

# SEPTEMBER 1, 2021 CONNEAUT SCHOOL DISTRICT BOARD OF DIRECTORS WORK SESSION MEETING MINUTES

09/01/2021 [07:00 PM-09:00 PM] @ Alice Schafer Annex gymnasium

# SEPTEMBER 1, 2021 BOD PUBLIC WS MINUTES

# 1. Call to Order

# **Minutes** Mrs. Luckock opened the meeting at 7:00 pm. It is noted the following Board Members were present; Mr. Burnham Mr. Ellis Mr. Hall Mr. Hornstein Mrs. Klink Mrs. Luckock Mr. McGuirk Mr. McQuiston Mrs. Miller Administrators Attending; Mr. Sperry Mr. Mayle Mr. Joseph Mrs. Kantz Mr. Kimmel Mr. Kelly Mr. Messerall Principals Attending; Mr. Hans Mr. Maskrey Mr. Pietroski Mr. Vannoy Dr. Jardina Mr. Parks 1.a. Moment of Silence 1.b. Salute the Flag Ceremony

# 2. VISITOR RECOGNITION

# Conneaut School District Board of Directors Work Session Minutes September 1, 2021

# 1. Visitor Recognition \*

\*Per Policy 903 - Public Participation in Board Meetings

### Minutes

Mrs. Luckock opened the visitor recognition.

Ashley Luke approached the podium informing them she has circulated a form to parents who have expressed frustration with the mask mandate. She thanked the public servants and appreciated that with this form she just sent out last night she has received 57 responses. 126 students could be pulled with the mask mandate. Our decision waives very seriously and could involve 2.2 million in revenue. She takes that seriously, last year for example both her children she kept home from the beginning until February. Checked them into the District cyber program as she wanted our district to receive the revenue, she is also a Conneaut Valley alumni. The decision you make tonight is very important. A question she posted is what punishment, if any, if face masks are not worn. She said as our state representative Mike Jones said our district has the responsibility to enforce or not enforce without liability. She hopes Mr. Joseph would chime in for clarity and with that, how will that be consistent across all schools in the District. It has not been in the past, consistency and reliability during our state of affairs in the country we are all frustrated with no logic. Knowledge feedback, we want more consistency and accountability. She considered the implications coming here tonight and preaching this to not follow mandates. But back to the foundations and rights by our Americans and hope we can be united and mutually respectful with an open dialog on what is best for our children. I want a strong education for our children and we know our rights.

Rebel Mead approached the podium. He apologized he is not a public speaker. As you know I wouldn't be here if it wasn't for the mask mandate I saw on Facebook. Looking around and see most opinions on it. There is more censoring we cannot see real. The N95 masks is certified for a specific manometer, but that mask is useless so if we start using our common sense and real statistics. We don't have freedom of speech on Facebook, our posts get removed, so can we say we don't see the real facts. The reasons for masks is for public safety but a lot disagree. We all stood up and pledged our allegiance to the flag, our first amendment gives us the right to protest and not push the mandate. We may be a small community but have big choices. He will stand with the school and sees the only one here is our legal counsel wearing a mask. If we look at stats we understand COVID can survive 5-7 days on plastic, floors etc. COVID can be transmitted by touching, pushing a mask down and not fitted correctly still allows particles from the air. The fabric allows 5-7-hour son COVID, buy using basic common sense come to a decision. it doesn't matter the distance these masks are being used as muzzles, leave it as our choice. Hope that if any issues with state funding, 40 percent maybe, whether it could be raised. I think we should be worried about punishment just who follows. This may not be the Boston Tea Party but by making an example other will follow. We are looking for help and hope here agree, he doesn't agree with masks, what to wear, when, who to hire or money docked out of my employee's paycheck if not vaccinated. We need to keep our liberties; it isn't about taxes not why I am here. Our freedoms being stripped away.

Dennis Pysher approached the podium. It is noted he did not sign in. He wants to address the Veterans of Marines and know what it takes to protect freedom and rights. It is has seen the cost of defending brothers and sisters. They

who have not made it home for our freedom. I defended for a democracy not a dictatorship right and right now there is one man telling us what to do. Correct me if I am wrong, is that not a dictatorship group in democracy. He defended and continues to including voting to make own choices and putting those comfortable in charge. We as American people need to take a stand, hope and pray that this board actually takes a stand. Who cares about our Governor, who matters is those here and our children and their children. If we start stepping down and listening to the man what are we teaching our children. You are educators you educate them on their rights and to stand up. I did it plenty, that is behind me and what that flag stands for.

