

April 19, 2022

The Clark-Shawnee Local Board of Education met in a regular session on April 19, 2022, at Shawnee Elementary School, 1841 East Possum Road. The meeting was called to order at 6:30 p.m. by President DeHart. 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

All stood and recited the Pledge of Allegiance.

ACCEPTANCE OF THE AGENDA (2022 - 1250)

Mrs. Pierce moved to accept the agenda.

Mr. Galbreath Seconded the motion.

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

The President declared the motion carried.

REQUESTS AND CONCERNS OF THE GENERAL PUBLIC

Horon Hobbs	Development
Tim Foley	Springfield Township
Angela Boblitt	Springfield Township Development Impact
Casey Lee	Springfield Township Development Impact
Jeff Boswell	Springfield Township Development Impact

ACCEPTANCE OF CONSENT CALENDAR - FINANCIAL (2022 - 1251)

Mrs. Garrett moved to approve the following:

- A. Signing of the Minutes of the Previous Meeting**
- B. Treasurer's Report and Condition of the Funds**
- C. Monthly Bills and Allowance of those that are in Order**

D. Fund Transfer

Permission to transfer \$327,824.00 from Fund 001-0000 to Fund 003-0000

E. Acceptance of Donations

Acceptance of donation of \$1754.50, from the Braves Youth Baseball Association, to help with the purchase of a shed for concessions.

Acceptance of donation of a 10x20 concessions shed with a value of \$5,925 from the Shawnee Elementary School PTO.

Acceptance of donation of an 8x12 storage shed with a value of \$3,154 from the Braves Youth Baseball/Softball Association.

Acceptance of donation of a 12x20 storage shed with an estimated value of \$6,650 from the Shawnee Elementary School PTO.

Dr. Page seconded the motion.

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

The President declared the motion carried

ACCEPTANCE OF CONSENT CALENDAR – PERSONNEL (2022-1253)

Dr. Page moved to approve the following:

Resignations

Support Staff

To accept Mrs. Cynthia Berry, Cook at Springfield Christian School, letter of resignation, effective March 23, 2022.

To accept Ms. Jenna Potts, Payroll Specialist, letter of resignation, effective April 1, 2022.

To accept Mrs. Linda Wilson, Food Service at Shawnee Middle/High School, letter of resignation for the purpose of retirement, effective July 1, 2022.

Employment

Support Staff–Administrative

To employ Ms. Jenna Potts as Human Resources/Public Relations Specialist for the 2021-2022 school year effective April 4, 2022.

Certified

To employ Ms. Bethany Stanko as Title 1 Tutor at Shawnee Elementary for the 2021-2022 school year.

Contract Renewals—Administrative

<u>Administrator/Supervisor</u>	<u>Current Contract (Expiring)</u>	<u>Contract Eligibility (Proposed)</u>
Mrs. Debbie Boysel	2 of 2	3-year
Mrs. Michelle Heims	3 of 3	3-year

Additional Duty Non-Renewals for 2022-2023 School Year

Title 1 Tutor

Bethany Stanko

Non-Paid Leave

To approve Mrs. Alicyn Ashley, Teacher at Shawnee Elementary, non-paid maternity leave April 13 to May 6, 2022.

To approve Mrs. Lori Driskill-Lange, Aide, non-paid leave from March 18-22, 2022.

To approve Miss Amy Howard, Bus Aide, non-paid leave on September 23 and September 26, 2022.

To approve Mrs. Sherry Storts, Bus Driver, non-paid leave on March 25, 2022.

