

Austintown Board of Education

March 27, 2024

Work Session 3:00 PM

Regular Session 4:00 PM

Dr. Ritchie Legacy Room Central Office

Austintown Middle School Cafeteria

700 S. Raccoon Road

800 S. Raccoon Road

Board Members

Mr. Don Sherwood, President

Mr. Fred Marcum, Vice President

Mrs. Kathy Mock, Member

Mr. Harold Porter, Member

Mrs. Kim Smrek, Member

Administration

Timothy Kelty, Superintendent

Blaise Karlovic, Treasurer

Vision and Mission Statement of the Austintown Schools

The Austintown Local School District is a united community, with a proud legacy and a progressive approach to education.

We provide an inspiring education that strengthens and prepares our students for unlimited future opportunities.

1. CALL TO ORDER Time: _____

Mrs. Mock, P/A; Mr. Marcum, P/A; Mr. Porter, P/A; Mr. Sherwood, P/A; Mrs. Smrek, P/A

2. WORK SESSION

- Policy- DS/KM
- Commencement Recap- DS
- Gifted- HP
- Bus Fleet- BK

3. EXECUTIVE SESSION for the purpose of discussion with regard to:

_____ Employment, appointment, dismissal, discipline, promotion, demotion, compensation of a public employee

_____ Investigation of charges or complaints against a public employee, official, licensee, or student

_____ To confer with an attorney for the board of education concerning disputes involving the board that are the subject of pending or imminent court action.

_____ To prepare or conduct negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

_____ To consider legal matters required to be kept confidential by federal law or regulations or state statutes

_____ To consider confidential information related to marketing plans, specific business strategy, or production techniques.

_____ To discuss details relative to the security arrangements and emergency response protocols for the Board of Education

Motion to recess for Executive Session made by _____ at ____:____ AM/PM

Seconded by _____

4. RECALL TO ORDER Returned to Regular Session _____ at ____:____ AM/PM

Pledge of Allegiance and Vision/Mission Statement Read by: _____

5. AGENDA APPROVAL

Upon the recommendation of the Treasurer, approve the agenda for the 3/27/2024 Board of Education Regular Session.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

6. **PUBLIC COMMENTS-** Speakers limited to no more than 3 minutes per speaker; 30 minutes total-BDDH:KD

7. **PRINCIPAL REPORT-** Andrew Scarmack, AMS Principal

8. **STUDENT/STAFF RECOGNITION**

- Fitch Cheerleaders and Coaches

9. **TREASURER'S CONSENT ITEMS**

Upon the recommendation of the Treasurer, approve the following items A-C by consent action:

A. MINUTES

- a. Regular Session held on 2/20/2024
- b. Special Sessions held on 2/24/2024

B. FINANCIAL REPORTS

- a. January, 2024 Monthly Financial/Expenditure Activity Report
- b. January, 2024 Month End Forecast Report
- c. Purchase Orders over \$15,000 and transfers for the month as submitted

C. DONATIONS

- a. \$1375 from Austintown Track & Field Boosters to Austintown Athletics for charter bus
- b. \$100 from Harold and Kathleen Wilson to Fitch RDE scholarships
- c. \$3736.96 from The Schmidt Family Benevolence Fund of Thrivent Charitable Impact & Investing for five Senior Scholarships
- d. \$500 from DJV Supplies to Austintown Athletics
- e. \$250 from Rotary Club of Austintown to RDE Scholarships
- f. \$100 anonymous donation to RDE Scholarships
- g. \$20,800 to Austintown Camp Invention 2024 via the National Inventors Hall of Fame from the Burton D Morgan Foundation.
- h. \$2788 from Austintown Choral Parents Club to Fitch Choir
- i. \$67.90 from Rebecca Caruso to the Class of 2026
- j. \$300 worth of children's clothing from Frank Carosella to Austintown Elementary
- k. \$200 worth of birthday bags from the Salvation Army to Austintown Elementary
- l. \$1,000 from the AES PTA to Austintown Elementary
- m. \$25 from Karma Minkewicz to the Class of 2026