Brooke Leupold addressed the Board – She noted she has been here before covering prevention strategy, screening and how often and what does that mean. If a child has symptoms. She had written something but is here for Americans and here for the concern for her children and all children. Today she sits and stares at cowards but in reality you are a "yes" man. My family is not one of those. Do I believe this is real, yes as real as flu and all but also I am educated enough to know the virus must run its course. The vaccine is not a cure, masks do more harm giving inadequate breathing and are insufficient to support life of the body. They cause respiratory conditions and are the leading cause of death for children. My children mean the world to me and if there is some plaque out there I will wrap them in bubble wrap. Shame on you for taking my parental rights from me, she is hearing the board screaming masks, I am a marine and an army wife. I know what freedom costs and shame on you if you are following this for not able to say enough is enough. What are you doing for my children? Let's stand up together we can end this dictatorship.

James Smith approached- He has never been to a board meeting before and last year he dealt with masks over and over the masks below the nose, he felt forced to do something he didn't want to do. The point now is all of us students don't enjoy coming to school, the feel like we are shadowed over or there is no one on my side telling me what to do, like no freedoms anymore. He usually doesn't come but he feels strongly to be at this meeting. So if you see a student telling how they feel, I have tons of friends and you are here trying to make students and school is a better place to be. If you don't want to wear one we shouldn't be forced to. My parents are against the masks, it feels like a dictatorship anymore and like we can't do anything right but I hope me being here that you vote in our favor, not just for me or them but for all.

George Adkins approached. He asked what Pennsylvania spends for students at CASH, is it roughly \$8,000/student roughly. So where do funds go if a student is homeschooled. Mr. Sperry replied the monies stay with the District. Mr. Adkins then asked how does the District advocate for all students regarding masks and future government mandates, is there a plan? Mrs. Luckock replied that a lot of times we are not in a position to answer ask asked but the questions may be addressed later. Especially after our solicitor gives his report. Mr. Adkins then asked do we know the penalty for noncompliance from the Secretary of Health mandates. He was answered with we don't know. The last time historically there was a pandemic was 1918 so no, we do not know. He then assumed the next question are there any cases or legal precedence? Do we know what insurance covers if we do not comply, more than likely we don't know? He was informed we go through Ohio Casualty. Mr. Mayle noted we do shop around every so many years. Mr. Adkins then asked why do we as a District do we feel we don't have the power to ignore. Mrs. Luckock noted Mr. Joseph will address his questions and others at the end of these visitor recognitions.

Justin Meader approached. He thanked those who spoke before him, speakers, veterans, he too is a veteran himself, two tours of combat. You all have said what I thought I might say. He should be on Ashley's list with 57 parents. Last year he didn't let his children go to school due to wearing masks and is trying to teach them something if they believe in it and covering the face for a virus if you get sick, you eat chicken noodle soup and it gets better. If this goes on my kids will not be in school.

Joyce Heplinger approached. She had children in Conneaut and now grandchildren. She is not asking for air conditions or less homework or shorter days. These children need water and oxygen, the basic necessities to

survive and shouldn't have to do without them. Last year they were sweaty, drained elementary school age and one time forgot their water bottles so went without all day. These are fundamental rights and necessitates to live.

Cheryl Perry approached. She has four in the District and is a Conneaut Valley graduate. Her kids are in honor roll. Personally she doesn't' feel this is good for children with asthma to wear a mask all day long. If they don't have open drinking water fountains and wear masks during sports and living off inhalers it isn't fair. Our future deserves to have a normal way of life to grow. The virus has to run its course. She is deeply saddened by those with not the best immune system but ultimately the children suffer. The problem is not in our schools. For example, she has many friends in states and can rattle off dozens of states with no masks. So why is it okay to them and not ours, we deserve the same rights. Leave it to choice, if you don't want to wear it is a freedom of choice, same as eating out, go to the restaurant, why a space issue in schools. She hopes the board at least gives parents a choice if we want to wear or not, the same as the vaccine, please let us be human.

