



Minutes of the regular meeting of the Board of Education of the Berea City School District held on Monday, August 10, 2015, 6:00 p.m. in Staff Room 1 at Berea Board of Education, 390 Fair Street, Berea, Ohio 44017

**A. Regular Business**

Meeting called to order at: 6:00 p.m.

Roll Call

Present:  Chapman  Postel  Szabo  Thurau  Tressel

President Postel called for the Pledge of Allegiance.

Pledge of Allegiance

Ross Croucher, R.A. Croucher & Associates, of VOYA Financial Advisors will be presenting two prestigious awards for excellence in record-keeping and budget presentation: the Meritorious Budget Award and the Auditor's Award.

Awards to Treasurer

The Meritorious Budget Award recognizes excellence in school budget presentation. After a rigorous review by professional auditors, the award is conferred only on school districts that have met or exceeded the program's stringent criteria. Last year less than 125 school districts in the United States and Canada received this award, and only two districts in Ohio received the award.

The Auditor of State Award with Distinction is given to those entities that file a Comprehensive Annual Financial Report and timely financial reports, as well as receiving a "clean" audit report.

These awards reflect the high level of accountability, transparency, and thoroughness of the District's budgeting process and record-keeping.

It was moved by Szabo and seconded by Chapman that the minutes for the July 13, 2015, Regular Meeting be approved as presented.

Approval of Minutes  
 15-0810-5406

Roll call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel

Nays: None      Motion Carried

The Treasurer updated the Board of Education on the RefPay contract that they would be considering for approval on tonight's agenda, as well as, the approval of the Lease Bus Purchase agreement. He explained the details of each of the contracts and their purpose in the district.

Treasurer's Update

- ◆ Joyce Kapui expressed her concern with being excluded from the substitute list in the district. She also explained areas of reflection that she believes needs explored by the school district.
- ◆ The Junior High Student Council expressed their concern with the Board Policy regarding the sale of food. They stated their group has lost a considerable amount of revenue because of the policy and they are asking that an exemption be considered for their pizza sale to help them support the community relations they want to support.

Public Comments

Ana Chapman reported on the OSBA New State Report Card seminar she attended this past week. She explained the benefit of attending the seminar and the knowledge she learned from the seminar.

Board Reports

Fred Szabo presented the Board with a copy of the Amendment to the Chart of the Existing Career Center that the Polaris Board will be voting on this week.

Superintendent Sheppard reviewed a report he presented to the Board this week regarding the substitute program the district currently contracts with and the various data that the district has compiled around the current substitute program, including fill rates, pay rates and return rates. He will be forming a committee to review the data, with a representative from each building serving on the committee.

Other Items

Mr. Sheppard also discussed the kiosk program that was proposed to raise funds for the school district and asked for feedback regarding concerns with the proposal.

Board President Postel informed the Board of a request from OSBA to present at Capital Conference with the Berea Federation of Teachers regarding District-Union relationships.

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### B. Superintendent Recommendations

It was moved by Thureau and seconded by Szabo that items B-3-B6 be approved as part of the consent agenda.

Consent Agenda

Roll Call: Ayes: Chapman , Szabo , Thureau , Tressel , Postel   
Nays: None Motion Carried

B2-B6

15-0810-5407

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#### Resignations – Administrative Personnel

Personnel – Certified  
(Consent)

It is recommended that the following resignation be accepted at the end of the day listed below:

1. Nancy Braford effective end of the day 12/31/2015  
Director of Community Relations

#### Stipends – Administrative Personnel

1. Administrative Interns for 2015-2016

Johnny Bollin	\$1,000.00
Amren Fowler	\$1,000.00
Lori Nagy	\$1,000.00
Katie Rolland	\$1,000.00

2. Camp Mi-Bro-Be

Len Muni	Director	\$10,150.00
Jack Sadlon	Assistant Director	\$4,750.00
Matthew Watts	Administrator	\$750.00
Dave Sapienza	Camp Naturalist	\$3,562.50

3. Community Responsibility

Nancy Braford	\$450.00
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4. Elementary Principals with an Administrative Intern

John Brzozowski	\$1,600.00
Theresa Grimm	\$1,600.00
Michael Kostyack	\$1,600.00

5. Summer Camp Director, Summer 2016

Elaine Galbincea	\$3,100.00
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6.	Weekend Transportation Stipend		Personnel – Certified (continued)
	Corrine Mollica	\$2,300.00	
7.	Berea Professional Development Committee		
	Paul Kish	\$2,500.00	
	Michael Kostyack	\$2,500.00	