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

10. **SUPERINTENDENT'S CONSENT ITEMS**

Upon the recommendation of the Superintendent, approve the following items A-G by consent action:

A. PERSONNEL

1. Resignations

- a. Danyelle Henin, AEA Teacher effective the 2024-2025 school year, personal reasons
- b. Melissa Pezzuolo, AEA Supplemental-Danceline effective 3/8/2024, personal reasons
- c. Mallory Gray, OAPSE Paraprofessional; last day 3/8/2024, job change
- d. Kristen Bostocky, AEA Teacher at AMS, effective 4/8/24, personal reasons

2. Resignations for the Purpose of Retirement

- a. Linda English, OAPSE Bus Driver effective April 1, 2024 after 16 years of service with Austintown Schools

3. OAPSE Appointments effective 2023-2024 school year

- a. Dan Johnson, Reinstate to OAPSE Maintenance position effective 3/25/2024 at the current step and rate
- b. Annastacia Ray, Special Education Paraprofessional at AMS, 5.75-hours replacing Kathy Senvisky effective 3/25/2024

B. NON-BARGAINING UNIT PERSONNEL

Instructional Support Staff

- a. Kari Knight, Home Instruction Tutor at the rate of \$20 per hour up to 5-hours per week as needed
- b. Johnathan Bacak, Saturday School Tutor-Title I grant funded at the rate of \$25 per hour as needed

C. LEAVE OF ABSENCE

- a. Joy Noble - FMLA - Medical - Effective 2.12.24 until 5.17.24
- b. Gretchen Joyce- FMLA Maternity - Effective 3/19/2024 until 5/23/2024
- c. Robert Duda - Sick Leave - 3/19/2024 -5/24/2024
- d. Dawn Rhoads - FMLA - maternity - 3.25.24-5.21.24
- e. Kimberley Hall, OAPSE Paraprofessional at AMS; three (3) personal days following a holiday break; 4/8/2024 through 4/10/2024 and three (3) unpaid days; 4/11/2024, 4/12/2024 and 4/15/2024
- f. Mary Breckner, OAPSE Sweeper Cleaner at AMS; unpaid leave effective 3/11/2024 end date to be determined
- g. Holly Brady, OAPSE Paraprofessional at AES; one (1) unpaid day, 5/10/2024

D. MVRCOG PERSONNEL

- a. Christopher White, Bus Washer effective March through May 2024

E. AEA DISTRICT-WIDE SUPPLEMENTALS 2023-2024 SCHOOL YEAR (AEA)

- a. Melissa Pezzuolo, District Coordinator of Summer School - 10%

F. CLASSIFIED NON-TEACHING SUBSTITUTE PERSONNEL

Food Service

- a. Pamela Ventimiglia

Paraprofessionals

- a. Pamela Ventimiglia

G. VOLUNTEERS- Athletic/Academic

- a. Joseph Chepke II, Baseball
- b. Joseph Chepke III, Baseball

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

11. AGREEMENT

Upon the recommendation of the Treasurer, approve the Master Commodity Agreement and Service Agreement between NRG Business Marketing, LLC and the Austintown Local School District for natural gas transactions effective 11/1/2024 and ending 10/31/2025.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

12. AGREEMENT

Upon the recommendation of the Superintendent, approve the Agreement between Austintown Local Schools and Vaza Consulting for grant writing services not to exceed \$35,700, effective 4/1/24 and ending 3/31/25.

13. AGREEMENT

Upon the recommendation of the Superintendent, approve the Agreement by and between the Austintown Local Schools ("District") and Current Sports LLC for the Track Resurfacing Project in the amount of \$132,950.00.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

14. AGREEMENT

Upon the recommendation of the Superintendent, approve the following contractual agreement:

Articulate Agreement between Austintown Fitch High School and the Indiana-Kentucky-Ohio Regional Council of Carpenters Joint Apprenticeship and Training Fund.