Resolution to Approve Resignation in Lieu of Termination—Cynthia Berry

WHEREAS, the Clark-Shawnee Local School District Board of Education ("Board") employs Cynthia Berry ("Berry") as a non-teaching employee under a one-year limited contract, pursuant to Ohio Revised Code Section 3319.081; and

WHEREAS, the Board employs Berry as a Cook, assigned to provide service at Springfield Christian School for the 2021-2022 contract year; and

WHEREAS, Ohio Revised Code Section 3319.081 provides that the employment contracts of non-teaching employees may be terminated for various reasons, including dishonesty; and

WHEREAS, Ohio Revised Code Section 3319.141 provides that falsification of a statement regarding the use of sick leave is grounds for termination of employment under Ohio Revised Code Section 3319.081; and

WHEREAS, the Superintendent has determined that Berry falsified five (5) instances of the use of sick leave during the months of February and March, 2022; and

WHEREAS, the Superintendent reviewed the instances of falsification of the use of sick leave with Berry on March 23, 2022, in a pre-disciplinary due process hearing; and

WHEREAS, on March 23, 2022, Berry subsequently submitted to the Superintendent a written notice of resignation from her position with the District, effective immediately; and

WHEREAS, on April 4, 2022, the Superintendent presented Berry with a reconciliation of final pay net of payment for the five (5) falsified days of sick leave used by Berry in February and March of 2022; and

WHEREAS, the Superintendent recommends the Board accept the resignation presented by Berry on March 23, 2022, in lieu of initiating contract termination proceedings in accordance with Ohio Revised Code Section 3319.081; and

WHEREAS, the Board, upon review and full consideration of these matters as presented by the Superintendent, determines as follows;

NOW THEREFORE BE IT RESOLVED, that the Clark-Shawnee Local School District Board of Education ("Board") hereby acts to accept Cynthia Berry's ("Berry's") resignation from employment under a one-year limited non-teaching effective March 23, 2022, in lieu of initiating contract termination proceedings in regards to Berry's employment with the District, pursuant to Ohio Revised Code Section 3319.081 on the grounds set forth above;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education authorizes the Treasurer to deduct the value of the five (5) falsified sick leave days from the final pay issued to Berry through payroll to fully account for amounts owed under the employment contract up and through the effective date of resignation, March 23, 2022;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education hereby directs its Treasurer to issue written notice of same forthwith to Cynthia Berry by certified U.S. mail, return receipt requested;

BE IT FURTHER RESOLVED that the Clark-Shawnee Local School District Board of Education hereby authorizes its Superintendent and Treasurer to take all actions necessary in order to faithfully execute this official public action of the Board.

Mrs. Garrett Seconded the motion.
Ayes: Page, DeHart, Galbreath, Garrett, Pierce.
The President declared the motion carried.

ACCEPTANCE OF CONSENT CALENDAR –MISCELLANEOUS (2022-1252)

Mrs. Garrett moved to approve the following:

Ohio High School Athletic Association

The Board of Education is required to pass an annual resolution to authorize membership in the Ohio High School Athletic Association.

GAAP Report Preparation

Mr. Thomas Faulkner, Treasurer, is requesting the service of Carol M. Riggle, CPA to perform the annual GAAP report at a cost of \$5,050.00.

Program Participation Approval

IDEA-B & Early Childhood IDEA

IDEA-B and Early Childhood IDEA money comes to our district as a result of the number of handicapped students enrolled. These funds are used to pay for excess costs associated with educating these children. A proposal will be submitted to the State Department of Education for participation in this program.

Title I

Title I money comes to our district as a result of the number of economically disadvantaged students enrolled in the district. These funds are used for reading remediation and a math coach in grades K through four.

Title II-A

Title II-A money comes to the district as a result of the number of economically disadvantaged students enrolled in the district and student enrollment. These funds are used to hire additional teachers to reduce class sizes and for school improvement initiatives.

