

**FRANKLIN MONROE LOCAL SCHOOL DISTRICT
BOARD OF EDUCATION MEETING**

Regular Meeting

September 18, 2024

Music Room

5:15 p.m. New Staff Recognition: Kory Berhent, Sydney Edwards, Amy Hauser, Morgan Henry, Brooklyn Knopp, Cole McGlinch, Kaitlyn Roop, Gentry Schlamb, Jordan Turner

President Scott Myers, called the meeting to order at 5:30 pm.

Roll Call:	Mr. Scott D. Myers	Present
	Mrs. Jana Baker	Present
	Mr. Jason Baker	Present
	Mr. Rodney Baker	Present
	Mr. Rick Filbrun	Present

PERSONS WISHING TO ADDRESS THE BOARD –

Andy McKibben – Lives in district and speaks on behalf of FMEA. Addressed concerns about multipurpose building.

Angie Filbrun – Lives in district and addressed the board about volleyball issues as well as resignation.

Bryce Filbrun – Resides out of district and is the Golf and Basketball coach. Addressed board with concerns of lack of administration support for coaches in the district.

Danielle Filbrun – Resides out of district and is the Track and Cross Country Coach. Addressed Board with concerns of lack of administrative support for coaches.

AGENDA APPROVAL

Resolution SP849-08-25

Mrs. Jana Baker moved and Mr. Filbrun seconded a motion to approve the agenda as presented.

Roll Call:	Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
	Nays:
	Resolution SP849-08-25

**SCHOOL FINANCE CONSENT CALENDAR AS PRESENTED BY THE TREASURER
(Items 1-9)**

Resolution SP850-09-25

Mr. Jason Baker moved and Mr. Rodney Baker seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP850-09-25 adopted

1. The Treasurer recommends approving the minutes from the regular monthly meeting held August 14, 2024.
2. The Treasurer recommends approving Bank Reconciliation, Expenditures, Financial Journal and accompanying documents.
3. The Treasurer recommends approving the amended appropriations for the 2024-2025 fiscal school year.
4. The Treasurer recommends approving the following bills for payment under the Then and Now certification stating that funds were available and appropriated at the time the bills were obligated by employees of the district:

Megacity Fire Protection \$3,363.60
5. The Treasurer recommends approving a transfer of \$236.00 from JH Funds (200-9028) to the Class of 2028 (200-9098).
6. The Treasurer recommends accepting the donation of 2,000 test dividers from Agape West Ministry.
7. The Treasurer recommends approving the first reading of the Post-Issuance Compliance Policy.
8. The Treasurer recommends approving the Five Year Forecast for submission to the Ohio Department of Education and Workforce.
9. The Treasurer recommends approving the Student Wellness and Success and DPIA Funding Plan for the 2024-2025 school year.

END OF SCHOOL FINANCE CONSENT AGENDA

ADMINISTRATIVE REPORTS

Elementary Principal’s Report – Megan Linder

A. Building Overview

Secondary Principal’s Report – Diane Voress

A. Building Overview

Superintendent Report – Jeremy Pequignot

A. Overview of Agenda

B. Facility Update

C. The enrollment for all students PK-12 in early September was 556. The enrollment was as follows for the four previous years:

2023-2024	561
2022-2023	531
2021-2022	557
2020-2021	568

D. Open Enrollment

The total number of students attending/leaving via open enrollment the past five years are as follows:

Open Enrollment	2019-2020	2020-2021	2021-2022	2022-2023	2023-2024	2024-2025
Students accepted at Franklin Monroe	185	173	173	167	166	179
Resident students to other districts	99	95	93	103	106	93
Difference	86	78	80	64	60	86

- The numbers shown above for the 2024-2025 school year reflect totals as of September 12, 2024.

- Please note: The numbers will continue to fluctuate with students moving in and out of the school district throughout the school year.