This articulation agreement between Austintown Fitch High School and the Indiana-Kentucky-Ohio Regional Council of Carpenters Joint Apprenticeship and Training Fund (hereafter "Program") enables high school graduates enrolled with Austintown Fitch High School to receive credit for the competencies in Carpenter Certificate of Initial Mastery (CIMS) and/or Millwright Certificate of Initial Mastery (CIMS).

This Articulation Agreement is subject to annual review by all parties of signature. All changes will be made and reflected in a new agreement. If no changes are indicated by the annual review, continuance of this Agreement as outlined within will remain in effect.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

15. AGREEMENT

Upon the recommendation of the Superintendent, approve the following Agreement by and between the Austintown Local Schools ("District") and United Way of Youngstown and the Mahoning Valley:

Whereas, the United Way of Youngstown and the Mahoning Valley and the Austintown Local School District agree to enhance education opportunities to selected pre-kindergarten students.

Therefore, the parties mutually agree to the Scope of Services as presented in the Memorandum of Agreement between Austintown Elementary School and the United Way of Youngstown and the Mahoning Valley. The United Way Success By 6 Initiative will commence on 8/1/2024 and end no later than 8/16/2024 with financial support for

8 units at \$4,500 each at a cost not to exceed \$36,000 to be provided by the Youngstown Mahoning Valley United Way.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

16. AGREEMENT

Upon the recommendation of the Superintendent, approve the following contractual agreement made by and between the Austintown Local School District ("District") and The Governing Board of the Educational Service Center of Eastern Ohio ("Board") pursuant to R.C. 3313.845:

WHEREAS, the Board has expertise in providing services sought by the District, and

WHEREAS, the District wishes to utilize the Board's services and abilities during the term of this Agreement and the Board is qualified to provide such services and willing to offer such services upon the terms and conditions contained in this Agreement;

NOW THEREFORE, in consideration of the promises contained herein, the parties agree on the following as presented.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

17. AGREEMENT

Upon the recommendation of the Superintendent, approve the changes to the contractual agreement made by and between the Austintown Local School District ("District") and the Supplemental Educational Services, Inc. (SESINC) for the period beginning July 1, 2023 and ending on June 30, 2024 due to an increased Title I budget because of a reallocation of funds. The following Title I services will be increased:

- a. St. Christine School Title I Services
- b. St. Rose School Title I Services
- c. ACLD School Title I Services
- d. Valley Christian Title I Services
- e. St. Nicholas School Title I Services

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

18. AGREEMENT

Upon the recommendation of the Superintendent, approve the following Agreement by and between the Austintown Local Schools ("School") and the Mahoning County Board of Commissioners for the Mahoning Solid Waste Management District ("District"):

WHEREAS, the DISTRICT, under the provisions of Chapter 3734 of the Ohio Revised Code, may expend funds for local solid waste projects; and

WHEREAS, the overall goal of the DISTRICT is to develop an integrated solid waste management system that will be implemented in an environmentally sound, technically feasible, cost effective and publicly acceptable manner; and

WHEREAS, the SCHOOL has made available to the DISTRICT space; and accidental services, for the accommodation of recycling drop-off containers; and

WHEREAS, the DISTRICT desires to lease said space and obtain said incidental services from the SCHOOL; and

WHEREAS, the objective of this AGREEMENT is to provide a public drop-off recycling center that will benefit both the SCHOOL and surrounding community; and

WHEREAS, the SCHOOL has been authorized by a Resolution of its governing body to enter into an AGREEMENT with the DISTRICT.

