

**REGULAR MEETING  
BOARD OF SCHOOL TRUSTEES  
BROWNSBURG COMMUNITY SCHOOL CORPORATION**

The Board of School Trustees of the Brownsburg Community School Corporation met in a regular meeting on Monday, January 10, 2022 at 6:30 p.m. in the F.L. O’Neal Administration Building, 310 Stadium Drive; Brownsburg, Indiana.

**I. CALL TO ORDER**

Mr. Eric Hylton, President of the Board, called the meeting to order at 6:31 p.m. Other Board members in attendance included Ms. Jessica Heffernan, Dr. Matthew Freije, Mrs. Tiffany Dearman, and Mr. Mike Wells. Administrators present were Dr. Jim Snapp, Dr. Kat Jessup, Mr. Shane Hacker and Mr. John Voigt. Mrs. Jodi Gordon, Ms. Vicki Murphy, Mrs. Shayla Webb and Mr. Adam Poliskie were also present.

**II. PLEDGE OF ALLEGIANCE**

Everyone stood for the Pledge of Allegiance.

**III. MOMENT OF REFLECTION**

Mr. Hylton asked for a moment of silence for reflection.

**IV. SWEARING IN OF BOARD MEMBERS**

Dr. Matt Freije was sworn in by Mrs. Regan Huff, Notary Public and an executive assistant for the Brownsburg Community School Corporation.

**V. REORGANIZATION OF THE BOARD**

**A. Election of Board Officers**

**1. President**

*Mr. Hylton called for nominations for School Board President for 2022: Dr. Freije nominated Mr. Eric Hylton; Ms. Heffernan seconded the nomination. There being no other nominations or discussion, the Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**2. Vice President**

*Mr. Hylton called for nominations for School Board Vice President for 2022: Mrs. Dearman nominated Dr. Matt Freije; Ms. Heffernan seconded the nomination. There being no other nominations or discussion, the Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**3. Secretary**

*Mr. Hylton called for nominations for School Board Secretary for 2022: Dr. Freije nominated Mr. Mike Wells; Mr. Wells declined the nomination. Mr. Hylton then nominated Ms. Jessica Heffernan; Mr. Wells seconded the nomination. Mrs. Dearman commented that Ms. Heffernan’s attendance at meetings has been difficult and she asked to be considered for nomination for Secretary. There was no second offered. Mr. Hylton called for a vote for Ms. Heffernan as Secretary. There being no further discussion, the Board approved the motion by a vote of three (3) ayes; one (1) nay; one (1) abstention.*

**B. Appointment of the following: Corporation Treasurer and Purchasing Agent, Corporation Deputy Treasurer and Assistant Purchasing Agent**

*Mr. Hylton called for a motion to appoint Mr. Shane Hacker as Corporation Treasurer and Purchasing Agent and Mrs. Tracy Boss as Corporation Deputy Treasurer and Assistant Purchasing Agent. Dr. Freije moved to approve the appointment; Mrs. Dearman seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**C. Appointment of Board Members as:**

**1. Legislative Liaison to the Indiana School Boards Association**

*Mr. Hylton moved to nominate Mr. Wells to serve as Legislative Liaison to the Indiana School Board Association; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**2. Representative to Brownsburg Education Foundation**

*Mr. Hylton moved to nominate Mrs. Dearman to serve as Representative to the Brownsburg Education Foundation; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**VI. SUSPENSION OF REGULAR BOARD MEETING**

*Mr. Hylton suspended the Regular Board Meeting at 6:38 p.m.*

**VII. ANNUAL BOARD OF FINANCE MEETING**

**A. Convene as the Board of Finance**

*Mr. Hylton convened the meeting of the Board of Finance at 6:38 p.m.*

**1. Election of Officers**

**a. President**

**b. Secretary**

*Mr. Hylton moved that the Officers for the School Board be the same as the Officers for the Board of Finance. Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**2. Report on Financial Condition of the Corporation**

Mr. Hacker shared that recent legislation has required the financial condition of the school corporation be shared at the Board of Finance Meeting of the Corporation. The Distressed Unit Appeal Board (DUAB) recommends information be shared on the following Fiscal Indicators:

- Average Daily Membership (ADM)
- Fund Balances
- Annual Deficit/Surplus
- Fund Balances as a Percentage of Expenditures
- Revenue by Type

Mr. Hacker shared a presentation with the Board addressing each of the topics.

