

January 11, 2022

The Clark-Shawnee Local Board of Education met in a regular session on January 11, 2022, at Shawnee Elementary School, 1841 East Possum Road. The meeting was called to order at 6:30 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

All stood and recited the Pledge of Allegiance.

ACCEPTANCE OF THE AGENDA AND ADDENDUM (2022 - 1227)

Mr. Galbreath moved to accept the agenda and addendum with corrections.

Dr. Page Seconded the motion.

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

The President declared the motion carried.

Mr. Faulkner administered the Oath of Office to Mr. David DeHart, Mrs. Judith Pierce, and Mrs. Michelle Garrett as newly elected Board of Education members.

ORGANIZATIONAL MEETING (2022 - 1228)

Mrs. Pierce nominated Mr. Brian Kuhn, Superintendent, as Board Chair.

Mr. Galbreath Seconded the motion.

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

Mr. Brian Kuhn, Superintendent, elected Board Chair.

ELECTION OF BOARD PRESIDENT (2022-1229)

Mr. Kuhn opened the floor for nominations for Board President.

Mrs. Pierce nominated Mr. David DeHart for Board President.

Mr. Galbreath Seconded the nomination.

Election for Mr. DeHart.

Ayes: Pierce, Page, Galbreath, Garrett.

Abstain: DeHart.

Mr. Kuhn closed the floor.

ELECTION OF BOARD VICE PRESIDENT (2022-1230)

Mr. Kuhn opened the floor for nominations for Board Vice President.

Mrs. Garrett nominated Mr. Benjamin Galbreath for Board Vice President.

Mr. Dehart Seconded the nomination.

Election for Mr. Galbreath.

Ayes: DeHart, Garrett, Pierce.

Nayes: Page.

Abstain: Galbreath.

ELECTION OF BOARD VICE PRESIDENT CONTINUED (2022-1231)

Dr. Page nominated herself, Dr. Susan Page, as Board Vice President.

No second motion.

Election for Dr. Page.

Ayes: Page.

Nayes: DeHart, Galbreath, Garrett, Pierce.

Mr. Kuhn closed the floor.

BOARD MEMBER POSITIONS FOR 2022

Board President, Mr. David DeHart

Board Vice President, Mr. Benjamin Galbreath

BOARD MEMBER APPOINTMENTS FOR 2022

Athletic Council Representative, Mrs. Michelle Garrett
Delegate to the OSBA Conference, Mr. David DeHart
Alternate Delegate to the OSBA Conference, Mrs. Judith Pierce
Legislative Liaison, Mr. Benjamin Galbreath
Student Achievement Liaison, Dr. Susan Page

REQUESTS AND CONCERNS OF THE GENERAL PUBLIC

Scott Woodruff

Facilities

ACCEPTANCE OF CONSENT CALENDAR - FINANCIAL (2022-1232)

Mrs. Garrett moved to approve the following:

1. **Signing of the Minutes of the Previous Meeting**
2. **2021-2022 Tax Budget Hearing**
3. **Appropriations Modification**
4. **Real Estate Advance Resolution**

Whereas it is required by Ohio Revised Code 321.34 to apply for advances of revenues collected and due; now therefore be it resolved that the Clark-Shawnee Local Board of Education hereby directs the treasurer to apply to the Clark County Auditor's Office for advances of the revenue collected and due the Clark-Shawnee Local School District.

5. **Acceptance of Donation**

\$1000.00 scholarship donation from SHP Leading Design.

Mrs. Pierce Seconded the motion.

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

The President declared the motion carried.

ACCEPTANCE OF CONSENT CALENDAR – PERSONNEL (2022-1233)

Dr. Page moved to approve the following:

Board of Education Meeting Calendar

Establishment of date, time, and location of regular meetings.

February 15, 2022–6:30 PM

Shawnee Elementary School

March 15, 2022–6:30 PM

Shawnee Elementary School

April 19, 2022–6:30 PM

Shawnee Elementary School

May 17, 2022–6:30 PM	Shawnee Elementary School
June 21, 2022–6:30 PM	Shawnee MS/HS Media Center
July 12, 2022–6:30 PM	Shawnee MS/HS Media Center
August 16, 2022–6:30 PM	Shawnee Elementary School
September 20, 2022–6:30 PM	Shawnee Elementary School
October 18, 2022–6:30 PM	Shawnee MS/HS Media Center
November 15, 2022–6:30 PM	Shawnee Elementary School
December 13, 2022–6:30 PM	Shawnee Elementary School
January 12, 2023–6:30 PM	Shawnee Elementary School

Bond for Superintendent and Treasurer

To approve a resolution fixing the bond for the Treasurer (O.R.C.3313.25) and Superintendent. The bond is set at \$550,000 for the period of May 1, 2022 through April 30, 2023.

