

CLARK-SHAWNEE LOCAL SCHOOL DISTRICT
Clark County, Ohio

BOARD OF EDUCATION SPECIAL MEETING

April 6, 2020

7:00 p.m.

<https://us04web.zoom.us/j/385802462>

AGENDA

I. OPENING

A. Call to Order

B. Roll Call

C. Resolution of the Board to Carry Out Board Meetings Via Electronic Means During the COVID-19 State of Emergency

WHEREAS, on March 9, 2020 the Governor of the State of Ohio issued Executive Order 2020-01D (the "Order"), declaring a state of emergency to protect the well-being of the citizens of the Ohio from the dangerous effects of COVID-19; and

WHEREAS, subsequent to issuance of the Order, the legislature put in place uncodified emergency provisions via passage of Ohio House Bill (HB) 197 ("HB 197") providing public bodies the authority to hold and attend meetings by means of teleconference, video conference, or any other similar electronic technology ("electronic means") in lieu of carrying out such meetings in person; and

WHEREAS, HB 197 provides public bodies the authority to carry out meetings by such electronic means during the period of the emergency declared by the Order issued March 9, 2020, but not beyond December 1, 2020, if the period of the emergency continues beyond that date; and

WHEREAS, HB 197 provides that board members attending meetings by electronic means are considered present as if they were attending in person, are permitted to vote, are counted for quorum, and any public action taken by such electronic means under such emergency provisions has the same effect as if it were taken in an open meeting of the public body; and

WHEREAS, the important governance functions and public business of public bodies still must continue even in the exigent circumstances created by the COVID-19 outbreak; and

WHEREAS, the Clark-Shawnee Local School District Board of Education ("Board"), in an effort to continue the important public business of the public body while still safeguarding the health and well-being of the all members of the school district

community, wishes to avail itself of the opportunity to hold and attend meetings by electronic means in order to carry out such important governance functions and public business in compliance with HB 197 and all other requirements set forth by Ohio's Open Meetings Act ("OMA") that are not in conflict with the provisions of HB 197; and

WHEREAS, pursuant to Board Bylaw 0131, Legislative, Ohio Revised Code (RC) 3313.20 and HB 197, and due to challenges created by the necessity to carry out such meetings by electronic means, the Board wishes to temporarily suspend its Bylaw 0169.1, Public Participation at Board Meetings, relevant provisions of its Bylaw 0167, Voting, with regard to in-person voting requirements, relevant portions of its Bylaw 0131, Legislative, with regard to being physically present requirements, and any and all other provisions of Board bylaws, policies and procedures that are in conflict with the provisions of HB 197 for the duration of the applicability of the emergency provisions and to the extent that the Board determines to avail itself, as a public body, of the ability to conduct official public meetings via electronic means in accordance with provisions of HB 197; and

WHEREAS, the Board strongly agrees with and abides by the standards set forth by OMA, including such emergency provisions as set forth by HB 197, and endeavors to fully comply with its requirements to the extent possible in light of the exigent public health and safety circumstances created by the COVID-19 epidemic through compliance with OMA provisions not in conflict with the provisions of HB 197.

NOW, THEREFORE, BE IT RESOLVED that pursuant to Ohio House Bill (HB) 197 ("HB 197"), the Clark-Shawnee Local School District Board of Education ("Board") shall carry out its meetings either by a combination of in person attendance (with appropriate social distancing, limitation on the number of in-person attendees, and safety precautions to the extent possible) paired with electronic attendance, or solely by the electronic means set forth in the uncodified emergency provisions for the duration of the declared state of emergency created by the COVID-19 pandemic, for the time period from the date of this official action through but not beyond December 1, 2020.

BE IT FURTHER RESOLVED, that the Board hereby suspends its Bylaw 0169.1, Public Participation at Board Meetings, relevant provisions of its Bylaw 0167, Voting, with regard to in-person voting requirements, relevant portions of its Bylaw 0131, Legislative, with regard to being physically present requirements, and any and all other Board bylaws, policies and procedures in conflict with the provisions of HB 197 for purposes of compliance with Ohio's Open Meetings Act ("OMA") for the duration of the applicability of the emergency provisions provided in HB 197 for the conduct of public meetings during the state of emergency.

