

Austintown Board of Education

December 19, 2024

Work Session 4:00	Dr. Ritchie Legacy Room Central Office	700 S. Raccoon Road
Regular Session 5:00	Austintown Middle School Cafeteria	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

- TIPPS- TK
- Club Sports- FM

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

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 12/19/2024 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-** Cathy Dorbish, AES Principal

8. **TREASURER'S CONSENT ITEMS**

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

A. MINUTES

- a. Regular Session held on 11/21/24

B. FINANCIAL REPORTS

- a. November, 2025 Monthly Financial/Expenditure Activity Report
- b. November, 2025 Month End Forecast Report
- c. Purchase Orders over \$15,000 and transfers for the month as submitted

C. TRANSFER OF FUNDS

- | | | |
|-------------------------------------|---------------|---------|
| a. Transfer From: | Transfer To: | Amount: |
| 001-7200-911-0000-000000-000-00-000 | 599-5100-9122 | 0.20 |

D. DONATIONS

- a. \$100 donation from Immaculate Heart of Mary to Fitch Concert Choir
- b. \$100 donation from American Legion Post 177 to Fitch Concert Choir Tour
- c. \$100 donation from Five Points Model A Ford Club to Fitch Concert Choir Tour

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

9. **SUPERINTENDENT'S CONSENT ITEMS**

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

A. PERSONNEL

1. Resignations

- a. Kelly Gurule, OAPSE Bus Driver effective 11/18/2024; personal
- b. William Emler, OAPSE Sweeper Cleaner effective 12/16/2024; personal

2. Resignations for the Purpose of Retirement

- a. Joseph Brooks, AEA Teacher effective August 31, 2025 after 35 years of service with Austintown Schools
- b. Antonetta Malvestuto, AEA Teacher effective August 1, 2025 after 20 years of service with Austintown Schools
- c. Terri Rasor, AEA Teacher effective June 30, 2025 after 21 years of service with Austintown Schools
- d. Sue Tamulonis, AEA School Nurse effective June 1, 2025 after 10 years of service with Austintown Schools
- e. Michele Zackasee, AEA Teacher effective June 30, 2025 after 16 years of service with Austintown Schools
- f. Keith Lemke, OAPSE Maintenance effective July 1, 2025 after 19 years of service with Austintown Schools
- g. Margie Melfe, OAPSE Secretary effective June 30, 2025 after 22 years of service with Austintown Schools

3. OAPSE Appointments

- a. Nichole Kolat, Bus Aide-AM/PM Route; 3.5 hours effective 12/2/2024

- b. Gary Markulin, Special Education Paraprofessional at AES; 5.75 hours effective 12/9/2024
- c. Tracy Boyd, Special Education Paraprofessional at AES; 5.75 hours effective 12/9/2024
- d. Cassandra Stratton, Special Education Paraprofessional at AIS assigned to ED classroom; 5.75 hours effective 12/11/2024
- e. William Emler, Sweeper Cleaner at Fitch; 5.75 hours effective 12/9/2024

4. OAPSE Transfers

- a. Garrett Mortimer, AIS Custodian replacing Michael McDonald effective 11/14/24
- b. Kelly Watkins, AES Custodian PM Turn Leader replacing Garrett Mortimer effective 11/25/24
- c. Michael Pemberton, AES Sweeper Cleaner replacing Kelly Watkins effective 12/2/24
- d. Jaclyn Iagulli, AMS Custodian replacing Michael McDonald effective 12/2/24
- e. Regina Ashby, AMS Special Education Paraprofessional replacing Heather Scott effective 12/10/24

B. LONG-TERM TEACHING SUBSTITUTES

- a. Emily Gerak, Long-term substitute teacher for AES Music effective 12/4/2024

C. NON-BARGAINING UNIT PERSONNEL

- a. Haley Castellano, General Education/Intervention Tutor (K-2); 5.75 hours per day at the rate of \$25 per hour not to exceed 28.75 hours per week effective 12/16/2024

D. ACADEMIC SUPPLEMENTALS-2024-2025 SCHOOL YEAR- AEA PERSONNEL

The asterisk () denotes longevity percentage / two (**) denotes maximum longevity percentage*

