



BOARD OF EDUCATION REGULAR MEETING

September 13, 2021 | Washington Elementary

MEETING NOTES

Meeting Notes are not official until voted on by the Board of Education at its following Regular Meeting.

- A1 President called the meeting to order at 6:30 p.m.
- A2 Members present: Mark Abate, Paul Lambert, Nadia Long, Brian Perry, and Lisa Whiting
- A3 Everyone recited the Pledge of Allegiance.

B PROGRAMS/PRESENTATIONS

- B1 Washington Elementary Presentation
Monica Campana, Principal, and six fifth-grade students talked about what makes Washington a special place. The students identified three big areas – student & community involvement, how we are growing and growing, and how Washington gives back to the community.

C ROUTINES

- C1 The agenda is correct as presented.
- C2 The Board of Education adopted the agenda.
- C3 The Board of Education approved the August 2021 Treasurer’s Report.
- C4 The Board of Education approved the minutes from the following meetings:
 - a. August 4, 2021 – Special meeting
 - b. August 9, 2021 – Regular meeting
 - c. August 9, 2021 – Meeting notes
 - d. August 23, 2021 – Work Session
 - e. August 23, 2021 – Meeting notes

D PUBLIC PARTICIPATION

The Board of Education appreciates citizen interest in meetings of the board. This place on the agenda is set aside to hear comments from visitors. When called, please go to the microphone so that remarks may be clearly heard and recorded. You must give your name and limit comments to three minutes. Comments must be respectful and professional in nature. Board members may or may not ask questions or make comments. No board member has the power or authority to act for the board; therefore, no response from an individual board member should be interpreted as an official action of the board. Portions of this meeting are being recorded.

Kemmily Kwok

I have a son at Heritage Middle School and a daughter at Hilliard Crossing Elementary. I am part of the group of parents known as Hilliard Parents for Masks and Science. Above all, we want a safe environment for all students to learn and thrive. I applaud the district for taking the correct stance in having a universal mask order in all schools K-12. This is the right decision. The district follows the medical experts from the

OSU Wexner Medical Center, Nationwide Children’s Hospital, American Academy of Pediatrics, American Medical Association, and the CDC. We know some parents are against the mask requirement, but I commend your efforts in looking at the data and what the science is telling us about the COVID-19 spread. While masks are now required at all grade levels, we feel that the district has more work to mitigate the spread of COVID-19. We ask that Mr. Stewart and the Board consider the items I am about to describe and educate everyone further.

I hear that students in grades 7-12 are not always correctly wearing their masks, which is not consistently enforced. Sometimes students and staff members have their noses exposed and wearing them under their chin. Improper mask use does not help mitigate the spread of COVID-19. We have also been told that secondary students have assigned seating at lunchtime, but we have found that this is not the case. Kids are sitting wherever they want in the lunchrooms. This does not help with accurate contact tracing. We have also heard that bus drivers are not wearing their masks properly, and no one is enforcing the proper use of masks on school buses. This is important because buses are crowded with kids, and there is a federal mandate for all people on buses to wear masks. Many parents have received emails about COVID-19 cases and are confused about what is considered close contact and when quarantining is necessary. We need the district to communicate this information to everyone better. Perhaps a second email explaining the COVID-19 case procedures and quarantine protocols would be helpful. We ask the district to validate and mandate mask-wearing at all schools and provide better contact tracing information to all parents.

Larry Mezquita

I have three children, eighth-grade, sixth-grade, and fourth-grade, in Hilliard City Schools. I am concerned about the political ideology showing up in the classroom. What brought this to my attention is my daughter’s sixth-grade class, but I want to go back to when my daughter was in third grade. She had to write an essay. She decided to write about why Trump should not be President. I asked her how she got this information. She said she heard us (her parents) talk about it, heard things on the news, and read “*Time*” for kids. I was proud of her for taking this evidence and writing her thoughts about the issue. But when teachers present ideology, I start to have a problem. Her sixth-grade teacher asked her for her preferred pronoun, and my daughter had no clue what the teacher meant. It is not the job of a teacher to introduce that material. I am also a teacher and have taught transgender students.

