



# INDIANA STATE BOARD OF EDUCATION

**To:** Indiana State Board of Education  
**From:** Timothy Schultz, General Counsel, Indiana State Board of Education  
**Date:** February 5, 2020  
**RE:** Approval of Governing Body Change—Richmond Community Schools

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**STAFF RECOMMENDATION:** After review of the materials provided by Richmond Community Schools (“Richmond”), it is evident that 1) the governing body resolution was properly approved by Richmond, 2) the resolution was properly published in a local newspaper, and 3) the county clerk certified that no protest petitions or alternative plan amendments were submitted to the clerk’s office. Furthermore, the plan amendment satisfies the applicable legal requirements under Indiana Code and is recommended for Indiana State Board of Education (“Board”) approval pursuant to I.C. 20-23-8-15.

Pursuant to IC 20-23-8-10(a)(2), Richmond adopted a resolution to initiate a plan to change its governing body in July of 2019. Subsequent to Richmond adopting the resolution to amend its governing body, it submitted the attached materials for the Board’s review and consideration. The materials included the prior governing body plan, the resolution adopted by Richmond, the minutes from Richmond’s board meeting during which the resolution was adopted, the local publication information that includes the language of the new governing body plan, and the county clerk’s certification that no protest petitions or alternative plan amendments were submitted to the clerk’s office. The governing body resolution allows for a slight revision to the existing residential district boundaries to create more uniform district lines. The proposed amendment reads:

## **Plan for Governing Body Residential Boundaries Change**

### **A. Board of School Trustees (only change from 2011 Plan Change is in the descriptions of Districts 1 and 2)**

1. Number & Residential Districts – The governance of RCS shall be vested in a non-partisan Board composed of seven (7) members elected at a November general election in accordance with the provisions of IC 20-23-4-29 and of IC 3-8-2-4. There shall be created three (3) geographically defined and limited residential districts from which one (1) member residing therein shall be elected to the RCS governing body (thereby comprising a total of three (3) resident members) and an “at large” district comprised of the entire geographical area of the RCS school district from which a total of four (4) members shall be elected. Residential districts are as follows:

- a. District #1 – (See attached Schedule #1) (changed)
- b. District #2 – (See attached Schedule #2) (changed)
- c. District #3 – (See attached Schedule #3) (no change)

2. Term of Office (no change from 2011 Plan Change) – Membership on the RCS Board shall constitute the holding of a “lucrative office” as said term is used in Article 2, §9, of the Constitution of the State of Indiana. Members shall be elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election, except as otherwise herein provided.
3. Organization and Appointment of Officers (no change from 2011 Plan Change) – The Board shall annually organize within fifteen (15) days after the commencement date of the members’ terms of office, or within such time as might otherwise be required by applicable law. The Board shall select from among its membership a president, vice president and secretary, each of whom shall be a different member of the Board. The Board may make such other appointments as permitted by, and in accordance with, applicable law.
4. Compensation (no change from 2011 Plan Change) – Members shall be entitled to compensation for the performance of their duties on the Board, as limited by applicable law and as determined, from time to time, by resolution of the Board.
5. Eligibility for Membership on Board (no change from 2011 Plan Change) – To be eligible to serve on the Board, a candidate for election to the Board must have attained the age of twenty-one (21) years prior to the date that the candidate’s term of office would begin.

Candidates running for election to the Board from one of the three geographically limited and defined residential districts must have been a continuous resident of that residential district for a period of time in excess of one (1) year prior to the date of the general election on which the candidate’s name appears on the ballot for election to the Board. Property ownership shall not be an eligibility requirement for a candidate seeking election to the Board.

6. Vacancies on Board (no change from 2011 Plan Change) – Vacancies on the Board existing because of the death of a school board member shall be filled in the manner provided by IC 20-26-4-4.5, as from time to time amended. Vacancies on the Board existing for any reason other than the death of an elected, qualified and acting school board member shall be filled in the manner provided by IC 20-26-4-4, as from time to time amended.

- B. Transition Plan Pending Board Elections – No currently elected, qualified and sitting members of the RCS Board are impacted by the proposed change in the residential boundaries of residential Districts 1 and 2 so there is no need for a transition plan attendant to the current proposed change in the RCS Organizational Plan.
- C. Election Date for Board Members under Proposed Plan Change – Upon passage of this proposed plan change and its becoming effective upon the Effective Date, the newly defined boundaries of residential Districts 1 and 2 shall apply for those candidates to the Board running in the November, 2020, general election in residential Districts 1 or 2.
- D. Retention of Terms of Originally Adopted Plan of Organization as Modified by the 2011 Plan Change

Except as specifically modified herein in those particulars related only to the proposed change in the boundaries of residential Districts 1 and 2, all other terms and conditions of the original RCS Plan of Reorganization, as approved by the Indiana State Commission on School Reorganization on or about November 17, 1961, and as ratified by the voters of the newly created RCS school district at a primary election held May 8, 1962 and as thereafter modified by the 2011 Plan Change, shall remain fully effective.

- E. Effective Date

This proposed plan change shall become effective the later of the date of approval of this change and its certification by the Indiana State Board of Education or August 1, 2020.

Richard E. Boston  
Robert L. Bever  
Ronald L. Cross  
Walter S. Chidester  
Douglas B. Oler  
Adam G. Forrest  
Andrew J. Sickmann

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Aubrey J. Crist

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Austin A. Shadle  
Of Counsel

# BBKCC

## ATTORNEYS

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January 09, 2020

Timothy A. Schultz, Esq.  
General Counsel  
Indiana State Board of Education  
143 West Market Street, Suite 500  
Indianapolis, IN 46204

Via Overnight Courier

**Re: Richmond Community Schools / Proposed Change in Organizational Plan for Method of Governing Body Election (Only Changing District Boundaries of Two of Three Residential Districts / Submission of Plan Change Documents**

Dear Mr. Schultz:

You will recall that this office is general counsel to Richmond Community Schools (“RCS”), that is entirely located in within the geographical boundaries of Wayne County, Indiana. The RCS Board of School Trustees (“Board”) proposes to change its organizational plan by modifying the geographic boundaries of two of the three residential districts from which board members are elected in order to square the boundaries of those two districts that were created by the 2011 Plan Change. Included herewith please find the following:

- **Tab A** – Behind Tab A you will find excerpts from the minutes of a regular meeting of the RCS Board held July 24, 2019, whereat it passed a resolution initiating the plan change.
- **Tab B** – Behind Tab B you will find a copy of the executed Resolution referenced in the minute excerpts behind Tab A.
- **Tab C** – Behind Tab C you will find a copy of the *Public Notice of the Adoption of a Resolution Initiating an Amended and Restated Plan of Organization Changing Only Two of Three Residential Districts Boundaries of Candidates for Election to Governing Body* (the “Amended Plan”). That document sets forth the text of the Amended Plan and has the schedules that identify the newly to-be-created residential district boundaries for District #1 and District #2. If approved prior to the date for the filing of candidacy for election to the RCS governing

body at the November, 2020, General Election, there would be no impact on any current member of the Board; none of the terms of office of the current Board would be affected by the Amended Plan; therefor, no transition plan is believed to be necessary to implement the Amended Plan.

- **Tab D** – Behind Tab D is the publisher’s affidavit verifying the July 31, 2019, publication of the Public Notice of the Board’s passage of its July 24, 2019, resolution initiating the proposed Amended Plan.
- **Tab E** – Behind Tab E is the original executed Clark’s Certificate issued by the Clerk of the Wayne Circuit Court attesting to the fact that no petitions protesting the Board’s proposed Amended Plan had been filed by the deadline of November 28, 2019, nor had any alternative plans been proposed during said period or from said date through the date of execution by the said clerk of the foregoing certificate.
- **Tab F** – Behind Tab F are the documents that evidence the historical development of the current RCS Plan of Organization. The first document (behind **Tab F-1**) is an excerpt from the *Comprehensive Plan for the Reorganization of the School Corporations of Wayne County, Indiana* that was prepared by the Wayne County Committee for the Reorganization of School Corporations and submitted to the State Commission for the Reorganization of School Corporations on September 5, 1961. The original RCS plan provided for a seven member elected governing body with four (4) members of that governing body elected “at large” and with three (3) members of that governing body elected (one each) from three (3) residential districts wherein each elected member of said district had to have been a resident. All members, both at-large members and residential district members were voted upon by all eligible voters within the RCS district. That original plan was first amended in 2011 (the “2011 Plan”) (behind **Tab F-2**) to redefine the geographical territories comprising each of the three (3) residential districts due to historical problems in having candidates file from one (1) of the three (3) originally created residential districts. At the time of filing the 2011 Plan, it was necessary to create a small approximately five (5) by one (1) city block appendage as part of the then newly defined District #1 in order to avoid displacing a then-sitting member of the governing body. Since adoption of the 2011 Plan, that former sitting member is no longer a member of the RCS governing body. The current RCS Board desires to eliminate that carved out appendage of District #1 and make linear the boundary that will separate the newly defined Districts #1 and #2, as set forth in the Amended Plan submitted herewith.

January 09, 2020

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At this point RCS, its Board and administration, are respectfully presenting these materials in support of its proposed Amended and Restated Plan of Organization. We ask that the State Board of Education review these materials and issue its order approving the Amended Plan. Toward that end, if there is additional information that this office can provide, please do not hesitate to contact me.