**Resignations – Certified Personnel**

It is recommended that the following resignations be accepted at the end of the day listed below:

1. Kimberly Cerveney effective end of the day 07/24/2015  
Title I Tutor (was on RIF list for the 2014-2015 school year)
2. Linda McCampbell effective end of the day 06/29/2015  
Intervention Specialist
3. Shawn McKinley effective end of the day 08/14/2015  
Title I Tutor
4. Deborah Wesoloski effective end of the day 06/30/2015  
Berea-Midpark/MHJH, Music S.T.R.S. Service Retirement

**Leave of Absence – Certified Personnel**

It is recommended that the following leave of absence be approved as listed below:

1. Linda McCampbell effective 2014-2015 school year  
Intervention Specialist
2. Joseph Zumpano effective 2015-2016 school year  
Science, Middleburg Heights Junior High

**Appointments – Certified Personnel for the 2015-2016 school year:**

1. Classroom Teachers
  - a. Devin Carman Step 7  
1.0 Intervention Specialist, Ford  
(Master's Degree with seven (7) years of experience, trained at Baldwin Wallace University and Notre Dame College)
  - b. Shannon Carroll Step 8  
1.0 Kindergarten, BPM  
(Master's Degree with eight (8) years of experience, trained at Baldwin Wallace University and Cleveland State University)
  - c. Sandra Cifranic Step 8  
1.0 Intervention Specialist, Ford  
(Master's Degree plus 48 semester hours with eight (8) years of experience, trained at Cleveland State University)
  - d. Stephanie Coad Step 3  
1.0 Grade 3, Brookview  
(Master's Degree with three (3) years of experience, trained at Bowling Green State University and Baldwin Wallace University) (Revised from 06/29/2015 Board Agenda)

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e.	Danielle Davian 1.0 Intervention Specialist, BPM Early Childhood Education (Master's Degree with five (5) years of experience, trained at Baldwin Wallace University and University of Toledo)	Step 5	<b>Personnel – Certified</b> (continued)
f.	Colleen Galla 1.0 (201 days) Librarian/Media Specialist, BMHS (Master's Degree with eight (8) years of experience, trained at Baldwin Wallace University and Kent State University)	Step 8	
g.	Anne Geib 1.0 Intervention Specialist, Ford (Master's Degree with seven (7) years of experience, trained at University of Dayton and Cleveland State University)	Step 7	
h.	Karen Griglak 1.0 Grade 5 Language Arts, Ford (Master's Degree plus 24 semester hours with eight (8) years of experience, trained at Bowling Green State University and The University of Akron)	Step 8	
i.	Abbe Hayden 1.0 Grade 2, Big Creek (Master's Degree with two (2) years of experience, trained at Baldwin Wallace University) (Revised from 06/29/2015 Board Agenda)	Step 2	
j.	Monica Jochum 1.0 Intervention Specialist, Brookview (Master's Degree with eight (8) years of experience, trained at Bowling Green State University and John Carroll University)	Step 8	
k.	Georgia Karageorgos 1.0 Math, Middleburg Heights Junior High (Bachelor's Degree plus 10 semester hours with three (3) years of experience, trained at Northern Michigan University)	Step 3	
l.	Matthew Krupa 1.0 Language Arts, Middleburg Heights Junior High (Bachelor's Degree with zero (0) years of experience, trained at Cleveland State University)	Step 0	
m.	Renee Nedoma 1.0 Grade 3, Brookview (Master's Degree with three (3) years of experience, trained at Ashland University and Baldwin Wallace University) (Revised from 06/29/2015 Board Agenda)	Step 3	
n.	Kari Novak 1.0 Intervention Specialist, Grindstone (Master's Degree with three (3) years of experience, trained at Bowling Green State University and Baldwin Wallace University) (Revised from 06/29/2015 Board Agenda)	Step 3	
o.	Tracy Novak 1.0 (196 days) Family Consumer Science, Middleburg Hts. Junior High (Bachelor's Degree with one (1) year of experience, trained at The University of Akron)	Step 1	

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**Resignations – Classified Personnel**

**Personnel – Classified  
(consent)**

It is recommended that the following resignation(s) be accepted at the end of the day as indicated:

1. Nancy Pokorny  
Intervention Associate effective end of the day 7/31/2015  
(S.E.R.S. Service Retirement)
2. Terri Smalley  
Instructional Assistant effective end of the day 8/4/2015

**Leave of Absence – Classified Personnel**

It is recommended that the following leave of absence be approved as indicated:

1. Barbara Kelly  
(General Leave) 08/18/2015 to 12/31/2015  
(District hire date adjusted to 04/28/2006-change from 6/29/2015 Board Agenda)

**Appointments**

1. Assistant Head Custodian
    - a. Mark Flaherty Step 4 07/27/2015  
(current employee probationary appointment)  
(change in job description from Custodian #1)
  2. Assistant Head Custodian
    - a. Douglas Goldie Step 9 08/03/2015  
(current employee probationary appointment)  
(change in job description from Head Custodian)
  3. Intervention Associate
    - a. Stefanie Hahn Step 0 08/18/2015  
(current employee probationary appointment)  
(change in job description from Student Monitor and Transportation Assistant)
  4. Office Assistant
    - a. Deborah Summers Step 6 08/03/2015 (current employee probationary appointment)  
(change in job description from Instructional Assistant)
  5. Substitute Bus Driver
    - a. Brooke Jackson effective 08/12/2015  
(Revised date from 06/29/2015 Board Agenda)
  6. 2015 Summer Buildings & Grounds- effective 7/20/2015
    - a. Christine Harrington \$9.10/hour
  7. Classified Substitute Personnel for 2015-2016

Garner, Shannon	Lapsevich, Wendy	Schuller, Julie
Gleason, Pamela	Merda, Julie	Schwartz, Eva
Halasz, Jennifer	Montgomery, Savannah	Snelling, Dawn
Hrdy, Clodagh	Mucic, Kathy	Thomas, Wendy
Kastranec, Corrine	Reichard, Julie	Velotta, Lisa
Kalis, Pamela	Roden, Kimberly	Volckening, Joan
Kvetensky, Caroline	Rollins, Dawn	Webb, Kristen
		Zsembik, Penny
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8. Permanent Intervention Associate Substitute Personnel for 2015-2016  
Hrdy, Clodagh Personnel – Classified  
(consent)

9. Nutrition Services Substitute Personnel for 2015-2016  
Adams, Kelly                      Overbaugh, Pat                      Schuschul, Kathy  
Dial, Sherry                      Petterson, Alice                      Snelling, Dawn  
King, Jo                      Reccardi, Alias                      Tiney, Amy  
Kolls, Pam

10. Custodial Substitute Personnel for 2015-2016  
a. Behrend, Terry  
b. Gasper, Brandon  
c. Lewis, Jason  
d. Skinner, Vern  
e. Strebelow, Ken  
b. Watkins, Roland

**Longevity- Classified Personnel**

The following classified staff member, at the end of the day as indicated, shall be paid a longevity payment earned for the 2014-2015 school year.

Nancy Pokorny	\$1000.00	07/31/2015
Terri Smalley	\$1000.00	08/04/2015

**Payment of Financial Administrative Assistant Stipend for Summer Camp**

Laura Albaugh shall receive a stipend on August 31, 2015 in the amount of \$250 for 2015 summer camp office assistant duties in accordance with OAPSE 27.OS.

It was recommended that the travel allocations listed below be established for the 2015-2016 school year. It was further recommended that the treasurer be authorized to reimburse these individuals upon the submission of verification for such travel at the appropriate mileage rate as shown in the attached exhibit	<b>Mileage</b> 15-0810-5409
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Ohio SB 210 requires school districts to set standards for all food and beverages sold to students during the school day and to report annually to the Board of Education on compliance. Berea City School District is compliant with the policy adopted by the Board of Education, all snack foods sold meet the Alliance for all Healthier Generation and all beverages sold meet the requirement in SB 210	<b>Ohio SB 210 Compliant</b> 15-0810-5410
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It was recommended that the personnel in the attached exhibit be approved for Curriculum Writing.	<b>Curriculum Writing</b> 15-0810-5411
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It was moved by Tressel and seconded by Thurau that the Berea Board of Education approve a release for transportation from the Columbia Local School District for the 2015-2016 school year for Kaylyn Johnson, who resides at 10003 Emerson, Columbia Station 44028. Kaylyn will be transported to and from St. Joseph Academy to a babysitter's residence at 75 Aaron St., Berea, via a Berea school bus.	<b>Release of Transportation</b> 15-0810-5413
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Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None                      Motion Carried

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Szabo moved and Chapman seconded the recommendation that the Board of Education approve the following tuition-free 12<sup>th</sup> grade student for the 2015-2016 school year:

**Tuition Student**  
**15-0810-5414**

A request from Ms. Nicole Simon, a Strongsville resident, for her son, Austin Jeric, a twelfth grade student to continue to attend school in the Berea City School District (Berea-Midpark High School), on a tuition-free basis for the 2015-2016 school year, based on Board of Education Policy 5111.