Purchasing Agent

To authorize the Superintendent as purchasing agent for the Clark-Shawnee Local School District during calendar year 2022.

Title IX Compliance Officers

To appointment Assistant Superintendent Brian Masser and Principal Amanda Shaffer as Title IX Compliance Officers for the Clark-Shawnee Local School District during the 2022 calendar year.

Authorization to Employ Personnel

To authorize the Superintendent to fill personnel vacancies as needed throughout each month and report to the Board of Education at the next meeting.

Modification to 2021-2022 District Calendar

To approve Mr. Brian Kuhn's, Superintendent, recommendation that the virtual day scheduled for March 16, 2022 be moved to March 25, 2022 to accommodate the state testing window.

Memorandum of Understanding–Emergency Substitute Teaching During Daily Planning Period

To approve Mr. Brian Kuhn, Superintendent, recommendation of a Memorandum of Understanding [Exhibit A] with the CSLEA regarding emergency substitute teaching during daily planning periods.

Memorandum of Understanding–Hourly Rate for 2022 Summer School Teachers

To approve Mr. Brian Kuhn's, Superintendent, recommendation of a Memorandum of Understanding [Exhibit B] with the CSLEA regarding the hourly rate for 2022 summer school teaching.

Resolution to Proceed

WHEREAS, on December 16, 2021, this Board adopted Resolution No. 2021-1225 declaring it necessary to combine and renew all of the proceeds derived from two existing emergency levies (referred to in Resolution No. 2021-1225 as "2012 Emergency Levy" and "2014 Emergency Levy"), outside the ten-mill limitation and upon expiration of the 2012 Emergency Levy, 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");

WHEREAS, on December 17, 2021, the Board requested that the Clark County Auditor certify the total current tax valuation of the District and the calculation of 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 of \$4,721,331; and

WHEREAS, on December 22, 2021, the Clark County Auditor certified that the total tax valuation of the District is Three Hundred Eighty-Eight Million, Eight Hundred Seventy Thousand, and Sixteen Dollars (\$388,870,016) and the estimated property tax revenue that will be generated by the substitute combined renewal of the two existing emergency tax levies, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be twelve and ten-one hundredths (12.1) mills for each one dollar (\$1) of tax valuation, which is 121.00 cents (\$1.21) for each one hundred dollars (\$100) of tax valuation;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Clark-Shawnee Local School District, Clark County, Ohio, two-thirds of all members elected thereto concurring, that:

1. In accordance with Ohio Revised Code Section 5705.199, the revenue that will be raised by all tax levies 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, and it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing for the necessary requirements of the school district. Such tax levy will combine and

renew all of the proceeds derived from two existing emergency levies (referred to in Resolution No. 2021-1225 as "2012 Emergency Levy" and "2014 Emergency Levy"), outside the ten-mill limitation and upon expiration of the 2012 Emergency Levy, 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").

2. The Board determines to proceed with the submission of the question of the Substitute Levy to the electors of the District at an election to be held on May 3, 2022, as authorized by law. That election shall be held at the regular places of voting in the District as established by the Clark County Board of Elections, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.
3. The form of ballot upon which the Substitute Levy shall be submitted to the electors shall be substantially similar to the following, provided that this language may be altered to comply with any requirements of the Clark County Board of Elections and/or Ohio Secretary of State:

PROPOSED TAX LEVY (SUBSTITUTE COMBINED RENEWAL)

CLARK-SHAWNEE LOCAL SCHOOL DISTRICT

(A majority affirmative vote is necessary for passage)

Shall a tax levy substituting for two existing emergency tax levies be imposed by the Clark-Shawnee Local School District for the purpose of providing for the necessary requirements of the school district in the initial sum of \$4,721,331, and a levy of taxes be made outside of the ten-mill limitation estimated by the Clark County Auditor to require twelve and ten one-hundredths (12.1) mills for each one dollar of valuation, which amounts to 121.000 cents (\$1.21) for each one hundred dollars of valuation for the initial year of the tax, for a continuing period of time, commencing in 2022, first due in calendar year 2023, with the sum of such tax to increase only if and as new land or real property improvements not previously taxed by the school district are added to its tax list? If approved, any remaining tax years on any of the two existing levies will not be collected after 2022.

