

CLARK-SHAWNEE LOCAL SCHOOL DISTRICT
Clark County, Ohio

BOARD OF EDUCATION MEETING

November 21, 2024

6:30 p.m.

Clark-Shawnee Local Administrative Offices

AGENDA

I. OPENING

- A. Call to Order
- B. Roll Call ___DeHart ___Galbreath ___Garrett ___Page ___Pierce
- C. Pledge of Allegiance
- D. Acceptance of Agenda

Motion by:

___Mr. DeHart ___Mr. Galbreath ___Mrs. Garrett ___Dr. Page ___Mrs. Pierce

Second by:

___Mr. DeHart ___Mr. Galbreath ___Mrs. Garrett ___Dr. Page ___Mrs. Pierce

Roll Call:

___Mr. DeHart ___Mr. Galbreath ___Mrs. Garrett ___Dr. Page ___Mrs. Pierce

II. REQUEST AND CONCERNS OF THE GENERAL PUBLIC

Reminders Concerning Public Participation

The Board welcomes and encourages the public to communicate with the Board on educational issues and school matters of community interest. The Board values public comment on such matters and seeks to provide the public with a meaningful opportunity to express points relative to such matters. Please note that the purpose of public participation is to give the public an opportunity to provide such comments, but the purpose is not for the Board to respond to any such comments. The Board will take all comments that are of an appropriate nature relative to educational issues and school matters of community interest under advisement and will respond in a manner the Board deems appropriate.

Please be advised that public participation may not be repetitive, obscene, and/or comments that constitute a true threat. Any such comments may be interrupted, warned, or terminated by the Board's presiding officer, and the Board's presiding officer may seek removal of any participant who does not observe reasonable decorum.

Also please be advised that public participation may not exceed three (3) minutes in length per participant. If you have a comment and/or question after the public participation period has closed, please submit your comment/question to the board in writing. Individuals desiring to participate in the public participation period must register on the sign-in sheet prior to the start of the meeting.

III. ROUNDTABLE

E. Career Technology Center Update

Mr. Ben Galbreath will update the Board of Education members on the activities of the Career Technology Center.

F. Assistant Superintendent Update

Mr. Adam Billet, Assistant Superintendent, will provide an update to the Board of Education.

G. Superintendent Update

Mr. Brian Kuhn, Superintendent, will provide an update to the Board of Education.

H. Public Hearing for 2025-2026 District Calendar

Mr. Brian Kuhn, Superintendent, will facilitate the public hearing for the 2025-2026 District Calendar.

Administrative Reports/Action Items

The following items have been reviewed by the board members prior to the meeting. Discussion will be limited, but board action is required.

IV. TREASURER'S REPORT

ACCEPTANCE OF CONSENT CALENDAR – FINANCIAL

Action by the Board of Education in "Acceptance of Consent Calendar" at this point of the agenda means that items I through O are adopted by one single motion unless a member of the Board or the Superintendent requests that any such item be removed from the "Consent Calendar" and voted upon separately.

Motion by:

___ Mr. DeHart ___ Mr. Galbreath ___ Mrs. Garrett ___ Dr. Page ___ Mrs. Pierce

Second by:

___ Mr. DeHart ___ Mr. Galbreath ___ Mrs. Garrett ___ Dr. Page ___ Mrs. Pierce

- I. **Signing of the Minutes of the Previous Meeting**
- J. **Treasurer’s Report and Condition of the Funds**
- K. **Monthly Bills and Allowance of those that are in Order**
- L. **Five Year Forecast**
- M. **Hearing: IDEA Special Education Grant**
- N. **Acceptance of Donations**

Mr. Tom Faulkner, Treasurer, is requesting permission to accept a donation from the Clark-Shawnee Little Braves in the amount of \$5,000.00 as a contribution toward the field stripping machine and to receipt the donation into fund 300-9599.

Mr. Tom Faulkner, Treasurer, is requesting permission to accept a donation from the Estate of Mrs. Jane Engle in the amount of \$1,000.00 for the purpose of field trip transportation of first graders and to establish Fund 007-9001 to receipt in funds and account for expenditures. [Reference Exhibit A].

Recommendation: To approve the above donations.