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties agree with the following as presented.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

19. RESOLUTION

Upon the recommendation of the Superintendent, approve the following resolution as presented:

WHEREAS, in accordance with Ohio Revised Code ("R.C.") 3313.41, and Board Policy 7300 – *Disposition of Real Property/Personal Property*, if the Board has property that it, by resolution, finds is not needed for school district use, is obsolete, or is unfit for the use for which it was acquired, the Board may donate such property if its fair market value is, in the opinion of the Board, less than \$2,500; and

WHEREAS, such property may be donated to a nonprofit organization that is located in the State of Ohio and is exempt from federal income taxation pursuant to 26 U.S.C. 501(a) and (c)(3) ("Eligible Organizations"); and

WHEREAS, prior to donating any such property, the Board shall adopt a resolution expressing its intent to make property which is unneeded, obsolete, or unfit for school district use available to Eligible Organizations; and

WHEREAS, such a resolution shall include guidelines and procedures the Board deems necessary to implement the donation program and shall indicate whether the Board will conduct said donation program or if the Board will contact with a representative to conduct it, and if the representative is known at the time of the passage of the resolution establishing the donation program, the resolution shall include the representative's contact information; and

WHEREAS, within its guidelines and procedures, the resolution shall include a requirement that any Eligible Organization desiring to obtain donated property under this division shall submit a written notice to the Board; and

WHEREAS, after review of its personal property, the Board has determined that it is in the possession of a collection of books which are no longer needed for district use, are obsolete, or are otherwise unfit for the use for which it was originally acquired, and that such property, in the opinion of the Board, does not exceed \$2,500; and

WHEREAS, the Board has expressed a desire to establish a program for the donation of such property to Eligible Organizations.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Austintown Local School District hereby establishes the Austintown Local Schools Book Donation Program (the "Program") for purposes of donating books owned by the Board which are no longer needed for public use, are obsolete, and whose fair market value, in the opinion of the Board, is less than \$2,500, to Eligible Organizations.

BE IT FURTHER RESOLVED that any Eligible Organization desiring to obtain Board property to be donated through the Program, shall submit a written notice to the Board's Treasurer, that shall include each of the following: a) evidence that the organization is a nonprofit organization that is located in the State of Ohio; b) a description of the organization's primary purpose; c) a description of the type or types of property the organization needs; and d) the name, address, and telephone number of the individual designated by the organization to receive donated property as its agent.

BE IT FURTHER RESOLVED that the Treasurer shall maintain a list of all nonprofit organizations that notify the Board of their desire to obtain Board property pursuant to the Program and that the Treasurer determines to be an Eligible Organization in accordance with the requirements set forth herein, as well as a list of all real or personal property that qualifies for the Program.

BE IT FURTHER RESOLVED that priority may be given to certain Eligible Organization(s) based on a direct relationship between the purposes of the organization and specific purposes of the programs provided or administered by the Board.

BE IT FURTHER RESOLVED that in establishing the Program, the Board hereby adopts the following additional guidelines and procedures:

1. All property donated through the Program shall be made available "as is", and in no circumstances shall such property be returned to the Board.
2. Any Eligible Organization receiving donated property under the Program shall arrange for its authorized representative to pick up the donated property directly from the designated location in which the property is stored or shall pre-pay any and all expenses for shipping and delivery of the donated property.
3. No employees of the Board shall be permitted to deliver property donated under the program to any Eligible Organization receiving such donated property.
4. Any Eligible Organization that loses its eligibility in accordance with the requirements set forth herein, shall immediately notify the Treasurer in writing of the Eligible Organization's loss of eligibility to receive donated property in accordance with the Program.
5. At their discretion, the Treasurer may periodically, but not more frequently than on an annual basis, require an Eligible Organization to provide an updated written notice in accordance with the requirements of this resolution. An organization's failure to provide an updated written notice shall be removed from the Program's list of organizations eligible to receive property under the Program.

BE IT FURTHER RESOLVED that the Treasurer is hereby directed to cause publication, in a newspaper of general circulation in the Vindicator, a notice of the Board's intent to establish the Program to donate books which it has determined to be unneeded, obsolete, or unfit for school district use, whose fair market value, in the opinion of the Board, is less than \$2,500. The notice shall be published on two separate occasions and must include a summary of the information provided in this Resolution. The second and subsequent notice referenced herein

shall be posted not less than ten (10) and not more than twenty (20) days after the previous notice. A similar notice must also be continually posted in the Board of Education's office and on the District's website.