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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Tressel moved and Szabo seconded approval of the recommendation that the Assistant Superintendent be authorized to hire Architects/Engineers for any or all renovations, additions and paving work throughout the District for the 2015-2016 school year.

**Authorization to Hire Architects/Engineers**  
**15-0810-5415**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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Chapman moved and Thurau seconded approval of the recommendation that the Treasurer be authorized to advertise for bids for any or all renovations, additions, and paving work throughout the District for the 2015-2016 school year.

**Authorization to Advertise for Bids**  
**15-0810-5416**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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Szabo moved and Tressel seconded approval of the recommendation that the Berea Board of Education enter into a Service Agreement and Waiver with Kurt Wiant to perform student testing services for Gifted Services for the 2015-2016 school year as shown in document as presented.

**Wiant Agreement**  
**15-0810-5417**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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Tressel moved and Szabo seconded approval of the recommendation that the Board of Education participate in the Southwest Purchasing Council.

**Cooperative Purchasing Agreements Nutrition Services**  
**15-0810-5418**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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### C. Treasurer's Recommendations

Szabo moved and Thurau seconded the recommendation that items C2-C6 be approved as part of the consent agenda.

**Consent Agenda**  
**15-0810-5419**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

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NOW, THEREFORE, BE IT RESOLVED, under the provisions of ORC 3313.36, the Board hereby declares that acceptance of these gifts does not at this time remove any portion of the public schools from the control of the Board; and

**Gifts/Donations**  
**(consent)**

BE IT FINALLY RESOLVED that the Board is appreciate of the generosity of these gifts and the remembrance of this school district and the students, and designates the Treasurer to express the Board's appreciation for these thoughtful gifts.

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Donor	Gift	To:	Gifts/Donations
Kiwanis Club of Berea	\$150.00	Berea City School District for Opening Day Event	(continued)
Kiwanis Club of Middleburg Hts.	\$100.00	Berea City School District for Opening Day Event	

It was recommended that, in compliance with Section 575.40 of the Ohio Revised Code, the appropriation modifications and supplemental appropriations be approved as shown below:

**Appropriations/Modifications/  
Supplementals  
(consent)**

**Budget Modifications – August 2015**

Business Services- Property Insurance to Transportation -Transportation Purchases  
\$1,281.00

FROM: 001-052610-424-0000-000000-932-00-106

TO: 001-052829-481-0000-000000-932-00-106

**Supplemental Appropriations – August 2015**

ACCOUNT: 001-052850-660-0000-000000-023-00-106

INCREASE AMOUNT: \$84,000.00

ACCOUNT: 001-077200-911-0000-000000-001-00-108

INCREASE AMOUNT: \$450,000.0

**Supplemental Appropriations - July 2015**

ACCOUNT: Preschool 439-2015

DECREASE ADJUSTMENT AMOUNT FROM JULY 2015: (\$433.75)

ACCOUNT: Race to the Top 506-2015

DECREASE ADJUSTMENT AMOUNT FROM JULY 2015: (\$7,735.91)

ACCOUNT: Imagine Brookview 019-0181

DECREASE ADJUSTMENT AMOUNT FROM JULY 2015: (\$2,805.69)

It was recommended that, in compliance with Section 5705.40 of the Ohio Revised Code the 2016 appropriations be amended to include the changes for August as presented.

