attend and participate.

### PURPOSE FOR ISSUING THE BONDS, MAXIMUM AMOUNT AND SECURITY

The Bonds are to be issued in the aggregate principal amount of not to exceed \$47,500,000 for the purpose of financing all or a portion of the costs of constructing, furnishing and equipping new school facilities and improving existing facilities and paying costs of issuance of the Bonds. The Bonds shall be secured by ad valorem property taxes of the District to the extent authorized by law.

The Bonds may be issued in one or more series and be sold from time to time, all as the Board may determine.

DATED this July 13, 2023.

/s/ Corey Holyoak  
Business Administrator

(To be posted no less than 14 days before the public hearing.)

Section 6. Notice of Election. In accordance with Section 11-14-202 of the Act, a notice of the Bond Election shall be (i) posted in a place within the boundaries of the District that is most likely to give notice to the voters in the District (the "Location"), at least 21 days before the Bond Election, (ii) posted on the Utah Public Meeting Notice website (<http://pmn.utah.gov>) for three weeks before the Bond Election and (iii) posted on the District's official website for at least three weeks before the Bond Election. The Board directs the Election Officers (defined herein) to select the Location meeting this criteria.

In addition, the Election Officers are to (i) publish the sample ballot before the election as required in Section 20A-5-405 of the Act and (ii) publish notice of and perform the election voting device and tabulation equipment test procedures as required by Section 20A-4-104 of the Act.

The Bond Election notice shall be given in substantially the following form (with such completion, amendments, updates, changes, additions or alterations as may be required to conform such notices to the Act (including amendments thereto prior to such posting) and actual election information or calendar items (to be confirmed prior to the posting of such notice)):

## ELECTION NOTICE

To all qualified electors of Millard School District, Utah:

Take notice that on November 21, 2023 between the hours of 7:00 a.m. and 8:00 p.m., a special bond election (the “Bond Election”) will be held in Millard School District, Utah (the “District”) in conjunction with the general election to be held that day.

Information regarding polling places for each voting precinct, each early voting polling place, and each election day voting center, including changes to the location of a polling place and the location of an additional polling place, may be found at the Statewide Electronic Voter Information Website at [vote.utah.gov](http://vote.utah.gov) or at the Millard County Clerk’s website at <https://millardcounty.org/your-government/elected-officials/clerk/> or at the District’s official website at <https://www.millardk12.org>.

To obtain information regarding the location of a polling place, voters may also call (435) 743-3226.

The Election will be held for the purpose of submitting the following ballot proposition:

OFFICIAL BALLOT PROPOSITION FOR  
MILLARD SCHOOL DISTRICT, UTAH  
SPECIAL BOND ELECTION

NOVEMBER 21, 2023

/s/ Corey Holyoak  
Business Administrator

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PROPOSITION

Shall the Board of Education (the “Board”) of Millard School District, Utah (the “District”), be authorized to issue General Obligation Bonds in an amount not to exceed Forty-Seven Million Five Hundred Thousand Dollars (\$47,500,000) (the “Bonds”) for the purpose of financing all or a portion of the costs of constructing, furnishing and equipping new school facilities and improving existing facilities; said Bonds to be due and payable in not to exceed thirty-six (36) years from the date of issuance of the Bonds?

Property Tax Cost of Bonds: If the Bonds are issued as planned (and without regard to the existing taxes currently paid for existing bonds (“Existing Bonds”) that will reduce over time), a property tax sufficient to pay debt service on the Bonds will be required over a period of thirty-six (36) years in the estimated average amount of \$116.74 per year on a \$300,000 primary residence and in the estimated amount of \$212.25 per year on a business property having the same value.

The foregoing information is only an estimate and is not a limit on the amount of taxes that the Board may be required to levy to pay debt service on the Bonds. The Board is obligated to levy taxes to the extent provided by law in order to pay the Bonds. The amounts are based on various assumptions and estimates, including estimated debt service on the Bonds and taxable values of property in the District.

FOR THE ISSUANCE OF BONDS (YES)

AGAINST THE ISSUANCE OF BONDS (NO)

Pursuant to applicable provisions of Utah State law, the period allowed for any contest of the Bond Election shall end forty (40) days after December 5, 2023 (the date on which the returns of the Bond Election are to be canvassed and the results thereof declared). No such contest shall be maintained unless a complaint meeting the requirements of applicable law is filed with the Clerk of the District Court of Millard County within the prescribed forty (40) day period.

GIVEN by order of the Board of Education of Millard School District, Utah.

By:           /s/ David E. Lund            
President

ATTEST:

By:           /s/ Corey Holyoak            
Business Administrator

Section 7. Mailing of Voter Information Pamphlet. The Board hereby directs the Business Administrator of the District (the "Business Administrator") to mail at least fifteen (15) but not more than forty-five (45) days before the scheduled Bond Election, a voter information pamphlet or a notice printed on a postage prepaid, preaddressed return form that a person may use to request delivery of a voter information pamphlet by mail, to each household with a registered voter who is eligible to vote on the Bonds. Said voter information pamphlet shall include, in the following order: (a) the date of the Bond Election, (b) the hours during which the polls will be open, (c) the address of the Statewide Electronic Voter Information Website and, if available, the address of the Millard County Clerk's website, and the Board's Business Administrator's official website, with a statement indicating that the election officer will post on the official website the location of each polling place for each voting precinct, each early voting polling place, and each election day voting center, including any changes to the location of a polling place and the location of an additional polling place; (d) a phone number that a voter may call to obtain information regarding the location of a polling place; (e) the title and text of the ballot proposition, and (f) an explanation of the property tax impact, if any, of the issuance of the Bonds which may be based upon information the Board determines to be useful, including (i) expected debt service on the Bonds to be issued, (ii) a description of the purpose, remaining principal balance, and maturity date on any outstanding general obligation bonds of the District, (iii) funds other than property taxes available to pay debt service on general obligation bonds, (iv) timing of expenditure of Bond proceeds, (v) property values and (vi) any additional information the Board determines may be useful to explain the property tax impact of issuance of the Bonds. Pursuant to 53G-4-603 of Utah Code Annotated 1953, as amended, the voter information pamphlet shall also include a plan of finance, including: (1) the specific project or projects for which a bond is to be issued and (2) a priority designation for each project.

Section 8. Compliance with the Transparency of Ballot Propositions Act, Title 59, Chapter 1, Part 16, Utah Code Annotated 1953, as amended. The District shall comply with the requirements of the Transparency of Ballot Propositions Act, Title 59, Chapter 1, Part 16, Utah Code Annotated 1953, as amended, and shall post the arguments and rebuttal arguments as required by such act on the Statewide Electronic Voter Information Website as described in Section 20A-7-801, Utah Code Annotated 1953, as amended, for thirty (30) consecutive days before the Bond Election. The District shall further post all arguments and rebuttal arguments in a prominent place on the District's official website for thirty (30) consecutive days before the Bond Election. If the District has a newsletter published between finalization of the arguments and rebuttal arguments and the date of the Bond Election, it shall further post arguments and rebuttal arguments in such newsletter. When posting the argument and rebuttal argument, the Business Administrator shall ensure that: (a) a rebuttal argument is posted in the same manner as a direct argument; (b) each rebuttal argument follows immediately after the direct argument that it seeks to rebut; and (c) information regarding the public meeting (described in the next sentence), follows immediately after the posted arguments, including the date, time, and place of the public meeting. The District shall conduct a public meeting on October 12, 2023, a date which is no more than forty-five (45), but at least four (4), days before the Bond Election, beginning at

the hour of 6:00 p.m. at 285 East 450 North, Delta, Utah. The purpose of the meeting is to hear arguments for and against the issuance of the Bonds. Information regarding this public meeting shall follow immediately after the posted arguments set forth on the Statewide Electronic Voter Information Website and the District's official website described herein. Within three days following the public meeting, the District will post a digital audio recording of the meeting on its official website and at the primary office of the District.

Section 9. Election Supplies and Ballots. The ballots to be used at the Bond Election shall comply in all respects with the requirements of the Act at the time of the Bond Election, including, but not limited to, Title 20A, Chapter 6 and Section 11-14-206 of the Act, and the proposition and election instructions with respect to the Bond Election shall be in substantially the form contained in the Election Notice set forth in Section 6 hereof.

Section 10. Appointment of Election Officers. Pursuant to Sections 20A-1-102 and 20A-5-400.5 of the Act, the County Clerk of Millard County and the Business Administrator will act as election officers (the "Election Officers"). Other officials of the District are hereby directed and authorized to coordinate with the Election Officers as required for the Bond Election. The Election Officers shall be authorized and directed to give appropriate notices as required by the Act.

Section 11. Canvass. The ballots shall be counted and the results delivered to the District in accordance with the procedures of Title 20A, Chapter 4, of the Act. The Board shall meet as a Board of Canvassers no sooner than seven (7) nor later than fourteen (14) days after the date of said election, currently set for Tuesday, December 5, 2023, at 2:30 p.m., at the regular meeting place of the Board in Delta, Utah, and if the majority of the votes cast at the Bond Election are in favor of the propositions submitted, then the Business Administrator shall cause an entry of that fact to be made upon its minutes. Thereupon the Board shall be authorized and directed to issue such Bonds.

Section 12. Severability. It is hereby declared that all parts of this resolution are severable, and if any section, clause, or provision of this resolution shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause, or provision shall not affect the remaining sections, clauses, or provisions of this resolution.

Section 13. Conflict. All resolutions, orders, and regulations or parts thereof heretofore adopted or passed which are in conflict herewith are, to the extent of such conflict, hereby repealed. This repealer shall not be construed so as to revive any resolution, order, regulation, or part thereof heretofore repealed.

Section 14. Captions. The headings herein are for convenience of reference only and in no way define, limit, or describe the scope or intent of any provisions or sections of this resolution.

Section 15. Recording of Resolution; Effective Date; Notice to Lieutenant Governor and Election Officer. Immediately after its adoption, this Resolution shall be signed by the President and Business Administrator, shall be recorded in a book for that purpose, and shall take immediate effect. The Business Administrator shall immediately furnish a certified copy of this Resolution to the Lieutenant Governor and the Millard County Clerk in accordance with Section 11-14-201 of the Act by no later than September 7, 2023, a date at least 75 days before the Bond Election.

Section 16. Further Authority. The Board hereby authorizes the Business Administrator to make changes to any notice or the ballot proposition described herein to complete the same, cure any ambiguity or defect therein or to make any other changes to such notice or ballot proposition as may be required or allowed by the laws of the State of Utah.

PASSED AND APPROVED this July 13, 2023.



(SEAL)

By:   
President

ATTEST:

By:   
Business Administrator

Pursuant to motion duly made and seconded, the meeting was adjourned.

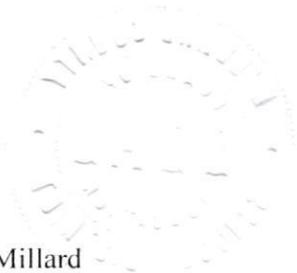
(SEAL)

By:   
President

ATTEST:

By:   
Business Administrator

STATE OF UTAH                    )  
  : ss.  
COUNTY OF MILLARD         )



I, Corey Holyoak, hereby certify that:

(a) I am the duly qualified and acting Business Administrator of Millard School District, Utah (the "District");

(b) the above and foregoing constitutes a true and correct copy of a portion of the minutes of a regular meeting of the Board of Education of Millard School District, Utah, including a resolution adopted at said meeting held on July 13, 2023, as said minutes and resolution are officially of record in my possession;

(c) a certified copy of the within Resolution was filed with the Lt. Governor and the Millard County Clerk, as Election Officers, as described herein;

(d) the Resolution, with all exhibits attached, was deposited in my office on July 13, 2023;

(e) pursuant to the Resolution, a Notice of Public Hearing will be (i) posted in the Location determined by the Board in the foregoing resolution, (ii) posted on the Utah Public Meeting Notice website (<http://pmn.utah.gov>) and (iii) posted on the District's official website, no less than 14 days prior to the Public Hearing; and

(f) pursuant to the Resolution, an Election Notice will be (i) posted in the Location determined by the Board in the foregoing resolution, (ii) posted on the Utah Public Meeting Notice website (<http://pmn.utah.gov>) and (iii) posted on the District's official website, with each such posting being at least three weeks before the Bond Election.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the seal of Millard School District, Utah, this July 13, 2023.

(SEAL)



By:   
Business Administrator

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Corey Holyoak, the undersigned Business Administrator of Millard School District, Utah (the "District"), do hereby certify that I gave written public notice of the agenda, date, time and place of the regular meeting held by the Board of Education (the "Board") of the District on July 13, 2023, not less than 24 hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meetings Act, Section 52-4-202, Utah Code Annotated 1953, as amended, by:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the District's principal offices at least twenty-four (24) hours prior to the convening of the meeting;

(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be posted on the District's official website at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice to be posted on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2023-2024 Annual Meeting Schedule for the District (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Board of Education to be held during the year, by causing said Notice to be (i) posted in June 2023 at the principal office of said Board, (ii) posted on the Utah Public Notice Website (<http://pmn.utah.gov>) and (iii) posted on the District's official website.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the Board this July 13, 2023.

(SEAL)



By:   
Business Administrator

SCHEDULE 1

NOTICE OF MEETING

From the Millard School District website, millardk12.org:

BOARD MEETING INFORMATION

The next regular scheduled meeting of the Millard School District Board of Education will be held on Thursday, July 13, 2023, at 5:00 p.m. at the District Office, 285 East 450 North, Delta, Utah.

A link to the Board Meeting agenda through BoardDocs is provided on the website.



**Thursday, July 13, 2023**  
**Board of Education Meeting & Budget Hearing**

**Millard School District**  
**Board Meeting Agenda**  
**285 East 450 North**  
**Delta, UT 84624**  
**(435) 864-1000**

**1. Work Session 2:30 p.m.**

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- A. Review of Action Items
- B. Policy Considerations
- C. Report on Solar 1 Project
- D. Progress Report on Building Projects
- E. Informing the public...
- F. Millard High School Track and Field Status
- G. Review and discussion regarding proposed budget for 23-24

**2. Board Meeting & Administration 5:00 p.m.**

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- A. Roll Call
- B. Reverence & Pledge

**3. Closed Executive Session 5:10 p.m.**

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- A. Closed Executive Session - Discussion of the character, professional competence, or physical or mental health of an individual.

**4. Minutes and Reports 5:15 p.m.**

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- A. Meeting Minutes of Prior Month's Meeting
- B. Board President's Report
- C. Superintendent's Report
- D. Business Administrator's Report

**5. Consent Items 5:20 p.m.**

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- A. Bills & Financial Reports
- B. Substitute Teacher Requests
- C. Substitute Bus Driver Requests
- D. Adult High School Diplomas

- E. Compulsory Attendance Compliance Updates
- F. Residency Requests
- G. Early Graduation Requests
- H. In-Lieu of Transportation
- I. Personnel

**6. Information Items 5:35 p.m.**

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- A. USBA Leadership Conference - September 7-9, 2023
- B. Todd Burke
- C. USBA Delegate Assembly - August 25-26,2023
- D. Winners of Purchased Hogs
- E. Delta High and Millard High Title IX Reports

**7. Action Items 5:50 p.m.**

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- A. Possible Approval of Policies
- B. Possible Approval of Title IX Reports
- C. Out-of-State Travel Request for Derrick Dearden to Attend Cognia Conference in South Carolina Sept. 14-15, 2023
- D. Extended Student Travel Request from MHS & DHS FFA Programs to Idaho on July 25-27, 2023
- E. Possible approval of CMGC for Millard School District Building Projects
- F. Resolution Providing for a Special Bond Election to be Held on November 21, 2023
- G. Consideration of Contract Extension for Business Administrator - Period of January 1, 2024 to December 31, 2025

**8. Communication for Board Members**

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- A. Thank You's
- B. Newsletters

**9. Public Comment (limited to 3 minutes)**

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**10. Board Member Comments**

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**11. Budget Hearing & Notice 6:00 p.m.**

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- A. Budget Hearing Notice
- B. Beginning Budget for 23-24 School Year
- C. Resolution for Certified Tax Rates

**12. Adjournment...**

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**13. Meeting Minutes**

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- A. Meeting Minutes July 13, 2023

SCHEDULE 2

NOTICE OF ANNUAL MEETING SCHEDULE

**Board Meeting Schedule  
2023 – 2024**

The Millard County School District Board of Education will hold its regular School Board Meetings for the fiscal year 2023-2024 on the 2nd Thursday of each month, except as noted, at 2:30 p.m. at the Millard School District Office or at the schools during the school year, unless otherwise advertised.

Thursday, July 13, 2023 – Budget Hearing

Thursday, August 10, 2023

Thursday, September 14, 2023

Thursday, October 12, 2023

Thursday, November 9, 2023

Thursday, December 14, 2023

Thursday, January 11, 2024

Thursday, February 8, 2024

Thursday, March 14, 2024

Thursday, April 11, 2024

Thursday, May 9, 2024

Thursday, June 13, 2024 – Budget Hearing

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, INDIVIDUALS NEEDING SPECIAL ACCOMMODATIONS (INCLUDING AUXILIARY COMMUNICATIVE AIDS AND SERVICES) DURING THESE MEETINGS SHOULD NOTIFY COREY S. HOLYOAK, BUSINESS ADMINISTRATOR AT 285 EAST 450 NORTH, DELTA, UTAH 84624 (435) 864-1000, AT LEAST THREE WORKING DAYS PRIOR TO THE MEETING.

All patrons are invited to attend.

David V. Styler  
Superintendent