O. Fund to Fund Transfers

Mr. Tom Faulkner, Treasurer, is requesting permission to transfer \$11,769.67 from 584-9024 (Title IV) to 572-9024 (Title I).

Mr. Tom Faulkner, Treasurer, is requesting permission to transfer \$11,000.00 from fund 031-0000 (Underground Storage Tank) to Fund 001-0000 (General Operating Fund).

Recommendation: To approve the above requests.

Roll Call:

Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

V. LOCAL SUPERINTENDENT’S REPORT

ACCEPTANCE OF CONSENT CALENDAR – PERSONNEL

Action by the Board of Education in “Acceptance of Consent Calendar” at this point of the agenda means that items P through R are adopted by one single motion unless a member of the Board or the Superintendent requests that any such item be removed from the “Consent Calendar” and voted upon separately.

Motion by:

Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

Second by:

Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

P. Resignation

Mrs. Liberty Choiniere, Aide, has submitted a letter of resignation effective October 31, 2024.

Mr. Eric Lennartz, Technology Director, has submitted a letter of resignation effective at the end of the calendar year.

Mrs. Susan Myers, Aide, has submitted a letter of resignation effective at the end of the calendar year.

Mr. Bryan Szekacs, Teacher, has submitted a letter of resignation for the purpose of retirement effective at the end of the current contract year.

Ms. Mya Violet, Teacher, has submitted a letter of resignation from her Grade Level Lead supplemental contract position effective at the end of the first quarter of the 2024-2025 school year.

Recommendation: To accept the above resignations.

Q. Employment

Additional Duty Certified

Mrs. Tess Balcerek as First Grade Level Lead for the 2024-2025 school year effective at the start of the second quarter of the 2024-2025 school year at 75% of the supplemental contract rate.

Mr. Jeff Bumgardner as Powerlifting, Head Coach for the 2024-2025 school year.

Mr. Jeff Bumgardner as Weight Room Monitor, Fall for the 2024-2025 school year.

Mr. Ryan Dunn as Swimming, High School Co-Assistant Coach (25%) for the 2024-2025 school year.

Mr. Blake Garberich as Site Manager, Winter for the 2024-2025 school year.

Mr. William Henderson as Drama, Fall Advisor for the 2024-2025 school year.

Ms Natalie Koukis as Swimming, High School Co-Assistant Coach (75%) for the 2024-2025 school year.

Mrs. Olivia Lemen as Volleyball, High School Assistant Coach for the 2024-2025 school year.

Mrs Carrie McGuire as Swimming, High School Head Coach for the 2024-2025 school year.

Mr. Rick Meeks as Weight Room Monitor, Winter for the 2024-2025 school year.

Mr. Bryan Szekacs as Drama, Fall Advisor Assistant for the 2024-2025 school year.

Recommendation: To employ the above individuals provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

Additional Duty Support Staff

The following supplemental positions for the pupil activity programs in the Clark-Shawnee Local School District were first offered to those employees of the District who are licensed individuals and no such employee applied and was qualified to fill the position such that the position was accepted by any such employee. The Board then advertised the position as available to any licensed individual who is qualified to fill it and who is not employed by the Board, and no such person has applied for and accepted the position. Thus, the Board resolved to employ the following non-licensed individuals to fill the following supplemental position.

Miss Shelby Holmes as Powerlifting, High School Co-Assistant Coach for the 2024-2025 school year.

Mrs. Mallory Krouse as Cheerleading, Competition Advisor for the 2024-2025 school year.

Mr. Scott Woodruff as Powerlifting, High School Co-Assistant Coach for the 2024-2025 school year.

Recommendation: To employ the above individuals provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

Substitutes

Mrs. Liberty Choiniere as Long-Term Substitute Teacher effective November 1, 2024 at Class I, Step 0. [Current Assignment: Shawnee ES]

Mr. Jerry Conklin as Substitute Bus Driver for the 2024-2025 school year.

Recommendation: To employ the above individuals provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

Volunteers

Mr. Ryan Cleland as Basketball, Volunteer Coach for the 2024-2025 school year.

Recommendation: To employ the above individuals provided all statutory requirements are met, i.e. certification, background checks, etc. and recommendations are found to be satisfactory.