**Amended  
Appropriation Measure  
Certificate  
(consent)**

- a. It was recommended that the Board of Education approve the financial statements as presented.
- b. It was recommended that the Board of Education approve the total payments to vendors for the month of July 2015 in the amount of \$968,034.45

**Approval of Financial  
Statement a Payments  
to Vendors  
(consent)**

It was recommended that the Board approve the certificates of availability as listed below:

**Certificate of  
Availability  
(consent)**

P.O. #15003382

Fox Consulting, Inc., 8604 Wyatt Road, Broadview Heights, OH 44147

Amount- \$ 9200.00

Design Services for Brook Park Memorial Boiler Installation

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P.O. #16000426  
Educational Service Center of Cuyahoga County  
6393 Oak Tree Blvd Suite 300  
Independence, OH 44131  
Amount- \$ 4811.84

Certificates  
(continued)

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Chapman moved and Szabo seconded to approve the Investment report as presented.

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None                      Motion Carried

**Investments**  
**15-0810-5420**

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Chapman moved and Szabo seconded the recommendation to approve a change fund for Ford Intermediate School in the amount of \$200.00.

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None                      Motion Carried

**Ford IS Change Fund**  
**15-0810-5421**

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Tressel moved and Szabo seconded the recommendation to approve the following tickets/workers listed below:

a. Kathleen Beckman

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None                      Motion Carried

**Ticket Sellers/Workers**  
**15-0810-5422**

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Tressel moved and Thurau seconded the recommendation to approve the contract between Berea City School District and Ref Pay as presented.

**Ref Pay**  
**15-0810-5423**

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Szabo moved and Chapman seconded to approve the following resolution to Lease Purchase for School Buses:

A resolution authorizing the execution of a master lease agreement and a related equipment schedule between Huntington Public Capital Corporation, as lessor, and the Board, as lessee, for the purpose of obtaining school buses and related appurtenances for school purposes through lease-purchase, and related matters as shown below (and attachments):

**Lease Purchase for School Buses**  
**15-0810-5412**

The Board of Education of the Berea City School District met in regular session on August 10, 2015, commencing at 6:00 p.m., in Staff Room #1 in the Administration Building, 390 Fair Street, Berea, Ohio, with the following members present:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

The Treasurer/CFO, or Treasurer Pro Tempore, as the case may be, advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

\_\_\_\_\_ moved the adoption of the following resolution:

RESOLUTION NO. \_\_\_\_\_

Buses  
(continued)

**A RESOLUTION AUTHORIZING THE EXECUTION OF A MASTER LEASE AGREEMENT AND A RELATED EQUIPMENT SCHEDULE BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION, AS LESSOR, AND THE BOARD, AS LESSEE, FOR THE PURPOSE OF OBTAINING SCHOOL BUSES AND RELATED APPURTENANCES FOR SCHOOL PURPOSES THROUGH LEASE-PURCHASE, AND RELATED MATTERS.**

WHEREAS, Ohio Revised Code Section 3313.172 provides that the board of education of a school district may obtain motor vehicles for school district purposes through lease-purchase; and

WHEREAS, this Board has determined to obtain five school buses and related appurtenances (the "Equipment") for School District purposes by lease-purchase pursuant to Master Lease Agreement No. 76617 and related Equipment Schedule (together with any and all addenda, exhibits and attachments thereto, the "Lease"), between Huntington Public Capital Corporation, as lessor ("Lessor"), and the Board, as lessee, a copy of which Lease has been presented to this Board; and

WHEREAS, the obligations of the Board under the Lease will be subject to annual appropriations by this Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Berea City School District, Cuyahoga County, State of Ohio, that:

Section 1. It is hereby declared necessary and advantageous to the School District for the Board to enter into the Lease with the Lessor for the purpose of obtaining by lease-purchase the Equipment for School District purposes.

Section 2. The Lease in the form that has been presented to this Board is hereby approved, together with any changes therein that are not substantially adverse to the School District and that are approved by the Treasurer/CFO on behalf of the School District, all of which shall be conclusively evidenced by the signing of the Lease. The Treasurer/CFO is hereby authorized and directed to do all things necessary and consistent with this Resolution to consummate the transaction provided for herein, and the President or Vice President and Treasurer/CFO of the Board are authorized to sign and deliver in the name of the Board and on behalf of the School District, the Lease; provided that the aggregate principal components of the lease payments due under the Lease shall not exceed \$388,454.00, the interest component of those lease payments shall accrue at an annual rate not in excess of 2.3501% per annum (30/360), the Lease term shall consist of a series of one-year terms subject to renewal at the option of the School District upon the appropriation of funds to pay lease payments due under the Lease during the following renewal term, and the final renewal term of the Lease shall end not later than 10 years from the commencement date of the Lease. The Treasurer, Superintendent of Schools and President of the Board are further authorized to sign any certifications, financing statements, escrow agreements, documents, and instruments, and to take such other actions, as are desirable, advisable, necessary or appropriate to consummate the transactions contemplated by this Resolution and the Lease.