BE IT FURTHER RESOLVED, that the Superintendent and/or the Treasurer are authorized and directed to take all other such actions as are necessary or appropriate to accomplish the objectives of this Resolution.

BE IT FURTHER RESOLVED, that it is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an electronic meeting of this Board in full compliance with the provisions of HB197, and that all deliberations of this Board and any of its committees that resulted in such formal action took place in a meeting open to the public by electronic means or in executive session as permitted by Ohio law.

BE IT FURTHER RESOLVED, that this Resolution shall take effect and be in force from and after the earliest period allowed by law.

- D. Pledge of Allegiance**
- E. Adoption of Agenda**

F. Superintendent Update

Mr. Brian Kuhn, Superintendent, will update the Board on the district's response to COVID-19.

- G. Permission to Transfer \$327,824 from the General Fund to the Permanent Improvement Fund**

II. PERSONNEL

H. Resignation

Mr. Benjamin Long, Teacher at Shawnee HS, has submitted a letter of resignation effective at the end of the 2019-2020 school year.

Recommendation: To accept the above resignation.

I. Employment

Certified Substitutes

Clark County Educational Service Center Substitute Teacher List—ESC Board Approved at their regular March meeting.

Recommendation: To approve the use of substitute teachers approved by the Clark County Educational Service Center for the 2019-2020 school year.

Additional Duty (Certified)

Mrs. Erin Delk as Middle School Assistant Track Coach for the 2019-2020 school year.

Recommendation: To employ the above individual for the 2019-2020 school year provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

Volunteers

Ms. Laurin Ellis as Volunteer High School Assistant Track Coach for the 2019-2020 school year. Ms. Ellis is a lay coach.

Mr. Clay Waidelich as Volunteer High School Assistant Track Coach for the 2019-2020 school year. Mr. Waidelich is a lay coach.

Recommendation: To approve the above volunteers for the 2019-2020 school year provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

J. Certified Staff Non-Renewals for 2020-2021 school year.

<u>Possum</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Deborah Haycox	Floating Tutor	Employed on an as needed basis
Lori Driskill	Floating Tutor	Employed on an as needed basis
Molly Meyers	Floating Tutor	Employed on an as needed basis
<u>Reid</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Cynthia Barnes	Floating Tutor	Employed on an as needed basis
Don McKanna	Floating Tutor	Employed on an as needed basis
Linda Slusher	Floating Tutor	Employed on an as needed basis
<u>Rockway</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Lauren Bell	Floating Tutor	Employed on an as needed basis
Suzanne Riehle	Floating Tutor	Employed on an as needed basis
<u>Shawnee</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Sherry Akers	Counselor	Extended Time
Amy Hibbs	Counselor	Extended Time

Recommendation: To non-renew the limited contracts that have been presented to the Board of Education for the 2020-2021 school year.

K. Support Staff Contracts Non-Renewals 2020-2021

<u>Possum</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Shelley Davis	Floating Tutor	Employed on an as needed basis
Amanda Raber	Floating Tutor	Employed on an as needed basis
<u>Reid</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Amanda Thurman	Floating Tutor	Employed on an as needed basis
<u>Rockway</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
M. Jeannean Ingle	Floating Tutor	Employed on an as needed basis
<u>District</u>	<u>Area</u>	<u>Reason for Non-Renewal</u>
Mike Williams	Courier	Employed on an as needed basis
Donald Ellsworth	Technology	Employed on an as needed basis
Jacob Ford	Aide (Risen Christ)	Employed on an as needed basis

Recommendation: To non-renew the contracts of the support staff as presented to the board of education for the 2020-2021 school year.

