

President, Jody Seward called the OCTOBER 17, 2023 regular monthly meeting to order at 6:15 p.m.

The Treasurer called the roll with the following members present:

Hope Hill, Ken Killian, Jason Kirby, Charles Snyder, Jody Seward – All Present

Pledge of Allegiance

Recognition of Public

- Jenny Best - Finalist, Ohio Teacher of the Year
- Macy Day Parade band participants

153.23 Motion by Snyder, seconded by Kirby to approve Financial Reports for September 30, 2023 and board minutes of regular September 19, 2023 meeting.

Roll Call: Snyder, Kirby, Hill, Killian, Seward – All Yes Passed

154.23 Motion by Killian, seconded by Hill to approve a bus bid submitted by Cardinal Bus Sales and Service, as the lowest responsive and responsible bid, for the purchase of three (3) buses at an approximate cost of \$129,585 each.

Roll Call: Killian, Hill, Kirby, Snyder, Seward – All Yes Passed

155.23 Motion by Kirby, seconded by Hill to approve the following contracts with Early Childhood Resource Center:

1) Letter of Agreement to provide evaluation services for the SPARK program commencing July 1, 2023 - June 30, 2024, at an approximate amount of \$3,800.00

2) Replication Letter of Agreement to establish SPARK affiliate fees for the period July 1, 2023 - June 30, 2024 at a cost not to exceed \$1,000.

Roll Call: Kirby, Hill, Killian, Snyder, Seward – All Yes Passed

156.23 Motion by Snyder, seconded by Killian to approve an amendment to the Certified Negotiated Agreement to add Art Show Advisor as an extra-curricular stipend.

Roll Call: Snyder, Killian, Hill, Kirby, Seward – All Yes Passed

157.23 Motion by Killian, seconded by Snyder to approve Payment In Lieu of Transportation for the following students for the 2023-2024 school year as follows:

Nathan Oaks

Aneilya Kent

Julius Kent

Jeffery Kent

Elizabeth Knish

Carson Yoder

Cindy Yoder

Joshua Yoder

Lily Kines

Liberty Kines

Alaina Kirby

Jade Kirby

Nikolas Kramer

Luke Moll

Eliana Bennett

Evan Bosley

Emma Bosley

Ahnalysis Bosley

Roll Call: Killian, Snyder, Hill, Kirby, Seward – All Yes Passed

158.23 Motion by Killian, seconded by Kirby to approve the following resolution:

WHEREAS, on June 30, 2023, the 135th Ohio General Assembly passed the state's biennial Operating Budget for FY 24-25 ("Amended Substitute House Bill 33" or "H.B. 33"), and Governor DeWine signed the legislation into law on July 3, 2023; and

WHEREAS, Amended Substitute House Bill 33 makes significant structural changes to the Ohio Department of Education, including renaming the Department of Education as the Department of Education and Workforce ("DEW"), creating the position of a director of education and workforce who will be appointed by the Governor with the advice and consent of the Senate, establishing within the DEW the Division of Career-Technical Education and the Division of Primary and Secondary Education, each of which will be led by a deputy director appointed by the director of education with the advice and consent of the Senate, creating the "Department of Children and Youth," creating the position of a director of children and youth, and transferring most of the powers and duties of the State Board of Education and the Superintendent of Public Instruction to the DEW, the Director of Education and Workforce, the Department of Children and Youth, and/or the Director of Children and Youth; and

WHEREAS, most of the State Board of Education and/or Superintendent of Public Instruction's powers prior to the effective date of H.B.33 will now fall under the auspices and/or jurisdiction of the DEW, the Director of Education and Workforce, the Department of Children and Youth, and/or the Director of Children and Youth, the State Board of Education retains the following duties: (1) adopt requirements for educator licensure; (2) process and issue educator licenses; (3) investigate and resolve educator misconduct complaints; (4) evaluate background checks, evaluate eligibility for licensure and participate in the retained applicant fingerprint database program; (5) determine school district territory transfer disputes; and (6) administer the teacher and school counselor evaluation systems; and

WHEREAS, during the period of transition and until such time as respective roles are clearly delineated, the Board of Education desires to recognize and give full effect to the structural changes made by H.B. 33 and align its practices accordingly;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education that any and all references to the "Department of Education," "Ohio Department of Education," "Department," or "ODE" contained in the Board's existing policies and corresponding administrative guidelines and forms, shall, after the effective date of HB 33 (i.e., on or about October 2, 2023), mean the "Department of Education and Workforce" ("DEW") or the "Department of Children and Youth" for all purposes set forth and described in HB 33.

BE IT FURTHER RESOLVED, that to the extent that existing Board policies and corresponding administrative guidelines and forms reference the "State Superintendent of Public Instruction" and/or the "State Board of Education," such references, after the effective date of HB 33, shall be mean the "Department of Education and Workforce" ("DEW"), the "Director of Education and Workforce," the "Department of Children and Youth" and/or the "Director of Children and Youth" as applicable and appropriate and as set forth and described in HB 33.

BE IT FURTHER RESOLVED that, until such time as the Board's existing policies and corresponding administrative guidelines and forms are updated to reflect the changes set forth above, the Superintendent shall act and direct other school staff to act and carry out their responsibilities in a manner consistent with HB 33 and the above-identified provisional changes to Board policies and corresponding administrative guidelines and forms.