BE IT FURTHER RESOLVED that it is hereby found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of the Board and any of its committees that resulted in such formal action were open to the public when required by law, in full compliance with the law.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

20. RESOLUTION

Upon the recommendation of the Superintendent, approve the following resolution as presented:

WHEREAS, Catherine Dorbish is employed in the position of Principal of Austintown Elementary School and has communicated to the Board that she will retire from her employment effective end of the day on June 30, 2024; and

WHEREAS, Mrs. Dorbish has expressed interest and a desire of being rehired in the same position from which she retired; and

WHEREAS, the Board desires that Mrs. Dorbish be reemployed in the position of Principal of Austintown Elementary School effective August 6, 2024, following retirement; and

WHEREAS, section 3307.353 of the Ohio Revised Code specifically provides that the Board must follow special "public input" procedures prior to rehiring a retired employee into the same position the employee held prior to the date of retirement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Austintown Local School District hereby authorizes and instructs its Treasurer to make arrangements that the public notice attached hereto and incorporated herein as Exhibit "A" shall appear in a newspaper of general circulation within Mahoning County at least sixty (60) days prior to August 6, 2024 and/or prior to May 27, 2024, at which time the Board intends to take final action on Mrs. Dorbish's rehire contract in order to provide the requisite "public notice" as prescribed by section 3307.353 of the Ohio Revised Code.

BE IT FURTHER RESOLVED, in accordance with the public notice attached hereto and incorporated herein as Exhibit "A", the public hearing required under the aforementioned statutes shall occur on April 29, 2024, at 4:00 p.m. at the Austintown Middle School Cafeteria.

BE IT FURTHER RESOLVED, that it is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board in compliance with all legal requirements.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

21. RESOLUTION

Upon the recommendation of the Superintendent, approve the following resolution as presented:

WHEREAS, This Board of Education in accordance with the provisions of law has previously adopted a Tax Budget or has been granted the authority by the Mahoning County Budget Commission to waive this requirement for the next succeeding fiscal year commencing July 1, 2024;and

WHEREAS, The Budget Commission of Mahoning County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

RESOLVED, By the Board of Education of the Austintown School District, Mahoning County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said School District the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY
BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

Fund	Amount Approved by Budget Commission Inside 10 Mill Limitation	Amount to Be Derived from Levies Outside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to be Levied Inside 10 Mill Limit	County Auditor's Estimate of Tax Rate to be Levied Outside 10 Mill Limit
	Column I	Column II	Column III	Column IV
General	\$5,950,739	\$16,072,533	6.40	48.20
Bond (\$26,000,000)		\$1,896,798		2.04
Bond (26,682,099)		\$1,450,492		1.56
Class Facilities		\$314,516		0.50
Total	\$5,950,739	\$19,734,339	6.40	52.30

And be it further

RESOLVED, That the Treasurer of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

22. RESOLUTION TO IMPLEMENT AN ADMINISTRATIVE REDUCTION IN FORCE

Upon the recommendation of the Superintendent, approve the following resolution as presented:

WHEREAS, Ohio Revised Code § 3319.171 and Board of Education Policy 1540 allow for a reduction in force due to reorganization and/or consolidation of administrative functions and for reasons unrelated to the performance of an administrator; and

WHEREAS, the Board currently employs one Director of Alternative Programs Grades 6-12 in the District; and

WHEREAS, due to the reorganization and/or consolidation of administrative functions and reasons unrelated to the performance of the administrator, the Superintendent has recommended to the Board that it effectuate a reduction in force of the Director of Alternative Programs Grades 6-12 position in the best interest of the District consistent with Ohio Revised Code § 3319.171 and Board of Education Policy 1540; and

WHEREAS, the Board has determined that it is necessary for the reorganization and/or consolidation of administrative functions and for reasons unrelated to the performance of the administrator, to implement a reduction in force of the Director of Alternative Programs Grades 6-12 position in the best interest of the District consistent with Ohio Revised Code § 3319.171 and Board of Education Policy 1540; and

NOW, THEREFORE, BE IT RESOLVED by the Board that:

Section 1. It is necessary due to the reorganization and/or consolidation of administrative functions and for reasons unrelated to the performance of the administrator, to abolish the position of Director of Alternative Programs Grades 6-12. This position is hereby abolished effective the end of the 2023-2024 school year. Therefore, the employment contract between the Board and affected administrator, Renee Houser, is hereby suspended indefinitely effective June 30, 2024.