	FOR THE TAX LEVY
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	AGAINST THE TAX LEVY
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4. The tax shall be called and designated on the ballot as a substitute combined renewal levy. If approved, the tax shall be placed on the tax list and duplicate in calendar year 2022, with first collection in calendar year 2023.
5. The Treasurer of this Board is authorized and directed to give or cause to be given notice of said election as provided by law.
6. The Treasurer is directed to certify a copy of this Resolution, together with a certified copy of the Resolution No. 2021-1225 declaring the necessity of the Substitute Levy and the related Clark County Auditor's Certificate, to the Clark County Board of Elections immediately, and no later than 4 p.m. on February 2, 2022. In certifying such submission to the Clark County Board of Elections, the Treasurer shall notify said Board of Elections to cause notice of such election to be given as required by law, and in the form substantially similar to the Notice of Election attached hereto and incorporated herein by reference, provided that the language in the attached Notice of Election may be altered to comply with any requirements of the Clark County Board of Elections and/or Ohio Secretary of State.
7. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board and any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law.
8. This Resolution shall be in full force and effect from and immediately upon its adoption.

Contract Modification for Year-Round Employees

To approve Mr. Brian Kuhn's, Superintendent, recommendation to modify year-round employee contracts to reflect Juneteenth as a paid holiday in accordance with ORC 3319.087 effective with the 2021-2022 contract year.

Mr. Galbreath Seconded the motion.

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

The President declared the motion carried.

RESOLUTION FOR BLENDED LEARNING - NON-BARGAINING EMPLOYEES
(2022-1234)

Dr. Page moved to approve the following:

WHEREAS, on December 14, 2021, the Governor of the State of Ohio signed into law, on an emergency basis, Ohio Senate Bill 229 ("SB 229"), which contains several temporary provisions that authorize Ohio public school districts to deliver student instruction utilizing alternative learning models during the 2021-2022 school year, as related to the COVID-19 pandemic; and

WHEREAS, one of the learning models specifically authorized by SB 229 for the 2021-2022 school year is "blended learning"; and

WHEREAS, under SB 229, a public school district may submit a declaration to the Ohio Department of Education implementing a "blending learning model" for the remainder of the 2021-2022 school year, even if the public school district did not submit such declaration during the summer of 2021 for the 2021-2022 school year; and

WHEREAS, the Superintendent, in collaboration with the Board, has determined to submit a declaration to the Ohio Department of Education that the District will use a "blended learning model," as needed to address rates of student absence due to illness associated with the COVID-19 pandemic, for the remainder of the 2021-2022 school year; and

WHEREAS, the Superintendent, in collaboration with the Board, has determined that the "blended learning model" will be used by the District during the 2021-2022 school year when student absences due to illness associated with the COVID-19 pandemic reach levels designated either by the Clark County Combined Health District or by the Superintendent, such that the Superintendent determines to close school buildings to students, but continue student learning and instruction in a remote setting; and

WHEREAS, the Board employs various administrative, supervisory, and non-bargaining support staff 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, no provision is made in Ohio Revised Code Sections 3319.01, 3319.02, 3319.081, or 3313.22 to address the issue of payment of District administrative, supervisory, or non-bargaining support staff employees for work days on which school is closed to students under a "blended learning model"; and

WHEREAS, the Board does not have official policy in place that addresses expectations with respect to administrative, supervisory, and/or non-bargaining support staff employees reporting for duty or otherwise performing work on contracted work days on which school is closed to students under a "blended learning model," and students are on remote learning/instruction; 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 support staff 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 any ordered school closure to students under the District's "blended learning model," when implemented for remote student learning and instruction, through the remainder of the 2021-2022 school year; and

WHEREAS, it is the Board's expectation that administrative, supervisory and non-bargaining support staff employees report for duty and perform work essential to their positions with the District and to the continuity of operations of the District, at all times as directed by the Superintendent during all periods of ordered school closure to students under the District's "blended learning model," when implemented for remote student learning and instruction, through the remainder of the 2021-2022 school year; 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 regular contract compensation to said administrative, supervisory, and non-bargaining support staff employees during the period of and corresponding to any ordered school closure to students under the District's "blended learning model" when implemented for remote student learning and instruction, through the remainder of the 2021-2022 school year;

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 support staff employees on all contracted work days on which school is closed to students in accordance with the District's "blended learning model," and students are on remote learning/instruction, through the remainder of the 2021-2022 school year;

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 support staff employees for all work performed as assigned by the Superintendent on all contracted work days on which school is closed to students in accordance with the District's "blended learning model," and students are on remote learning/instruction, through the remainder of the 2021-2022 school year.

Mr. Galbreath Seconded the motion.

Ayes: Pierce, Page, Galbreath, Garrett.

Abstain: DeHart.

The President declared the motion carried.

EXECUTIVE SESSION (2022-1235)

Mr. DeHart moved to go into Executive Session for matters to be kept confidently by federal laws or rules or state statutes.

Mrs. Garrett Seconded the motion.

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

Mr. DeHart declared the board out of executive session at 8:35 pm.

ADJOURNMENT

Mrs. Pierce moved to adjourn the meeting at 8:37 pm.

Mrs. Garrett Seconded the motion.

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

President

Treasurer