**SCHOOL BUSINESS CONSENT CALENDAR AS RECOMMENDED BY THE
SUPERINTENDENT (Item 1-12)**

Resolution SP851-09-2025

Mrs. Jana Baker moved and Mr. Rodney Baker seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP851-09-25 adopt

1. The Superintendent recommends approving the following Administration Goals for the 2024-2025 school year:
 - a. Jeremy Pequignot
 - Effectively manage the multipurpose building project.
 - Work with the maintenance team to improve efficiency of operations and continue to fund ways to help coaches.
 - b. Diane Voress
 - During the 2024-2025 school year, I will work with the math department with resources needed to connect student and test data with curriculum and lesson planning alignment.
 - During the 2024-2025 school year, I will advocate and assist the teaching staff with learning A.I. capabilities and uses in the classroom for teachers and students.
 - c. Megan Linder
 - During the 2024-2025 school year, I will work with supporting the staff, developing instruction and using the data from iReady to help implement reading and math into the curriculum
 - During the 2024-2025 school year, I will perfect the RTI/SST process to develop a seamless transition from each one after collecting the appropriate data needed to support the students, staff and families.

2. The Superintendent recommends designating Bricker & Eckler LLP as authorized legal counsel for the Franklin Monroe Local School District, to be utilized on an as-needed basis for consultation on general school law matters and such other legal services as may be requested from time to time by the Superintendent of the Board of Education.
3. The Superintendent recommends partnering with the Darke County ESC's Business Advisory Council to fulfill and perform the functions associated with H.B. 49 on behalf of the Franklin Monroe Local School District.
4. The Superintendent recommends approving the District Title I Parent Involvement Plan.
5. The Superintendent recommends approving the 2024-2025 Sophomore Class Washington DC Trip for June 3-7, 2025 (Due to 2024 being an election year and looking out for our students and chaperones safety, the trip has been pushed back several months.)
6. The Superintendent recommends approving the out of state field trip for the FFA students and chaperones to attend the FFA National Convention in Indianapolis, Indiana from October 22 – 26, 2024.
7. The Superintendent recommends approving a \$25.00 incentive for full-time bus drivers who dock their regularly scheduled bus routes to drive a trip effective for the 2024-2025 school year.
8. The Superintendent recommends approving the Transportation Services Agreement with Spirit Medical Transport, LLC effective August 26, 2024 through June 10, 2025.
9. Personnel
 - a. The Superintendent recommends approving contracts for supplemental advisors and extracurricular positions for classified, not-on-staff personnel for the 2024-2025 school year, pending meeting all requirements. Salaries per board adopted schedules.

Carrie Wood Basketball – Eighth Grade Girls' Coach

- b. The Superintendent recommends approving the following classified substitute(s) for the 2024-2025 school year. Pending meeting all requirements.

Sabrina Vaughn All positions

- c. The Superintendent recommends approving the following supplemental and extracurricular volunteer position for on-staff personnel for the 2024-2025 school year.