Mr. Hacker shared that the ADM – Average Daily Membership – shows the number of eligible students enrolled on a particular day, “count day”. Count day now occurs in the fall and the spring. ADM is what the state uses to determine the amount of revenue that the district

receives. He noted we continue to see strong enrollment growth in the district and we will be able to capture the increased student enrollment with the February 1<sup>st</sup> count day.

Mr. Hacker reviewed the Fund Balances for the corporation. He noted that the increase in the Rainy Day fund is due in part to a transfer from the Operations Fund to the Rainy Day Fund which is being recommended this evening. Mr. Hacker shared that we have been fortunate to have a healthy Rainy Day Fund balance to assist with unexpected COVID expenses early on in the pandemic as well as having the funds available for the property purchases needed for Crossroads Elementary and Elementary #9.

Mr. Hacker shared a slide indicating the annual deficit/surplus in the Education and Operations Funds. He noted this is a picture of expenditures versus revenue in each fund. He explained that expenses and revenues should be as closely balanced as possible as the corporation is not in the business of accumulating savings but is in the business of educating students. Mr. Hacker shared that the greater revenue this year is due in part to ESSA funds received for reimbursement of COVID expenses.

Mr. Hacker reviewed the fund balances as a percentage of expenditures. He explained the recommendation is to maintain a fund balance of 8-15% of expenditures or cash on hand. The district currently holds approximately 16% in fund balances. The state wants to know that the corporation is solvent and not running at a deficit. The corporation will continue to add to the overall fund balances keeping in mind as the district continues to grow, expenses will increase and to maintain the recommended percentages, additional dollars will be added to the funds.

The final slide Mr. Hacker shared showed from where the corporation revenue is generated. The majority is directly from the State based on ADM followed by local tax revenue and other local sources. Mrs. Dearman asked how much of the revenue comes from state dollars? Mr. Hacker replied that approximately 60% of the revenue comes from the per/pupil dollars from the state. Mrs. Dearman asked what makes up the other local sources. Mr. Hacker explained that revenue comes from textbook fees, supply fees, state license plates, etc.

## **2. Report on Investments**

Mr. Hacker reported in 2018 the school corporation moved to investing in a laddered CD approach. In 2020, with COVID and the economy, interest rates dropped dramatically and CDs that matured were not reinvested because of the low rates. The interest that was earned in 2021 was through the liquid savings account with First Merchants bank. Mr. Hacker explained that we continue to earn rebates from our credit card usage and continue to regularly review interest rates.

## **3. Recommendation to Approve Resolution Authorizing the Investment of Public Funds for Certificates of Deposit**

Mr. Hacker recommended that the Board of Finance approve the Resolution Authorizing the Investment of Public Funds for Certificates of Deposit. Mr. Hacker explained that this resolution permits the corporation to invest in certificates of deposit in financial institutions approved by the state board of finance.

### **RESOLUTION AUTHORIZING THE INVESTMENT OF PUBLIC FUNDS FOR CERTIFICATE OF DEPOSIT PURSUANT TO IC 5-13-9-5**

Whereas, the Brownsburg Community School Corporation (the "School") desires pursuant to IC 5-13-9-5 to allow banks outside the political subdivision to submit quotes on public funds certificates of deposit;

Now, therefore, pursuant to IC 5-13-9-5, the Board of School Trustees of the Brownsburg Community School Corporation (the "Board") hereby authorizes the investing officer of the School to invest in certificates of deposit of depositories that have not been designated by the local board of finance but have been designated by the state board of finance as a depository for state deposits under IC 5-13-9.5. This authorization expires on a date that is not later than one year after the date the ordinance or resolution is adopted.

*Passed and Adopted this 10<sup>th</sup> day of January, 2022.*

*Dr. Freije moved for the Board of Finance to approve the Resolution; Mrs. Dearman seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

## **B. Adjournment of Board of Finance Meeting**

*Mr. Hylton adjourned the Board of Finance meeting at 6:50 p.m. and reconvened the regular meeting of the Board of School Trustees.*

## **VIII. CONSENT ITEMS**

### **A. Approval – Minutes of December 13, 2021 Business Meeting**

### **B. Approval – Minutes of December 13, 2021 Executive Session**

### **C. Claims: P/R#12/17/2021 - \$1,995,550.81; P/R#01/03/2022 - \$1,643,737.17; Claims Dec 9, 2021- Jan 5, 2022 - \$18,781,182.55**

### **D. Superintendent's Report**

The Superintendent's Report was presented as follows:

#### **1. Retirement – Support Staff:**

<b>Name</b>	<b>Building</b>	<b>Position</b>	<b>Effective Date</b>
a. Jill Bowles	BHS	Nutrition Services	January 5, 2022