L. Additional Duty Non-Renewals for 2020-2021 School Year

Shawnee

Head Football Coach	Richard Meeks
Asst. Varsity Football Coach	Devin Spitzer
Asst. Varsity Football Coach	Jeffrey Bumgardner
Asst. Varsity Football Coach	Robert Long
Asst. Varsity Football Coach	Matthew Warrington
Asst. Varsity Football Coach-CO	Rex Plymale
Asst. Varsity Football Coach-CO	Jon Stewart
Head Boys Basketball Coach	Christopher McGuire
Reserve Boys Basketball Coach	Derrick Hannon
Freshman Boys Basketball Coach	Derek Tincher
Head Girls Basketball Coach	Kari Cooper
Asst. Girls Basketball Coach	Tyler Cooper
Basketball Cheerleading Advisor	Cynthia Barnes
Head Track Coach	Michael Garberich
Asst. Track Coach	Jason Mattern
Asst. Track Coach	Brian DeSantis
Asst. Track Coach	Sara Lee
Co-Asst. Track Coach	Joseph Vanuch
Co-Asst. Track Coach	Alyssa Garberich
Head Baseball Coach	Mark Armstrong
Asst. Baseball Coach	Gage Cassell

Asst. Baseball Coach-CO	Mike Perks
Asst. Baseball Coach-CO	David Shaffer
Head Wrestling Coach	Jacob Mershon
Assistant Wrestling Coach-CO	Dave Myers
Assistant Wrestling Coach-CO	
Yearbook Advisor	Whitney Adams
Vocal Music	Stephanie Lange
Instrumental Music	Taylor Leonard
Asst. Instrumental Music	Garrett Greene
Science Department Head-CO	Elizabeth Allen
Science Department Head-CO	Kristin Meeks
English Department Head	Elizabeth Coressel
Mathematics Department Head	Rosina Matthies
Social Studies Department Head	Devin Spitzer
Foreign Language Department Head	Kelly Wyen
Head Swimming	Carrie Henderson
Asst. Swimming	
Head Girls Soccer Coach	Michael Gannon
Asst. Girls Soccer Coach	Haley Gannon
Head Boys Soccer Coach	Christian Davoli
Asst. Boys Soccer Coach	Noah Grooms
Head Powerlifting Coach	Richard Meeks
Asst. Powerlifting Coach	Jeffrey Bumgardner
Student Council Advisor	Marlo Mitch
Site Manager – Fall	Christopher McGuire
Site Manager – Winter	Mark Myers
Head Volleyball Coach	Audree Long
Asst. Girls Volleyball	Cortney Simpson
Freshman Girls Volleyball	Liz Avery
Before School Supervisor	Brenda Vinson
Before School Supervisor	
Cheerleading Advisor:	
Cheer Competition	Marlo Mitch
Football	Marlo Mitch
Head Girls Tennis Coach	Lori Driskill
Head Girls Golf Coach	Kenneth Brust
Head Boys Golf Coach	Matt Williams
Head Cross Country Coach	Brian DeSantis
Asst. Cross Country Coach	Anne Bradfield
Lead Teacher Shawnee	Mark Myers
Head Girls Softball	Chris Roberts
Asst. Girls Softball	Erica Ryan
Asst. Girls Softball	Gary Baugh
National Honor Society-CO	Erin Delk
National Honor Society-CO	Sara Lee
Freshman Facilitator	Brenda Vinson

Head Spring Musical Director
Asst. Spring Musical Director
Head Fall Drama Director
Asst. Fall Drama Director
Head Girls Bowling Coach
Head Boys Bowling Coach

Bryan Szekacs
Beth Szekacs
Bryan Szekacs
Beth Szekacs
David White
Charles Mowell

M/S District

M/S Cheer Basketball
M/S Cheer Football
M/S Head Football Coach
M/S Asst. Football Coach-TRI
M/S Asst. Football Coach-TRI
M/S Asst. Football Coach-TRI
M/S Asst. Football Coach
M/S Asst. Football Coach
M/S Head Boys & Girls Track Coach
M/S Asst. Boys & Girls Track Coach
M/S Asst. Boys & Girls Track Coach
Head Girls Volleyball Coach 8th
M/S Asst. Girls Volleyball Coach 7th
M/S 8th Head Boys Basketball
M/S 7th Asst. Boys Basketball
M/S Head Girls Basketball
M/S Asst. Girls Basketball
M/S Head Wrestling Coach
M/S Asst. Wrestling Coach
M/S Head Cross Country
M/S Play Director
M/S Play Director
M/S Play Director