Cole McGlinch Volunteer Volleyball Coach

12. Professional Leaves

<i>Chase Clark</i>	<i>08/29/24</i>	<i>CTC Counselor Meeting, MVCTC</i>
<i>Jennifer Watercutter</i>	<i>09/03/24</i>	<i>Student Council Field Trip</i>
<i>Chase Clark</i>	<i>09/04/24</i>	<i>Junior/Senior Meeting at CTC</i>
<i>Brittany Hangen</i>	<i>09/16/24</i>	<i>AI Training</i>
<i>Morgan Henry</i>	<i>09/16/24</i>	<i>RESA Meeting</i>
<i>Sarah Hunt</i>	<i>09/16/24</i>	<i>AI Training</i>
<i>Andy McKibben</i>	<i>09/16/24</i>	<i>Professional Development</i>
<i>Clinton Neal</i>	<i>09/16/24</i>	<i>AI Training</i>
<i>Kaitlyn Roop</i>	<i>09/16/24</i>	<i>RESA Meeting</i>
<i>Jennifer Watercutter</i>	<i>09/16/24</i>	<i>AI Training</i>
<i>Amanda Coomer</i>	<i>09/18/24</i>	<i>Farm Science Review Field Trip</i>
<i>Clinton Neal</i>	<i>09/19/24</i>	<i>PE Workshop</i>
<i>Tiffany Stebbins</i>	<i>09/19/24</i>	<i>WOAC Golf Tournament</i>
<i>Tiffany Stebbins</i>	<i>09/24/24</i>	<i>Golf Sectionals</i>
<i>Chase Clark</i>	<i>09/24/24</i>	<i>School Counselor Meeting Edison State Community College</i>
<i>Chase Clark</i>	<i>10/01/24</i>	<i>School Counselor Meeting Sinclair Community College</i>
<i>Kim Berner</i>	<i>10/01/24, 10/15/24</i>	<i>EMIS Weekly Workshop</i>
<i>Brittney Hangen</i>	<i>10/01/24</i>	<i>Mentor Training</i>
<i>Chloe Mills</i>	<i>10/02/24</i>	<i>RESA Meeting</i>
<i>Brittney Hangen</i>	<i>10/02/24</i>	<i>Mentor Training</i>
<i>Sarah Hunt</i>	<i>10/02/24</i>	<i>Math Professional Development</i>
<i>Andy McKibben</i>	<i>10/02/24</i>	<i>Professional Development</i>
<i>Jennifer Watercutter</i>	<i>10/02/24</i>	<i>Math Professional Development</i>
<i>Kaitlyn Roop</i>	<i>10/03/24</i>	<i>Professional Development</i>
<i>Miranda Harleman</i>	<i>10/17/24</i>	<i>IEP Meeting</i>
<i>Kim Berner</i>	<i>10/29/24</i>	<i>EMIS Monthly Update</i>
<i>Amanda Coomer</i>	<i>10/30/24</i>	<i>Library Updates & Current Events</i>

		<i>MetaSolutions, Dayton</i>
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END OF SCHOOL BUSINESS CONSENT AGENDA

Items Removed for Separate Action

Resolution SP852-09-25

Mr. Filbrun moved and Mrs. Jana Baker seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP852-09-25 adopted

1. LEASE-PURCHASE RESOLUTION

Authorizing the Board of Education of the Franklin Monroe Local School District to enter into a base lease of school district land and facilities, and a lease of the same back to the Board of Education of the School District, for the purpose of constructing, improving, furnishing and equipping school facilities, including without limitation constructing, improving, furnishing and equipping A MULTIPURPOSE FIELDHOUSE; and approving the execution of a Base Lease and Lease-Purchase Agreement and other documents relating thereto; and approving related matters

WHEREAS, Ohio Revised Code (the "Revised Code") Section 3313.375 provides that the board of education of a school district may enter into a lease-purchase agreement providing for the construction, enlarging or other improvement, furnishing, and equipping of facilities or improvements to facilities for any school district purpose, and, in conjunction therewith, may grant a lease for land or facilities under the board's control for a series of one-year renewable lease terms totaling not more than the number of years equivalent to the useful life of the asset and in no event more than 30 years; and

WHEREAS, Revised Code Section 3313.375 further provides that the obligations of the board of education of a school district under such a lease-purchase transaction shall not be construed as net indebtedness of that school district pursuant to Revised Code Section 133.06; and

WHEREAS, the Board has determined that it is advisable and in the best interest of the School District to construct, improve, furnish and equip school facilities, including without limitation constructing, improving, furnishing and equipping a multipurpose fieldhouse (the "Project"); and

WHEREAS, it will be necessary for the Board to enter into a lease-purchase transaction in accordance with the provisions of Revised Code Section 3313.375 in order to provide financing for the Project, and the Board has determined that it is advisable to enter into a base lease and lease-purchase agreement (the "Agreement") and such other documents as are necessary to effectuate this lease-purchase transaction in accordance with Revised Code Section 3313.375 and the laws of the State of Ohio; and

WHEREAS, the estimated cost of the Project will not exceed \$3,100,000;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Franklin Monroe Local School District, Darke and Miami Counties, Ohio, that:

It is hereby determined to be necessary and in the best interest of the inhabitants of the School District, and the Board hereby agrees to enter into a lease-purchase arrangement with such lessor (the "Lessor") as shall provide the most advantageous terms for financing the Project as shall be determined by the Treasurer of the Board (the "Treasurer") on behalf of the Board.