Very truly yours,

***BOSTON BEVER KLINGE CROSS & CHIDESTER***

By: \_\_\_\_\_



Ronald L. Cross

Cc. Dr. Todd Terrill, Superintendent  
Richmond Community Schools

Board of School Trustees of  
Richmond Community Schools

**AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING ONLY THE RESIDENTIAL  
AREAS OF TWO OF THE THREE RESIDENTIAL AREAS  
FROM WHICH TWO MEMBERS OF THE GOVERNING  
BODY OF RICHMOND COMMUNITY SCHOOLS ARE  
ELECTED**

(INITIATED BY THE BOARD OF SCHOOL TRUSTEES OF THE  
RICHMOND COMMUNITY SCHOOLS, WAYNE COUNTY, INDIANA)

Date of Board Resolution .....July 24, 2019

Date of Publication of Notice of Board Adoption.....July 31, 2019

Date of Expiration of 120-Day Protest / Alternative Plan Period.....November 29, 2019

# TAB A



**EXCERPTS FROM THE MINUTES  
OF A REGULAR MEETING OF  
THE BOARD OF TRUSTEES OF THE  
RICHMOND COMMUNITY SCHOOLS,  
WAYNE COUNTY, INDIANA**

Held: July 24, 2019

The Board of Trustees of the Richmond Community Schools, Wayne County, Indiana, held its regular public meeting at 5:30 o'clock, p.m., local time, in the Administration Building, 300 Hub Etchison Parkway, Richmond, Indiana, on Wednesday, July 24, 2019. Pursuant to the procedures of the Board and pursuant to Indiana Code 5-14-1.5-5, all Board members and the news media had been duly notified and the agenda for said meeting had been properly posted.

The meeting was called to order by the President and a call of the roll showed that Board members were present or absent as follows:

**Members Present**

**Members Absent**

Mr. Brad Walton, President  
Mr. Aaron Stevens, Vice President  
Mr. John Weber, Secretary  
Ms. Suzanne Derengowski, Member  
Ms. Deborah Moore, Member  
Mr. Keith Morey, Member  
Mr. Jeff Slifer, Member

None

**(Among other proceedings had and actions taken were the following:)**

Attorney Ron Cross presented a resolution that he had prepared to initiate the change in the organization plan of the school corporation, pursuant to Indiana Code (IC) 20-23-8, et. seq., that had been discussed by the board at several previous meetings. After a thorough discussion of the terms of proposed change in the RCS organizational plan, upon motion by Member Morey, seconded by Member Derengowski, the following resolution was unanimously adopted by a vote of seven (7) ayes; zero (0) nays:

(here follows resolution)

**BEFORE THE BOARD OF SCHOOL TRUSTEES  
OF THE RICHMOND COMMUNITY SCHOOL CORPORATION,  
WAYNE COUNTY, INDIANA**

**A RESOLUTION INITIATING AN  
AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING ONLY THE RESIDENTIAL  
AREAS OF TWO OF THE THREE RESIDENTIAL AREAS  
FROM WHICH TWO MEMBERS OF THE GOVERNING BODY  
OF RICHMOND COMMUNITY SCHOOLS ARE ELECTED**

**WHEREAS**, Richmond Community Schools (hereinafter "RCS") was created pursuant to a countywide school reorganization plan that was adopted pursuant to the *School Reorganization Act of 1959*; approved by the Indiana State Commission on School Reorganization on or about November 17, 1961; and ratified by the voters of the newly created RCS school district at a primary election held May 8, 1962; and

**WHEREAS**, the Board of School Trustees (hereinafter "Board") of RCS initiated a change in the Organization Plan by resolution of said Board adopted September 22, 2010, which plan change was approved by the Indiana Department of Education in 2011 (the "2011 Plan Change"); and

**WHEREAS**, the 2011 Plan Change created Residential District 1 (not an electoral district) from which one member of the elected RCS Board must reside; said member having been voted upon by all eligible voters in the entire school district; and

**WHEREAS**, the 2011 Plan Change carved out a small section from the then newly defined Residential District 2 comprising an area of five city blocks by one city block that was added as an appendage to the newly created District 1 (the "Finger Parcel") in order to avoid displacing a then-sitting member of the Board; and

**WHEREAS**, subsequent elections and changes in the composition of the Board no longer require the perpetuation of the Finger Parcel as part of residential District 1 and the current Board wishes to eliminate that Finger Parcel and make the shared boundaries of residential Districts 1 and 2 linear;

**NOW, THEREFORE, BE IT RESOLVED** by this Board that pursuant to the provisions of IC 20-23-8-10(a)(2), it hereby adopts the following changes in the RCS Organization Plan by which members of the RCS Board are to be elected following the Effective Date hereof, as set forth below.

(End of Recitals – Here Follows Plan Change)

## **Plan for Governing Body Residential Boundaries Change**

- A. Board of School Trustees (only change from 2011 Plan Change is in the descriptions of Districts 1 and 2)
1. Number & Residential Districts – The governance of RCS shall be vested in a non-partisan Board composed of seven (7) members elected at a November general election in accordance with the provisions of IC 20-23-4-29 and of IC 3-8-2-4. There shall be created three (3) geographically defined and limited residential districts from which one (1) member residing therein shall be elected to the RCS governing body (thereby comprising a total of three (3) resident members) and an “at large” district comprised of the entire geographical area of the RCS school district from which a total of four (4) members shall be elected. Residential districts are as follows:
    - a. District #1 – (See attached Schedule #1) (changed)
    - b. District #2 – (See attached Schedule #2) (changed)
    - c. District #3 – (See attached Schedule #3) (no change)
  2. Term of Office (no change from 2011 Plan Change) – Membership on the RCS Board shall constitute the holding of a “lucrative office” as said term is used in Article 2, §9, of the Constitution of the State of Indiana. Members shall be elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election, except as otherwise herein provided.
  3. Organization and Appointment of Officers (no change from 2011 Plan Change) – The Board shall annually organize within fifteen (15) days after the commencement date of the members’ terms of office, or within such time as might otherwise be required by applicable law. The Board shall select from among its membership a president, vice president and secretary, each of whom shall be a different member of the Board. The Board may make such other appointments as permitted by, and in accordance with, applicable law.
  4. Compensation (no change from 2011 Plan Change) – Members shall be entitled to compensation for the performance of their duties on the Board, as limited by applicable law and as determined, from time to time, by resolution of the Board.
  5. Eligibility for Membership on Board (no change from 2011 Plan Change) – To be eligible to serve on the Board, a candidate for election to the Board must have attained the age of twenty-one (21) years prior to the date that the candidate’s term of office would begin. Candidates running for election to the Board from one of the three geographically limited and defined residential districts must have been a continuous resident of that residential district for a period of time in excess of one (1) year prior to the date of the general election on which the candidate’s name appears on the ballot for election to the Board.

Property ownership shall not be an eligibility requirement for a candidate seeking election to the Board.

6. Vacancies on Board (no change from 2011 Plan Change) – Vacancies on the Board existing because of the death of a school board member shall be filled in the manner provided by IC 20-26-4-4.5, as from time to time amended. Vacancies on the Board existing for any reason other than the death of an elected, qualified and acting school board member shall be filled in the manner provided by IC 20-26-4-4, as from time to time amended.
- B. Transition Plan Pending Board Elections – No currently elected, qualified and sitting members of the RCS Board are impacted by the proposed change in the residential boundaries of residential Districts 1 and 2 so there is no need for a transition plan attendant to the current proposed change in the RCS Organizational Plan.
- C. Election Date for Board Members under Proposed Plan Change – Upon passage of this proposed plan change and it becoming effective upon the Effective Date, the newly defined boundaries of residential Districts 1 and 2 shall apply for those candidates to the Board running in the November, 2020, general election in residential Districts 1 or 2.
- D. Retention of Terms of Originally Adopted Plan of Organization as Modified by the 2011 Plan Change

Except as specifically modified herein in those particulars related only to the proposed change in the boundaries of residential Districts 1 and 2, all other terms and conditions of the original RCS Plan of Reorganization, as approved by the Indiana State Commission on School Reorganization on or about November 17, 1961, and as ratified by the voters of the newly created RCS school district at a primary election held May 8, 1962 and as thereafter modified by the 2011 Plan Change, shall remain fully effective.

E. Effective Date

This proposed plan change shall become effective the later of the date of approval of this change and its certification by the Indiana State Board of Education or August 1, 2020.

(End of Plan Change)

***BE IT FURTHER RESOLVED*** that the Secretary of this Board is directed to cause notice of this Board's adoption of the foregoing plan change to be published, as required by the provisions of IC 20-23-8-14, in a newspaper of general circulation published in Wayne County, Indiana.

***BE IT FURTHER RESOLVED*** that the superintendent, school corporation legal counsel and the officers of this Board shall take all other actions and execute all other documents as are

reasonably convenient or otherwise necessary to affect the change in the plan for the selection of this governing body as hereinabove set forth.

Duly adopted this \_\_\_\_ day of \_\_\_\_\_ 2019, by vote of \_\_\_\_ ayes; \_\_\_\_ nays.

**RICHMOND COMMUNITY SCHOOLS**  
By its Board of School Trustees

By: \_\_\_\_\_  
Brad Walton, President

Attest:

\_\_\_\_\_  
John Weber, Secretary

**SCHEDULE #1**

Part of Wayne Township, Wayne County, Indiana, described as follows:

Beginning at the Northeast corner of Wayne Township, which is identified as the NE corner of Sec 12, Township 14 North, Range 1 West, thence in a southerly direction along the east line of Wayne Township to the centerline of US 40 (National Rd), thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of Sim Hodgkin Parkway; thence in a Northeasterly direction along the centerline of Sim Hodgkin Parkway to the spur line of the Norfolk Southern Railroad; thence in a westerly direction along the centerline of said spur line and the continuation thereof to the west boundary of Wayne Township; thence in a northerly direction along the west line of Wayne Township to a township corner which is identified as the NW corner of Sec 2, Township 16 North, Range 14 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as the NE corner of Sec 2, Township 16 North, Range 14 West; thence in a southwesterly direction along the Wayne Township line which is also the Greenville Treaty Line to a township corner that is identified as the NW corner of Sec 24, Township 14 North, Range 2 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as S 1/4 corner of Sec 18, Township 14N, Range 1 West; thence in a northerly direction along the Wayne Township line to a township corner that is identified as the N 1/4 corner of Sec 7, Township 14 North, Range 1 West; thence in an easterly direction along the Wayne Township line to the place of beginning.

**SCHEDULE #2**

Parts of Wayne and Boston Townships, Wayne County, Indiana, described as follows:

Beginning at the SE corner of Boston Township which is identified as the SE corner of Sec 1, Township 12 North, Range 1 West; thence in a northerly direction along the Boston Township line and continued along the Wayne Township line to the centerline of US 40 (National Rd); thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the Wayne County and Union County line, which is also the SW corner of Boston township identified as the SW corner of Sec 6, Township 12 North, Range 1 West; thence in an easterly direction along the Boston Township line to the place of beginning.