Roll Call: Killian, Kirby, Hill, Snyder, Seward – All Yes Passed

Heard first reading of the following new and revised policies: (no action taken)

0141.2 Conflict of Interest

0164 Notice of Meetings

2623.02 Third Grade Reading Guarantee

3120.08 Employment of Personnel for Co-Curricular/Extra-Curricular Activities

3120.09 Rescind Volunteers - replaced with 8120

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5113.01 Rescind - Intra-District Open Enrollment
5320 Immunization
5337 New - Care of Students with Active Seizure Disorders
6240 New - Board of Revision Complaints and Countercomplaints
6700 Fair Labor Standards Act
7440 Facility Security
8120 Volunteers
8210 School Calendar
8330 Student Records
8600 Transportation
9160 Public Attendance at School Events
9270 Equivalent Education Outside the Schools & Participation in Extra-Curricular for Students Not Enrolled in the District

159.23 Motion by Snyder, seconded by Hill to approve new job description for Weight Conditioning Coach and Art Show Advisor.
Roll Call: Snyder, Hill, Killian, Kirby, Seward – All Yes Passed

160.23 Motion by Snyder, seconded by Kirby to approve the following resolution:

WHEREAS, the Board is a plaintiff in a pending multi-district litigation entitled In re JUUL Labs, Inc. (the “JUUL litigation”); and

WHEREAS, the Board’s legal counsel in the JUUL Litigation has apprised the Board of a proposed settlement of the pending litigation, including the general terms and conditions of the proposed settlement; and

WHEREAS, the Board’s legal counsel recommends the Board approve the proposed settlement, subject to final legal review and approval; and

WHEREAS, the Board finds it is in the District’s interest to proceed with the proposed settlement of the JUUL Litigation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Fairless Local Schools as follows:

1. The Board hereby authorizes its legal counsel, in the JUUL Litigation, Frantz Law Group, to consent on behalf of the Board to the proposed settlement of said litigation with Altria Group, Inc., Phillip Morris USA, Inc. and related companies specified in the settlement and release agreement, subject to legal counsel’s final review and approval of the terms and conditions of the settlement agreement as being consistent with the terms and conditions legal counsel previously discussed with the Board.

2. This resolution shall take effect immediately.

3. The Board finds that this resolution was approved at a regular meeting open to the public in accordance with the provisions of Section 122.21 of the Ohio Revised Code.

Roll Call: Snyder, Kirby, Hill, Killian, Seward – All Yes Passed

161.23 Motion by Hill, seconded by Kirby to accept the resignation of Virgil King as a bus driver, effective October 27, 2023.

Roll Call: Hill, Kirby, Killian, Snyder, Seward – All Yes Passed

162.23 Motion by Kirby, seconded by Killian to approve a \$500 stipend for Marla Terrell to be advisor of The Aultman Ambassador Program for the 2023-2024 school year.
Roll Call: Kirby, Killian, Hill, Snyder, Seward – All Yes Passed

163.23 Motion by Hill, seconded by Snyder to approve Brianna Studer as a one-year temporary certified substitute teacher, as needed, for the 2023-2024 school year.
Roll Call: Hill, Snyder, Killian, Kirby, Seward – All Yes Passed

164.23 Motion by Kirby, seconded by Killian to approve a one year 4-hour bus driver contract for Stuart Courtney, effective 10/2/23, Step 1.
Roll Call: Kirby, Killian, Hill, Snyder, Seward – All Yes Passed

165.23 Motion by Snyder, seconded by Hill to approve the following one year supplemental contracts for the 2023-2024 school year:

Danielle Perich	Head Fall Drama
Trisha Brunckhart	Fall Drama Asst.
Joshua Witting	Head Coach Baseball
Benjamin Russell	Head Coach Track
Haley Wolf	Varsity Asst. Girls Basketball
Kristine Twigg	JH (7th) Girls Basketball (split 1/3)
Gary Milton	JH (8th) Boys Basketball
Chad Butcher	Varsity Asst. Boys Basketball
Stone Scott	Reserve Boys Basketball

Roll Call: Snyder, Hill, Killian, Kirby, Seward – All Yes Passed

166.23 Motion by Killian, seconded by Kirby to approve the following:

Whereas, Section 3313.53 of the Ohio Revised Code authorizes the employment of non-teachers and/or non-district teachers as coaches and supervisors of student activity programs, and

Whereas, this Board has posted the positions as being available to the employees of the district who hold teaching certificates, and no such employee qualified to fill the position has applied for, been offered and accepted such position, and

Whereas, this Board then advertised the positions as being available to certificated individuals not employed by the district, and thereafter received applications from the following individuals who are experienced and otherwise qualified to serve in the position.

Be it therefore resolved, that the following individuals be employed under extra- curricular contracts in said positions for the school 2023-2024 year at the stipend amount for such positions as set forth in the current negotiated agreement, contingent upon satisfactory completion of the BCI/FBI criminal records check as required by law. Said coaches shall also have the necessary first aid training and CPR and/or other coaching requirements completed prior to beginning of season:

Lauren Knight	Fall Drama Asst.
Julie Tull	Head Softball
Boston McKinney	Reserve Girls Basketball
Seth Peterson	JH (8th) Girls Basketball (split 1/3)
Noah Blair	JH (7th) Girls Basketball (split 1/3)
James Jennings	JH (7th) Boys Basketball
Tad McGraw	Freshman Wrestling
Jory Oakleaf	Freshman Boys Basketball
Adam Bucher	8th grade Wrestling

Roll Call: Killian, Kirby, Hill, Snyder, Seward – All Yes Passed

Announced the next regular scheduled board meeting will be held on November 21, 2023 at 6:15 p.m. at Fairless High School.

167.23 Motion by Snyder, seconded by Kirby to adjourn the regular meeting at 6:47 p.m.
Roll Call: Snyder, Kirby, Hill, Killian, Seward – All Yes Passed

X _____
President, Jody Seward

X _____
Treasurer, Mark Phillips

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