The Board shall convey to the Lessor a base leasehold interest in certain real property and existing improvements thereon (the "Project Site") pursuant to the Agreement, which conveyance shall conform to the requirements of Revised Code Section 3313.375. The Treasurer is directed to determine which School District real property to include in the Project Site and that is acceptable to the Lessor. The term of the base leasehold interest shall be for such length as determined by the Treasurer and reported to this Board, but such term shall not exceed the date that is five years beyond the final renewal term of the leasehold interest in the Project Facilities (as defined hereinbelow) granted by the Lessor to the Board as described in Section 3 below. Rental payments, if any, due under the Agreement for the base leasehold interest shall be in such amount as determined by the Treasurer.

The Board shall lease the facilities located on the Project Site, as such facilities will be improved by the Project pursuant to the Agreement (the "Project Facilities," as such Project Facilities shall be further described and defined in the Agreement), from the Lessor pursuant to the Agreement. As determined by the Treasurer, a portion of the Project financed pursuant to the plan of lease-purchase financing described in this Resolution may be installed and equipped on other properties and buildings owned by the School District that will not be included within the Project Site and/or the Project Facilities described in the Agreement but that will nonetheless be financed with proceeds from the Agreement.

The Agreement shall provide, among other things, for payments (the “Rent”) from the Board to the Lessor. Rent shall be payable in periodic installments over the term of the Agreement, in such amounts and at such times as shall be determined by the Treasurer and reported to this Board, provided that the principal component of all Rent payments due under the Agreement shall not exceed \$3,100,000. The term of the Agreement shall be for an initial term and such one-year (or partial-year for the final renewal term, if applicable) renewal terms as shall be determined by the Treasurer and reported to this Board; provided, however, that the sum of the initial term and all renewal terms may not exceed the number of years equivalent to the useful life of the Project as determined by the Treasurer and in no event more than 30 years. The Agreement shall provide for termination in the event the Board fails to appropriate funds adequate to pay Rent due with respect to any renewal term.

The President of the Board (the “President”), the Treasurer, the Superintendent of the School District, and any other officer of this Board are hereby authorized and directed to take such action as may be in their discretion necessary or appropriate in order to carry out the intent of this Resolution, including without limitation: (i) hiring such professionals and/or consultants as may be needed to facilitate entering into the Agreement and the financing and completion of the Project; (ii) executing and delivering on behalf of the Board the Agreement and such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate to carry out the intent of this Resolution. Such documents, including the Agreement, shall be in a form substantially consistent with the terms of this Resolution, as such officers in their discretion shall deem necessary or appropriate. Notwithstanding any other provision contained herein, the leasehold interests described in Sections 2 and 3 of this Resolution may be separately conveyed through two different leases if the Treasurer determines that it would be advantageous in order to carry out the intent of this Resolution, and, in such situation, references to the Agreement in this Resolution shall be interpreted accordingly.

The Board agrees to execute and perform the Agreement in accordance with its terms. The Board agrees to comply with the terms and conditions of any additional instruments, agreements, certificates, and other documents relating to the Agreement as shall be deemed, by the Treasurer or the President, in their discretion, necessary or appropriate in connection with the financing described in this Resolution.

Nothing in the Agreement or any related instruments, agreements, certificates, and other documents shall constitute or be construed or deemed to constitute a debt or bonded indebtedness or a general obligation of the School District, the Board, or any agency of the School District. Neither the taxing power nor the full faith and credit of the School District are pledged or shall be pledged for the payment or security of the Agreement or any other related instruments, agreements, certificates, and other documents.

The Treasurer may determine to issue any portion of the Agreement as obligations that the interest thereon is excluded from the holders' gross income for federal income tax purposes, and the following provisions of this Section shall apply to such portion of the Agreement and the interest portion of the Rent thereon:

The Board hereby covenants that it will comply with all existing and future laws applicable to the exemption of interest portion of the Rent due on the Agreement from federal income taxation. The Board further covenants that it will restrict the use of the proceeds of the Agreement in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Agreement is executed, so that it will not constitute an arbitrage bond under Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and the regulations prescribed thereunder (the "Regulations").