R. Non-Paid Leave

Mrs. Jodie Noffke is requesting non-paid medical leave from October 15, 2024 through November 30, 2024.

Mrs. Mary Bowshier is requesting non-paid medical leave beginning with a half day on October 17th, 2024 through November 18, 2024.

Recommendation: To approve the above requests.

Roll Call:

 Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

ACCEPTANCE OF CONSENT CALENDAR – RESOLUTIONS/MISCELLANEOUS

Action by the Board of Education in "Acceptance of Consent Calendar" at this point of the agenda means that items S through W are adopted by one single motion unless a member of the Board or the Superintendent requests that any such item be removed from the "Consent Calendar" and voted upon separately.

Motion by:

 Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

Second by:

 Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

S. Approval of Cell Phone Stipend for Head Custodians

Mr. Brian Kuhn, Superintendent, is recommending approval of a cell phone stipend in the amount of \$42.00 per month for head custodians effective November 1, 2024.

Recommendation: To approve the above request.

T. Approval to Contract with Critical Response Group

Mr. Brian Kuhn, Superintendent, is requesting permission to contract with Critical Response Group (“CRG”) for the purpose of developing school safety maps. The contract total is \$8,635.00.

Recommendation: To approve the above request.

U. Resolution Requesting Certification of Alternative Tax Rates for an Income Tax

WHEREAS, Ohio Revised Code Section 5748.02 authorizes school districts to impose voter-approved income taxes upon their residents; and

WHEREAS, a resolution declaring the necessity to raise additional School District revenue must be passed and certified to the Tax Commissioner for the State of Ohio (the “Tax Commissioner”) in order to permit the Board to consider the levy of an income tax and to preserve the right to submit the question of levying such an income tax to the electors of the School District at the election to be held on May 6, 2025;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Clark-Shawnee Local School District, Clark County, Ohio, a majority of all of the members thereof concurring, that:

Section 1. Pursuant to Ohio Revised Code Section 5748.02, the Board determines that it is necessary to raise annually the additional amount of \$3,095,677 (the “Specified Revenue Amount”) by proposing the question at the election to be held on May 6, 2025 of levying an income tax on the school district income of individuals residing in the School District for the purpose of providing for the current expenses of the School District for 5 years (the “Income Tax”).

Section 2. The income that shall be subject to the Income Tax is the taxable income of individuals as defined in Ohio Revised Code Section 5748.01(E)(1)(b).

Section 3. The Treasurer is directed to immediately certify a copy of this Resolution to the Tax Commissioner, not later than January 24, 2025, together with a request that the Tax Commissioner determine and certify to the Board (i) the property tax rate that would have had to be imposed by the School District in the current year to produce the Specified Revenue Amount and (ii) the income tax rate that would have had to have been in effect for the current year to produce an equivalent amount of money to the Specified Revenue Amount.

Section 4. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that 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 Ohio Revised Code Section 121.22.

Recommendation: To approve the above resolution.

V. Resolution to Advertise and Receive Bids–School Bus

WHEREAS, the Clark-Shawnee Board of Education wishes to advertise and receive bids for the purchase of one or more school buses;

THEREFORE BE IT RESOLVED, that the Clark-Shawnee Board of Education wishes to participate and authorize the Southwestern Ohio Educational Purchasing Council to advertise and receive bids on said Boards' behalf as per the specifications submitted for the cooperative purchase of one or more school buses.

Recommendation: To approve the above resolution.

W. Resolution to Close Funds

WHEREAS, the Clark-Shawnee Local School District, Clark County, Ohio, entered into a Classroom Facilities Assistance Program with the Ohio Facilities Construction Commission on October 30, 2017, and

WHEREAS, all construction has been completed and all contractual obligations have been met, and

WHEREAS, the final reconciliation of the Clark-Shawnee Local School District's Project Construction Fund (Fund 10) with the Ohio Facilities Construction Commission has been completed,

THEREFORE BE IT RESOLVED, that the Board of Education of the Clark-Shawnee Local School District, Clark County, Ohio approve the Certificate of Project Completion and authorize the President and Treasurer to execute the Certificate, and,

BE IT FURTHER RESOLVED, that the Treasurer be authorized to close the Project Construction Fund (Fund 10) and dispose of the remaining funds in accordance with Ohio Revised Code, Section 3318.12, and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to transfer remaining funds as follows:

- \$34,183.33 from Fund 010-9001 to Fund 004-9018
- \$673,369.35 from Fund 010-9011 to Fund 003-0000
- \$58,601.91 from Fund 004-9020 to Fund 004-9018
- \$140,325.84 from Fund 004-9918 to Fund 004-9018

Recommendation: To approve the above resolution.