Jennifer Craig
Jennifer Craig
Scott Woodruff
David Brucker
John Earles
J. Charles Williams
Mark Coppess
Nathan VanZant
Anne Bradfield
Todd Ballard
Haily Schartz
Christina Kusmierczyk
Kyla Greenwood
Zachary Avery
Jaden Greenwood
James Ballard
Hailey Schartz
Luke Matthews
James P. Matthews
Michael Garberich
Susan Damanti
Stephanie Lange
Amy Jackson

Power of the Pen Advisors – Middle School

Mentor
Mentor
Mentor
Mentor
Mentor
Mentor
Mentor
Mentor

Terry Janssen
Darcy Leis

Alicia Anstine
Teresa Balcerek
Susan Calland
Ashley Hill
Stephanie Lange
Allison McClintick
Nancy Robinson
Brigitte Williams

Recommendation: To non-renew the supplemental contracts that have been presented to the Board of Education for the 2020-2021 school year.

M. NON-PAID LEAVE

Mrs. Bonnie Clark has requested non-paid leave for two-and-three-quarters [2.75] hour on March 12, 2020.

Mrs. Kimberly Milliron has request non-paid leave for one-quarter [1/4] of a day on March 9, 2020.

Mrs. Sherry Storts has requested non-paid leave for one [1] day on February 18, 2020.

Recommendation: To approve the above requests.

N. Resolution to Authorize Staffing and Compensation of Employees During Ordered School Closure

WHEREAS, the Clark-Shawnee Local School District Board of Education (“Board”) employs various administrative, supervisory, and non-bargaining employees under contracts of employment pursuant to the provisions of Ohio Revised Code Sections 3319.01, 3319.02, 3319.081, and 3313.22; and

WHEREAS, on March 12, 2020, the Governor of the State of Ohio issued an official Order closing all public K-12 schools to students effective March 17, 2020 through May 1, 2020, (“School Closure Order”) as a result of a pandemic and declared state of emergency in the State of Ohio; and

WHEREAS, the School Closure Order was amended by the Governor of the State of Ohio on March 30, 2020 closing all public K-12 schools to students through May 1, 2020; and

WHEREAS, the School Closure Order did not close public K-12 schools to employees of the schools or to adults in the school community; and

WHEREAS, the Governor, in issuing said School Closure Order, indicated in official statement: “[during] this extended period of closure, schools should work to provide education through alternative means and school district leadership may make decisions on whether to use their school buildings. Staff members should continue to report to school as directed by administrators;” and

WHEREAS, no provision is made in Ohio Revised Code Sections 3319.01, 3319.02, or 3313.22 to address the issue of payment of District administrative or

supervisory employees for workdays on which school is closed due to calamity or any Order of the Governor; and

WHEREAS, Ohio Revised Code Section 3319.081 provides in relevant part that “(G) All nonteaching employees employed pursuant to this section and Chapter 124. of the Revised Code shall be paid for all time lost when the schools in which they are employed are closed owing to an epidemic or other public calamity. Nothing in this division shall be construed as requiring payment in excess of an employee's regular wage rate or salary for any time worked while the school in which the employee is employed is officially closed for the reasons set forth in this division,” and this provision of Revised Code is applicable to District non-bargaining employees who are not otherwise considered administrative or supervisory employees; and

WHEREAS, the Board does not have official policy in place that addresses expectations with respect to administrative or non-bargaining unit employees reporting for duty or otherwise performing work on contracted work days on which school is closed due to calamity or any Order of the Governor; and

WHEREAS, the Board believes in this unique and unprecedented time, it is imperative for the Board to take official public action to declare its intent with respect to administrative, supervisory and non-bargaining employees reporting for duty and performing work essential to their positions with the District and to the continuity of operations of the District during the period of ordered school closure, March 17, 2020 through May 1, 2020; and

