

June 23, 2020

The Clark-Shawnee Local Board of Education met in special session on June 23, 2020 in a virtual meeting. The meeting was called to order at 7:04 p.m. by President Pierce. Those answering the roll by Mr. Faulkner:

Mr. Galbreath
Mrs. Garrett
Mrs. Pierce
Dr. Page
Mr. DeHart

Also present: Mr. Brian Kuhn, Superintendent
Mr. Brian Masser, Asst. Superintendent

Visitors: Molly Ray Traci Wright
Chris Campbell Kyle Phelps
Kim Tracy Engle
Max

All stood and recited the Pledge of Allegiance.

ACCEPTANCE OF THE AGENDA (2020-1068)

Mr. Dehart moved to accept the agenda and addendum as presented.

Dr. Page Seconded the motion.

Ayes: Garrett, Pierce, Page, DeHart, Galbreath.

The President declared the motion carried.

ACCEPTANCE OF CONSENT CALENDAR – FINANCIAL (2020-1069)

Mr. Galbreath moved to approve the following

- 1. Signing of the Minutes of the Previous Meeting**
- 2. Treasurer's Report and Condition of the Funds**
- 3. Monthly Bills and Allowance of those that are in Order**
- 4. Modification of Appropriations**
- 5. Approved to Transfer \$8,392.00 from the General Fund to the Outdoor Facility Fund 003-9098**
- 6. Approved to advance Athletic Fund the amount of \$65,000**
- 7. Approved to advance the Food Service Fund the amount of \$125,000**

8. Approved to transfer \$19,742.22 from 599 9020 to 572 9020

Temporary Appropriation

A board resolution adopting temporary appropriations will be necessary to allow the treasurer to write checks during fiscal year 2021. Final appropriations must be on file with the Auditor of Clark County by October 1, 2020.

BE IT RESOLVED, that the temporary appropriations for the fiscal year 2021 be established at one hundred percent (100%) of the 2020 final appropriations at the fund level.

Investment of Funds

Approve the treasurer of the board of education to invest board funds at the rates most beneficial to the school district.

Authorization to Pay Bills

Approve the treasurer of the board of education to use the treasurer's discretion in paying bills before a board meeting when such payment will allow the board to take advantage of a discount or when delay of payment will result in outstanding checks at the end of the month. All such invoices will be approved by the local superintendent.

Service Fund

Approve establishment of a service fund for travel expenses for members of the board of education or their representatives when on official school business. The sum is not to exceed fifty cents (\$.50) for each child enrolled or seven thousand five hundred dollars (\$7,500.00), whichever is greater. (O.R.C. section 3315.15)

Mrs. Garrett seconded the motion.

Ayes: Pierce, Page, DeHart, Galbreath, Garrett.

The President declared the motion carried.

ACCEPTANCE OF CONSENT CALENDAR – PERSONNEL (2020-1070)

Dr. Page moved to approve the following.

Resignations

Certified

To accept Mr. Thor Bisher, teacher at Possum School, resignation effective August 31, 2020.

Classified

To accept Mr. Seth Bobo, custodian at Possum School, resignation effective June 7, 2020.

Employment

Certified

To employ Mrs. Rachel Bishop as part-time [50%] school counselor for the 2020-2021 school year.
[Current Assignment: Rockway School]

Administration

To approve Mr. Christopher Campbell for up to eight [8] transition days during the 2019-2020 school year. These days are to be served from June 10-June 23, 2020.

Support Staff- Substitutes

Blancet, Ashley
Brewer, David
Carlton, Jacob
Coffman, Virginia
Cook, Carolyn
Cook, Wilson
Curtis, Corrine
Gleason, Sandra
Massie, Lisa
Maxwell, Christina
Thornton, Sara

Reduction In Force—Administrative

WHEREAS, Ohio Revised Code Section 3319.17.1 and Clark-Shawnee Local School District Board of Education Policy 1540 (“Policy 1540”) provide for the Clark-Shawnee Local School District Board of Education’s (“Board”) ability to layoff, suspend and/or reduce in force the contracts of administrative employees of the District for any reason set forth the Ohio Revised Code Section 3319.17 (B) (1); and

WHEREAS, Ohio Revised Code Sections 3319.17 (B) (1), 3319.17.1 and Policy 1540 authorize the Board to suspend the contracts of administrative employees for financial conditions of the District; and

WHEREAS, Ohio Revised Code Section 3319.17.1 and Policy 1540 provide that the Board may proceed with the suspension of contracts of administrative employees in the District based upon the recommendation of the Superintendent, who shall make such recommendation based upon the best interests of the District; and

WHEREAS, the term “administrative employees” as used in Ohio Revised Code Section 3319.17.1 and Policy 1540 includes those employees under contract with the District pursuant to Ohio Revised Code Section 3319.02; and

WHEREAS, pursuant to Ohio Revised Code Section 3319.17.1 and Policy 1540 , the Superintendent has determined that it is necessary to suspend the contract of one (1) administrative employee in the District due to financial conditions of the District, with such reduction in force to be effective July 26, 2020; and

WHEREAS, the Superintendent has recommended that the current administrative contract of Elementary School Administrator is the one (1) administrative contract that will be affected by such suspension in part;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Ohio Revised Code Sections 3319.17.1 and 3319.17, as well as Policy 1540, the Clark-Shawnee Local School District Board of Education hereby acts to approve the recommendation of the Superintendent as set forth above herein and orders the suspension of the current administrative contract of Elementary School Administrator, held by employee Mr. Joseph Jude, due to financial conditions of the District, with such action to be effective July 26, 2020;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education hereby directs the District Treasurer to issue written notice of same to the affected administrative employee forthwith with accompanying explanation of any rights and/or reconciliations required.

Reduction In Force—Certified

WHEREAS, the Clark-Shawnee Local School District Board of Education (hereinafter, "Board") employs teachers in order to meet the educational needs of students in the District; and

WHEREAS, all full time and regular part-time certificated teachers, librarians, guidance counselors, L.D. tutors, nurses, speech and hearing therapists, and athletic trainer are all exclusively represented by the Clark-Shawnee Local Education Association/OEA/NEA (hereinafter, "CSLEA") by way of Article I, Section IA, of the negotiated Contractual Agreements between the Board and CSLEA (effective July 1, 2019 through June 30, 2022); and

WHEREAS, the Contractual Agreements between the Board and CSLEA at Article XXII, authorize the Board to reduce the number of teachers it employs due to reasons set forth in Ohio Revised Code Section 3319.17 as well as curriculum changes and/or financial reasons; and

WHEREAS, Ohio Revised Code Section 3319.17 (B) (1) authorizes a local school district board of education to reduce the number of teachers it employs for financial reasons and due to decreased enrollment of pupils in the district; and

WHEREAS, the Clark-Shawnee Local School District has experienced decreased enrollment of pupils in the district and has financial reasons to reduce in force the number of teachers it employs for the ensuing school year (2020-2021); and

WHEREAS, the Superintendent has determined pursuant to Article XXII of the Contractual Agreements that the following teaching field-should be affected by reduction in force such that the number of limited teaching contracts in the following teaching field shall be suspended accordingly:

- (1) Special Education Preschool Teacher; and

WHEREAS, the Superintendent has recommended that the suspension of the above limited teaching contract due to reduction in force shall be effective August 21, 2020 pursuant to spread pay for the 2019-2020 contract year; and

WHEREAS, in June of 2020, the Board and CSLEA, following good faith discussions, entered into a Memorandum of Understanding to specifically address how suspensions pursuant to Article XXII of the Contractual Agreements will be implemented in light of the various provisions of HB 197 pertaining to suspension of the teacher evaluation process for the 2019-2020 school year, noting that teacher evaluation process is a determining factor for implementation of reduction in force;

NOW, THEREFORE BE IT RESOLVED, that the Clark-Shawnee Local School District Board of Education determines that there is decreased enrollment of pupils in the District and financial reasons necessitate the reduction in the numbers of teachers the District employs for the ensuing 2020-2021 school year;

BE IT FURTHER RESOLVED, that the Board hereby accepts the recommendation of the Superintendent to implement reduction in force of (1) Special Education Preschool Teacher limited contract teaching position for the ensuing 2020-2021 school year pursuant to Article XXII of the Contractual Agreements for the above-stated reasons, as well as pursuant to the Memorandum of Understanding agreed to by and between the Board and CSLEA in June 2020;

BE IT FURTHER RESOLVED, that the Board hereby orders the reduction in force of limited contract teacher Ms. Erica Weihrauch, with such action be effective August 21, 2020 pursuant to spread pay for the 2019-2020 contract year;

BE IT FURTHER RESOLVED, that the District Treasurer is directed to issue official notice of this action forthwith, and to issue any statements of rights and reconciliation accompany such action forthwith.

Reduction in Force—Classified

WHEREAS, Ohio Revised Code Section 3319.172 and Clark-Shawnee Local School District Board of Education Policy 4131 (“Policy 4131”) provide for the Clark-Shawnee Local School District Board of Education’s (“Board”) ability to layoff, abolish

and/or reduce in force nonteaching employees for any reason set forth in Ohio Revised Code Section 3319.17 (B) (1); and

WHEREAS, Ohio Revised Code Sections 3319.17 (B) (1), 3319.172 and Policy 4131 authorize the Board to make reductions in force in nonteaching employees for financial reasons; and

WHEREAS, Ohio Revised Code Sections 3319.17 (B) (1), 3319.172 and Policy 4131 authorize the Board to make reductions in force in nonteaching employees due to a decrease in pupil enrollment; and

WHEREAS, Ohio Revised Code Section 3319.172 and Policy 4131 provide that the Board shall order such reductions in force based upon recommendation of the Superintendent, who, within each pay classification affected, shall give preference to nonteaching employees under continuing contracts, then on the basis of seniority; and

WHEREAS, pursuant to Ohio Revised Code Sections 3319.172 and 3319.17, as well as Policy 4131, the Board has determined that it is necessary to reduce in force three [3] nonteaching positions in the District due to a decrease in pupil enrollment and financial reasons, with such reduction in force to be effective August 21, 2020 pursuant to spread pay for the 2019-2020 contract year; and

WHEREAS, the Superintendent has determined that the pay classification affected by the reduction in force is Aide;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Ohio Revised Code Sections 3319.172 and 3319.17, and Policy 4131, the Clark-Shawnee Local School District Board of Education hereby orders the reduction in force of nonteaching employees: Aide, Ms. Angela Johnson; Aide, Mr. Jacob Ford; and Aide, Mrs. April Schipper with such action to be effective August 21, 2020 pursuant to spread pay for the 2019-2020 contract year;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education hereby directs the District Treasurer to issue written notice of same to the

affected nonteaching employees forthwith with accompanying explanation of any rights and/or reconciliations required.

Contract Amendments

Administrative

To approve Mr. Christopher Campbell's contract amended to the position of Elementary School Principal effective August 1, 2020.

Certified

To approve Mrs. Tracy Engel's contract amended to 177 workdays effective September 1, 2020.

Mrs. Garrett seconded the motion.

Ayes: Page, DeHart, Galbreath, Garrett, Pierce.

The President declared the motion carried.

Acceptance of Consent Calendar-Miscellaneous (2020-1071)

Mr. DeHart moved to approve the following.

Authorization to Approve FMLA Requests

To authorize the Superintendent to approve FMLA Requests as submitted to the district.

MVECA Contract

To authorize the contract with MVECA for computer services for the 2020-2021 school year.

RETAINER OF LEGAL SERVICES—MRS. LISA BURLESON OF WALTER HAVERFIELD

Authorize to enter a retainer agreement with Mrs. Lisa Burleson of Walter Haverfield for legal services effective July 1, 2020.

APPROVAL OF FACILITIES PROJECT CHANGE ORDER CO-099

Approved to change order CO-099 [Accepted Alternates Package #4] for the 7-12 construction project in the amount of \$291,998.25.

APPROVED TO UPDATED LFI MEMORANDUM OF UNDERSTANDING FOR THE HIGH SCHOOL RENOVATION AND NEW PK-6 ELEMENTARY SCHOOL

Rationale:

1. LFI funds in the amount of \$300,000.00 shall be removed from the New Elementary (PK-6) facility project and placed into the Existing High School Renovation project.
2. LFI funding in the amount of \$40,000.00 received by the district from the Ohio BWC School Safety Grant for a Secure Entry Vestibule shall be placed into the Existing High School Renovation project.

The Clark-Shawnee Local School District Board resolves as follows:

1. The LFI MOU for the Existing High School Renovation project shall be modified as noted above, subject to final approval by the OFCC. The final LFI MOU Amount for this project will be \$455,464.14 after the modification is made.
2. The LFI MOU for the New Elementary (PK-6) facility project shall be modified as noted above, subject to final approval by the OFCC. The final LFI MOU Amount for this project will be \$2,561,695.86 after the modification is made.
3. The Superintendent and Treasurer are hereby authorized to sign the Updated LFI MOU's listed in this resolution, in the final version, after review and approval for OFCC, and any related documents.

RESOLUTION OF INTENT NOT TO PROVIDE CAREER-TECHNICAL EDUCATION IN GRADES 7 AND 8 (2020-1072)

WHEREAS Ohio Revised Code Section 3313.90(A) requires each city, local, and exempted village school district to provide for students in grades seven through twelve career-technical education by means of establishing and maintaining a program, by being a member of a joint vocational school district (JVSD), or by contracting with a JVSD or another school district; and

WHEREAS division (B) of Section 3313.90 provides that a board of education may adopt a resolution not to provide career-technical education to students enrolled in both grades seven and eight and will receive a waiver from the Ohio Department of Education so long as said resolution is filed by September 30 of that particular school year;

NOW THEREFORE BE IT, AND IT IS, HEREBY RESOLVED that, while the Clark-Shawnee Local Board of Education recognizes the importance of providing adequate training for students to enter their selected occupations, the Board hereby adopts this

resolution notifying the Ohio Department of Education of its intent not to offer career-technical education for students enrolled in both grades seven and eight during the 2020-2021 school year; and

BE IT FURTHER RESOLVED that the Clark-Shawnee Local Board of Education respectfully requests that the Ohio Department of Education issue the waiver required by Ohio Revised Code Section 3313.90(B) and

BE IT FURTHER RESOLVED that the Treasurer is hereby directed to certify and submit a copy of this resolution to the Ohio Department of Education at the earliest opportunity so as to ensure its receipt by the Department on a date which is in no event later than the 30th day of September, 2020.

Mr. Galbreath seconded the motion.

Ayes: DeHart, Galbreath, Garrett, Pierce, Page.

The President declared the motion carried.

Adjournment

Mr. DeHart moved to adjourn the meeting at 9:07 p.m.

Dr. Page seconded the motion.

Ayes: Galbreath, Garrett, Pierce, Page, DeHart.

The President declared the motion carried.

President

Treasurer