Ida Schmidt approached- she has three in the District, 2 daughters are both into sports. But the mask mandate put on us parents to force our children is not right. You are making us make a choice on their physical and mental health. By masking them or keeping them home and destroying our mental health. Someone needs to stand up, we look up to you all but someone has to have a back bone and stand up against. If our school is first to do it so be it. She hates to hear kids are depressed, suicides, by the way I have someone who tried to commit suicide. I do not want anyone to go through that, it was the worst night of my life and my kids. You guys would think twice of making us parents and putting us parents to decide between physical or medical. I will continue to send them without masks to develop and mature like I had. I am not restricting them from fresh air. Are any of you able to stand up and support us who can't work to take care of our kids. I don't think you understand what you are trying to enforce so please consider every parent who has to make this choice. God Bless America.

Mrs. Luckock reminded the audience there are to be no out bursts.

Jennifer John approached- she is a business entrepreneur and is in the healthcare industry for 25 years. She cannot tell you the mask damage to all of you across the board. She is a single mother and this shut me done, me and my business. My child won't ride the bus due to masks, we are on the phone with PA Cyber and others and will take funding away from you. My daughter has to take bathroom breaks to get a mask break, teacher won't give her mask breaks. I teach my daughter to stand up for herself. I went to Harrisburg in January to fight the masks. We don't have to listen to Wolf and we voted to take his rights away. I hope you make the right decision.

Amanda Berkey approached- She didn't plan on speaking but was encouraged by standing up and speaking their voice. They covered many aspects and she added one more bottom line from most is not that we are demanding oppose our opinion, just asking for a choice as parents and to be parents. We decided to have children, I am a single mom of four kids. Last year I had two going to school. The first grader was very excited to go to school and was hyped up by her older siblings. It was a fairy tale journey and then the mask mandate hit and she chose to pull them back with CAOLA. It was a disappointing time to make them understand her decision to pull form the district. She respected both sides and now this year lets' give kids the ability to come to school. She made phone calls and her kids saw she was disturbed about the new mask mandate. So now getting ready for school there is heaviness in my house. They have worn masks and knew what it implies. Her oldest gets dizzy, which causes problems so in discussing this with her, her daughter said you know my grades, straight A's, she strives for the grades. What if I have to wear a mask and can't concentrate or don't get those grades. What about long term implication's, mental health and education long term. If it happens this year, what does next year look like. They suffer academically every year, colleges plans suffer so I ask that you consider not just now but long term for mental and academically concerns. Don't we breathe carbon dioxide, isn't it poison so are they just trying to poison us.

Kurt Dennis addressed- he is a state trooper and he agrees with choice, and is approaching it different with elected officials of the township. Remind how each of you got here. Because people behind me here voted you they wanted you to be their voice, your job to speak on their behalf on a smaller level. Here tonight is an outstanding echo of

choice that people want choice. The township I represent asked to name a bridge for a fallen trouper who passed away. We were stopped by one person, a state representative who didn't sign it. Likewise, you are being told by one person to wear masks. There are ways to get around it. He saw an article that suggested sitting back and waiting. I don't want to wait but be vocal about it and open up at the end of the day to understand the government forces on you. This wasn't thrown on you months ago but last night. So remember who put you in those seats and speak for the people you represent.

Mr. Burnham thanked everyone for comments and for coming in tonight, I am on your side.

Mr. McQuiston noted a great point, he never liked the mask idea. He has composed a letter to the representative Michelle Brooks and Representative Park Wentling letting them know. We have to go to our legislators.

Mrs. Miller asked the public to stay involved, when kids come to school you make the choice to continue to be parents, know what is taught, don't check out with your kids when they get older. Seeing you here you still talk to your kids. I had one ask me to pull him out. The choice is for you but the consequences are important for you and kids and their future. Understand there will be consequences with whatever decision that is made. Be willing to withstand the consequences, if we have to follow this you are still the parent the mask does not change that. You have choices with which ever decision you make. I am sad that what our government has done, it is time we stand up and start representing ourselves and what we say in our schools. This school, not the media or other schools.

Amy Graff approached- she noted a correction to her comments at the August Town Hall meeting where she was quoted in the Community News incorrectly. She does not recommend; they haven't approved the vaccine. It takes 10 to 20 years for a vaccine to be fully approved. Secondly, my daughter was home schooled last year, why because the first three days wearing a mask she was chastised for taking a mask break. You can't get fresh air, we are in the USA and we can't take a breath of fresh air. The teacher chastised her so now the same thing. Her daughter said she didn't care she wanted to go to school. I have been a nurse for 23 years. The information I supplied to the Superintendents Secretary says they tested 65 patients, not one said it was safe. So if we know microbiology it does not affect and doesn't protect. The box of the mask that your solicitor is wearing, the mask says it is not effective for COVID. How about these Pre-K kids with their bodies still developing? These kids need to see faces and eyes, to see smiling, not walking around like zombies. People can't here each other, it sounds like you are wearing a diaper. I am a nurse, full time and stood up at work and said I am not wearing one. The patients didn't care, you have to say no, it is in my child's rights, it is against the Constitution and every rule. In closing like to say, if you have three girls on the floor, introverted and said they are not wearing a mask but if have to be in order to be with my friends, they will. They know it is bad for them, what teenager has a problem with acne, these make it worse. See what it does for mental health.

Mr. Joseph, the District Solicitor addressed the visitor's questions, noting he chooses to wear a mask as his daughter is getting married next month and his wife asked him to. He noted he loves and respects his wife therefore, he wears a mask. He suspected that is the last thing he says to get a clap. He informed the audience that he does not have a vote but provides advise on legal liability and exposure.

He has reviewed the order from the Secretary of Health and wished to make a clear mention the about the Governors order, the order is from the Acting Secretary of Health. The reason for that, as some discussion amongst commentators about the Constitutional Amendment passed, I did pull back the Governors orders and it contains language the governor can declare an emergency as he did to pay for hurricane IDA and it lasts for 21 days unless it is extended by Legislature.

The order was issued by the department of Health through the Acting Secretary under the authority of disease prevention and control Law of 1974. The general requirement of the order is for masks to be worn, face coverings

# Conneaut School District Board of Directors Work Session Minutes September 1, 2021

indoors regardless of vaccination status with 8 exceptions. Most common ones we have seen; medical conditions, unsafe, operating machinery and etc.

The question came up about enforcement. Under Section 4 of the Order it says school entity requires and enforces it for students and staff indoors, post signs, provide reasonable accommodations and exceptions and should NOT enforce requirements where exception. Should not restrain, use force or remove those who refuses to comply. So what do we as a District do in enforcing this but not restrain or remove. The answer to that is the question of willful misconduct as part of the District and Board.

We can't without exposing ourselves willfully disregard so for enforcement his answer to you is if a student comes to school unmasked, remind it is required under existing order. They not they understand that and you offer a mask, if not have one, may take it or not, remind again it is required to wear and let them go to class. Not wearing a mask can, in context, lead to a violation of a dress code. We have a dress code in the District and we can send them home for a violation of the dress code. A dress code violation in not wearing a mask when part of the uniform can lead to dress code violation if the District is prepared to enforce it but that is as far as it can go.

The law that is cited for the authority to issue an order; the Department of Health shall be responsible for prevention and control of diseases in any municipality not covered by a local board including disease control of private and public schools. They have ability to control diseases in our buildings. How do they do that, the DOH locally shall carry out appropriate control measures in in a manner by rule of regulation. So they get to decide what those measures are.

The Board may issue rules and regulations regarding communicable diseases subject to control measures, prevention and control of diseases in schools and any other matter deemed reliable. So they have the ability to implement these types of measures and DOH issuing the order due to the large number of students not able to be vaccinated.

A question came up regarding penalties. Anyone committed of a violation can be subject to a fine of \$300 and imprisonment of 30 days. So who does that? prosecution by the DOH, by a local board or local DOY or person of knowledge of the violation. So anyone can make a claim of a violation. The actual enforcement is left to the DOH under Administrative Code of PA 1929. It outlines DOH power to protect the health of people and determine and employ the means to prevent disease. So who makes the decision? The Department of Health.

Mr. Joseph felt we can interpret it in any other way by saying they don't have any authorization. The provisions other than penal provisions or retroactive application can be construed so the answer is probably no.

The next question was liability. The Department of Education issued a frequently asked question the same time the order was released to the public. A question tonight was asked what are the consequences if the school fails to comply with the order. Failure to implement to the subject person to penalty or follow any personal liability. Relating to willful misconduct and other remedies by law. So that means it refers to political court claims Act. The general rule says we are generally immune from liability. In the statutes 9 exceptions it states willful misconduct, any action against agency on injury to the employee caused injury, the provisions relating to official liability and general defenses of official immunity and indemnity under the insurance policy and limitations or cap on damages shall not apply. What that means to the board? If someone dies because we didn't enforce and they file lawsuit which they do, you will be sued as a district and as a building administrator and as a school board member and sued in official capacity as an elected official and an individual capacity. The thought process being that if acting outside of the scope of these duties you can be individually liable. So in that case, if you ignore the DOH mask mandate and you acted outside official duties which were to enforce you can suffer personal liability.

Another question asked; what if we enforce the mandate and it results in consequence someone with asthma with a mask exception but let's assume the theory of liability going to willful misconduct case. The proof falls short as enforcing an order from DOH, not disregarding it. The theory of liability claim also fails.

Mr. Joseph noted Mrs. Leupold asked about the District enforcing the mandate. Mr. Joseph noted from a practical standpoint the legal action is from the Department of Health and it would be Harrisburg. But do they have the staffing to enforce it, probably not.

There was a liability question; if someone has such a lawsuit how is that to prove it came from this district. He used the example you may have gone to Walmart and went to buffet and then to sporting event in Erie with no mask and a concert. All the way around, why would the district be liable. tough case to prove. One would have to prove they actually contracted it.

Mr. Meads from the audience noted; there are a lot of loop holes, great literature, as you read it we all figured out there is an argument for every comment. One could argue it wasn't a COVID liability, it didn't come from here so he suggests, as a Board, look at your council and hope he finds loop holes and how to protect our community and our school, hire other council, we can donate and we have in house council and he can assist you if needed. Mr. Mead feels it is. near impossible to enforce the mandate.

Mrs. Luckock reminded the audience the District hires Mr. Joseph to advise the Board and Administration regarding compliance of laws, Federal and State as it applies to the District. Many times over the years this Board has heard information and advice, maybe we might not personally agree with it but on the other hand Laws and mandates our hands are tied and we have to formally follow them.

Due to outbursts from the audience Mrs. Luckock reminded the audience that at this time we are only hearing the answers from your questions received earlier.

Mrs. Miller asked if the current mask policy states if it is the same group issuing the order? Mr. Joseph replied yes.

Mrs. Miller asked and in looking at the dress code for students, if we do or do not have a mask policy. She felt we have an employee problem in how our District enforces the dress code, how will we enforce consistency between classes? She felt it was a big issue last year. In her experience as a parent there isn't consistency. Mr. Sperry noted if Administration knows about it we can address it. At this point our recommendation is masks are required in the buildings by all unless they have an exemption or can take off when eating/drinking or physical education class.

Mrs. Miller is still concerned about inconsistency per building, as a parent looking for administration to provide consistent enforcement of your people, if you ask for the same from parents. Mr. Sperry said yes, we send students home if not wearing a mask last year and some choose to do cyber. We cancelled our K-6 Cyber this year but can open that up again. But in listening to Mr. Joseph, with the mask mandate, if one won't wear the mask we have to send them home, to offer a mask and they don't put it on then there is a mask mandate and it makes us all liable.

Mrs. Miller asked if there is an exemption to the school entity, they should not punish a student for not wearing a mask. Mr. Joseph noted no, a district cannot restrain or physically remove anyone refusing to comply. Mrs. Miller wondered if it is covered by an medical waiver you can apply this to. Mrs. Miller asked if half of the students show up with a medical waiver we cannot force them to wear a mask. Mr. Joseph noted the mandate states for seeking medical exemption it needs documented in a student's 504 or IEP dealing with medical issues that do not or are not educational disability but impacts the ability to access the program. He noted a case on masking/asthma before could not stand at a bus stop in certain temperatures. If someone has a respitory problem and cannot wear a mask, document it and exempt it.

Mrs. Miller asked if a student can just bring in an excuse? Mr. Joseph said there is no mention about religious but religious can be pursued, he felt, per the statute of Religious Freedom Protection Act. Religion can be a person or individual and certainly held beliefs and an encompassing belief.

Mrs. Miller made note to the audience that this meeting is normally a no discussion meeting. The audience doesn't get to talk to the Board and Solicitor. There normally is no follow up to questions during the meeting Yes it is a difficult way for us to hold meetings and is hard. Mrs. Luckock has bent the rules a lot tonight. The discussion at this point is an exception to the rule and she has allowed it. If you disagree, it is the rule and it is really important we stand up for government and hold accountable. If you have a voice at this point we ask for discussion points and hope we have answered them tonight. We have made an exception tonight to our process.

Mr. Burnham noted he was elected in 1999 and it is very uncommon to allow back and forth discussion that we have had tonight. It was a good thing, he enjoyed all of the dialog but it doesn't change my opinion.

Mr. McGuirk- many of you don't know my wife is an ICU nurse, she retired with me but is working 70 hours a week during COVID. She is again working 40 hours a week due to COVID and it is a serious thing. My point is don't know where it is going but with my seven year old granddaughter, we did errands and ran to places and everywhere we went without me coaching her she was better than I at picking up sanitizer and giving it to me. I hope we train our kids well no matter where this all ends up. It is still real and serious. My daughter is in research and her doctors are on speed dial with the CDC. It is overwhelming to hear the discussion my wife and daughter have. I just hope we beat this thing, we need to beat it together and be smart about it. Take it serious and our children are important, he is impressed with this school board as they are here for your kids, be diligent and be safe.

Mrs. Luckock noted at this time we have spent an hour and 45 minutes so if there are any additional questions please leave them with Mr. Kelly. He will pass them on to us.

Mrs. Luckock reminded the audience the District hires Mr. Joseph to advise the Board and Administration regarding compliance of laws, Federal and State as it applies to the District. Many times over the years this Board has heard information and advice, maybe we might not personally agree with it but on the other hand Laws and mandates our hands are tied and we have to formally follow them.

Due to outbursts from the audience Mrs. Luckock reminded the audience that at this time we are only hearing the answers from your questions received earlier.

Mrs. Miller asked if the current mask policy states if it is the same group issuing the order? Mr. Joseph replied yes.

Mrs. Miller asked and in looking at the dress code for students, if we do or do not have a mask policy. She felt we have an employee problem in how our District enforces the dress code, how will we enforce consistency between lasses? She felt it was a big issue last year. In her experience as a parent there isn't consistency. Mr. Sperry noted if Administration knows about it we can address it. At this point our recommendation is masks are required in the buildings by all unless they have an exemption or can take off when eating/drinking or physical education class.

Mrs. Miller is still concerned about inconsistency per building, as a parent looking for administration to provide consistent enforcement of your people, if you ask for the same from parents. Mr. Sperry said yes, we send students home if not wearing a mask last year and some choose to do cyber. We cancelled our K-6 Cyber this year but can open that up again. But in listening to Mr. Joseph, with the mask mandate, if one won't wear the mas we have to send them home, to offer a mask and they don't put it on then there is a mask mandate and it makes us all liable.

Mrs. Miller asked if there is an exemption to the school entity, they should not punish a student for not wearing a mask. Mr. Joseph noted no, a district cannot restrain or physically remove anyone refusing to comply. Mrs. Miller wondered if it is covered by an medical waiver you can apply this to. Mrs. Miller asked if half of the students show up with a medical waiver we cannot force them to wear a mask. Mr. Joseph noted the mandate states for seeking

medical exemption it needs documented in a student's 504 or IEP dealing with medical issues that do not or are not educational disability but impacts the ability to access the program. He noted a case on masking/asthma before could not stand at a bus stop in certain temperatures. If someone has a respitory problem and cannot wear a mask, document it and exempt it.

Mrs. Miller asked if a student can just bring in an excuse? Mr. Joseph said there is no mention about religious but religious can be pursued, he felt, per the statute of Religious Freedom Protection Act. Religion can be a person or individual and certainly held beliefs and an encompassing belief.

Mrs. Miller made note to the audience that this meeting is normally a no discussion meeting. The audience doesn't get to talk to the Board and Solicitor. There normally is no follow up to questions during the meeting Yes it is a difficult way for us to hold meetings and is hard. Mrs. Luckock has bent the rules a lot tonight. The discussion at this point is an exception to the rule and she has allowed it. If you disagree, it is the rule and it is really important we stand up for government and hold accountable. If you have a voice at this point we ask for discussion points and hope we have answered them tonight. We have made an exception tonight to our process.

Mr. Burnham noted he was elected in 1999 and it is very uncommon to allow back and forth discussion that we have had tonight. It was a good thing, he enjoyed all of the dialog but it doesn't change my opinion.

Mr. McGuirk- many of you don't know my wife is an ICU nurse, she retired with me but is working 70 hours a week during COVID. She is again working 40 hours a week due to COVID and it is a serious thing. My point is don't know where it is going but with my seven year old granddaughter, we did errands and ran to places and everywhere we went without me coaching her she was better than I at picking up sanitizer and giving it to me. I hope we train our kids well no matter where this all ends up. It is still real and serious. My daughter is in research and her doctors are on speed dial with the CDC. It is overwhelming to hear the discussion my wife and daughter have. I just hope we beat this ting, we need to beat it together and be smart about it. Take it serious and our children are important, he is impressed with this school board as they are here for your kids, be diligent and be safe.

Mrs. Luckock noted at this time we have spent an hour and 45 minutes so if there are any additional questions please leave them with Mr. Kelly. He will pass them on to us. We need to move on with our work session agenda items.

# 3. Discussion Items

### 3.a. Maintenance Updates...Mr. Kimmel

### Minutes

Mr. Kimmel addressed the visitors question about the water fountains, noting they are open this year. He reminded he cannot predict if they would be closed but there are bottle filling stations in each of the buildings.

We are a decent way through with summer maintenance and capital projects, but the generators are coming later than planned. Schools are ready to open.

Mrs. Miller asked if we are willing to be the firm ant in the road and bump the system. She noted that as mad as she is but am not willing to be the first ant and put my family at risk,. She cannot be the first one. We have to do something in November and in May to make sure elected officials change the law and work together. I don't think this board nor am I willing to take the chance of liability, I am not willing to put my butt on the line. I am sorry.

Mr. Burnham - I also have much to lose. I have read over history how much our founders lost. Our founders did not gain from the Civil War. Many lost everything they owned, including family members and to say we don't have

the courage to stand up. I have an ancestor who was part of the militia before we were a country. Can I deny that legacy.

Mrs. Miller - we are not at that place as a board, she won't be a part of asking Mr. Joseph, I will be a duck.

Mrs. Klink asked what are we doing to those kids coming without masks because she hears "let's give the parents a choice". Why can't we continue to just educate them?

Mr. Sperry stated he believes in choice, that is where he is and the mandate thrown at us. He will work with the District Solicitor and come up with a list of exemptions and enforce them. He reminded everyone all this information is new to us all as of yesterday. We are the first school board in the county to have a board meeting since the information was sent out and we are still processing it all. He commends Mr. Joseph for the extensive time researching and answering legally. But please understand it will take time for us to continue to go through the procedures. We won't have an answer tonight and will communicate to parents by next Tuesday.

# 3.b. Start of School Update(s)... Each Building Principal

### Minutes

Mr. Sperry asked each building principal to update on the first day of school.

Conneaut Valley Elementary School - Dr. Jardina was excused from the meeting with family commitment.

Conneaut Lake Middle School - Mr. Hans had a great day today, moral was high, and kids excited to be there. Everyone is moving forward with the faculty goal we have to thrive.

Conneaut Area Senior High School - Mr. Pietroski first opening day with teachers and as a new administrator in the building was great. He is getting to know staff and working with them setting the tone. It was awesome to get out into classrooms, get to know student activities in classrooms and interacting with students. He gives great credit to teachers and staff as the place runs great which, as a new administrator, is great to watch.

Conneaut Valley Middle School - Mr. Maskrey, noted it was wonderful, he should have moved there years ago.

Conneaut Lake Elementary School - Mr. Parks also answered for Dr. Jardina, they both had a great start, it showed all the hard work and planning payed off. Students were glad to be in the buildings. Looking forward to rest of year.

Conneaut Cyber Academy - Mr. Messerall had a very busy day getting ready. Cyber starts on the 13th.

# 3.c. Live Stream Athletics... Mr. Sperry

### **Minutes**

Mr. Sperry noted last year the Board voted to pay for the local live streaming subscriptions which streamed football and indoor events so parents could watch live. The subscription has not been renewed this year but due to last 24 hours he is asking the Board to pay for subscription. There is money in the budget for public speakers. Also, soccer is played on the football field so they could be streamed.

# 3.d. Superintendent's Report...Mr. Sperry

- Superintendent's Report
- Mask Mandate
- FAQ's

 Order of the Acting Secretary of the Pennsylvania Department of Health Directing Face Coverings in School Entities

### Minutes

Mr. Sperry read his report.

Additionally, he added regarding Cyber K-6, we can move our cyber down to 5th grade so 5th grade through 12th. It is clearly evident, although it is best students be in school. It is difficult to cyber younger ages, as one has to have parents watching/helping a whole day. This is very difficult for most families. We have some parents expressing interest in cyber this year. He is open to discussion, we can do 5th and 6th. But we have, seen what youngest grades have come back to us after a year on cyber and it is not good unless they had parents who were home helping. Mr. Hall noted that first you need a learning coach. Our district has administration for 7-12 cyber as they don't need a learning coach. If you don't have that, he states personally his children are in 1st and 3rd his kids, who had that opportunity and he and his wife taught them. If you think they are doing it on their own, it won't happen. Was it effective, that is an argument but I support bringing students back as an option rather than homeschool. Homeschooling is a full time position same as CAOLA is. This program provides direction every day but he doesn't believe one can turn them loose, it won't be effective.

Jarrin noted the breakeven is 30 students so if that many went to pa cyber. We probably had 45 or 50 at end of year, started with 126. K-4 probably had 35 by the end of year. Mr. Hall asked for other options? Mrs. Kantz replied we purchased KAOLA but she is looking into another one, same type of program were we are buying their curriculum, they just have been around longer.

Mrs. Miller wants to give parents an option. Mr. Hall agreed but first to say it is a full time position for someone at home all day with them. It would be a supplement and require direction for every day. He would supports it as an alternative.

# 3.e. PSBA Voting for PSBA Officer Elections...Mrs. Klink

Slate of Candidates-

**President-Elect-** Sabrina Backer- Franklin Area School District and David Schaap, Brentwood Borough School District

Vice President- Allison Mathis, North Hills School District

East Zone Representative- Edward Brown, Upper Darby School District

Section 7 Advisor- Justin Warren, Central Dauphin School District

**PSBA Insurance Trust Trustee** (term ends 12/31/24) Choose up to three candidates for a 3 year term

Richard Frerichs; William LaCoff; Nathan Mains

**Forum Steering Committee** (term ends December 31, 2023) Choose up to three incumbents for a 2 year term.

Jennifer Davidson, Manheim Township SD; Deana Lancenese, Palisades SD; Bethanne Zeigler, Shikellamy SD; Jaime Lynne Zimerofsky, Schuylkill IU#29

### Minutes

Mrs. Luckock reminded everyone to review the candidates.

# 3.f. PSBA Updates...Mrs. Klink

### Minutes

Mrs. Klink noted the School Law Bulletin was sent out to members.

# 3.g. Superintendent's Evaluation...Mrs. Luckock

### Minutes

Mrs. Luckock reminded the Board of the Superintendent's Evaluation and would like to have each directors completed form back in three weeks, by September 22.

The Board asked for the building principals opinions on students returning and the mask mandate.

Mr. Maskrey at Conneaut Valley Middle School wants to keep doors open. He felt last year the distance learning was very hard to learn. As their building principal last year, this is why CASH had to run summer school. We have not done that for 6 years. We need to keep doors open, whatever it takes. If the Board tells me to wear a mask I will. I want the students to see me as a leader wearing a mask. I have to take the politics out of this and do what it takes to keep doors open.

Mr. Burnham asked about the mandate as he is concerned about masks and what happened to face shields as an alternative. Mr. Sperry noted the face shields are included. The mandates wants you to wear masks to cover the face but defines alternatives including face shields. CDC doesn't recommend face shields but states reasonable alternatives. This should be considered before an exemption is given.

Mr. Pietroski at the High School felt it is hard to predict what CASH was like. He was not here last year and agrees with Mr. Maskrey in the experience last year. There are a variety of reasons such as connectivity, effort, learning environment, virtual format. It is hard for many with not a lot of options. He had the large majority of students in today and if this Board tells me to wear a mask he will encourage others to do so.

Mr. Hans at Conneaut Lake Middle wants students in the buildings. Mr. Parks at the Lake Elementary also wants students in the building. It is extremely important. Mr. Parks noted that last year with masks students were very compliant.

Mr. Hall felt it was a priority to keep students in the buildings. Last year students were in and out, buildings closed for periods of time and went hybrid. We need them in the buildings learning.

### 3.h. Agenda Review...Mrs. Luckock

### Minutes

The board reviewed the draft agenda.

# 4. ADJOURNMENT

### Minutes

Motioned to adjourn the meeting at 9:17 pm.

# 5. EXECUTIVE SESSION

**EXECUTIVE SESSION** - to review and discuss agency business which, if conducted in public, might lead to disclosure of information protected by law, specifically to discuss a student busing concern and personnel contract.

Dorothy Luckock, Board President

Greg Mayle, Board Secretary