WHEREAS, consequently, the Board also believes it is imperative for the Board to issue specific authority to the Treasurer during this unique and unprecedented time to issue contract compensation to said employees during the period of and corresponding to the ordered school closure, March 17, 2020 through May 1, 2020;

NOW THEREFORE BE IT RESOLVED that the Clark-Shawnee Local School District Board of Education hereby acts to authorize the Superintendent to direct and determine all work to be performed by all administrative, supervisory, and non-bargaining employees of the Board during the period of school closure ordered by the Governor in the School Closure Order for the period March 17, 2020 through May 1, 2020;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education further authorizes the Treasurer to issue regular contract compensation to all administrative, supervisory and non-bargaining employees of the Board in accordance with the individual contracts of employment in place for said employees for the time period covered by the School Closure Order, March 17, 2020 through May 1, 2020.

Recommendation: To approve the above resolution.

O. Resolution Amending a Plan to Make Up Days or Hours That Schools Are Closed Pursuant to Ohio House Bill 197 in Response to the Extended Closure of School Due to State of Emergency—Covid-19 Pandemic

WHEREAS, under current law, Ohio school districts must be open a minimum number of hours for instruction over the course of a school year; and

WHEREAS, under current law, specifically Ohio Revised Code 3313.482, Ohio school districts and-site-based schools are permitted to adopt a plan for distance learning (either web-based or paper-based) to make up the equivalent of up to three days in a school year for which it is necessary to close schools for disease epidemic, hazardous weather conditions, as well as other situations; and

WHEREAS, on March 14, 2020, the Ohio Director of Health issued an Order closing all Ohio site-based schools serving any grades, kindergarten through 12, from March 17, 2020 through April 3, 2020, due to the COVID-19 pandemic; and

WHEREAS, on March 30, 2020, the Governor of Ohio extended the March 14, 2020 Order and directed that Ohio schools will remain closed to students for an extended period of time up to and through May 1, 2020 due to the ongoing state of emergency related to COVID-19 pandemic; and

WHEREAS, on March 27, 2020, the Governor of Ohio signed into law emergency legislation, House Bill 197, which addresses the urgent needs of the State in response to the COVID-19 pandemic; and

WHEREAS, with respect to education, House Bill 197 permits school districts that are not internet- or computer-based schools (e-schools) to make up through distance learning any number of days or hours necessary for student instruction due to school closure as a result of the Director of Health's Order closing K-12 schools; and

WHEREAS, House Bill 197 provides that a district or school may amend its existing distance learning plan or adopt a distance learning plan, if the school or district does not have an existing plan, to make up the days or hours necessary for student instruction due to school closure as a result of the Director of Health's Order closing K-12 schools; and

WHEREAS, in accordance with Ohio Revised Code 3313.842, the Clark-Shawnee Local School District ("District") has previously adopted a "blizzard bag" plan for making-up the number of student instruction hours that are the equivalent of three school days; and

WHEREAS, pursuant to House Bill 197, the Board wishes to amend the plan it has previously adopted under Ohio Revised Code 3313.842 to permit students to access and complete classroom lessons online and through other virtual means in order to make up

the number of student instruction hours the District's schools have been and will be closed in the 2019-2020 school year in compliance with the Director of Health's Order and the extension of that order up to and through May 1, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Clark-Shawnee Local School District Board of Education:

Section 1. Pursuant to House Bill 197, the Board hereby amends the distance learning plan it has already adopted under Ohio Revised Code 3313.842 for the 2019-2020 school year, such that the plan will permit students to access and complete classroom lessons online and through other virtual means in order to make up the number of hours the District's schools have been and will be closed in the 2019-2020 school year in compliance with the Director of Health's Order and the extension of that order up to and through May 1, 2020 due to the COVID-19 pandemic.

Section 2. The Superintendent and/or the Treasurer are authorized and directed to take all other such actions as are necessary or appropriate to accomplish the objectives of this Resolution.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public or in executive session as permitted by Ohio law.

Section 4. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Recommendation: To approve the above resolution.

Mr. Brian Kuhn
Superintendent
April 6, 2020