Roll Call:

___ *Mr. DeHart* ___ *Mr. Galbreath* ___ *Mrs. Garrett* ___ *Dr. Page* ___ *Mrs. Pierce*

Motion by:

___ *Mr. DeHart* ___ *Mr. Galbreath* ___ *Mrs. Garrett* ___ *Dr. Page* ___ *Mrs. Pierce*

Second by:

___ *Mr. DeHart* ___ *Mr. Galbreath* ___ *Mrs. Garrett* ___ *Dr. Page* ___ *Mrs. Pierce*

X. Resolution of Conditional Approval of Enterprise Zone Agreement Between City of Springfield and 5C Data Centers USA, Inc.

WHEREAS, the Springfield City Commission (“City”), by Ordinance No. 90-228, adopted April 24, 1990, designated an area of the City as an “Urban Job and Enterprise Zone” pursuant to Ohio Revised Code Chapter 5709; and

WHEREAS, the Director of Development of the State of Ohio determined that the so-designated area in Ordinance No. 90-228 contains the characteristics set forth in Ohio Revised Code Section 5709.61(A) and certified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the Springfield City Commission, by Ordinance No. 95-127, adopted April 4, 1995, sought to recertify the “Urban Jobs and Enterprise Zone” designed in Ordinance No. 90-228; and

WHEREAS, effective April 12, 1995, the Director of Development of the State of Ohio recertified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code having determined that the area designated by the Springfield City Commission in Ordinance No. 90-228 contains the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code; and

WHEREAS, the Springfield City Commission, by Ordinance No. 13-42, adopted February 5, 2013, designated an expanded area as an “Urban Jobs and Enterprise Zone” pursuant to Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the Director of Development of the State of Ohio determined that the so-designated area in Ordinance No. 13-42 contains the characteristics set forth in Ohio Revised Code Section 5709.61(A) and certified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the City has encouraged the development of real property and the acquisition of personal property located in the areas designated as the Enterprise Zone; and

WHEREAS, 5C Data Centers USA, Inc., filed an application with the City on November 11, 2023, for an exemption from real property taxation for the following project: purchase of facility located at 601 Benjamin Drive, Springfield, Ohio 45502, for the purpose renovating the existing facility, and constructing a 147,000 square foot expansion of the facility to attract hyperscale customers bringing 200 megawatts to the facility in partnership with FirstEnergy (“Project”); and

WHEREAS, pursuant to the application filed by 5C Data Centers USA, Inc., filed with the City, for an exemption for the Project, 5C Data Centers USA, Inc., indicates that it will make proposed \$16,100,000 to \$1,320,392,000 total new project investment; and

WHEREAS, based upon the application submitted by 5C Data Centers USA, Inc., the City desires to grant to 5C Data Centers USA, Inc., a fifteen year, 100% tax exemption for the Project (the “Tax Abatement”) pursuant to an Enterprise Zone Agreement to be entered into between the City of Springfield and 5C Data Centers USA, Inc. (the “EZ Agreement”); and

WHEREAS, the Enterprise Zone is located in the territory of the Clark-Shawnee Local School District (the “School District”); and

WHEREAS, pursuant to Ohio Revised Code Section 5709.62, the City has the authority to provide, and is desirous of so providing, 5C Data Centers USA, Inc., with the requested Tax Abatement to induce the Project; and

WHEREAS, the City is required to obtain approval of the Enterprise Zone Agreement by the Clark-Shawnee Local School District Board of Education (“Board”), pursuant to Ohio Revised Code Sections 5709.62 and 5709.83 namely that 100% of the taxes on the Property, defined below, will be exempted from taxation under the EZ Agreement; and

WHEREAS, the City provided the Board with notice of the proposed EZ Agreement on October 30, 2024; and

WHEREAS, in order for the City to enter into the EZ Agreement with 5C Data Centers USA, Inc., the School District, through a resolution duly adopted by its Board, must approve the EZ Agreement, and as part of the approval process, pursuant to Ohio Revised Code Section 5709.62, the School District may include in the resolution conditions under which the board would approve the agreement, including the execution of an agreement to compensate the school district under division (B) of section 5709.82 of the Revised Code; and

WHEREAS, the City and the Board, along with the Springfield City School District Board of Education, are Parties to a School District and Municipality Mutual Cooperation Agreement entered into on March 25, 2028, and effective until December 31, 2050, (“MCA”) Article III of which addresses provisions pertaining to Tax Abatements; and

WHEREAS, pursuant to Article III of the MCA, citing R.C. §5709.82(C), the City and the Board agreed to certain percentages of the difference between the amount of City of Springfield Municipal Income Tax levied and collected by the City on the incomes of new employees in the calendar year ending on the day the payment is required to be made, and the amount of any infrastructure costs incurred in that calendar year as follows:

- Taxes levied and collected on the first \$5 million of incomes of new employees, net of infrastructure costs – 100% to the City; and
- Taxes levied and collected on amounts over \$5 million – 62.5% to the City and 37.5% to the Board; and

WHEREAS, pursuant to Section 3 of the EZ Agreement, 5C Data Centers USA, Inc., has made certain employment commitments pertaining to the number of new employees over the course of the term of the proposed Tax Abatement; and

WHEREAS, based on said commitments, 5C Data Centers USA, Inc., has indicated an estimated annual payroll of \$12,688,000 following the fourth year of Project completion; and

WHEREAS, Section 3 of the EZ Agreement also provides that in any three-year period during which the EZ Agreement is in effect, if the actual number of employee positions created by 5C Data Centers USA, Inc., is not equal to or greater than seventy-five percent of the number of employee positions as estimated during the three-year period, then 5C Data Centers USA, Inc., shall repay the amount of taxes on property that would have been payable had the property not been exempted from taxation under the EZ Agreement during the three-year period;

NOW, THEREFORE, BE IT RESOLVED, by the Clark-Shawnee Local School District Board of Education (“Board”) as follows:

Section 1. The Board hereby approves the Tax Abatement to be provided by the City of Springfield to 5C Data Centers USA, Inc., under the proposed EZ Agreement, which EZ Agreement shall be in substantially the form previously received by the School District and which is now on file with the Board;

Section 2. The Board authorizes and directs the Treasurer to certify a copy of this Resolution to the City Manager and Law Director and otherwise to provide such information or certificates, and for the Superintendent and Treasurer to enter into such instruments from time to time, as are necessary and

appropriate to carry out the aforesaid approvals of the Board and to carry out the terms of the EZ Agreement;

Section 3. This Board hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board, in full compliance with applicable legal requirements, including Section 121.22, Ohio Revised Code.

Section 4. This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

Recommendation: To approve the above resolution.

Roll Call:

 Mr. DeHart *Mr. Galbreath* *Mrs. Garrett* *Dr. Page* *Mrs. Pierce*

Y. Upcoming Regular Board Meeting Schedule

December 19, 2024 at 6:30 PM–Clark-Shawnee Administrative Offices
January 9, 2025 at 6:30 PM–Clark-Shawnee Administrative Offices

Z. Report Section

- 1. Meeting Minutes
- 2. Financial Data
- 3. Discipline Reports
- 4. Draft 2025-2026 District Calendars
- 5. Letters of Resignation
- 6. Exhibit A: Donation Instructions–Estate of Jane Engle

Mr. Brian Kuhn
Superintendent
November 21, 2024

MARTINBROWNE

MARTIN, BROWNE, HULL & HARPER PLL

Steven J. McCready
Randall M. Comer
Cynthia S. Barnett
Gregory R. Flax
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Jaden C. Cleland

June 24, 2024

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Superintendent of Clark County-Shawnee
Board of Education
3680 Selma Pike
Springfield, Ohio 45502

Re: Estate of Jane A. Engle


Dear Sir or Madam:

Richard A. Young, who is named as executor in Jane A. Engle's will, has retained our firm to assist him in the administration of her estate. One of the first steps in opening an estate is to file the will with the Probate Court. As an heir under Ohio law and/or as a person who will inherit under her will, the executor is required to provide you with Notice of the Probate of the Will. A copy of the will is enclosed.

