

**FORSYTH COUNTY
BOARD OF COMMISSIONERS**

**BRIEFING
DRAFT**

MEETING DATE: FEBRUARY 28, 2019

AGENDA ITEM NUMBER: 6 A+B

SUBJECT: A. RESOLUTION RATIFYING AND AUTHORIZING JOINT APPLICATIONS BY FORSYTH COUNTY AND WINSTON-SALEM/FORSYTH COUNTY SCHOOLS FOR \$3,854,900.00 FROM THE PUBLIC SCHOOL BUILDING CAPITAL FUND (EDUCATION LOTTERY FUND) TO RETIRE A PORTION OF THE COUNTY'S SCHOOL BOND INDEBTEDNESS

B. AMENDMENT TO STATE PUBLIC SCHOOL BUILDING CAPITAL FUND GRANT PROJECT ORDINANCE

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:

SUMMARY OF INFORMATION:

Joint Applications will be submitted by Forsyth County and the Winston-Salem/Forsyth County Schools to the State for approval of lottery proceeds in the amount of \$3,854,900.00 from the Public School Building Capital Fund (Education Lottery Fund) to pay debt service on the 2013 and 2015 refundings.

ATTACHMENTS: YES NO

SIGNATURE: _____ DATE: _____
 COUNTY MANAGER

RESOLUTION RATIFYING AND AUTHORIZING JOINT APPLICATIONS BY FORSYTH COUNTY AND WINSTON-SALEM/FORSYTH COUNTY SCHOOLS FOR \$3,854,900.00 FROM THE PUBLIC SCHOOL BUILDING CAPITAL FUND (EDUCATION LOTTERY FUND) TO RETIRE A PORTION OF THE COUNTY'S SCHOOL BOND INDEBTEDNESS

WHEREAS N.C.G.S. 18C-164 provides that revenue of the Education Lottery Fund is to be distributed to the Public School Building Capital Fund, which was created to assist county governments in meeting their public school building capital needs;

WHEREAS monies in the said Public School Building Capital Fund are to be used for capital outlay projects and in the event the county does not need all or part of the funds allocated to it for capital outlay projects, the unneeded funds may be used to retire any indebtedness incurred by the county for public school facilities;

WHEREAS on January 22, 2019, the Winston-Salem/Forsyth County Board of Education adopted a Resolution indicating that \$3,854,900.00 in North Carolina Education Lottery proceeds have been allocated to Forsyth County which are unnecessary for the planning, construction, reconstruction, enlargement, improvement, repair, or renovation of public school buildings, for the purchase of land for public school buildings or for equipment to implement a local school technology plan, and recommends that the funds be used to retire a portion of the indebtedness incurred by the County for public school construction projects; and

WHEREAS the Winston-Salem/Forsyth County Schools are therefore willing to submit a joint application with Forsyth County to the Public School Building Capital Fund (Education Lottery Fund) to receive \$3,854,900.00 to be used to retire a portion of the County's School Bond indebtedness.

NOW, THEREFORE, BE IT RESOLVED, that the Forsyth County Board of Commissioners hereby authorizes the Chairman and or the County Manager and the Clerk to the Board to execute the necessary documents, on behalf of Forsyth County, to submit joint applications with the Winston-Salem/Forsyth County Schools to the Public School Building Capital Fund to receive \$3,854,900.00, in Education Lottery Funds, which are not needed for public school capital outlay projects and can be used to retire a portion of the County's 2006 School Bond indebtedness, subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

BE IT FURTHER RESOLVED that this resolution ratifying interlocal cooperation between Forsyth County and the Winston-Salem/Forsyth County Board of Education is hereby spread upon the minutes of the Forsyth County Board of Commissioners.

Adopted this the 28th day of February 2019.

**FORSYTH COUNTY, NORTH CAROLINA
AMENDMENT TO
PUBLIC SCHOOL BUILDING CAPITAL FUND GRANT PROJECT ORDINANCE**

FROM: BUDGET & MANAGEMENT

MEETING DATE: February 28, 2019

EXPLANATION: This grant project ordinance amendment reflects the transfer of lottery proceeds from the Public School Building Capital Fund (Education Lottery Fund). The funds are needed for debt service payments on the 2013 and 2015 refundings.

BE IT ORDAINED BY THE FORSYTH COUNTY BOARD OF COMMISSIONERS THAT THE PUBLIC SCHOOL BUILDING CAPITAL FUND GRANT PROJECT ORDINANCE IS HEREBY AMENDED AS FOLLOWS:

<p>INCREASE: SECTION 1. REVENUES.</p> <p>Lottery Proceeds</p> <p>Debt Service 2013 Refunding</p> <p>Debt Service 2015 Refunding</p>	<p>1,761,602.00</p> <p>2,093,298.00</p> <p>\$ 3,854,900.00</p>
<p>INCREASE: SECTION 2. AUTHORIZATION FOR PROJECTS AND APPROPRIATION OF FUNDS.</p> <p>Transfer to General Fund</p> <p>Debt Service 2013 Refunding</p> <p>Debt Service 2015 Refunding</p>	<p>1,761,602.00</p> <p>2,093,298.00</p> <p>\$ 3,854,900.00</p>

NATURE OF TRANSACTION:
 Additional Revenue Available
 Transfer within Accounts of Same fund
 Other:

APPROVED BY BOARD OF COUNTY COMMISSIONERS AND ENTERED ON MINUTES DATED _____
AGENDA ITEM NUMBER _____



P.O. Box 2513 • Winston-Salem, NC 27102-2513

January 22, 2019

Mr. Paul Fulton
Forsyth County Finance Director
Forsyth County Government Center
201 North Chestnut Street
Winston-Salem, NC 27101

Re: North Carolina Education Lottery Proceeds

At its meeting on January 22, 2019 the Winston-Salem/Forsyth County Board of Education unanimously passed the enclosed Resolution requesting the County of Forsyth forward \$3,854,900 of lottery funds to retire indebtedness incurred by the County of Forsyth for public school facilities arising from 2013 and 2015 refunding. In accordance with N.C.G.S. § 18C-164 and N.C.G.S. § 115C-546.2, the Board of Education believes this amount to be unnecessary for the planning, construction, reconstruction, enlargement, improvement, repair or renovation of public school buildings, for the purchase of land for public school buildings or from equipment to implement a local school technology plan.

Also enclose are two completed and executed Applications for Public School Building Capital Fund North Carolina Education Lottery. Should you have any questions or wish to discuss this matter, please do not hesitate to contact me.

Sincerely yours,
Winston-Salem/Forsyth County Board of Education


Dionne Jenkins
General Counsel

Enclosures

cc: Beverly Emory, Superintendent (w/out encl.)
Kim Slusher, Director of Financial Services (w/out encl.)
Darrell Walker, Assistant Superintendent for Operations (w/out encl.)
Colon Moore, Director of Facility Planning and Construction (w/out encl.)

Board of Education

Malishai Woodbury, *Chair* • Barbara Burke, *Vice Chair* • Andrea Bramer • Lida Calvert-Hayes
Lori Goins Clark • Leah Crowley • Dana Caudill Jones • Deanna Kaplan • Elisabeth Motsinger

Dr. Beverly Emory, Superintendent

**RESOLUTION
OF THE
WINSTON-SALEM/FORSYTH BOARD OF
EDUCATION**

WHEREAS, with the inception of the North Carolina Education Lottery, the County of Forsyth, has received education lottery proceeds;

WHEREAS, the lottery has a yearly forecast of projected sales and deposits into the school accounts;

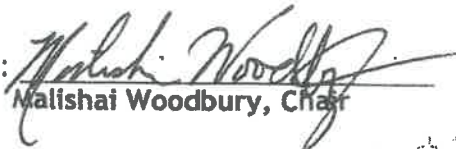
WHEREAS, the estimated 2018-19 lottery distribution is \$3,854, 900.

WHEREAS, the Department of Public Instruction allows the Winston-Salem/Forsyth County Board of Education to obligate the estimated lottery distribution to the County of Forsyth, while the County of Forsyth may only make withdrawals up to the amount in the Fund; and

WHEREAS, in accordance with N.C.G.S. § 18C-164. The Winston-Salem/Forsyth County Board of Education believes \$3,854, 900 of lottery funds should be used as funds become available to retire school bond indebtedness from the 2013 and 2015 refundings.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION that it hereby requests the sum of \$3,854,900 be used by the County of Forsyth to retire indebtedness incurred by the County for public school facilities arising from the 2013 and 2015 refunding bonds.

Adopted by the Winston-Salem/Forsyth County Board of Education; this, the 22nd day of January 2019.

By: 
Malishai Woodbury, Chair

Attest: 
Beverly Emory, Superintendent

SRS: P drive_EducationLottery

**APPLICATION
PUBLIC SCHOOL BUILDING CAPITAL FUND
NORTH CAROLINA EDUCATION LOTTERY**

Approved: _____

Date: _____

County: Forsyth County

Contact Person: Paul L. Fulton

LEA: 340

Title: Chief Financial Officer

Address: 475 Corporate SQ Winston-Salem

Phone: 3367032050

Project Title: Debt Service 2013 Refunding

Location: _____

Type of Facility: _____

North Carolina General Statutes, Chapter 18C, provides that a portion of the proceeds of the North Carolina State Lottery Fund be transferred to the Public School Building Capital Fund in accordance with G.S. 115C-546.2. Further, G.S. 115C-546.2 (d) has been amended to include the following:

(3) No county shall have to provide matching funds...

(4) A county may use monies in this Fund to pay for school construction projects in local school administrative units and to retire indebtedness incurred for school construction projects.

(5) A county may not use monies in this Fund to pay for school technology needs.

As used in this section, "Public School Buildings" shall include only facilities for individual schools that are used for instructional and related purposes, and does not include central administration, maintenance, or other facilities. *Applications must be submitted within one year following the date of final payment to the Contractor or Vendor.*

Short description of Construction Project: FY 18-19 Debt Service 2013 Refunding

Estimated Costs:

Purchase of Land	_____	\$	_____
Planning and Design Services	_____		_____
New Construction	_____		_____
Additions / Renovations	_____		_____
Repair	_____		_____
Debt Payment / Bond Payment	_____		1,761,602.00
TOTAL	_____	\$	1,761,602.00

Estimated Project Beginning Date: 07/01/2018

Est. Project Completion Date: 06/30/2019

We, the undersigned, agree to submit a statement of state monies expended for this project within 60 days following completion of the project.

The County Commissioners and the Board of Education do hereby jointly request approval of the above project, and request release of \$ _____ from the Public School Building Capital Fund (Lottery Distribution). We certify that the project herein described is within the parameters of G.S. 115C-546.

(Signature — Chair, County Commissioners)

(Signature — Chair, Board of Education)

(Date)

(Date)

Malcolm Woodbury

1/22/19

**APPLICATION
PUBLIC SCHOOL BUILDING CAPITAL FUND
NORTH CAROLINA EDUCATION LOTTERY**

Approved: _____

Date: _____

County: Forayth County

Contact Person: Paul L. Fulton

LEA: 340

Title: Chief Financial Officer

Address: 475 Corporate SQ Winston-Salem

Phone: 3367032050

Project Title: Debt Service 2015 Refunding

Location: _____

Type of Facility: _____

North Carolina General Statutes, Chapter 18C, provides that a portion of the proceeds of the North Carolina State Lottery Fund be transferred to the Public School Building Capital Fund in accordance with G.S. 115C-546.2. Further, G.S. 115C-546.2 (d) has been amended to include the following:

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Estimated Costs:

Purchase of Land	_____	\$	_____
Planning and Design Services	_____		_____
New Construction	_____		_____
Additions / Renovations	_____		_____
Repair	_____		_____
Debt Payment / Bond Payment	_____		<u>2,093,298.00</u>
TOTAL	_____	\$	<u>2,093,298.00</u>

Estimated Project Beginning Date: 07/01/2018

Est. Project Completion Date: 06/30/2019

We, the undersigned, agree to submit a statement of state monies expended for this project within 60 days following completion of the project.

The County Commissioners and the Board of Education do hereby jointly request approval of the above project, and request release of \$ _____ from the Public School Building Capital Fund (Lottery Distribution). We certify that the project herein described is within the parameters of G.S. 115C-546.

(Signature — Chair, County Commissioners)

Melvin Woodley
(Signature — Chair, Board of Education)

(Date)

1/22/19
(Date)

County #	LEA #	LEA NAME	Date	1st Quarter Lottery Revenue	ADM of FY 18-19 Needs-Based Grantees	Adjusted ADM 18-19 for the 2nd, 3rd and 4th qtr.	Estimated 2nd, 3rd and 4th qtr. Lottery Revenue	Estimated Total Distribution of FY 18-19 Lottery Revenue
			FY 18-19 ADM (Excludes ADM of FY 17-18 Needs-Based Grantees)					
310	310	Duplin County	9,652	157,880		9,652	525,077	682,957
320	320	Durham Public	33,080	541,098		33,080	1,799,579	2,340,677
330	330	Edgecombe County	5,916	96,770		5,916	321,835	418,605
340	340	Forsyth County	54,480	891,143		54,480	2,963,757	3,854,900

**Public School Building Capital Fund - Special Summary
Lottery Fund**

12/28/2018

All Fiscal Years

County	LEA	Lottery Revenue	Interest On Lot Revenue	Interest On Disbursing Bal	Project Approved	Project Allocation	Unallocated Balance
21	Clay 220 Clay County	1,179,018.00	48,056.82	3,684.10	1,008,776.82	1,008,776.82	223,961.80
22	Cleveland 230 Cleveland County	16,717,368.00	605,690.01	9,349.09	16,680,360.17	16,680,360.17	552,048.80
23	Columbus 240 Columbus County	6,848,874.00	182,188.60	3,051.75	4,553,972.17	4,553,972.17	2,480,142.18
23	Columbus 241 Whiteville City	2,483,706.00	30,062.16	3,132.66	4,070,394.92	2,368,593.94	128,308.87
24	Craven 250 Craven County	13,594,018.00	90,928.91	27,187.58	13,698,028.00	13,698,028.00	120,612.47
25	Cumberland 260 Cumberland County	54,359,828.00	484,269.23	258,909.23	54,199,308.35	54,199,308.35	933,720.11
26	Currituck 270 Currituck County	3,728,388.00	75,293.33	18,402.44	3,584,656.65	3,584,656.65	458,418.12
27	Dare 280 Dare County	4,601,399.00	60,112.83	3,597.85	4,443,648.00	4,443,648.00	221,463.48
28	Davidson 290 Davidson County	18,803,595.00	517,762.66	23,544.22	18,145,140.00	18,145,140.00	1,199,761.66
28	Davidson 291 Lexington City	2,848,668.00	148,518.51	852.37	990,708.00	990,708.00	2,007,331.68
28	Davidson 292 Thomasville City	2,313,632.00	122,486.86	433.08	858,762.00	858,762.00	1,577,708.93
29	Davie 300 Davie County	6,447,771.00	178,418.17	58,937.75	5,944,518.48	5,944,425.43	743,698.49
30	Duplin 310 Duplin County	9,677,022.00	311,799.97	58,767.57	8,828,981.32	8,828,981.32	1,218,668.22
31	Durham 320 Durham County	34,108,881.00	378,463.77	258,930.60	33,870,991.07	33,870,991.07	872,994.30
32	Edgecombe 330 Edgecombe County	7,236,697.00	183,155.71	95,337.23	7,338,251.56	7,338,251.56	176,938.38
33	Forsyth 340 Forsyth County	54,919,940.00	1,018,009.78	213,178.37	54,877,828.25	54,827,828.25	1,223,297.90
34	Franklin 350 Franklin County	8,880,490.00	164,936.44	18,477.41	9,073,138.00	9,073,638.00	285.66
35	Gaston 360 Gaston County	33,223,278.00	461,081.05	27,838.13	32,073,431.29	32,582,388.53	1,149,808.66
36	Gates 370 Gates County	1,830,587.00	10,735.82	4,129.34	2,371,782.00	1,841,082.00	4,367.16
37	Graham 380 Graham County	1,115,531.00	39,009.76	2,387.48	679,507.36	679,507.36	477,420.91
38	Granville 390 Granville County	8,919,273.00	157,825.98	5,010.92	8,882,875.68	8,662,875.68	418,234.33
39	Greene 400 Greene County	3,394,982.00	71,414.48	20,122.28	3,121,894.75	3,315,102.75	171,416.01
40	Gulford 410 Gulford County	74,783,317.00	588,364.68	403,848.61	73,783,988.79	73,783,988.79	2,001,561.51
41	Halifax 420 Halifax County	4,082,241.00	122,830.20	25,885.25	3,953,922.70	3,948,189.81	282,768.64
41	Halifax 421 Roanoke Rapids City	3,091,429.00	64,390.19	23,680.99	3,065,521.02	3,065,521.02	113,979.16

School Planning, NCDPI

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