Section 2. The affected administrator in Section 1 will be afforded applicable recall rights in Board Policy 1540.

Section 3. The Treasurer/CFO is authorized and directed to notify the affected administrator in Section 1 above of the Board's action to suspend her employment contract and to provide information as to her applicable rights and obligations as a result of the reduction in force.

Section 4. 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 of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

23. RESOLUTION AUTHORIZING DISPOSITION OF CERTAIN REAL PROPERTY TO NEIGHBORING PROPERTY OWNER OR, IN THE ALTERNATIVE, GRANT OF EASEMENT TO NEIGHBORING PROPERTY

Upon the recommendation of the Superintendent, approve the following resolution as presented:

WHEREAS, the Austintown Local School District Board of Education (the "Board") currently owns a vacant parcel of real property consisting of approximately 9.42 acres identified as Mahoning County Auditor parcel number 48-095-0-004.00-0 (the "Real Property").

WHEREAS, an adjacent property owner and the Austintown Township Zoning Department have indicated that the neighbor inadvertently constructed an accessory structure on their lot too close to the lot line of the Real Property

(the “Encroachment”), and has asked that the Board transfer a small portion of the Real Property to the neighbor so that they do not need to tear down and reconstruct the accessory structure.

WHEREAS, the Board has no current or future plans to use the portion of the Real Property necessary to cure the Encroachment and does desire to help the neighboring property owner cure the Encroachment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Austintown Local School District, Mahoning County, Ohio (the “Board”), that:

Section 1. The portion of the Real Property needed to cure the Encroachment (the “Transfer Property”) is not currently needed by the District for school purposes.

Section 2. The Board authorizes the Board President, Superintendent, and Treasurer to take all action they deem reasonably necessary to either: (i) sell the Transfer Property to the adjacent property owner in order to cure the Encroachment in accordance with the processes set forth in ORC 3313.41; or (ii) negotiate and grant an acceptable encroachment easement to the adjacent property owner on behalf of the Board with respect to the Transfer Property.

Section 3. The Board President, Superintendent, and Treasurer are each authorized, with assistance from legal counsel, to negotiate and execute any conveyance or other documents deemed reasonably necessary to facilitate the sale of the Transfer Property, in the name of and on behalf of the Board, to take other such steps as are necessary to effectuate the sale of the Transfer Property (including payment of any related reasonable costs), and to perform any obligations under the conveyance documents.

Section 4. All formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board, and all deliberations of this Board 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.

Motioned by _____; Seconded by _____;
Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

24. DISTRICT CALENDAR

Upon the recommendation of the Superintendent, approve the 2024-2025 Austintown Local School District Calendar as presented.

Motioned by _____; Seconded by _____;
Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

25. BOARD POLICY- RE-ADOPTION/REVISION

Upon the recommendation of the Superintendent, approve re-adoption/revision of the following board policies:

po2623
po2623.02
po5410
po5460
po7540.03
Po7540.04

Motioned by _____; Seconded by _____;
Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

26. PUBLIC MEETING FOR APRIL, 2024

Work Session: Date: _____ Location: _____ beginning at _____ AM/PM

Regular Session: Date: _____ Location: _____ beginning at _____ AM/PM

Motioned by _____; Seconded by _____;

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N

27. TREASURER COMMENTS

28. SUPERINTENDENT COMMENTS

29. BOARD COMMENTS

30. ADJOURNMENT

Motioned by _____; Seconded by _____; Time: _____: _____ AM/PM

Vote: Mr. Marcum, Y/N; Mrs. Mock, Y/N; Mr. Porter, Y/N; Mr. Sherwood, Y/N; Mrs. Smrek, Y/N