It will expedite matters if you would waive the issuing of notice to you by signing and returning the enclosed waivers. As stated in the form, the only right you are waiving by signing these documents is the right to receive notice that the will is being probated; you are not waiving your right to inherit or waiving any rights to question or challenge the will. Therefore, we would appreciate your signing and returning the waivers in the enclosed envelope.

Very truly yours,

MARTIN, BROWNE, HULL & HARPER, PLL


Tabitha L. Massie
Legal Assistant

Encls.

LAST WILL AND TESTAMENT

OF

JANE A. ENGLE

I, JANE A. ENGLE, a resident of Clark County, Ohio, being of full age and of sound mind and memory and under no restraint, do hereby make, publish and declare this to be my Last Will and Testament and I hereby revoke all Wills heretofore made by me.

ITEM I: I direct that all my just debts, costs of my last illness, funeral expenses and costs of administering my estate be first paid from my estate as soon as practicable after my death. I direct that any and all inheritance, estate, transfer, succession, gift and death taxes imposed on or in relationship to any property owned by me at the time of my death, or taxable as a part of, or if a part of my estate shall be paid out of my general estate as an expense of the administration thereof and that none of such taxes or duties be charged against or deducted from the interest of any beneficiary hereunder.

ITEM II: I give and bequeath the sum of ONE THOUSAND DOLLARS (\$1,000.00), to WILMINGTON COLLEGE OF OHIO, absolutely and in fee simple.

ITEM III: I give and bequeath the sum of ONE THOUSAND DOLLARS (\$1,000.00), to FAITH UNITED METHODIST CHURCH, Springfield, Ohio, to be used in their children's department, absolutely and in fee simple.

ITEM IV: I give and bequeath the sum of ONE THOUSAND DOLLARS (\$1,000.00), to the SUPERINTENDENT OF CLARK-SHAWNEE BOARD OF EDUCATION, Springfield,

JAE

Ohio, to be used for field trip transportation of first graders, to SOUTHBROOK CARE CENTER, Springfield, Ohio, to be used for resident's programs, absolutely and in fee simple.

ITEM V: I give and bequeath the sum of ONE THOUSAND DOLLARS (\$1,000.00), to THE PILOT CLUB, Springfield, Ohio, absolutely and in fee simple.

ITEM VI: I give, devise and bequeath all the rest and residue of my estate of every kind and description and wheresoever situate, of which I may die seized or have the right of disposition, to my nieces and nephew, to wit: ELIZABETH STOKES, KAYLA ROSSI, KRISTIN McINTYRE, and, KEVIN McINTYRE, to be theirs, absolutely and in fee simple, share and share alike, per stirpes.

ITEM VII: I nominate and request the Court to appoint my brother, RICHARD A. YOUNG, as Executor of this my Last Will and Testament. I direct that no bond be required of my said Executor. Should my brother, RICHARD A. YOUNG, decline or be unable to act as Executor herein or for any reason fail to complete the administration of my estate, I appoint JOYCE McINTYRE and MICHAEL McINTYRE, as Co-executors without bond and with full power herein. I authorize and empower my said Executor to sell and dispose of any part of my estate and even though such sales are not necessary to carry out the terms of this Will, for such prices and on such terms and conditions and in such manner as the Executor may deem best; hereby giving to my said Executor full discretionary power to do any and all things necessary for the complete administration of my estate, including the power to sell at public or private sale and without Court order and to complete, compromise or adjust any and all claims, debts and demands against or in favor of my estate as fully and completely as I could do if living.

jae

IN WITNESS WHEREOF, I have hereunto subscribed my name at Springfield, Ohio, this 27 day of January, 2015.



JANE A. ENGLE

The foregoing Will was signed, published and declared as and for her Last Will and Testament, by JANE A. ENGLE, the above named Testatrix in the presence of the undersigned, who at her request and in her presence and in the presence of each other have hereunto signed our names as attesting witnesses this 27 day of January, 2015, and we do further declare that said Testatrix is of sound and disposing mind and memory and not under any restraint.