### SCHEDULE #3

Parts of Wayne and Boston Townships, Wayne County, Indiana, described as follows:

Beginning at the point where US 27 S intersects the west line of Boston Township, which is approximately 1000 feet south of the W ¼ corner of Sec 31, Township 13 North, Range 1 West; thence in a northerly direction along the Boston Township line to a township corner which is identified as the SE corner of Sec 24, Township 13 North, Range 2 West, thence in a westerly direction along the Boston Township line to a township corner which is identified as the S ¼ corner of Sec 24, Township 13 North, Range 2 West; thence in a northerly direction along the Boston Township line to a township corner intersecting Wayne Township, which is identified as the S ¼ corner of Sec 13, Township 13 North, Range 2 West; thence in a westerly direction along the Wayne Township line to a township corner which is identified as the SW corner of Sec 13, Township 13 North, Range 2 West; thence in a north by northeasterly direction along the Wayne Township line to the intersection of the continuation of the centerline of a Norfolk Southern Railroad spur line; thence in an easterly direction along said continuation of railroad centerline and continue along the centerline of the Norfolk Southern spur line to Sim Hodgin Parkway; thence in a Southwesterly direction along the centerline of Sim Hodgin Parkway to Main Street; thence east along the centerline of Main Street to 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the place of beginning.

(End of Resolution)

There being no further discussion on this matter, the meeting proceeded to the next item on its agenda.

  
 \_\_\_\_\_  
 John Weber,  
 Secretary, Board of Trustees

Approved:

  
 \_\_\_\_\_  
 Brad Walton  
 President, Board of Trustees

# TAB B

**BEFORE THE BOARD OF SCHOOL TRUSTEES  
OF THE RICHMOND COMMUNITY SCHOOL CORPORATION,  
WAYNE COUNTY, INDIANA**

**A RESOLUTION INITIATING AN  
AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING ONLY THE RESIDENTIAL  
AREAS OF TWO OF THE THREE RESIDENTIAL AREAS  
FROM WHICH TWO MEMBERS OF THE GOVERNING BODY  
OF RICHMOND COMMUNITY SCHOOLS ARE ELECTED**

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***WHEREAS***, the 2011 Plan Change carved out a small section from the then newly defined Residential District 2 comprising an area of five city blocks by one city block that was added as an appendage to the newly created District 1 (the “Finger Parcel”) in order to avoid displacing a then-sitting member of the Board; and

***WHEREAS***, subsequent elections and changes in the composition of the Board no longer require the perpetuation of the Finger Parcel as part of residential District 1 and the current Board wishes to eliminate that Finger Parcel and make the shared boundaries of residential Districts 1 and 2 linear;

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(End of Recitals – Here Follows Plan Change)



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E. Effective Date

This proposed plan change shall become effective the later of the date of approval of this change and its certification by the Indiana State Board of Education or August 1, 2020.

(End of Plan Change)

**BE IT FURTHER RESOLVED** that the Secretary of this Board is directed to cause notice of this Board's adoption of the foregoing plan change to be published, as required by the provisions of IC 20-23-8-14, in a newspaper of general circulation published in Wayne County, Indiana.

**BE IT FURTHER RESOLVED** that the superintendent, school corporation legal counsel and the officers of this Board shall take all other actions and execute all other documents as are reasonably convenient or otherwise necessary to affect the change in the plan for the selection of this governing body as hereinabove set forth.


Duly adopted this 24 day of July 2019, by vote of 7 ayes; \_\_\_ nays.

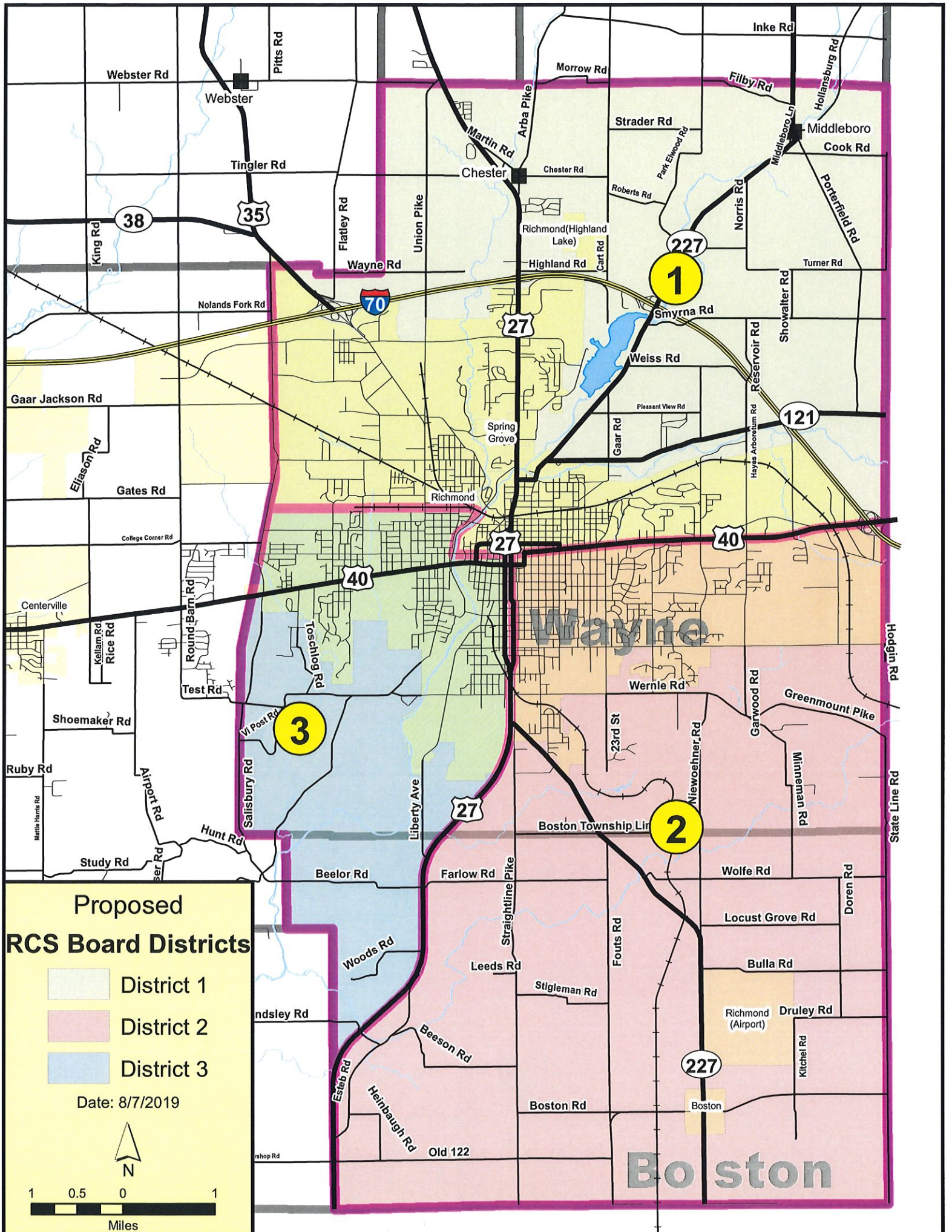
**RICHMOND COMMUNITY SCHOOLS**  
By its Board of School Trustees

By: 

Brad Walton, President

Attest:

  
John Weber, Secretary



**Proposed RCS Board Districts**

- District 1
- District 2
- District 3

Date: 8/7/2019

1 0.5 0 1 Miles

N

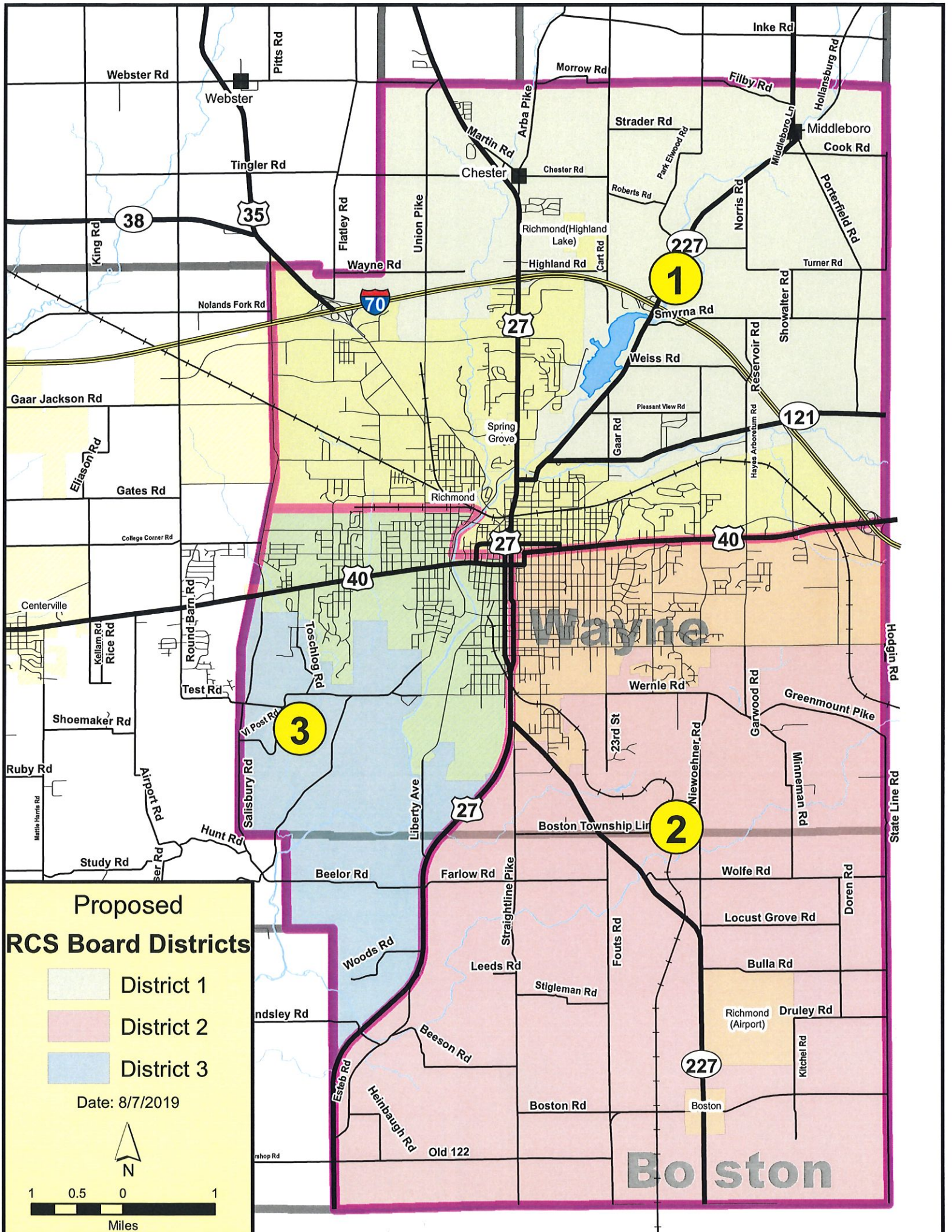
Wayne

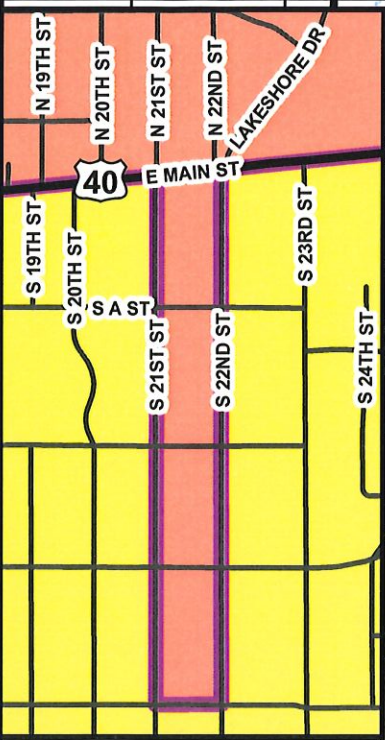
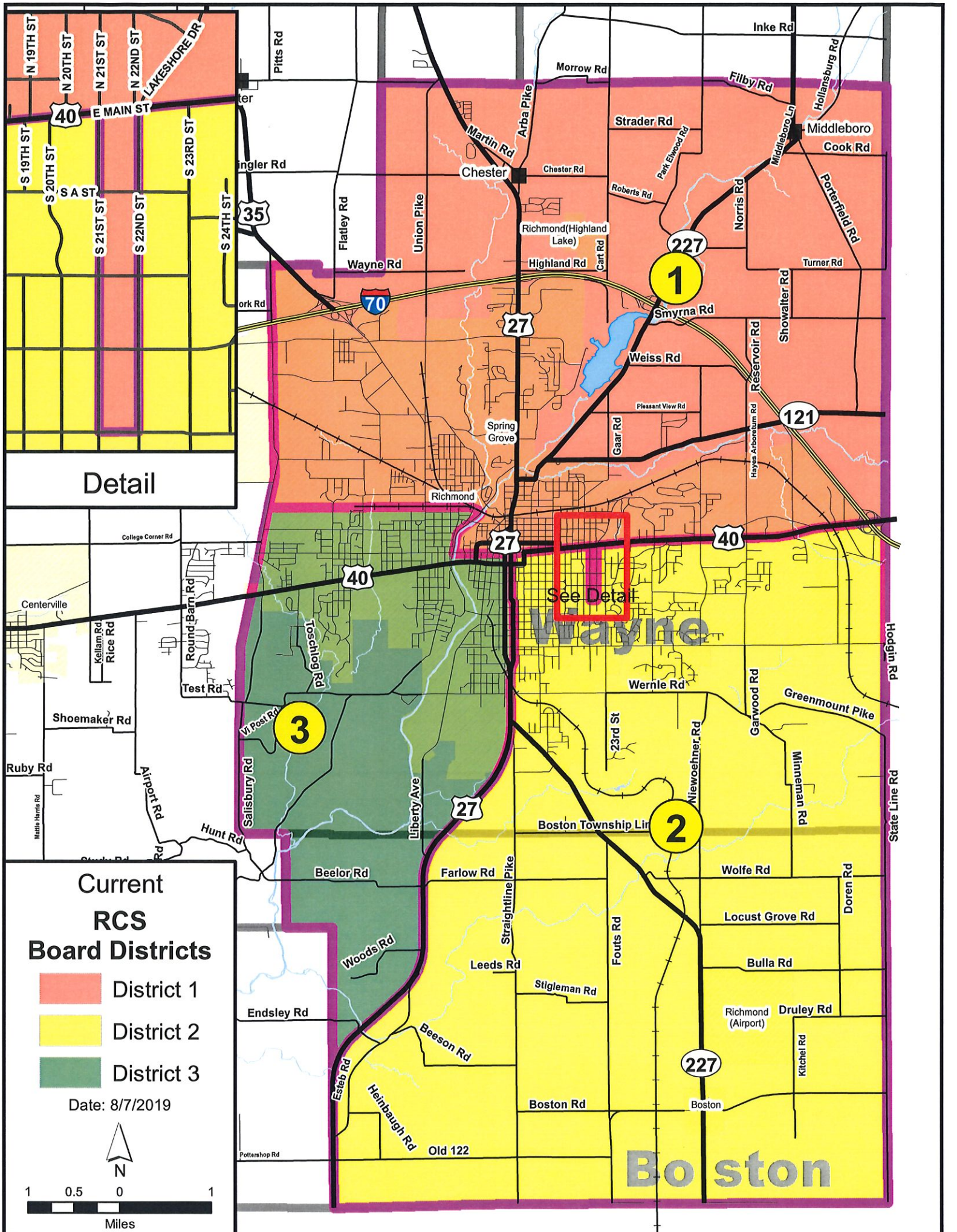
Boston

1

3

2





Detail

See Detail

**Current  
RCS  
Board Districts**

- District 1
- District 2
- District 3

Date: 8/7/2019



**Bo ston**

# TAB C

**BEFORE THE BOARD OF SCHOOL TRUSTEES  
OF RICHMOND COMMUNITY SCHOOLS,  
WAYNE COUNTY, INDIANA**

PUBLIC NOTICE OF THE ADOPTION OF A RESOLUTION  
INITIATING AN AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING ONLY TWO OF THREE  
RESIDENTIAL DISTRICTS BOUNDARIES OF  
CANDIDATES FOR ELECTION TO GOVERNING BODY

NOTICE IS HEREBY GIVEN, in accordance with the provisions of Indiana Code (“IC”) 20-23-8-14, that the Board of School Trustees (“Board”) of Richmond Community Schools (“RCS”), a public school corporation reorganized under the laws of the state of Indiana and having its principal offices in the City of Richmond, Wayne County, Indiana, did, on July 24, 2019, approve a resolution initiating a plan changing the residential district boundaries for two of the three residential districts for the election of members to the Board, as the governing body of the school corporation. The text of the plan initiated by the Board is as follows:

(Here follows text of Plan)

**AMENDED AND RESTATED PLAN FOR GOVERNING  
BODY RESIDENTIAL BOUNDARY CHANGES IN TWO  
OF THREE RESIDENTIAL ELECTION DISTRICTS**

- A. Board of School Trustees (only change from 2011 Plan Change is in the descriptions of Districts 1 and 2)
1. Number & Residential Districts – The governance of RCS shall be vested in a non-partisan Board composed of seven (7) members elected at a November general election in accordance with the provisions of IC 20-23-4-29 and of IC 3-8-2-4. There shall be created three (3) geographically defined and limited residential districts from which one (1) member residing therein shall be elected to the RCS governing body (thereby comprising a total of three (3) resident members) and an “at large” district comprised of the entire geographical area of the RCS school district from which a total of four (4) members shall be elected. Residential districts are as follows:
    - a. District #1 – (See attached Schedule #1) (changed)
    - b. District #2 – (See attached Schedule #2) (changed)
    - c. District #3 – (See attached Schedule #3) (no change)
  2. Term of Office (no change from 2011 Plan Change) – Membership on the RCS Board shall constitute the holding of a “lucrative office” as said term is used in Article 2, §9, of the Constitution of the State of Indiana. Members shall be

elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election, except as otherwise herein provided.

3. Organization and Appointment of Officers (no change from 2011 Plan Change) – The Board shall annually organize within fifteen (15) days after the commencement date of the members' terms of office, or within such time as might otherwise be required by applicable law. The Board shall select from among its membership a president, vice president and secretary, each of whom shall be a different member of the Board. The Board may make such other appointments as permitted by, and in accordance with, applicable law.
  4. Compensation (no change from 2011 Plan Change) – Members shall be entitled to compensation for the performance of their duties on the Board, as limited by applicable law and as determined, from time to time, by resolution of the Board.
  5. Eligibility for Membership on Board (no change from 2011 Plan Change) – To be eligible to serve on the Board, a candidate for election to the Board must have attained the age of twenty-one (21) years prior to the date that the candidate's term of office would begin. Candidates running for election to the Board from one of the three geographically limited and defined residential districts must have been a continuous resident of that residential district for a period of time in excess of one (1) year prior to the date of the general election on which the candidate's name appears on the ballot for election to the Board. Property ownership shall not be an eligibility requirement for a candidate seeking election to the Board.
  6. Vacancies on Board (no change from 2011 Plan Change) – Vacancies on the Board existing because of the death of a school board member shall be filled in the manner provided by IC 20-26-4-4.5, as from time to time amended. Vacancies on the Board existing for any reason other than the death of an elected, qualified and acting school board member shall be filled in the manner provided by IC 20-26-4-4, as from time to time amended.
- B. Transition Plan Pending Board Elections – No currently elected, qualified and sitting members of the RCS Board are impacted by the proposed change in the residential boundaries of residential Districts 1 and 2 so there is no need for a transition plan attendant to the current proposed change in the RCS Organizational Plan.
- C. Election Date for Board Members under Proposed Plan Change – Upon passage of this proposed plan change and its becoming effective upon the Effective Date, the newly defined boundaries of residential Districts 1 and 2 shall apply for those candidates to the Board running in the November, 2020, general election in residential Districts 1 or 2.
- D. Retention of Terms of Originally Adopted Plan of Organization as Modified by the 2011 Plan Change



Except as specifically modified herein in those particulars related only to the proposed change in the boundaries of residential Districts 1 and 2, all other terms and conditions of the original RCS Plan of Reorganization, as approved by the Indiana State Commission on School Reorganization on or about November 17, 1961, and as ratified by the voters of the newly created RCS school district at a primary election held May 8, 1962 and as thereafter modified by the 2011 Plan Change, shall remain fully effective.