- a. Melissa Janis, Yearbook - Editorial/Business - 10%*

E. ATHLETIC- EVENT STAFF

- a. Tracy Boyd

F. CLASSIFIED NON-TEACHING SUBSTITUTE PERSONNEL

- a. Nichole Kolat - Bus Aide from 11/20/24 through 11/26/2024
- b. Taylor Bush - Bus Aide effective 12/11/2024
- c. Brian Teague -Bus Aide effective 12/11/2024
- d. Tina Colantone - Paraprofessional
- e. Betsy Cercone - Paraprofessional

G. VOLUNTEERS- Athletic/Academic

- a. George Sunderland-Athletic
- b. AJ Marcello- Athletic

H. STUDENT TRIPS

- a. What: Fitch Dance Youth Camp
When: 1/20/2025 9:00 AM-12:00 PM
For: Austintown Students K-5
Where: Austintown Intermediate School
Cost: \$30
Contact: Catie Donadee cdonadee@austintownschoools.org

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. RESOLUTION AUTHORIZING A GUARANTEED MAXIMUM PRICE AMENDMENT WITH HIVELY CONSTRUCTION COMPANY IN CONNECTION WITH THE CONSTRUCTION OF A NEW RECREATION CENTER

Upon the recommendation of the Treasurer, approve the Guaranteed Maximum Price, Amendment number 7, dated December 17, 2024 between the Austintown Local School District and Hively Construction Company:

WHEREAS, this Board approved Hively Construction Company as its construction manager-at-risk for the construction of a new recreation center (the "Project"); and

WHEREAS, Hively Construction Company has presented the School District with its Guaranteed Maximum Price proposal for the Bid Package 7 - Fieldhouse Phase 2 portion of the Project, Interior and Exterior Finishes; and

WHEREAS, the Board now desires to enter into a Guaranteed Maximum Price Amendment with Hively Construction Company for the Bid Package 7 - Fieldhouse Phase 2 portion of the Project, Interior and Exterior Finishes.

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

Section 1. Approval and Execution of Guaranteed Maximum Price Amendment. The President or Vice-President and Treasurer of this Board are hereby authorized to sign, acknowledge and deliver, in the name of and on behalf of the School District, the Guaranteed Maximum Price Amendment with Hively Construction Company substantially in the form now on file with the Treasurer. The form of the Amendment is approved with such changes therein that are not materially inconsistent with this Resolution and not substantially adverse to the School District and that are permitted by law and shall be approved by the Superintendent and Treasurer. The approval of such changes, and that such changes are not materially inconsistent with this Resolution and not substantially adverse to the School District, shall be conclusively evidenced by the signing of the Amendment by those officials.

Section 2. Approval and Execution of Related Documents and Related Actions. The President or Vice-President and Treasurer of this Board and the Superintendent, or such other School District officials as shall be designated by those officials, as appropriate, are each authorized and directed to sign any certificates or documents, and to take such other actions as are desirable, advisable, necessary or appropriate, to consummate the transactions contemplated by this Resolution.

Section 3. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution, inclusive of all prior Guaranteed Maximum Price Amendments, are hereby approved, ratified and confirmed.

Section 4. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 5. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 6. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

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. RESOLUTION DECLARING URGENT NECESSITY EXISTS AND AUTHORIZING THE EXECUTION OF THE CONTRACT WITH WADSWORTH SOLUTIONS FOR THE PROCUREMENT AND INSTALLATION OF NEW BOILERS AT AUSTINTOWN ELEMENTARY SCHOOL

Upon the recommendation of the Superintendent, approve the following resolution declaring an urgent necessity exists and authorizing the execution of a contract with Wadsworth Solutions, outside of the statutory competitive bidding procedures for the procurement and installation of replacement boilers at Austintown Elementary School:

WHEREAS, Section 3313.46 of the Revised Code requires boards of education to advertise for bids for a period of two weeks when they determine to make certain improvements, the cost of which will exceed \$75,000, and to award contracts to the lowest responsible bidder, except in cases of urgent necessity; and

WHEREAS the boilers at Austintown Elementary School are significantly deteriorated and in need of immediate replacement; and

WHEREAS, the Board has been advised that the replacement of the boilers must be commenced as soon as possible in order to ensure the earliest availability during the current heating season; and

WHEREAS, this Board finds that such circumstances warrant the declaration of urgent necessity and the awarding of a contract for the improvements outside of the two-week bid advertisement and other procedures otherwise required under Section 3313.46 of the Revised Code.

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

Section 1. Finding of Urgent Necessity. For the aforesaid reasons, this Board hereby finds, determines and declares that an urgent necessity exists with respect to the work as set forth in the preambles to this Resolution, that compliance with the relatively lengthy procedures prescribed by Section 3313.46 of the Revised Code could compromise the educational mission of the District, and that said Section 3313.46 does not apply to the contract approved under Section 2 herein.

Section 2. Approval of Contract. The Treasurer of this Board is hereby authorized and directed to enter into a contract for the procurement and installation of the replacement boilers with Wadsworth Solutions in accordance with the vendor's proposal currently on file for a contract sum not exceeding \$266,324 which amount is hereby appropriated for the purpose and authorized to be advanced.

Section 3. Modifications. This Board hereby authorizes the Treasurer to act on behalf of the Board with respect to decisions required by the Board for the project, including the authority to approve the project schedule and amendments to the project schedule, resolution of claims, and approval of modifications (including change orders, construction change directives and increases in the contract sum) up to an aggregate cap of ten percent (10%) of the contract sum set forth set forth in Section 2 herein. No modification shall be approved, signed or delivered that would require the Board to spend an additional amount for costs of the project unless the Treasurer of this Board certifies that there is available, or in the process of collection, to the credit of an appropriate fund and not encumbered for any other purpose the amount needed to meet the Board's additional obligations incurred by the modification.

Section 4. Approval and Execution of Related Documents and Related Actions. The President or Vice-President and Treasurer of this Board and the Superintendent, or such other School District officials as shall be designated by those officials, as appropriate, are each authorized and directed to sign any certificates or documents, and to take such other actions as are desirable, advisable, necessary or appropriate, to consummate the transactions and carry out the work contemplated by this Resolution and the contract.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in and related to this Resolution are hereby approved, ratified and confirmed.

Section 6. Compliance with Open Meeting Requirements. It is hereby found and determined that all formal actions of this Board of Education concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board of Education that resulted in such formal actions were held in meetings in compliance with the law.

Section 7. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 8. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

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. OSBA MEMBERSHIP

Upon the recommendation of the Superintendent, approve the Ohio School Boards Association annual membership dues at the rate of \$8,802 for January 2025-December 2025. Dues are based on our district's cost per pupil data from the Ohio Department of Education.

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

13. NEW CLUB SPORT

Upon the recommendation of the Superintendent, approve Bass Fishing for grades 7-12.

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. EARLY GRADUATION

Upon the recommendation of the Superintendent, approve the early graduation of Sydnie Watts from Austintown Fitch High School Class of 2025, pending the completion of all requirements as set forth by the Austintown Board of Education and the State of Ohio.

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. BOARD POLICY- ADOPTION/RE-ADOPTION/REVISION

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

PO 0100	PO 5136.01
PO 0142.1	PO 5200
PO 0151	PO 5500
PO 0152	PO 5780
PO 0155	PO 6220
PO 0163	PO 6320
PO 0164	PO 6460
PO 0165	PO 7530.01 VI
PO 0165.1	PO 7530.01 V2
PO 0165.2	PO 7530.02
PO 0166	PO 7530.03
PO 0167.2	PO 7530.04
PO 0167.7	PO 7540.09
PO 0173	PO 8310
PO 4120.08	PO 9160
PO 4121	
PO 5131	

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. PRESIDENT PRO-TEMPORE

Approve the selection of President Pro-tempore for the January 2025 Organizational Meeting.

Selected Member: _____

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. PUBLIC MEETING FOR JANUARY, 2025

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

18. TREASURER COMMENTS

19. SUPERINTENDENT COMMENTS

20. BOARD COMMENTS

21. 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