I love E+R=O because it is universal kindness to everyone. But, as teachers, we have to be careful with pressing this ideology. I brought this issue to you because I don’t want this teacher reprimanded, but I want the issue addressed. I reviewed some social media posts from Hilliard City Schools. I think the gay-straight alliance with a wonderful thing. Still, when I see a photo with a classroom sign in the background that reads “love trumps hate” and another sign that says “build bridges, not walls,” it tells me we are teaching political ideology instead of independent thought. I want us to be careful as educators in making the right choice and not overstepping boundaries.

Xiaoqing Claire Rong-Mullins

I have three kids, and the oldest is starting kindergarten. I want to discuss the lack of school bus service for those who live in the walk zone. It is too far for young students to walk, as indicated by their healthcare providers. The district provides transportation for students who live more than two miles from school. We understand that providing busing for these students will cost additional money. This is why we want the Board to work with us to explore possible options to address these students’ needs and be fiscally responsible. We want the Board to provide a detailed analysis of the cost of busing for students in grade three and below whose walk to school is one mile or more. You need to include the additional

number of students, buses, miles to bus routes, bus drivers, and the additional costs. We also want the Board to analyze the benefit of additional bus service, including how many car trips this service will eliminate. I have used the numbers provided by the district, and I estimate the benefit is three times the cost of the service. I can give details to anyone interested. If the district disagrees with my estimate, they need to provide detailed evidence for their arguments. You need to continue the conversation with us to explore options to address students' needs.

I also thank the Board candidates for their willingness to continue this conversation – Beth Murdoch, Lisa Chaffee, Zach Vorst, Kelley Arnold, and Mark Abate. We want to have school board members willing to work with people to address students' needs rather than shut down the conversation too quickly.

Marla Van Wassahove

I have been a resident of Hilliard for seventeen years, with all four of my children attending this school district at one time or another. When my children were in school, I didn't pay attention to what was being taught. They were good students who didn't need my help, and I trusted the teachers. However, I realize there was a very far left-wing political element that was pushed throughout their whole time in Hilliard City Schools. So, I am here to let you know that parents are now paying attention, and we are watching what is being taught to our children. We will not tolerate racism, hate, or political ideology being pushed. You guys work for us and are here to educate our children, not indoctrinate them. The beautiful thing about America is that it is a melting pot unlike any other country in the world. That is also the beautiful thing about Hilliard. We have a very diverse community, and it is wonderful. We fought together as Americans in the sixties so that everyone could be treated equally as American citizens to be judged by the content of our character and not the color of our skin. We will continue to fight for our black, white, Asian, Indian, and Latino students. We will not allow past discrimination to be remedied with present or future discrimination. You cannot remedy hate with hate. The freedom and liberty-loving parents are paying attention. We will not tolerate any political or racial division. We are paying attention and will vote you out if this continues.

Mechele DeMatteo

I am the mother of two boys. Along with school board backing, the superintendent has decided that our kids should go through the day wearing these muzzles. I listened to your arguments and arguments of others at the last meeting and found they all lack very important information. Mainly scientific evidence, data, and human decency. COVID poses almost no risk to our kids. 4.2 million kids have tested positive for COVID, and a total of 0.008% have died. Now, every death is horrible. According to the CDC, the flu killed 480 kids during the 2018-2019 school year. That is more than have died from COVID in a year and a half. Did any of you suggest that our kids wear a mask during that flu season? Did our government or media ask for our kids to wear a mask? No. The flu is more dangerous to kids than COVID, and that's a fact. When you force our children to wear a mask in fear of a virus that poses almost no threat to them, it's called child abuse. How would you respond to a parent who made their child wear handcuffs for fear the child would get into something they shouldn't? The parent would say it is for their safety. You would call that child abuse. In this example, the parent makes his child participate in his mental façade to satisfy his delusional hypochondria. Do you know what psychological damage we do to children by making them cover their faces? We are teaching them the air is toxic when anyone around them is sick. Have you wondered about the health effects of forcing children to breathe through dirty, sweat-soaked rags all day? How can they then learn to read when they can't see the teacher's face to see how to enunciate words? How does this affect the development of their immune system? It compromises that child's immune system for the future. And yet, you are satisfied to place this burden on our children. Why? It's not to keep them safe; they're safe. It's not to keep the adults safe; they can get vaccinated. You do it to protect