E. Effective Date

This proposed plan change shall become effective the later of the date of approval of this change and its certification by the Indiana State Board of Education or August 1, 2020.

(End of Plan Change)

NOTICE IS FURTHER GIVEN that not later than one hundred twenty (120) days after the publication of this notice voters residing within the overall boundaries of Richmond Community Schools may file with the clerk of the Wayne Circuit Court a petition protesting the above Plan or a petition submitting an alternative plan in accordance with the following parameters:

- (1) A petition protesting the above Plan shall be signed by at least twenty percent (20%) of the voters of the school corporation or five hundred (500) voters of the school corporation, whichever is less.
- (2) A petition submitting an alternative plan shall be signed by at least twenty percent (20%) of the voters of the school corporation.

**RICHMOND COMMUNITY SCHOOLS**

By: s/ John Weber  
John Weber, Secretary  
of the Board of School Trustees

## **SCHEDULE #1**

Part of Wayne Township, Wayne County, Indiana.

Beginning at the Northeast corner of Wayne Township, which is identified as the NE corner of Sec 12, Township 14 North, Range 1 West, thence in a southerly direction along the east line of Wayne Township to the centerline of US 40 (National Rd), thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of Sim Hodgin Parkway; thence in a Northeasterly direction along the centerline of Sim Hodgin Parkway to the spur line of the Norfolk Southern Railroad; thence in a westerly direction along the centerline of said spur line and the continuation thereof to the west boundary of Wayne Township; thence in a northerly direction along the west line of Wayne Township to a township corner which is identified as the NW corner of Sec 2, Township 16 North, Range 14 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as the NE corner of Sec 2, Township 16 North, Range 14 West; thence in a southwesterly direction along the Wayne Township line which is also the Greenville Treaty Line to a township corner that is identified as the NW corner of Sec 24, Township 14 North, Range 2 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as S 1/4 corner of Sec 18, Township 14N, Range 1 West; thence in a northerly direction along the Wayne Township line to a township corner that is identified as the N 1/4 corner of Sec 7, Township 14 North, Range 1 West; thence in an easterly direction along the Wayne Township line to the place of beginning.

## **SCHEDULE #2**

Parts of Wayne and Boston Townships, Wayne County, Indiana

Beginning at the SE corner of Boston Township which is identified as the SE corner of Sec 1, Township 12 North, Range 1 West; thence in a northerly direction along the Boston Township line and continued along the Wayne Township line to the centerline of US 40 (National Rd); thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the Wayne County and Union County line, which is also the SW corner of Boston township identified as the SW corner of Sec 6, Township 12 North, Range 1 West; thence in an easterly direction along the Boston Township line to the place of beginning.

## **SCHEDULE #3**

Parts of Wayne and Boston Townships, Wayne County, Indiana

Beginning at the point where US 27 S intersects the west line of Boston Township, which is approximately 1000 feet south of the W 1/4 corner of Sec 31, Township 13 North, Range 1 West; thence in a northerly direction along the Boston Township line to a township corner which is identified as the SE corner of Sec 24, Township 13 North, Range 2 West, thence in a westerly

direction along the Boston Township line to a township corner which is identified as the S  $\frac{1}{4}$  corner of Sec 24, Township 13 North, Range 2 West; thence in a northerly direction along the Boston Township line to a township corner intersecting Wayne Township, which is identified as the S  $\frac{1}{4}$  corner of Sec 13, Township 13 North, Range 2 West; thence in a westerly direction along the Wayne Township line to a township corner which is identified as the SW corner of Sec 13, Township 13 North, Range 2 West: thence in a north by northeasterly direction along the Wayne Township line to the intersection of the continuation of the centerline of a Norfolk Southern Railroad spur line; thence in an easterly direction along said continuation of railroad centerline and continue along the centerline of the Norfolk Southern spur line to Sim Hodgkin Parkway; thence in a Southwesterly direction along the centerline of Sim Hodgkin Parkway to Main Street; thence east along the centerline of Main Street to 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the place of beginning.

# TAB D

**CONFIRMATION**

# Palladium-Item

A GANNETT COMPANY

Classified Advertising  
1175 N. A. Street  
Richmond, IN 47374  
765-973-4545

BOSTON BEVER KLINGE CROSS ATY  
27 N 8TH ST  
RICHMOND IN 47374-

<u>Account</u>	<u>AD#</u>	<u>Net Amount</u>	<u>Tax Amount</u>	<u>Total Amount</u>	<u>Payment Method</u>	<u>Payment Amount</u>	<u>Amount Due</u>
RCH-69627527	0003706187	\$926.36	\$0.00	\$926.36	Invoice	\$0.00	\$926.36

Sales Rep: sbohland

Order Taker: sbohland

Order Created 07/26/2019

<u>Product</u>	<u>Placement</u>	<u>Classification</u>	<u># Ins</u>	<u>Start Date</u>	<u>End Date</u>
RCH-Palladium-Item Online	RCHW-Public Notices	Legal Notices	1	07/31/2019	07/31/2019
RCH-The Richmond Palladium-Item	RCH-Public Notices	Legal Notices	1	07/31/2019	07/31/2019

\* ALL TRANSACTIONS CONSIDERED PAID IN FULL UPON CLEARANCE OF FINANCIAL INSTITUTION

BEFORE THE BOARD OF SCHOOL TRUSTEES  
OF RICHMOND COMMUNITY SCHOOLS,  
WAYNE COUNTY, INDIANA

PUBLIC NOTICE OF THE ADOPTION OF A RESOLUTION  
INITIATING AN AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING ONLY TWO OF THREE  
RESIDENTIAL DISTRICTS BOUNDARIES OF  
CANDIDATES FOR ELECTION TO GOVERNING BODY

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(Here follows text of Plan)

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BODY RESIDENTIAL BOUNDARY CHANGES IN TWO  
OF THREE RESIDENTIAL ELECTION DISTRICTS**

A. Board of School Trustees (only change from 2011 Plan Change is in the descriptions of Districts 1 and 2)

1. Number & Residential Districts – The governance of RCS shall be vested in a non-partisan Board composed of seven (7) members elected at a November general election in accordance with the provisions of IC 20-23-4-29 and of IC 3-8-2-4. There shall be created three (3) geographically defined and limited residential districts from which one (1) member residing therein shall be elected to the RCS governing body (thereby comprising a total of three (3) resident members) and an "at large" district comprised of the entire geographical area of the RCS school district from which a total of four (4) members shall be elected. Residential districts are as follows:

- a. District #1 – (See attached Schedule #1) (changed)
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2. Term of Office (no change from 2011 Plan Change) – Membership on the RCS Board shall constitute the holding of a "lucrative office" as said term is used in Article 2, §9, of the Constitution of the State of Indiana. Members shall be elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election, except as otherwise herein provided.

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C. Election Date for Board Members under Proposed Plan Change – Upon passage of this proposed plan change and it becoming effective upon the Effective Date, the newly defined boundaries of Residential Districts 1 and 2 shall apply for those candidates to the Board running in the November, 2020, general election in Residential Districts 1 or 2.

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**RICHMOND COMMUNITY SCHOOLS**

By: s/ John Weber  
John Weber, Secretary  
of the Board of School Trustees

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**SCHEDULE #3**

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(RCH - 7/31/19 - 3706187)

hspaxlp

# TAB E



**BEFORE THE INDIANA  
STATE BOARD OF EDUCATION**

IN THE MATTER OF THE PROPOSED )  
AMENDED AND RESTATED PLAN OF )  
ORGANIZATION CHANGING ONLY )  
TWO OF THREE RESIDENTIAL )  
DISTRICT BOUNDARIES OF )  
CANDIDATES FOR ELECTION TO THE )  
GOVERNING BODY OF RICHMOND )  
COMMUNITY SCHOOLS, )  
)  
(Plan initiated by current Board of School )  
Trustees pursuant to IC 20-23-8-10(a)(2) )

**FILED**

DEC 20 2019

*Debra Berry*  
Clerk, Wayne Circuit Court

**CLERK'S CERTIFICATE**

BEING FIRST DULY SWORN and under penalties for perjury, **DEBRA BERRY** states:

1. I am the duly elected, qualified and acting Clerk of the Circuit Court of Wayne County, Indiana.
2. Richmond Community Schools is a public school corporation reorganized under the laws of the State of Indiana and having all of its corporate area located within the territory comprising Wayne County, Indiana.
3. In my capacity as Clerk of the Wayne Circuit Court, I have caused an investigation and diligent search to be made of the official records and filings on file in my office.
4. Based upon my search and investigation, I hereby certify to the Indiana State Board of Education the truth of the following matters:
  - A. As of the date of this Certificate, there are no petitions on file in my office filed by any voters of Richmond Community Schools protesting, pursuant to Indiana Code (IC) 20-23-8-14(d)(1), the proposed plan of reorganization initiated by the Board of School Trustees of said school corporation on or about July 24, 2019.
  - B. As of the date of this Certificate, there are no petitions on file in my office filed by any voters of the Nettle Creek School Corporation, pursuant to Indiana Code (IC) 20-23-8-14(d)(2) submitting an alternative plan of reorganization for said school corporation.

I AFFIRM UNDER PENALTIES FOR PERJURY THAT THE FOREGOING REPRESENTATIONS OF FACT ARE TRUE.

***IN WITNESS WHEREOF***, I have set my hand and the official seal of my office this 20<sup>th</sup> day of December 2019.



Debra Berry,  
Clerk of the Wayne Circuit Court,  
Wayne County, Indiana

(SEAL)

This Instrument Prepared By:  
Ronald L. Cross  
Indiana Attorney #3450-49  
**BOSTON BEVER KLINGE CROSS & CHIDESTER**  
27 North 8<sup>th</sup> Street  
Richmond, IN 47374  
Phone: 765.962.7527  
Facsimile: 765.966.4597  
Email: [rcross@bbkcc.com](mailto:rcross@bbkcc.com)

# TAB F

# **FORM F-1**

**Excerpts from Wayne County Plan of School Corporations  
Reorganization of 1961**

A COMPREHENSIVE PLAN FOR THE  
REORGANIZATION OF THE SCHOOL CORPORATIONS  
OF  
WAYNE COUNTY, INDIANA

X  
X X  
X X X  
X X  
X

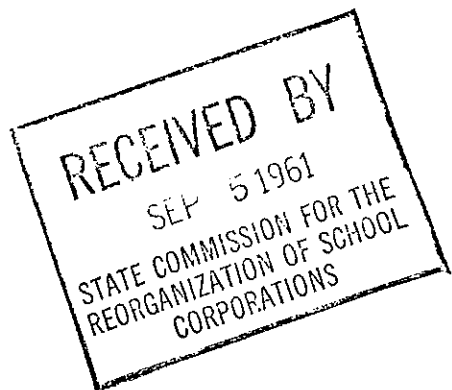
SUBMITTED BY THE  
WAYNE COUNTY COMMITTEE FOR THE REORGANIZATION  
OF SCHOOL CORPORATIONS

Mr. L. F. Miller  
Mr. Richard Williams  
Mrs. Richard V. Mikesell  
Mr. Clarence Carlson  
Mr. Donald Dickey  
Mr. Richard Jessup  
Mr. Dean Lewis  
Mrs. J. D. Stepleton  
Mrs. Lewis Swain

Chairman  
Secretary  
Treasurer

X  
X X  
X X X  
X X  
X

July, 1961



## IN MEMORIUM

The sudden death of Superintendent of Schools Victor C. Scott on Saturday, the 27th day of February, 1960, came as a tragic shock to his countless friends throughout the land. During his many years of dedicated service to public education in Wayne County, Mr. Scott had established himself as one of our communities' great educational leaders.

Death claimed Victor Scott at a time when he was engaged in the most important task of his career - a task that, ironically enough, was destined to dispense with the very office he had filled so capably for the past three years. Since August, 1959, the late Mr. Scott had worked wholeheartedly for the intelligent re-organization of our county's schools. Even before the Wayne County Committee for the Re-organization of School Corporations had been legally appointed, he attempted to make budgetary provisions for funds for the Committee so that their work might not be delayed. Once the Committee had started its work, Mr. Scott made available all of the facilities and information at his command, and accepted a major share of the responsibility for collecting the vast amount of data needed before logical deliberations could begin. While continuing consistently the regular duties of his office, Mr. Scott devoted numerous days and hours of the last six months of his life working for school re-organization - working for a change in the Wayne County educational system that would bring himself a personal loss, but one that would improve the educational opportunities for all.

The work of the Wayne County Re-organization Committee will be completed only when provisions have been made for better educational opportunities for the children of Wayne County. The important contribution that Victor Scott made to the work of this Committee will stand forever as a true measure of his devotion to education and to educational progress.

MEMBERSHIP OF WAYNE COUNTY  
COMMITTEE FOR THE REORGANIZATION OF  
SCHOOL CORPORATIONS

1. Mr. Lote F. Miller, Chairman. Miller Dairy Corporation, Cambridge City.
2. Mr. Richard Williams, Secretary. House of Sound, Greensfork
3. Mrs. Richard V. Mikesell, Treasurer. Housewife, Wayne Township.
4. Mr. Clarence Carlson, Superintendent, Hagerstown-Jefferson Township School Corporation, Hagerstown.
5. Mr. Donald Dickey, Township Trustee, Farmer, Greene Township.
6. Mr. Richard Jessup, Member of Board of School Trustees, Richmond Public Schools, Richmond.
7. Mr. Dean Lewis, Wayne County Superintendent of Schools, Richmond.
8. Mrs. J. D. Stepleton, Housewife, Centerville.
9. Mrs. Lewis Swain, Housewife, New Garden Township.

485 3

ADVISORY COMMITTEE MEMBERS

RICHMOND

James Wiechman  
412 S. 22nd St.

Wayne Stidham  
2115 E. Main St.

Leon Wheeler  
1225 Hunt St.

Dr. Milton Kraft  
27 S. W. 10th St.

Duane Kinyon  
315 N. W. 18th St.

Dr. D. B. Henry  
2701 S. B. St.

Mrs. Walter Crum  
100 N. W. 7th St.

Clayton Bartel  
202 S. 32nd St.

Stiracle Patterson  
110 S. 8th St.

William Kyle  
205 N. W. I St.

Richard Horn  
66 Henley Rd. S.

Charles Youngflesh  
2600 S. B. St.

Charles Arvin  
337 S. W. 5th St.

Dr. Charles Sage  
416 S. 18th St.

WAYNE TOWNSHIP

William Reller  
Wernele Rd. E.

Mrs. John Mader  
1528 Chester Blvd.

Richard Brangan  
Tingler Road

Mrs. Joseph Isley  
Porterfield Road

Mrs. Robert Kiracofe  
Backmeyer Road

Mrs. Ralph Smith  
1623 Chester Pike

George Clark  
Garwood Road

Mrs. J. L. Dolan  
Spring Grove Hts.

Mrs. Richard Brindle  
Waterfall Road

James H. Yount  
1st Fl. Courthouse

Mr. Ed Johnson  
R.R. 3 - Box 458  
Richmond

Mrs. Marion Kitchell  
R.R. 1  
Richmond

ABINGTON TOWNSHIP

Walter Clevenger  
R.R. 1  
Centerville

Glendon Hunt, Jr.  
R.R. 4  
Richmond

Mrs. Francis Nicholson  
R. R. 1  
Centerville

CENTER TOWNSHIP

Joel Rhodes  
R. R. 2  
Centerville

Miss Martha McConaha  
206 S. Spruce St.  
Centerville

Charles Routson  
R. R. 1  
Greens Fork

Walter Kendall  
120 N. Morton Ave.  
Centerville

Mrs. John Lewis  
R. R. 1  
Centerville

Kenneth Robbins  
100 E. South St.  
Centerville



BOSTON TOWNSHIP

Dr. M..E. Clark  
Boston

Robert Bradbury  
R. R. 4 Richmond

Oran Kitchel  
R.R. 3 Richmond

Carlisle DeLaCroix  
R.R. 4 Richmond

Earl Lafuse  
R. R. 3 Richmond

Nancy Hoff  
R.R. 4 Richmond

Robert Kuhlman  
R.R. 3 Richmond

DALTON TOWNSHIP

Mrs. Charles Powell  
R.R. 2 Hagerstown

Woodrow Shaffer  
R.R. 1 Hagerstown

Mrs. Gerald Hunt  
R. R. 1 Hagerstown

Charles Howell  
R.R. 2 Hagerstown

Lowell Werking  
R.R. 2 Hagerstown

Mrs. Victor Beeson  
R.R. 2 Hagerstown

Robert Pierce  
R.R. 2 Hagerstown

CLAY TOWNSHIP

Porter Davis  
R.R. 1 Greens Fork

Earl Stackhouse  
Greens Fork

John Riggelman  
Box 162 Greens Fork

Richard Cranor  
R.R. 1 Greens Fork

John Gilmer  
R.R. 1 Greens Fork

Earl Grove  
Greens Fork

John Bond  
Greens Fork

FRANKLIN TOWNSHIP

Marvin Higgs  
R.R. 2 Richmond

Russell Booher  
R.R. 2 Richmond

Russell Nicholson  
R.R. 1 Fountain City

Mrs. Earl Wood  
R.R. 2 Richmond

Robert White  
R.R. 1 Fountain City

Lyle Keller, Trustee  
R.R. 1 Fountain City

Ira Hollinger  
R.R. 1 Fountain City

GREENE TOWNSHIP

Mrs. Gene Bowmer  
Williamsburg

Crozier Franklin  
Willimasburg

Max Cates  
R.R. 1 Williamsburg

Mrs. Herschel Starr  
R.R. 1 Williamsburg

James H. Frazer  
Williamsburg

James Alyea  
Williamsburg

HARRISON TOWNSHIP

Robert Endsley  
R.R. 1 Greens Fork

Mrs. Robert Sharp  
R.R. 2 Cambridge City

Burlist Moyer  
R.R. 1 Greens Fork

Mrs. Helen Bright  
R.R. 2 Cambridge City

Mrs. Nonnie Meyer  
R.R. 2 Cambridge City

James L. Cates  
R.R. 1 Greens Fork

Homer Scott  
R.R. 2 Cambridge City

ADVISORY COMMITTEE MEMBERS (PAGE 3)

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①  
PERRY TOWNSHIP

Raymond Mendenhall  
R.R. 1 Hagerstown

Paul Williamson  
R.R. 1 Economy

Delbert Mosier  
Economy

James Charles  
R.R.1 Economy

Mrs. Robert Myers  
Economy

Mrs. Wilson Oler  
R.R. 1 Economy

Frank Clements  
Economy

②  
WASHINGTON TOWNSHIP

Robert Sorber  
R.R. 2 Cambridge City

Ralph Shute  
Milton

Albert Ferris  
Milton

Herman DuGranrut  
R.R. 1 Milton

Ray Bertsch  
R.R. 2 Cambridge City

Mrs. Robert McGuire  
Milton

Kenneth Knipp  
Milton

Morris Jobe, Trustee  
Milton

③  
STATE REPRESENTATIVES

Ralph Waltz, RR2 Hagerstown  
T. C. Davis, Greens Fork

④  
JEFFERSON TOWNSHIP

Lee York  
198 E. S. Market  
Hagerstown

Karl Sharp  
210 N. Pearl St.  
Hagerstown

Mrs. Leon Reynolds  
R.R. 2 Hagerstown

Horace Smith  
R.R. 2 Hagerstown

James Giggy  
R.R. 2 Hagerstown

Ed Breneman  
205 E. Graceland Hts.  
Hagerstown

Maurice Ott  
251 N. Plum St.  
Hagerstown

⑤  
JACKSON TOWNSHIP

Richard Wonsettler  
204 E. Parkway Dr.  
Cambridge City

David Feemster  
303 E. Main St.  
Cambridge City

Franklin Scott  
504 E. Delaware St.  
Cambridge City

Dr. C. Emil Kenyon  
303 N. Mulberry St.  
Cambridge City

Mrs. Dale Brunner  
900 E. Main St.  
Cambridge City

Mrs. Robert Thompson  
108 Orchard St.  
Cambridge City

Mrs. Robert Potter  
205 N. Mulberry St.  
Cambridge City

Wilbur Ertell  
300 Lincoln Dr.  
Cambridge City

⑥  
NEW GARDEN TOWNSHIP

Mrs. Bill Bales  
R.R. 1 Fountain City

Mrs. Vernon Matherly  
Fountain City

Clifford Lacey  
Fountain City

Mrs. Glenn Degner  
R.R. 1 Fountain City

Mrs. Gene Fulks  
R.R. 1 Fountain City

Richard Berry, Trustee  
Fountain City

Mrs. John Alexander  
R.R. 1 Fountain City

⑦  
WEBSTER TOWNSHIP

Mrs. Bernard Horr  
Webster

Frank Ringley  
R.R.1 Williamsburg

John Railsback  
R.R. 1 Richmond

Delbert Jay  
R. R. 1 Williamsburg

Ralph Grome, Trustee  
R.R. 1 Williamsburg  
Mrs. March C. Webb  
Webster

## PROPOSED SCHOOL REORGANIZATION PLAN

The Wayne County Committee for the Reorganization of School Corporations has adopted a five-unit plan of reorganization for the county. The basic information relative to each proposed unit will be presented as new community school corporation is described.

### Proposed Community School Corporations

#### I. RICHMOND COMMUNITY SCHOOLS

#### II. THE CENTER-ABINGTON COMMUNITY SCHOOLS

#### III. WESTERN WAYNE SCHOOLS

#### IV. NETTLE CREEK SCHOOL CORPORATION

A. Boundaries - The boundaries of the Nettle Creek School Corporation shall include the existing boundaries of Jefferson, Dalton, Perry, Clay and Harrison Townships.

B. Board of School Trustees

1. Number - The control of the Nettle Creek School Corporation shall be vested in a board of school trustees composed of seven (7) members elected on a non-political ticket according to the provisions of Section 9, Chapter 202, of the Acts of 1959.

a. There shall be created six (6) school board member residence districts as follows:

1. District A - Jefferson Township including the civil town of Hagerstown,
2. District B - Dalton Township,
3. District C - Perry Township,
4. District D - Clay Township,
5. District E. - Harrison Township,
6. District F - An "at large" district including the entire Nettle Creek School Corporation.

C. Method of Selection and Term of Office

The Nettle Creek School Corporation shall have an elected board of

seven (7) members as follows:

One (1) member shall be a resident of District A,  
One (1) member shall be a resident of District B,  
One (1) member shall be a resident of District C,  
One (1) member shall be a resident of District D,  
One (1) member shall be a resident of District E,  
Two (2) members shall be residents of District F.

Candidates for membership on the board of school trustees shall compete against one another for election of a school board member residence district basis as specified in the sections on limitations on residence, term of office and other qualifications required of the members of such board of school trustees, but they shall be voted upon by the voters residing within the boundaries of the school corporation.

At the first general election following the creation of the Nettle Creek School Corporation, the four (4) elected members receiving the highest number of votes shall be elected for a term of four (4) years. The three (3) other elected members shall be elected for a term of two (2) years. All board members shall take office and assume their duties on the first day of July after their election except the term of the elected member receiving the highest number of votes at the first election shall be extended for one (1) year. Thereafter, all members shall be elected for four (4) year terms of office, said election to be held at the primary election immediately preceding the expiration of the terms of office in question, to take office at the expiration of said term.

D. Interim Board of School Trustees

The interim board of school trustees shall be selected in the manner described below without regard to political party affiliation. The interim board shall serve until their successors are duly elected at the general election as described above.

The board of school trustees currently serving the Hagerstown-Jefferson Township School Corporation shall appoint from their number or otherwise, three (3) members of the interim board from District A, Jefferson Township including the civil town of Hagerstown.

The Township Trustee and Advisory Board of Dalton Township shall appoint one (1) member of the interim board from District B, Dalton Township.

The Township Trustee and Advisory Board of Perry Township shall appoint one member of the interim board from District C, Perry Township.

The Township Trustee and Advisory Board of Clay Township shall appoint one (1) member of the interim board from District D, Clay Township.

The Township Trustee and Advisory Board of Harrison Township shall appoint one (1) member of the interim board from District E, Harrison Township.

No later than thirty (30) days prior to the creation of the community school corporation it shall be the duty and responsibility of the Wayne County Superintendent of Schools to notify the president and members of the Hagerstown-Jefferson Township School Corporation board of school trustees and the township trustees and advisory boards of Dalton, Perry, Clay and Harrison Townships of their respective responsibilities in the appointment of school board of trustee member(s) as provided herein to serve on the interim board for the new community school corporation. If, for any reason, members of the interim board of school trustees have not been appointed in accordance with the procedures described above ten (10) days prior to the date on which the community school corporation shall legally come into being, then it shall be the duty and responsibility of the Judge of the Circuit Court to make such appointments as are necessary to complete the membership of the interim board of school trustees from the school board residence districts as described.

E. Officers

Officers of the board of school trustees shall be president, vice-president, secretary and treasurer. The board shall organize annually within three (3) days after July 1.

F. Rights, Powers and Duties of the Board of School Trustees

The control and administration of the Nettle Creek School Corporation shall be vested in a board of school trustees whose rights, powers and duties shall be those of a board of school trustees of a city of the fifth (5th) class.

G. Qualifications of School Board Members

To be eligible to be elected to serve on the board of school trustees of Nettle Creek School Corporation the candidate must be not less than twenty-one (21) years of age and be a legal resident of the school board member residence district from which he is to be elected. If, after being elected to serve on the board of school trustees, a member moves his legal residence outside the boundaries of the community school corporation, he ceases to be a member of said board and a vacancy on the board shall be declared.

H. Vacancies on the Board of School Trustees

If at any time there should occur a vacancy on the board of school

trustees for any reason, the remaining members of the board of school trustees, whether or not a majority of the board, shall by a majority vote, fill such vacancies by appointing a person or persons to serve for the term or balance of terms respectively. In the event of a tie vote among the remaining members of the board of school trustees, or their failure to act within thirty (30) days after any such vacancy occurs, it shall be the duty of the Judge of the Circuit Court to make such appointment.

I. Compensation for Members of Board of School Trustees

Board members shall receive compensation not to exceed two hundred dollars (\$200.00) per year.

J. Disposition of Assets and Liabilities

At the time it comes into being, the Nettle Creek School Corporation will assume all of the assets and all the liabilities of the school corporation preceding it, namely; the Hagerstown-Jefferson Township School Corporation, Dalton School Township, Perry School Township, Clay School Township, and Harrison School Township.

The Nettle Creek School Corporation shall assume, at the time it comes into being, the financial obligations for all school aid bonds outstanding and existing, if any, of Jefferson Township, Dalton Township, Perry Township, Clay Township, Harrison Township and of the civil town of Hagerstown in accordance with Chapter 202, Acts of 1959 of the General Assembly as amended by Chapter 322 of the Acts of 1961. The proposed community school corporation shall make payments to the civil governmental units, if any, that have heretofore issued school aid bonds in an amount sufficient to make interest payments and to retire principal according to schedule. However, the Nettle Creek School Corporation shall not assume the financial obligations of the various civil governmental units for school aid bonds issued after July 1, 1961.

V. NORTHEASTERN WAYNE SCHOOL CORPORATION

**FORM F-2**

**Amended and Restated Plan of Organization Changing  
Governing Body Composition and Manner of Election  
2011**

**AMENDED AND RESTATED PLAN OF  
ORGANIZATION CHANGING GOVERNING BODY  
COMPOSITION AND MANNER OF ELECTION**

(INITIATED BY THE BOARD OF SCHOOL TRUSTEES OF THE  
RICHMOND COMMUNITY SCHOOLS, WAYNE COUNTY, INDIANA)

Date of Board Resolution ..... September 22, 2010

Date of Publication of Notice of Board Adoption..... September 30, 2010

Date of Expiration of 120-Day Protest / Alternative Plan Period..... January 28, 2011



## Plan for Governing Body Composition Change

### A. Board of School Trustees

1. Number & Residential Districts – The governance of RCS shall be vested in a non-partisan Board composed of seven (7) members elected at a November general election in accordance with the provisions of IC 20-23-4-29 and of IC 3-8-2-4. There shall be created three (3) geographically defined and limited residential districts from which one (1) member residing therein shall be elected to the RCS governing body (thereby comprising a total of three (3) resident members) and an “at large” district comprised of the entire geographical area of the RCS school district from which a total of four (4) members shall be elected. Residential districts are as follows:
  - a. District #1 – (See attached Schedule #1)
  - b. District #2 – (See attached Schedule #2)
  - c. District #3 – (See attached Schedule #3)
2. Term of Office – Membership on the RCS Board shall constitute the holding of a “lucrative office” as said term is used in Article 2, §9, of the Constitution of the State of Indiana. Members shall be elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election, except as otherwise herein provided.
3. Organization and Appointment of Officers – The Board shall annually organize within fifteen (15) days after the commencement date of the members’ terms of office, or within such time as might otherwise be required by applicable law. The Board shall select from among its membership a president, vice president and secretary, each of whom shall be a different member of the Board. The Board may make such other appointments as permitted by, and in accordance with, applicable law.
4. Compensation – Members shall be entitled to compensation for the performance of their duties on the Board, as limited by applicable law and as determined, from time to time, by resolution of the Board.
5. Eligibility for Membership on Board – To be eligible to serve on the Board, a candidate for election to the Board must have attained the age of twenty-one (21) years prior to the date that the candidate’s term of office would begin. Candidates running for election to the Board from one of the three geographically limited and defined residential districts must have been a continuous resident of that residential district for a period of time in excess of one (1) year prior to the date of the general

election on which the candidate's name appears on the ballot for election to the Board. Property ownership shall not be an eligibility requirement for a candidate seeking election to the Board.

6. Vacancies on Board – Vacancies on the Board existing because of the death of a school board member shall be filled in the manner provided by IC 20-26-4-4.5, as from time to time amended. Vacancies on the Board existing for any reason other than the death of an elected, qualified and acting school board member shall be filled in the manner provided by IC 20-26-4-4(c), as from time to time amended.

B. Transition Plan Pending Board Elections

1. Schedule of Current Board Terms – The terms of office of the current members of the Board, their last election dates, their next election dates and the dates of seating following their next election under the existing RCS governing body selection plan are as follows:

<u>Existing District</u>	<u>Member</u>	<u>Term Began</u>	<u>Term Ends</u>	<u>Next Election</u>	<u>Seating Date of Next Term</u>
At large #1	Heiny	07/01/2009	06/30/2013	May 2012	07/01/2013*
At large #2	Stevens	07/01/2009	06/30/2013	May 2012	07/01/2013*
At large #3	Derengowski	07/01/2010	06/30/2014	May 2014	07/01/2014
At large #4	Slifer	07/01/2010	06/30/2014	May 2014	07/01/2014
District "A"	Morgason	07/01/2008	06/30/2012	May 2012	07/01/2012
District "B"	Baumgartner	07/01/2008	06/30/2012	May 2012	07/01/2012
District "C"	Stidham	07/01/2007	06/30/2011	May 2010 – No candidate filed for seat to take effect 07/01/2011	

\*Current plan has these members elected in May and taking office as of July 01 of the year following the year of election so as to avoid excessive Board turnover at any one time.

2. Extension of Existing Terms of Office – The existing terms of office of all members of the Board except Member Stidham (current Residential District "C") shall be extended for a period of six (6) months through year end of the year in which each member's current term is due to expire. If this proposed *Plan for Governing Body Composition Change* shall not have become effective by June 30, 2011, then the term of Member Stidham shall extend until the earlier of the Effective Date of this proposed plan change or December 31, 2011.

3. Transition of Residential District Representation – The representation of the existing residential districts shall be transitioned under this proposed plan change in the following manner:
  - a. Member Morgason currently resides in and represents Residential District “A”. Her residence will be within the geographically defined and limited Residential District #1 under this proposed plan. From the Effective Date of this proposed plan until the end of her present term, as herein extended, Member Morgason shall be the Board member from newly defined Residential District #1.
  - b. Member Baumgartner currently resides in and represents Residential District “B”. Her residence will be within the geographically defined and limited Residential District #2 under this proposed plan. From the Effective Date of this proposed plan until the end of her present term, as herein extended, Member Baumgartner shall be the Board member from newly defined Residential District #2.
  - c. Upon the end of Member Stidham’s term, as potentially extended hereunder, but in any event not later than December 31, 2011, the vacancy created by the expiration of his term shall be filled by the majority vote of the remaining members of the Board, in accordance with the provisions of IC 20-26-4-4(c), by appointing a person to the Board who meets all other applicable eligibility criteria and also meets the herein stated residency requirements for the newly created Residential District #3. That appointee shall serve an abbreviated term beginning from the date of his/her appointment and qualification and ending December 31, 2014. The Residential District #3 Board member shall first stand for election in the general election in November 2014, to be seated as of January 1, 2015.
  
4. Election Date for Board Members under Proposed Plan Change – Upon passage of this proposed plan change and its becoming effective upon the Effective Date, all members of the Board will be elected at general elections held in November of the appropriate years. The current Board membership positions will be elected in accordance with the following schedule.

	<u>Member</u>	<u>Term Began</u>	<u>Extended Term Ends</u>	<u>Next Election</u>	<u>Next Seating</u>
At large #1	Heiny	07/01/2009	12/31/2013	Nov 2012	01/01/2014*
At large #2	Stevens	07/01/2009	12/31/2013	Nov 2012	01/01/2014*
At large #3	Derengowski	07/01/2010	12/31/2014	Nov 2014	01/01/2015
At large #4	Slifer	07/01/2010	12/31/2014	Nov 2014	01/01/2015
District #1	Morgason	07/01/2008	12/31/2012	Nov 2012	01/01/2013
District #2	Baumgartner	07/01/2008	12/31/2012	Nov 2012	01/01/2013
District #3	to be appointed	(See §3 c. above)	(See §3 c. above)	Nov 2014	01/01/2015

\*These Board members shall be elected in November of the year prior to the year in which their proposed extended term ends, and they shall take office as of the January 01, 2014 after having been elected in November 2012. That deferred Board member seating is deemed necessary by the Board in order to avoid excessive Board turnover at any one point in time.

#### C. Retention of Terms of Originally Adopted Plan of Organization

Except as specifically modified herein in those particulars including the manner and time of their election, their residency, transitional terms of office and time of election of the members of the Board, as set forth herein, all other terms and conditions of the original RCS Plan of Reorganization, as approved by the Indiana State Commission on School Reorganization on or about November 17, 1961, and as ratified by the voters of the newly created RCS school district at a primary election held May 8, 1962 shall remain fully effective after the Effective Date hereof.

#### D. Effective Date

The terms and conditions related to the appointment of a Board member from the newly defined Residential District #3, as set forth more particularly at §3c, above, shall become effective upon adoption of this plan, as provided at IC 20-23-8-19. All other aspects of this proposed plan change shall become effective as of January 01, 2012.

(End of Plan Change)

SCHEDULE #1

Part of Wayne Township, Wayne County, Indiana.

Beginning at the Northeast corner of Wayne Township, which is identified as the NE corner of Sec 12, Township 14 North, Range 1 West, thence in a southerly direction along the east line of Wayne Township to the centerline of US 40 (National Rd); thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of said centerline with the northern extension of the centerline of South 22<sup>nd</sup> Street, thence in a southerly direction along the centerline of said South 22<sup>nd</sup> Street to the centerline of South "E" Street, thence in a westerly direction along the centerline of South "E" Street to the intersection of said centerline with the southern extension of the centerline of South 21<sup>st</sup> Street, thence in a northerly direction along the centerline of South 21<sup>st</sup> Street to the intersection of said centerline with the centerline of Main Street, thence in a westerly direction along the centerline of said Main Street to the intersection of Sim Hodgkin Parkway; thence in a Northeasterly direction along the centerline of Sim Hodgkin Parkway to the spur line of the Norfolk Southern Railroad; thence in a westerly direction along the centerline of said spur line and the continuation thereof to the west boundary of Wayne Township; thence in a northerly direction along the west line of Wayne Township to a township corner which is identified as the NW corner of Sec 2, Township 16 North, Range 14 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as the NE corner of Sec 2, Township 16 North, Range 14 West; thence in a southwesterly direction along the Wayne Township line which is also the Greenville Treaty Line to a township corner that is identified as the NW corner of Sec 24, Township 14 North, Range 2 West; thence in an easterly direction along the Wayne Township line to a township corner that is identified as S 1/4 corner of Sec 18, Township 14N, Range 1 West; thence in a northerly direction along the Wayne Township line to a township corner that is identified as the N ¼ corner of Sec 7, Township 14 North, Range 1 West; thence in an easterly direction along the Wayne Township line to the place of beginning.

## SCHEDULE #2

Parts of Wayne and Boston Townships, Wayne County, Indiana

Beginning at the SE corner of Boston Township which is identified as the SE corner of Sec 1, Township 12 North, Range 1 West; thence in a northerly direction along the Boston Township line and continued along the Wayne Township line to the centerline of US 40 (National Rd); thence in a westerly direction along the centerline of US 40 (National Rd) and continued along the centerline of Main Street to the intersection of said centerline with the northern extension of the centerline of South 22<sup>nd</sup> Street, thence in a southerly direction along the centerline of said South 22<sup>nd</sup> Street to the centerline of South "E" Street, thence in a westerly direction along the centerline of South "E" Street to the intersection of said centerline with the southern extension of the centerline of South 21<sup>st</sup> Street, thence in a northerly direction along the centerline of South 21<sup>st</sup> Street to the intersection of said centerline with the centerline of Main Street, and continued along the centerline of Main Street to the intersection of 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the Wayne County and Union County line, which is also the SW corner of Boston township identified as the SW corner of Sec 6, Township 12 North, Range 1 West; thence in an easterly direction along the Boston Township line to the place of beginning.

### SCHEDULE #3

Parts of Wayne and Boston Townships, Wayne County, Indiana

Beginning at the point where US 27 S intersects the west line of Boston Township, which is approximately 1000 feet south of the W  $\frac{1}{4}$  corner of Sec 31, Township 13 North, Range 1 West; thence in a northerly direction along the Boston Township line to a township corner which is identified as the SE corner of Sec 24, Township 13 North, Range 2 West, thence in a westerly direction along the Boston Township line to a township corner which is identified as the S  $\frac{1}{4}$  corner of Sec 24, Township 13 North, Range 2 West; thence in a northerly direction along the Boston Township line to a township corner intersecting Wayne Township, which is identified as the S  $\frac{1}{4}$  corner of Sec 13, Township 13 North, Range 2 West; thence in a westerly direction along the Wayne Township line to a township corner which is identified as the SW corner of Sec 13, Township 13 North, Range 2 West; thence in a north by northeasterly direction along the Wayne Township line to the intersection of the continuation of the centerline of a Norfolk Southern Railroad spur line; thence in an easterly direction along said continuation of railroad centerline and continue along the centerline of the Norfolk Southern spur line to Sim Hodgkin Parkway; thence in a Southwesterly direction along the centerline of Sim Hodgkin Parkway to Main Street; thence east along the centerline of Main Street to 9<sup>th</sup> Street; thence in a southerly direction along the centerline of South 9<sup>th</sup> Street to where it merges into US 27 S; thence in a southerly direction along the centerline of US 27 S to the place of beginning.