#### **2. Resignation – Certified:**

<b>Name</b>	<b>Building</b>	<b>Position</b>	<b>Effective Date</b>
a. Kylie Arnold	EMS	Language Arts Teacher	December 17, 2021

#### **3. Resignations – Support Staff:**

<b>Name</b>	<b>Building</b>	<b>Position</b>	<b>Effective Date</b>
a. Vetra Davis	Transportation	Bus Driver	December 17, 2021
b. Kelly Albertson	Reagan	Learning Lab Instructional Assistant	December 17, 2021
c. Marie Kalen	Transportation	Bus Aide	December 17, 2021
d. Shannon Goldsberry	BHS	Nutrition Services	December 17, 2021
e. Cindy Foght	Facility Services	Facility Services Team Lead	December 17, 2021
f. Jeffrey Schroeder	Transportation	Bus Driver	December 6, 2021

#### **4. New Employment – Certified:**

<b>Name</b>	<b>Building</b>	<b>Position</b>	<b>Effective Date</b>	<b>Degree</b>	<b>Reason for Employment</b>
a. Nisha Patel	BCSC	ENL Teacher	January 31, 2022	Bachelors	New position

#### **5. New Employment – Support Staff:**

<b>Name</b>	<b>Building</b>	<b>Position</b>	<b>Effective Date</b>	<b>Hours per Day</b>	<b>Reason for Employment</b>
a. Kelly Anderson	BCSC	Nutrition Services Floater	January 10, 2022	6	Open floater position

b. Sandra Marco Arellano	BCSC	Nutrition Services Floater	January 10, 2022	6	Open floater position
c. Raunisha Maxwell	Facility Services	Facility Services Team Lead	January 3, 2022	8	Replacing Cindy Foght
d. Dorothea Martin	BCSC	Nutrition Services Floater	January 10, 2022	7	Open floater position
e. Sydney Sells	White Lick	Learning Lab Instructional Assistant	January 4, 2022	7.5	Replacing Keira Hillman due to a job transfer
f. Jackie Peelite	Cardinal	Learning Lab Instructional Assistant	January 4, 2022	7.5	Replacing Angela Roper due to a job transfer
g. Janet Wagner	Facility Services	Custodian	December 13, 2021	8	Replacing Jessica Blessing
h. Jacob Woodcock	Transportation	Bus Driver; Band A	January 4, 2022	NA	Replacing Jeffrey Schroeder
i. William Barry	Transportation	Bus Driver; Band A	January 4, 2022	NA	Open position
j. Kristin Mason	Transportation	Bus Driver; Band A	January 5, 2022	NA	Open position
k. Drake Ehrhardt	Facility Services	Custodian	December 13, 2022	8	Replacing Michael Tucker

**6. New Employment – Extra-Curricular:**

Name	Building	Position	Effective Date
a. Chris Fowler	BHS	Assistant Varsity Track (Lay) Coach	For the 2021-22 season
b. Cathy Fuaillema	BHS	Assistant Varsity Track (Lay) Coach	For the 2021-22 season

**7. Leaves of Absence – Certified:**

Name	Building	Position	Type of Leave	Dates of Leave
a. Lisa Riley	Lincoln	Instructional Coach	Medical / Maternity	Upon the birth of the baby (approximately February 7, 2022) thru April 15, 2022
b. Shelley Curry	White Lick	Kindergarten Teacher	Medical / Maternity	Upon the birth of the baby (approximately April 3, 2022) thru the end of the school year

**8. Leave of Absence – Support staff:**

Name	Building	Position	Type of Leave	Dates of Leave
a. Sean Macdonald	Transportation	Bus Driver	Medical	Approximately January 17, 2022 thru May 2, 2022

**9. Change of Status – Support Staff:**

Name	Previous Position	New Position	Effective Date	Reason for Change
a. Christopher Hogan	Assistant Coordinator Facility Services	Maintenance Technician	January 17, 2022	Replacing John Wubben
b. Kelly Koons	BHS Special Education Instructional Assistant	BHS Bus Driver; will work as a Bus Aide until completes training	January 12, 2022	Open position
c. Keira Hillman	White Lick Learning Lab Instructional Assistant	Cardinal Special Education Instructional Assistant; 7 hours / day	January 4, 2022	Replacing Teresa Leaf
d. Rusty Lance	ECC Instructional Assistant	ECC Non-Certified Preschool Teacher	January 3, 2022	New position due to enrollment
e. Amy Cary	White Lick Nutrition Services; 6 hours / day	White Lick Nutrition Services; 7 hours / day	January 4, 2022	Increase in hours

f. Pamela Lay	White Lick Nutrition Services; 6 hours / day	White Lick Nutrition Services; 8 hours / day	January 4, 2022	Increase in hours
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**10. Clarification – Certified:**

Name	Effective Date	Reason for Change
a. Rachel Burnham	January 3, 2022	Miss Burnham was previously approved at a different daily rate.

**11. Athletics Grounds Maintenance Contract:**

Since 2018, the corporation has utilized an outside vendor for all maintenance and care of our athletic fields. While we have been satisfied with the performance of this contract, we were recently notified by the current vendor, J&D Turf, that they were sub-contracting these services to another company. Prior to winter recess, a formal Request for Proposals was issued and advertised for the Athletic Grounds Maintenance Contract, in compliance with applicable statutes. On Thursday, January 6, 2022, all proposals received through the RFP process were opened and reviewed. The Administration will be issuing a contract to the lowest responsive proposal, FIELDS Turfgrass Management, LLC of Zionsville, Indiana in the annual amount of \$209,578.02 plus any additional reimbursable materials costs. This new agreement allows us to maintain the same level of services we have been utilizing on our athletic fields.

**12. Approval of Construction Change Orders:**

The Administration has approved the following construction change orders; the project remains within its established budget.

BCSC West Middle School Renovation and Addition							
Contractor	CO #	Contract Amount	CO Dollar Amount	New Contract Value	BCSC Approval	Board Meeting	Description
BP 08 - Korellis Roofing	6	\$ 2,839,643.25	\$ 3,800.00	\$ 2,843,443.25	12/20/2021	1/10/2022	CR 015 - ASI 015-R1 - Metal Panel & Door Changes
BP 11 - Iwanski Masonry	4	\$ 2,423,052.27	\$ 14,921.08	\$ 2,437,973.35	12/20/2021	1/10/2022	CR 015 - ASI 015-R1 - Metal Panel & Door Changes
BP 12 - JBM (General Trades)	6	\$ 5,131,367.00	\$ 7,473.00	\$ 5,138,840.00	12/16/2021	1/10/2022	CR 013 - ASI 015-R1 Metal Panel and Door Changes & CR 5022 - Extra Demo - Unit B Addition
BP 12 - JBM (General Trades)	7	\$ 5,138,840.00	\$ (35,199.00)	\$ 5,103,641.00	1/2/2022	1/10/2022	CR 022 - ASI 022 - Proj. Screens & Music Casework
BP 13 - Berlina	2	\$ 1,579,084.00	\$ 10,358.00	\$ 1,589,442.00	12/22/2021	1/10/2022	CR 015 - ASI 015-R1 - Metal Panel & Door Changes & CR 5020 - RFI 079 - Roof Expansion Joint Detail - Unit F
BP 14 - Santarossa	2	\$ 1,016,189.67	\$ 8,267.25	\$ 1,024,456.92	12/16/2021	1/10/2022	CR 012 - ASI 012 - Wall Tile & Flooring Changes
BP 17 - Electric Plus	5	\$ 2,839,271.31	\$ 10,020.00	\$ 2,849,291.31	12/16/2021	1/10/2022	CR 5021 - RFI 082 - Vertical Folding Door Power
BP 17 - Electric Plus	6	\$ 2,849,291.31	\$ (682.00)	\$ 2,848,609.31	1/2/2022	1/10/2022	CR 022 - ASI 022 - Proj. Screens & Music Casework

**13. Approval of Construction Bids and Contracts – revision:**

The December board agenda included a recommendation to award the 2022 Brownsburg High School – Football Turf Replacement project contract to Sprinturf, LLC. During the preparation of the purchase order for the project it was determined an alternate that had been approved (Alternate 4 – Pantone Color Match) was not required and can/should be eliminated from the contract. This reduces the cost of the work by \$9,500. The revised contract amount, and the amount of the purchase order issued to Sprinturf follows:

Base Bid	\$637,300.00
Alternate 1 – Extended Warranty	\$12,400.00
Alternate 2 – Thatch layer	\$19,200.00
<u>Alternate 5 – Annual Maintenance Agreement</u>	<u>\$17,000.00</u>
Total Purchase Order Amount	\$685,900.00

**14. Field Trip Requests:****BHS Theatre – Overnight**

The Brownsburg High School Theatre students will be traveling to Indiana Wesleyan University, Marion, Indiana from Friday, January 21 through Sunday, January 23, 2022, to attend a theatre competition event. Approximately 12 students and 2 chaperones will be traveling together. The trip is being organized by Megan Myers, BHS Theatre Teacher, and has been approved by the Superintendent based on travel guidelines set forth by the Board.

**BHS Show Choir – Overnight, Out of State**

The Brownsburg High School Show Choir students will be traveling to Winfield, West Virginia from Friday, February 18 through Sunday, February 20, 2022, to attend a show choir competition. Approximately 120 students and 13 chaperones will be traveling together. The trip is being organized by Chad Strasser, BHS Choir Director, and has been approved by the Superintendent based on travel guidelines set forth by the Board.

*Dr. Snapp recommended the Board approve Consent Items A. and B. – Minutes. Mr. Wells moved*

to approve the recommendation; Dr. Freije seconded the motion. The Board approved the motion by a vote of four (4) ayes; zero (0) nays; one (1) abstention. Dr. Snapp then recommended the Board approve the remainder of the Consent Agenda as presented. Mrs. Dearman moved to approve the Consent Agenda; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.

## **IX. COMMUNICATIONS:**

### **A. Commendation – Sound of Brownsburg Marching Band**

Dr. Snapp and Mr. Hylton commended the Sound of Brownsburg Marching Band for the tremendous marching season they had culminating with their exceptional performance at the Macy's Thanksgiving Day Parade in New York City. Additionally, the band was recently awarded the John Philip Sousa Foundation's Sudler Shield Award, an international recognition that was only awarded to four bands in 2021. Student leaders Tyler Kindle, Michael Tewell and Conner Arnold as well as Band Director Chris Kaflik represented the band in receiving the commendation from the Board.

### **B. Brownsburg Education Foundation Report**

Mrs. Dearman shared the following information from the Brownsburg Education Foundation:

- 2022 Gala will be held Friday, March 11, 2022 at the Top Eliminator Club at Lucas Oil Indianapolis Raceway Park from 6:00-11:00 p.m. Reservations are \$75 each with a 20% discount for BCSC employees. Visit the BEF website, stop by or call the BEF office for tickets. We hope everyone in the community will consider attending this fun evening. The theme this year is Rockin' Through the Decades.

### **C. Operations Update**

Mr. Voigt shared a summary of Use of Facilities information for calendar year 2021. There was a 17% increase in the number of non-BCSC use hours compared to 2019, (very limited outside use in 2020 due to COVID) and a 6% decrease in the invoiced fees for use of facilities. He explained this in large part reflects the return of the various community youth leagues, who are running longer events, while other individual uses such as Home Owners Associations, churches, etc. have not necessarily returned to a normal schedule.

### **D. COVID-19 Update**

Dr. Snapp shared that the district has activated a new web page that will be used to report information. Information will be shared at this site daily in lieu of sending a weekly email. Cases are only reported on this page when a positive case causes students to be quarantined. Dr. Snapp and members of the Board thanked Ms. Vicki Murphy for all of her hard work in tracking the data and providing the information to families.

### **E. First Reading of 2023-2024 School Calendar**

Dr. Snapp shared a draft of the 2023-2024 School Calendar. He noted that this calendar has a student start date of August 3, 2023. He indicated part of this is cyclical and part is due to the opening of Crossroads Elementary and needing every minute possible to ensure it is ready to open on time. Dr. Snapp stated the calendar will be brought back for final approval.

## **X. COMMENTS FROM PATRONS**

*Joe Walsh – Brownsburg* – Mr. Walsh asked the Board for a mask mandate to be reinstated for the safety of students and staff and to develop criteria to decide when to enter or exit a mask mandate.

*Brian Weidner – Brownsburg* – Mr. Weidner asked that masks be reinstated for students and staff during this most recent COVID spike.

*Beth Riga – Indianapolis (Brownsburg schools)* – Ms. Riga asked for the mask mandate to be reinstated in the wake of increased COVID cases among students.

*Kristen Ferklic – Brownsburg* – Mrs. Ferklic asked the Board to pay attention to new legislation being proposed at the State House. She also asked the Board to review existing policy regarding lesson plans.

## **XI. OLD BUSINESS**

**None**

## **XII. NEW BUSINESS**

### **A. Recommendation to Authorize Transfer to Rainy Day Fund**

Mr. Hacker recommended the Board of School Trustees approve the resolution, authorizing the transfer of funds from the Operations Fund to the Rainy Day Fund. Mr. Hacker explained that as we prepare for the onset of staff costs for Crossroads Elementary, transferring remaining appropriations from the Operations Fund to the Rainy Day Fund over the next few years will help to prepare and plan for these additional expenditures.

### **RESOLUTION TO AUTHORIZE TRANSFER TO RAINY DAY FUND**

WHEREAS, the Board of School Trustees is the governing body of Brownsburg Community School Corporation, Hendricks County, Indiana; and

WHEREAS, an Education Fund, Operations Fund, Debt Service Fund, and Rainy-Day Fund have been established;

WHEREAS, the Board of School Trustees desires to utilize remaining appropriations from the 2021 budget in a manner that allows for the use of future financial needs;

THEREFORE, BE IT RESOLVED, that the Treasurer is authorized to make a transfer up to \$1,000,000 from the Operations Fund to the Rainy-Day Fund.

*Approved this 10<sup>th</sup> Day of January, 2022.*

*Ms. Heffernan moved to approve the recommendation; Dr. Freije seconded the motion. Mr. Hylton asked if this is a regular course of business? Mr. Hacker explained that this has been planned to help with staffing costs associated with the opening of Crossroads Elementary and we plan to make these transfers over the next several years. There being no further discussion, the Board approved the recommendation by a vote of five (5) ayes; zero (0) nays.*

### **B. Public Hearing on Lease**

Mr. Hylton opened the public hearing at 7:12 p.m.

Mr. Hacker explained the purpose of the hearing is to allow for public comment about the proposed Lease Agreement for the Crossroads Elementary Project. He noted that lease financings are used by school corporations across the state when entering into a lease agreement in order to finance a project, which BCSC has done over the past few years. This public hearing provides an



opportunity for the public to comment about the lease rental to be paid under the Lease and whether it is fair and reasonable. Mr. Hacker shared that notice for the hearing was published as legally required.

Mr. Hylton opened the hearing for public comment. There were none.

Mr. Hylton closed the public hearing at 7:13 p.m.

### **C. Public Hearing on Additional Appropriation**

Mr. Hylton opened the public hearing at 7:13 p.m.

Mr. Hacker explained the purpose of the hearing is to allow for public comment regarding additional appropriations from Bond proceeds which will be used to finance the Crossroads Elementary project. The school corporation will receive funds to pay for the project, which will be held in a separate construction fund. Mr. Hacker shared that notice for the hearing was published as legally required.

Mr. Hylton opened the hearing for public comment.

*Mrs. Kristen Ferklic asked for more transparency regarding these procedures. She asked where this information can be viewed before the public hearing.*

There being no additional public comments, Mr. Hylton closed the public hearing at 7:15 p.m.

### **D. Recommendation to Approve Additional Appropriation Resolution**

Mr. Hacker recommended the Board of School Trustees approve the resolution authorizing the request for additional appropriations for use of funds received to be used for the 2022 construction projects.

### **ADDITIONAL APPROPRIATION RESOLUTION**

WHEREAS, Brownsburg Community School Corporation (the "School Corporation") is a school corporation organized and existing under the provisions of Indiana Code § 20-23; and

WHEREAS, the Board of School Trustees (the "Board") of the School Corporation finds that the present facilities of the School Corporation are not adequate to provide for the proper educational environment of the pupils now attending or who will attend its schools; and

WHEREAS, the Board has determined to sell certain real estate to the Brownsburg 1999 School Building Corporation (the "Building Corporation") for a purchase price not to exceed \$54,000,000 and to use such proceeds for the construction of a new elementary school and renovation of and improvements to school facilities throughout the school corporation including site improvements and the purchase of technology, buses, real estate and equipment (the "Project"); and

WHEREAS, the estimated cost of the Project at the present time is in the approximate amount of \$54,000,000, and the Board finds that no sufficient provision has been made on account thereof in the existing budget, and that a need exists for the making of an additional appropriation for such purpose; now, therefore,

BE IT RESOLVED by the Board of the School Corporation that an appropriation of the proceeds of the sale of real estate to the Building Corporation in the maximum amount of \$54,000,000 be and the same is hereby made to be applied on the costs of the Project, said appropriation to include the incidental expenses necessary to be incurred in connection with the

Project; that said appropriation shall be in addition to all appropriations provided for in the existing budget, and shall continue in effect until the completion of the Project.

BE IT FURTHER RESOLVED that the Board authorizes the establishment of a construction fund in which will be deposited the real estate proceeds in the maximum amount of \$54,000,000, and directs that all interest on such construction fund shall be retained in such construction fund.

BE IT FURTHER RESOLVED that the Board authorizes that any funds remaining in the construction fund after completion of the Project shall be deposited into one or more of the other established funds of the School Corporation, as the Board directs.

*Passed and Adopted this 10<sup>th</sup> day of January, 2022.*

*Mrs. Dearman moved to approve the recommendation; Mr. Wells seconded the motion. The Board approved the recommendation by a vote of five (5) ayes; zero (0) nays.*

#### **E. Recommendation to Approve Resolution Authorizing Execution of Lease**

Mr. Hacker recommended the Board of School Trustees approve the resolution authorizing the execution of the lease. Mr. Hacker explained the Lease is the agreement whereby the school corporation will levy the required property tax to pay the lease payments which will be used to pay the bond holders.

#### **RESOLUTION AUTHORIZING EXECUTION OF LEASE AND SALE OF REAL ESTATE**

WHEREAS, on November 8, 2021, this Board of School Trustees (the "Board") examined and approved a form of Lease Agreement (the "Lease") between the Brownsburg 1999 School Building Corporation (the "Building Corporation") and Brownsburg Community School Corporation (the "School Corporation"); and,

WHEREAS, notice of a hearing on the proposed Lease was given by publication in *The Republican* on November 11, 2021, and said hearing has been held in accordance with the notice; and,

WHEREAS, by statute the Building Corporation is required to own the real estate to be leased to the School Corporation, and the School Corporation is required to have the value of the real estate determined by court-appointed appraisers; now, therefore,

BE IT RESOLVED by the Board of the School Corporation, that the preliminary plans, specifications and estimates provide the necessary facilities for the pupils of this School Corporation and the same now are hereby approved, and any members of the Board be, and they are hereby authorized and directed to endorse their approval upon such [drawings, plans, specifications and estimates.

BE IT FURTHER RESOLVED, that the proposed Lease provides for a fair and reasonable rental, and further that the execution of the Lease is necessary and wise.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary of the Board is authorized and directed to initial and date a copy of the proposed Lease and to place the same in the minute book immediately following the minutes of this meeting, and said Lease is made a part of this resolution as fully as if the same were set forth herein.

BE IT FURTHER RESOLVED, that any officers of the Board be, and they are hereby authorized and directed to execute Lease on behalf of the School Corporation.

BE IT FURTHER RESOLVED, that the Board ratifies and approves the filing of a petition with the Circuit Court of Hendricks County (the "Court") requesting the appointment of appraisers to determine the fair market value of the real estate subject to the Lease (the "Real Estate").

BE IT FURTHER RESOLVED, any officers of the Board are authorized to execute a deed and sell the Real Estate at a price not less than that fixed by the Court.

BE IT FURTHER RESOLVED, that the officers of the Board have full authority to execute any and all documents necessary to execute a Lease and Deed, if applicable, or for the issuance of the bonds secured by such Lease and that the use of electronic signatures by officers of the Board or representatives of the School Corporation are hereby authorized and affirmed with full valid legal effect and are enforceable.

*Passed and Adopted this 10<sup>th</sup> day of January, 2022.*

*Ms. Dearman moved to approve the recommendation; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**F. Recommendation to Approve Resolution Assigning Construction Bids to Building Corporation**

Mr. Hacker recommended the Board of School Trustees approve the resolution authorizing the assignment of construction bids and contracts to the Building Corporation, once received. He explained the Building Corporation will be the issuer of the bonds. The proceeds from the bonds will be held by the trustee bank and used to pay the contractors for the work done on the construction project. As such, the bids received will need to be assigned to the Building Corporation.

**RESOLUTION ASSIGNING CONSTRUCTION BIDS AND CONTRACTS, ONCE RECEIVED**

WHEREAS, the Brownsburg Community School Corporation (the "School Corporation") has or will receive construction bids or enter into contracts for the construction of a new elementary school and renovation of and improvements to school facilities throughout the school corporation including site improvements and the purchase of technology, buses, real estate and equipment (the "Project"); and

WHEREAS, the School Corporation intends to sell certain real estate on which the Project will be constructed and renovated (the "Real Estate") to the Brownsburg 1999 School Building Corporation (the "Building Corporation") which Building Corporation will complete the Project; and

WHEREAS, the School Corporation intends to establish a construction fund and appropriate the funds it receives from the Building Corporation for the sale of the Real Estate; now, therefore,

BE IT RESOLVED, the construction bids and contracts relating to the Project are hereby assigned to the Building Corporation, once received.

*Passed and Adopted this 10<sup>th</sup> day of January, 2022.*

*Mr. Wells moved to approve the recommendation; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**G. Recommendation to Approve Resolution Approving Eleventh Supplement to Master Continuing Disclosure Undertaking and Issuing Bonds**

Mr. Hacker recommended the Board of School Trustees approve the resolution approving the eleventh supplement to Master Continuing Disclosure Undertaking and Issuing Bond. He explained that the Securities and Exchange Commission requires that a school corporation enter into a Master Continuing Disclosure Undertaking prior to issuing bonds. The agreement requires the school corporation agree to timely provide specified financial information to the SEC’s EMMA database.

**RESOLUTION APPROVING ELEVENTH SUPPLEMENT TO MASTER CONTINUING DISCLOSURE UNDERTAKING**

WHEREAS, an Eleventh Supplement to Master Continuing Disclosure Undertaking (collectively, the "Undertakings") have been presented to the Board of School Trustees (the "Board") of Brownsburg Community School Corporation (the "School Corporation") in connection with the issuance of the Brownsburg 1999 School Building Corporation Ad Valorem Property Tax First Mortgage Bonds, Series 2022 (the "Bonds"); and

WHEREAS, the Board must approve the form of Undertaking and the issuance of the Bonds; now, therefore,

BE IT RESOLVED, that the Board hereby approves the form of Undertaking and hereby authorizes any officers of the Board to execute such Undertaking.

BE IT RESOLVED, that any officers of the Board are hereby authorized and directed to execute any and all documents and certificates required in order to issue and deliver the Bonds.

*Passed and Adopted this 10<sup>th</sup> day of January, 2022.*

*Dr. Freije moved to approve the recommendation; Mr. Wells seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**H. Recommendation to Award Construction Contract – Cardinal/Delaware Trail Window Replacement**

Mr. Voigt recommended the Board of School Trustees accept and award the following contracts, and authorize the Administration to execute all necessary contracts, issue and approve change orders, and other necessary actions to achieve each project’s schedule, providing the total project cost does not exceed the authorized limits:

**2022 Cardinal and Delaware Trail Elementary School Window Replacement Project, the lowest responsible and responsive bid, awarded to Terstep Co., Inc.:**

Base Bid	\$704,000.00
Alternate No. 1	\$645,000.00
Alternate No. 2	\$114,000.00
Alternate No. 3	\$300,000.00
Total Purchase Order Amount	\$1,763,000.00

Mr. Voigt explained that bids were received and opened on Thursday, December 16, 2021, in compliance with Indiana Public Works statutory requirements.

*Mrs. Dearman moved to approve the recommendation; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**I. Recommendation to Approve Resolution Granting Authorization to Sign Agreements for Alternative Services and Private Residential Placements**

Dr. Snapp recommended the Board of School Trustees approve the resolution granting authorization to sign agreements for alternative services and private residential placements. Dr. Snapp explained this is an annual requirement from the Department of Education and is only needed on rare occasions.

*Ms. Heffernan moved to approve the recommendation; Mr. Wells seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays.*

**XIII. SUPERINTENDENT COMMENTS**

Dr. Snapp shared that he appreciates the patron comments and that we listen to and take into consideration comments that are made at Board meetings and make improvements based on those comments when necessary. He noted that last month a patron made a request to have documents related to the meeting available prior to the meeting. The request was discussed and changes were made to have pertinent documents available on the corporation website on the Friday before the meeting. This evening another accusation was made regarding Board transparency which was false and misleading. Documents were provided and could have been provided in advance by a simple phone call as opposed to another unfounded accusation at a public meeting. These continued accusations are truly disappointing.

**XIV. BOARD MEMBER COMMENTS**

Mr. Wells stated that we can all see the pandemic is not going anywhere. A number of people have been asking to return to masks. The Board voted in November to make masks optional beginning December 20, 2021. People are free to wear a mask, or not, it is their personal choice. Hopefully soon we will not have to worry about it. He thanked all those who spoke and shared their concerns.

Mrs. Dearman thanked those who came to the meeting and those who spoke this evening. She offered congratulations to the band for their accomplishments this year and winning the award.

Dr. Freije thanked everyone who spoke at the meeting this evening. He clarified his abstention vote regarding Ms. Heffernan was in no way a move against Ms. Heffernan. The Board works well together and will continue to do so. He welcomed back all students and staff for the new year.

Ms. Heffernan thanked Dr. Freije for his comments. She thanked all those who spoke this evening, we like to hear all opinions.

**XV. ADJOURNMENT**

*Mr. Hylton moved to adjourn the meeting; Dr. Freije seconded the motion. The Board approved the motion by a vote of five (5) ayes; zero (0) nays. The meeting adjourned at 7:23 p.m.*

**BROWNSBURG COMMUNITY SCHOOL CORPORATION  
BOARD OF SCHOOL TRUSTEES**

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