yourselves politically and for the school's financial bottom dollar. Don't think we aren't aware of the \$5 billion Ohio schools received for following the so-called COVID protocols.

Zach Vorst

I have three little kids in the early stages. Last school year, the Board made all COVID-19 protocol decisions. You are the elected officials. Yet, at the previous Board meeting, you put the decision of mask mandates in the superintendent's hands. Why? I think the community would appreciate clarification on why you gave the superintendent authority to make these decisions.

My main reason for speaking tonight is misinformation. Here is a recent story from our local NBC4 affiliate with the headline "Share of Ohio children hospitalized for COVID-19 Increasing with Delta variant, ineligibility for the vaccine." When you read the article, you'll notice that the pediatric percentage of cases increased because the overall number of cases decreased. This is a bad fourth-grade story problem. The denominator decreased while the number of sick children remained constant, meaning the percentage increased. The headline of this story is very misleading when in reality, the percentage of kids diagnosed with COVID-19 that required hospitalization has been falling since March. Buried at the bottom of the article, they noted ten children in Nationwide Children's Hospital. That number is now twenty, including kids who were there for other reasons and happened to test positive for COVID-19. At this time, anyone admitted to the hospital is tested for COVID-19 regardless of their reason for going to the hospital. Also, it wasn't that long ago that the WHO told us the virus was not transmissible from person to person. It wasn't long ago that several states installed mask mandates only to have a COVID-19 wave wash over them with no effect. Earlier this month, there was a story in "Rolling Stone Magazine" about ivermectin overdoses. Now, if you are getting medical information from "Rolling Stone," you have bigger problems.

Nevertheless, the story was entirely made up. What I'm saying is that we are drowning in misinformation. The information and protocols you are receiving from Franklin County Public Health (FCPH) are based on statistics. I have reached out to Joe Mazzola, FCPH Health Commissioner, but he is not responding. He is making these recommendations to you, and his advice should be based on data.

I was at the Darby versus Davidson game on Friday. It was a nice time, a great sense of normalcy. Less than 5% of the attendees were wearing masks. People want normalcy.

Erin Reilly-Sanders

I am also a member of Hilliard Parents for Masks and Science. Today, there is a 33% chance the someone in my child's third-grade classroom is COVID-19 positive. That is about eight kids in the school, one in every three classrooms. This is double the probability of COVID-19 infection from when school started less than a month ago. Our students, teachers, and staff are now at twice the risk than they were when the initial mitigation measures were put in place. You have added the much-needed mask requirement for grades 7-12 which the science experts recommended. I also want to know what other mitigation measures you are taking to balance out the increased risk of infection. Scientists recommended between seven and ten measures to prevent the spread of the initial COVID-19 virus through in-person schooling. With the Delta variant being more contagious, additional mitigation measures are likely necessary. Beyond masking, we could implement daily symptom screenings, keeping windows open, being outside, surveillance testing, and even better masks, such as surgical masks. I understand there are some limits on feasibility, but it is also infeasible to keep schools open with rampant spread. As risks increase, we need to be prepared to mitigate them.

I also ask for more transparency in pandemic management. Our dashboard only provides the current week's case information divided into PreK-6 and 7-12 with no category for staff. Providing school building-based information would allow parents to assess the risk to their children. Additionally, it would be helpful to know how the superintendent and board the statistics. Are you unconcerned; are you worried? Are you satisfied with the preventive measures, and are you looking at any additional measures? Sending a summary in the district newsletter would keep communication clear and open.

Regarding anti-mask sentiment, the best way to get rid of masks is to reduce the spread. The two best ways of reducing the spread of COVID-19 are wearing masks and high rates of vaccination. This may mean requiring vaccinations for teachers and eventually students. However, if families want more choices than working as a community requires, there are other options such as home-schooling or private schools.

Sarah Myers

Passed – did not speak.

Mr. Perry thanked everyone who spoke. He believes it was a very productive dialogue. He is in support of inviting an expert to speak with us regarding the transmission of COVID-19 and the recommended safety protocols.

E CONSENT AGENDA

- E1 Approve the following Certified Personnel actions – See attachment to the *Minutes*.
- E2 Approve the following Classified Personnel actions – See attachment to the *Minutes*.
- E3 Approve the following Employment – Stipends-Non Contractual – effective for the 2021/2022 school year: Approve an hourly rate of \$55 per hour for all staff participating in 21st Century grant activities at Horizon Elementary and JW Reason Elementary.
- E4 Approve the following student trip requests:
 - a. Davidson Girls Cross Country, Portage MI – October 8, 2021
 - b. Heritage, Memorial, Weaver, Washington D. C. – May 31, 2022
 - c. Darby Band, Orlando, FL – May 28, 2022
 - d. Bradley Choir, Orlando, FL – March 21, 2022

The Board of Education approved item E1 through E4, consisting of certified and classified personnel matters. You can find the complete list of personnel matters as an attachment to the *Minutes*.

Mrs. Whiting acknowledged that the Board is approving several out-of-state field trips, and if the transmission rates of COVID-19 are high, these trips may be canceled. Mr. Stewart explained that all of the companies we use for these trips have timelines for cancellation procedures. Therefore, we will do our best to meet these requirements for any refund amounts for any canceled trips.

Mrs. Long noted that the DC trip is now scheduled for the end of the school year.

F ACTION AGENDA

F1 The Board of Education approved the following 2021 Summer Graduates:

Bradley High School

Yonis Abduwahab Ibrahim
Devon Kwok Lee
Tatyanah Deandrea Mcmillan
Amani Mohd Anwar Musa
Tyler Allen Reeser
Abdul Rehman
Megan Lynn Skidmore

Davidson High School

Norah Khaled Mohammed Ba Madhaf
Elijah Faust Cilfone
Raaed Hamza
Jakob Michael Josefowicz
Marlen Gutierrez Lozano
Avery Case Lawson
Daniel Adrian Neese
Ryan William Ramey

Mrs. Whiting offered her congratulations and best wishes to each graduate.

F2 The Board of Education approved the following resolution:

BOND RESOLUTION

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$11,815,000 OF BONDS FOR THE PURPOSE OF ADVANCE REFUNDING A PORTION OF SCHOOL IMPROVEMENT REFUNDING BONDS, SERIES 2013B, DATED MARCH 19, 2013 ORIGINALLY ISSUED IN THE AGGREGATE PRINCIPAL AMOUNT OF \$19,429,929.05 FOR THE PURPOSE OF REFUNDING A PORTION OF THE SCHOOL DISTRICT BONDS ISSUED IN MARCH 2005; AND AUTHORIZING AND APPROVING RELATED MATTERS

WHEREAS, at prior elections on the proposition of issuing bonds of the School District, the electors of the School District approved the issuance of such bonds of the School District and levying taxes outside the ten-mill limitation to pay the principal of and interest on such bonds, the requisite majority of those voting on the proposition voting in favor thereof; and

WHEREAS, pursuant to such voted authority and a resolution previously adopted by the Board, the School District issued its \$19,429,929.05 School Improvement Refunding Bonds, Series 2013B (General Obligation – Unlimited Tax), dated March 19, 2013 (the “Outstanding Bonds”), for the purpose of refunding a portion of bonds issued by the School District in March 2005; and

WHEREAS, in view of currently prevailing lower interest rates the Board has determined that it is advisable and in the best interest of the School District to issue refunding bonds of the School District to refund a portion of the Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, the Treasurer of the Board (the “Treasurer”) has certified to this Board that the maximum maturity and principal amount of the bonds herein authorized cannot exceed the maximum maturity and principal amount of the Refunded Bonds; and

WHEREAS, it is now deemed necessary to issue and sell not to exceed \$11,815,000 of such bonds under authority of the general laws of the State of Ohio, including Chapter 133, Ohio Revised Code, and in particular Section 133.34 thereof, for the purpose described in the title of this Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE HILLIARD CITY SCHOOL DISTRICT, FRANKLIN AND UNION COUNTIES, OHIO THAT:

Section 1. It is hereby declared necessary to issue bonds of the School District for the purpose described in the title of this Resolution in the principal sum of not to exceed \$11,815,000, or such lesser amount as shall be determined by the Treasurer and certified to this Board, which bonds shall be designated as “Hilliard City School District, Franklin and Union Counties, Ohio Refunding Bonds, Series 2021,” or as otherwise designated by the Treasurer (the “Bonds”), for the purpose described in the title of this Resolution. The Bonds may be issued in one or more series.

Section 2. The Bonds shall be issued as fully registered bonds, in such denominations as shall be determined by the Treasurer, but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered consecutively from R-1 upward, as determined by the Treasurer, and shall have such final terms as shall be determined by the Treasurer and set forth in the Certificate of Fiscal Officer provided for in Section 3 herein.

Section 3. The Treasurer is hereby authorized and directed to execute on behalf of the School District a Certificate of Fiscal Officer Relating to Terms of Bonds (the “Certificate of Fiscal Officer”) setting forth the aggregate principal amount and the final terms of the Bonds, which aggregate principal amount and terms, subject to the limitations set forth in this Resolution, shall be as determined by the Treasurer. The Certificate of Fiscal Officer shall indicate the dated date for the Bonds, the dates on which interest on the Bonds is to be paid (the “Interest Payment Dates”), the purchase price for the Bonds (which shall be not less than 97% of the aggregate principal amount thereof), the maturity schedule for the Bonds (provided that the maximum maturity date of the Bonds shall not be later than December 1 of the year of final maturity of the Refunded Bonds); the interest rates for the Bonds (provided that the true interest cost for all Bonds in the aggregate shall not exceed 4.00% per annum), the optional and mandatory redemption provisions, if any, and such other terms not inconsistent with this Resolution as the Treasurer shall deem appropriate.

Section 4. The Bonds shall be issued with interest payable semiannually on each Interest Payment Date until the principal sum is paid or provision has been duly made therefor in such proportions as shall be set forth in the Certificate of Fiscal Officer. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months, unless otherwise determined by the Treasurer. Unless otherwise determined by the Treasurer, the Bonds shall be in the denominations of \$5,000 or any integral multiple thereof.

Section 5. The Bonds shall be subject to optional and mandatory redemption prior to stated maturity, as provided in the Certificate of Fiscal Officer. If optional redemption of the Bonds at a redemption price exceeding 100% is to take place on any date on which a mandatory redemption of the Bonds of the same maturity will take place, the Bonds to be redeemed by optional redemption shall be selected by the Bond Registrar, identified herein below, prior to the selection of the Bonds to be redeemed at par on the same date.

When partial redemption is authorized, the Bond Registrar shall select Bonds or portions thereof by lot within a maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Bond so selected shall be in the amount of \$5,000 or any integral multiple thereof (unless otherwise determined by the Treasurer).