Section 3. The funds necessary to make any lease payments due and to meet any other obligations of the Board or the School District under the Lease during the current fiscal year have been appropriated and shall be used for that purpose. Any moneys received by the School District in consideration for entering into the Lease shall be

paid into the proper fund or funds, and those moneys are hereby appropriated and shall be used for the purpose for which the Lease is authorized.

Buses  
(continued)

Section 4. The aggregate of the principal components of the lease payments payable under the Lease (the "Obligations," and references to the Lease in this Section include the Obligations) is hereby designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). In that connection, the School District hereby represents and covenants that it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the School District delivers the Lease, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Obligations, in an aggregate amount in excess of \$10,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Obligations, but excluding obligations, other than qualified 501(c)(3) bonds as defined in Section 145 of the Code, that are private activity bonds as defined in Section 141 of the Code and excluding refunding obligations that are not advance refunding obligations as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$10,000,000, unless the School District first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Obligations as "qualified tax-exempt obligations." Further, the School District represents and covenants that, during any time or in any manner as might affect the status of the Obligations as "qualified tax-exempt obligations," it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The School District further represents that the Obligations are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

This Board covenants that it will use, and will restrict the use and investment of, the proceeds of the Lease in such manner and to such extent as may be necessary so that (a) the Lease will not (i) constitute a private activity bond or arbitrage bond under Sections 141 or 148 of the Code, as amended, or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest components of the lease payments due under the Lease ("Interest") will not be treated as a preference item under Section 57 of the Code.

This Board further covenants (a) that it will take or cause to be taken such actions as may be required of it for the Interest to be and remain excluded from gross income for federal income tax purposes, (b) that it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) that it, or persons acting for it, will, among other acts of compliance, (i) apply the Lease proceeds to the governmental purpose of the Lease, (ii) restrict the yield on investment property acquired with the Lease proceeds, (iii) make timely and adequate rebate payments to the federal government if required to do so, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of Lease proceeds and, as applicable, of the property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that Interest under the Code.

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The Treasurer/CFO is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Board with respect to the Lease as the Board is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Lease or Interest or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Board, as may be appropriate to assure the exclusion of Interest from gross income and the intended tax status of the Lease, and (c) to give one or more appropriate certificates of the Board, for inclusion in the transcript of proceedings for the Lease, setting forth the reasonable expectations of the Board regarding the amount and use of all the proceeds of the Lease, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the Interest and the tax status of the Lease.

Buses  
(continued)

Section 6. 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.

Section 7. This Resolution shall be in full force and effect from and immediately upon its adoption.

\_\_\_\_\_ seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Treasurer/CFO's Certification**

The foregoing is a true and correct excerpt from the minutes of the regular meeting of the Board of Education of the Berea City School District, Ohio, held on August 10, 2015, commencing at 6:00 p.m., in Staff Room #1 in the Administration Building, 390 Fair Street, Berea, Ohio.

Dated: August 10, 2015

\_\_\_\_\_  
Treasurer/CFO  
Board of Education of the Berea City School District, Ohio

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**D. Executive Session**

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Thurau moved and Szabo seconded that the Board of Education move to Executive Session to discuss employee discipline.

**Executive Session  
15-0810-5424**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

Time In: 6:56 p.m. Time Out: 7:05 p.m.

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The members of the Board of Education discussed their assessment of board goals, their concerns with goals discussed in the past and the establishment of future goals.

Discussion of Board Goals

The Board also discussed if Board goals should be generic or specific in general.

Specific goals included:

- Recognition of staff accomplishments/appointments
  - Recognition of student accomplishments/appointments
  - Visibility in the school buildings
  - Passage of a levy
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**E. Adjournment**

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Szabo moved and Chapman seconded that the meeting be adjourned.

**Adjournment  
15-0810-5425**

Roll Call: Ayes: Chapman , Szabo , Thurau , Tressel , Postel   
Nays: None Motion Carried

Time meeting ended: 7:44 p.m.

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This is a meeting of the Board of Education in public for the purpose of conducting the School District's business and is not to be considered a public community meeting.

Date of Approval: 9-21-15

APPROVED:

ATTEST: