

**A SPECIAL**

**MONDAY, OCTOBER 31, 2011**

**ROLL CALL**

The Newark Board of Education met in Special Session on Monday, October 31, 2011 at 2:05 p.m. at the Administrative Service Center and the following responded to roll call: Mr. Bybee, Mr. Christenberry, Mrs. Ingold, and Mrs. Niccum. Mr. Handelman was absent.

**11-116**

**EXECUTIVE SESSION**

**116**

Mrs. Ingold moved, and Mr. Christenberry seconded the motion to adjourn to Executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee at 2:07 p.m.

Ayes: Mrs. Ingold, Mr. Christenberry, Mr. Bybee, Mrs. Niccum

Nays: None

Absent: Mr. Handelman

Motion Carried.

Members returned from Executive Session and Mrs. Niccum called the meeting back to public session at 2:19 p.m.

**11-117**

**RESOLUTION TO TERMINATE EMPLOYEE**

**117**

Mr. Bybee moved, and Mr. Christenberry seconded the motion to approve the following Resolution to Terminate an employee:

**RESOLUTION**

WHEREAS sections 3319.081 and 124.34 of the Ohio Revised Code authorize the termination and removal of school employees for cause; and

WHEREAS this Board believes that the conduct of Ms. Cathleen Giblin constitutes grounds for her termination under the applicable provisions of Ohio law; and

WHEREAS Ms. Giblin has been given the opportunity to appear before the Director of Classified Personnel to show cause why she should not be terminated from her employment; and

WHEREAS before this date Ms. Giblin was informed of the following allegations that have been brought against her:

The violation of written rules and regulations as set forth by the Board of Education, incompetency, inefficiency, drunkenness, failure of good behavior, or any other acts of misfeasance, malfeasance, or nonfeasance, more specifically, the following:

- On October 18, 2011 Ms. Giblin was under the influence of alcohol while at work and tested 0.091 BAC for the presence of alcohol;
- On September 10, 2010 Ms. Giblin was under the influence of alcohol while at work and tested 0.064 BAC for the presence of alcohol;
- In August 2009 Ms. Giblin was under the influence of alcohol while at work.

BE IT HEREBY RESOLVED that this Board terminate Ms. Giblin from her employment with the Newark City School District for violation of written rules and regulations as set forth by the Board of Education, incompetency, inefficiency, drunkenness, failure of good behavior, or any other acts of misfeasance, malfeasance, or nonfeasance; and

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BE IT FURTHER RESOLVED that the Treasurer, after consultation with legal counsel, prepare and mail to Ms. Giblin by certified mail a notice of this action.

Ayes: Mr. Bybee, Mr. Christenberry, Mrs. Ingold, Mrs. Niccum  
Nays: None  
Absent: Mr. Handelman  
Motion Carried.

**ADJOURNMENT**

Mrs. Ingold moved, and Mr. Bybee seconded the motion to adjourn. Mrs. Niccum closed the meeting at 2:20 p.m.

Ayes: Mrs. Ingold, Mr. Bybee, Mr. Christenberry, Mrs. Niccum  
Nays: None  
Absent: Mr. Handelman  
Motion Carried.

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Beverly Niccum, President

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Jeffrey Anderson, Treasurer

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