The notice of the call for redemption of Bonds shall identify (i) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (ii) the redemption price to be paid, (iii) the date fixed for redemption, and (iv) the place or places where the amounts due upon redemption are payable. From and after the specified redemption date interest on the Bonds (or portions thereof) called for redemption shall cease to accrue. Such notice shall be sent by first class mail at least 30 days prior to the redemption date to each registered holder of the Bonds to be redeemed at the address shown in the Bond Register on the 15th day preceding the date of mailing. Failure to receive such notice or any defect therein shall not affect the validity of the proceedings for the redemption of any Bond.

Section 6. The Bonds shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Resolution. The Bonds shall be executed by the President of the Board (the “President”) and by the Treasurer in their official capacities, provided that either or both of their signatures may be a facsimile signature. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Resolution unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Resolution and is entitled to the security and benefit of this Resolution. The certificate of authentication may be signed by any officer or officers of the Bond Registrar or by such other person acting as an agent of the Bond Registrar as shall be approved by the Treasurer on behalf of the School District. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Bonds.

Section 7. The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the principal office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the “Record Date”) (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called “Defaulted Interest”) shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the “Special Record Date”) to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each Bondholder, at such Bondholder’s address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this section, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Treasurer is hereby authorized and directed to serve as authenticating agent, bond registrar, transfer agent, and paying agent (collectively, the “Bond Registrar”) for the Bonds or to execute on behalf of the Board a Bond Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Treasurer and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar for the Bonds. If at any time the Bond Registrar shall be unable or unwilling to serve as such, or the Treasurer in such officer’s discretion shall determine that it would be in the best interest of the School District for such functions to be performed by another party, the Treasurer may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar hereunder. Each such successor Bond Registrar shall promptly advise all bondholders of the change in identity and new address of the Bond Registrar. So long as any of the Bonds remain outstanding, the School District shall cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this section (the “Bond Register”). Subject to the provisions hereof, the person in whose name any Bond shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Bond shall be made only to or upon the order of that person. Neither the School District nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Bond, upon presentation and surrender at the office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The School District and the Bond Registrar shall not be required to transfer or exchange (i) any Bond during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Bonds, and ending at the close of business on the day of such mailing, or (ii) any Bonds selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Bonds are exchanged or transferred hereunder, the School District shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Resolution. The exchange or transfer shall be without charge to the owner; except that the School District and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The School District or

the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the School District, evidencing the same debt, and entitled to the same benefits under this Resolution, as the Bonds surrendered upon that transfer or exchange.

Section 9. For purposes of this Resolution, the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to the Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Bonds, and to effect transfers of Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

All or any portion of the Bonds may be initially issued to a Depository for use in a book-entry system, and the provisions of this section shall apply, notwithstanding any other provision of this Resolution: (i) there shall be a single Bond of each maturity; (ii) those Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Bonds in book-entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (v) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the School District. Bond service charges on Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Bonds as provided in this Resolution.

The Bond Registrar may, with the approval of the School District, enter into an agreement with the beneficial owner or registered owner of any Bond in the custody of a Depository providing for making all payments to that owner of principal and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Resolution, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the School District. That payment in any event shall be made to the person who is the registered owner of that Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar shall furnish a copy of each of those agreements, certified to be correct by the Bond Registrar, to other paying agents for Bonds and to the School District. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Resolution.

If requested, the Treasurer, the Superintendent of the School District (the “Superintendent”) or any other officer of this Board is authorized and directed to execute, acknowledge and deliver, in the name of and

on behalf of the School District, the letter agreement among the School District, the Bond Registrar and a Depository to be delivered in connection with the issuance of the Bonds to such Depository for use in a book-entry system.

The School District may decide to discontinue use of the book-entry system through the Depository. In that event, Bond certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as a depository for the Bonds for use in a book-entry system, the School District and the Bond Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Resolution. If the School District and the Bond Registrar do not or are unable to do so, the School District and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Bonds), if the event is not the result of action or inaction by the School District or the Bond Registrar, of those persons requesting such issuance.

Section 10. There shall be and is hereby levied annually on all the taxable property in the School District, in addition to all other taxes and outside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 11. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the School District determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the School District shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 12. The Treasurer shall sell the Bonds to such purchaser or purchasers (collectively, the “Original Purchaser”) as the Treasurer shall designate in the Certificate of Fiscal Officer, at the purchase price set forth in the Certificate of Fiscal Officer, plus interest accrued, if any, to the date of delivery of the Bonds to the Original Purchaser. The Treasurer, the Superintendent, the President, and any other officer of this Board, or any of them individually, are authorized to execute on behalf of the Board a bond purchase agreement or term sheet with the Original Purchaser, setting forth the conditions under which the Bonds are to be sold and delivered, which agreement or term sheet shall be in such form, not inconsistent with the terms of this Resolution, as the Treasurer shall determine.

Section 13. There is hereby created and established, as an account within the Bond Retirement Fund of the School District, a trust fund to be designated “Hilliard City School District – 2021 Refunding Bonds Escrow Fund” (the “Escrow Fund”), or as otherwise designated by the Treasurer, which account may be in

the custody of a bank or trust company as escrow trustee, if desired. The proceeds from the sale of the Bonds, except the accrued interest thereon, and premium thereon, if any, shall be deposited in the Escrow Fund, along with such funds, if any, as the Treasurer may transfer from the bond retirement fund. Such moneys deposited in the Escrow Fund may be (i) held as cash or (ii) used to purchase direct obligations of or obligations guaranteed as to payment by the United States of America of such maturities and interest payment dates and bearing interest at such rates as will, as certified by such independent public accounting firm as shall be acceptable to the Treasurer and the Original Purchaser without further investment or reinvestment of either the principal amount thereof or the interest earnings therefrom, be sufficient to pay the interest on, and the redemption price (including any redemption premium) of, the Refunded Bonds on the earliest optional redemption date for the Refunded Bonds. The Treasurer is also authorized, if necessary or desirable to facilitate the refunding of the Refunded Bonds, to engage a consultant to verify the sufficiency of the cash or other obligations held in the Escrow Fund to refund the Refunded Bonds on such redemption date.

Any accrued interest received from the sale of the Bonds shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on the Bonds, or other obligations of the School District, as permitted by law. Any premium received from the sale of the Bonds may be used to pay the financing costs of the Bonds within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the bond retirement fund, including the Escrow Fund contained therein, in the manner provided by law.

The Treasurer is hereby authorized to execute on behalf of the School District an Escrow Agreement (the “Escrow Agreement”) with a bank or trust company to be selected by the Treasurer (the “Escrow Trustee”), setting forth the terms by which the Escrow Fund shall be held and disbursed, if the Treasurer determines that an Escrow Agreement is necessary or beneficial to facilitate the refunding of the Refunded Bonds. Such an Escrow Agreement shall be in such form, not inconsistent with this Resolution, as the Treasurer shall determine.

Section 14. The Board hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute “private activity bonds” within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”). The Board further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The Treasurer, or any other officer of this Board, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Board with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Treasurer, which action shall be in writing and signed by the Treasurer, or any other officer of this Board, on behalf of the Board; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and

certifications of and on behalf of the Board, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the Board, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Board pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Board regarding compliance by the Board with Sections 141 through 150 of the Code and the Regulations.

The Treasurer shall keep and maintain adequate records pertaining to the use and investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the School District to comply with any federal law or regulation now or hereafter having applicability to the Bonds that relates to the use of such proceeds, which limits the amount of bond proceeds which may be invested on an unrestricted yield or requires the School District to rebate arbitrage profits to the United States Department of the Treasury. The Treasurer is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates.

Section 15. The Treasurer is hereby authorized to obtain or update a rating or ratings on the Bonds and the School District if the Treasurer determines that it is necessary or advisable in connection with the original issuance of the Bonds. If the Treasurer so determines, then the Treasurer, Superintendent, and this Board are hereby authorized and directed to take all steps necessary to obtain such rating or ratings.

Section 16. The Board hereby approves of the appointments of the law firm of Bricker & Eckler LLP to serve as Bond Counsel and Baker Tilly Municipal Advisors, LLC to serve as a municipal advisor to the School District with respect to the issuance of the Bonds. The respective fees to be paid to such firms shall be subject to review and approval by the Treasurer and shall not exceed the fees customarily charged for such services.

Section 17. The officer having charge of the minutes of the Board and any other officers of the Board, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Bonds and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Board relating to the power and authority of the School District to issue the Bonds and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Treasurer and a no-litigation certificate of the President and the Treasurer, and such certified copies and certificates shall be deemed representations of the School District as to the facts stated therein. Except for the procedure for authenticating the Bonds set forth in Section 6 herein, documents (including this Resolution) executed, scanned and transmitted electronically and electronic and digital signatures shall be deemed original signatures for said transcript of the Bonds, for the purposes of this Resolution, and for all matters related thereto, with any such scanned, electronic, and digital signatures having the same legal effect as original signatures.

The Treasurer and the President are hereby authorized and directed to take such action (including, but not limited to, hiring such other professionals or consultants as may be needed to facilitate the issuance of the Bonds) and to execute and deliver, on behalf of the Board, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Resolution. Such documents shall be in the form not substantially inconsistent with the terms of this Resolution, as they in their discretion shall deem necessary or appropriate.

Section 18. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the School District have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the School District are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 19. It is hereby found and determined that all formal actions of the Board concerning and relating to the passage of this Resolution were taken in an open meeting of the Board, and that all deliberations of the Board 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 Ohio Revised Code Section 121.22.

Section 20. The Treasurer is hereby directed to forward certified copies of this Resolution to the County Auditors of Franklin and Union Counties, Ohio.

Mr. Wilson explained this resolution would allow for the refinancing of bond money to save the district between \$550,000 and \$600,000.

G REPORTS / INFORMATION / EXHIBIT ITEM

G1 Committee Reports

Mrs. Long stated that the Facilities Committee met last Friday. The committee is going to begin touring schools again. You can access the meeting minutes on the district website at <https://www.hilliardschools.org/school-board/facilities-meetings/>.

Mr. Abate commented that the Diversity, Equity, and Inclusion committee also met last week. They began reviewing and discussing policy and how it may impact curriculum development. It was a great conversation.

G2 Superintendent's Update

a. COVID-19 Update

Week of August 23

- Total of 54 positive cases – 2 were staff, 30 in grades PreK-6, and 22 in grades 7-12
- These 54 cases resulted in 100 students being quarantined – 64 in PreK-6 and 36 in 7-12. Twenty of the 100 students quarantined was due to athletics/extracurricular activities.

Week of August 30

- Total of 65 positive cases – 4 were staff, 29 in grades PreK-6, and 32 in grades 7-12
- These 65 cases resulted in 101 students being quarantined – 33 in PreK-6 and 68 in 7-12. Thirty-seven of the 101 students quarantined was due to athletics/extracurricular activities.

Week of September 6

- Total of 87 positive cases – 7 were staff, 42 in PreK-6, and 38 in grades 7-12
- These 87 cases resulted in 158 students being quarantined – 100 in PreK-6 and 58 in 7-12. Forty-one of these 158 students quarantined was due to athletic/extracurricular activities.

We are concerned that the number of positive cases continues to increase. Although we started the universal mask requirement last week, we have to give it some time to see its impact. Our biggest concern is the number of students who have to be quarantined when unmasked – like during lunch. We are working with all building principals on what additional protocols may help keep students safe during the lunch period.

H EXECUTIVE SESSION / ADJOURNMENT

- H1 At 7:13 p.m., the Board of Education caucused to executive session to consider the appointment, employment, discipline, promotion, demotion, or compensation of a public employee or official. The Board will not take any action following the executive session.