A RESOLUTION DECLARING THE NECESSITY OF SUBMITTING TO THE ELECTORS OF THE SCHOOL DISTRICT PURSUANT TO SECTION 5705.199 OF THE REVISED CODE THE QUESTION OF COMBINING AND RENEWING TWO EXISTING TAX LEVIES FOR THE PURPOSE OF PROVIDING FOR THE NECESSARY REQUIREMENTS OF THE SCHOOL DISTRICT AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION WITH THE PROPOSED TAX LEVY

WHEREAS, the Clark-Shawnee Local School District ("School District") is currently levying an emergency tax levy generating \$2,463,333 per year for the emergency requirements of the School District, which emergency tax levy was approved by the electors of the School District on November 6, 2012, and which emergency tax levy is scheduled to expire after tax year 2022 (collection year 2023) ("2012 Emergency Levy"); and

WHEREAS, the Clark-Shawnee Local School District ("School District") is currently levying an emergency tax levy generating \$2,257.998 per year for the emergency requirements of the School District, which emergency tax levy was approved by the electors of the School District on May 6, 2014, and which emergency tax levy is scheduled to expire after tax year 2024 (collection year 2025) ("2014 Emergency Levy") (when referenced together with 2012 Emergency Levy, the "Prior Emergency Levies"); and

WHEREAS, the Clark-Shawnee Local School District Board of Education desires to combine and renew all of the proceeds derived from the Prior Emergency Levies upon the expiration of the 2012 Emergency Levy, all in the aggregate combined renewed amount of \$4,721,331, on a continuing basis ("Substitute Levy"); and

WHEREAS, a resolution declaring the necessity of levying the Substitute Levy outside the ten-mill limitation must be passed by the Board of Education for the Clark-Shawnee Local School District and certified to the County Auditor of Clark County in order to permit the Board of Education to consider the Substitute Levy, and must request that the County Auditor certify to the Board of Education the annual levy, expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation, throughout the life of the levy which will be required to produce the annual amount set forth above herein in the aggregate combined renewed amount of \$4,721,331;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Clark-Shawnee Local School District (the "School District") as follows:

SECTION 1. It is hereby declared that the amount of revenue that will be raised by all tax levies that the School District is authorized to impose, when combined with state and federal revenues, will be insufficient to provide for the necessary requirements of the School District.

SECTION 2. Pursuant to the provisions of Section 5705.199 of the Ohio

Revised Code, it is necessary that a renewal of all of the proceeds derived from the Prior Tax Levies be included in a single renewal tax in the amount of \$4,721,331, to be levied in excess of the ten-mill limitation, and for the benefit of the School District, for the purpose of providing for the necessary requirements of the School District, in the aggregate, combined renewed amount of \$4,721,331 per year, for a continuing period ("Substitute Levy").

SECTION 3. The question of the passage of said Substitute Levy shall be submitted to the electors of the School District at a special election to be held on August 2, 2022. If approved by the electors, said Substitute Levy shall first be placed upon the 2022 tax list and duplicate, for first collection in calendar year 2023. If the Substitute Levy is passed by the electors on August 2, 2022, it is hereby specified that the Prior Emergency Levies shall not be levied after 2022, which is the year preceding the year in which said Substitute Levy is to be first imposed.

SECTION 4. The Treasurer of this Board of Education is directed to certify a copy of this Resolution to the Clark County Auditor. Pursuant to Sections 5705.03 and 5705.195 of the Ohio Revised Code, the Clark County Auditor is hereby requested to certify to this Board of Education the total current tax valuation of this School District and calculate and certify the annual tax levy expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation, throughout the life of the levy which will be required to produce the annual amount set forth in Section 2 hereof.

SECTION 5. This Board finds and determines that all formal actions of this Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Education, and that all deliberations of this Board of Education, and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the rules of this board of education adopted in accordance therewith.

SECTION 6: This Resolution shall be in full force and effect from and immediately upon its adoption.

Mrs. Pierce Seconded the motion.

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

The President declared the motion carried.

EXECUTIVE SESSION (2022-1254)

Mr. DeHart moved to go into Executive Session for the purpose of public employment, reviewing negotiations regarding compensation and terms and conditions of employment, and matters to be kept confidential at 8:42 p.m..

Mr. Galbreath Seconded the motion.

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

Mr. DeHart declared the board out of executive session at 9:48 pm.

ADJOURNMENT

Mrs. Garrett moved to adjourn the meeting at 9:58 p.m..

Mrs. Pierce Seconded the motion.

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

President

Treasurer