The Treasurer is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Board with respect to the Agreement as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Agreement or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Treasurer, which action shall be in writing and signed by the Treasurer, on behalf of the Board; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Board and the School District, as may be appropriate to assure the status of the Agreement as tax-exempt obligations; and (c) to give an appropriate certificate on behalf of the Board, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Board pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Board regarding compliance by the Board with Sections 141 through 150 of the Code and the Regulations, as applicable.

The Treasurer shall cause to be kept and maintained adequate records pertaining to investment of all proceeds of the Agreement sufficient to permit, to the maximum extent possible and presently foreseeable, the Board and the School District to comply with any federal law or regulation now or hereafter having applicability to the Agreement which limits the amount of Agreement proceeds which may be invested at an unrestricted yield or requires the Board and the School District to rebate arbitrage profits to the United States Department of the Treasury. The Treasurer is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Agreement requires any such reports or rebates.

The Board hereby approves of the appointments of the law firm of Bricker Graydon LLP to serve as legal counsel and Central States Capital Markets LLC to serve as a placement agent to the School District with respect to the lease-purchase transaction described herein. The respective fees to be paid to such firms shall be subject to review and approval by the Treasurer and shall not exceed the fees customarily charged for such services.

All proceeds received by the School District from the Lessor are hereby appropriated for the payment of the costs of the Project and for the payment of fees related to the financing of the Project pursuant to the Agreement and as set forth in this Resolution, which fees may include, but are not limited to, the placement agent fees of Central States Capital Markets LLC, the fees of Bricker Graydon LLP, as legal counsel, any fees of the Lessor (including legal fees of counsel to the Lessor), lien searching fees, and recording fees.

There is further appropriated, from unappropriated funds to be deposited or currently on deposit in the general fund and/or the permanent improvement fund of the School District, a sum not to exceed \$125,000.00 to pay the cost of Rent due or coming due under the Agreement for its initial term ending June 30, 2025.

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 the Board, and that all deliberations of the 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 Revised Code Section 121.22.

Resolution SP853-09-25

Mr. Jason Baker moved and Mr. Filbrun seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP853-09-25 adopted

2. The Board appoints *Madison Robison* to be Acting Treasurer of the Franklin Monroe Local School District for a term beginning on October 3, 2024 and ending July 31, 2025, or earlier upon mutual agreement of the parties.

Resolution SP854-09-25

Mrs. Jana Baker moved and Mr. Rodney Baker seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP854-09-25 adopted

3. Approve the written Contract of Acting Treasurer between the Franklin Monroe Local School District Board of Education and *Madison Robison* for a term beginning on or about October 3, 2024, and ending July 31, 2025, unless this Contract is earlier modified, terminated, or suspended as provided by law or this contract. Salary per Board Adopted contract.

Resolution SP855-09-25

Mrs. Jana Baker moved and Mr. Filbrun seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Rodney Baker, Filbrun
Nays:
Abstain: Jason Baker
Resolution SP855-09-25 adopted

4. The Superintendent recommends approving the Darke County ESC Certified Sub List.

Resolution SP856-09-25

Mr. Filbrun moved and Mr. Rodney Baker seconded a motion to approve the agenda as presented.

Roll Call: Yeas: Myers, Jana Baker, Rodney Baker, Filbrun
Nays:
Abstain: Jason Baker
Resolution SP856-09-25 adopted

5. The Superintendent recommends approving the Darke County ESC Temporary (No Degree) Sub List.

Franklin Monroe Board Reports:

Scott Myers extended a thank you and recognition to all coaches and staff members.

Rick Filbrun welcomed all new staff members.

Resolution SP857-09-25

Mrs. Jana Baker moved and Mr. Jason Baker seconded a motion to approve entering into Executive Session, R.C. 121.22(G)(1) for the purpose of considering the employment of Public employee(s) at 6:44 p.m.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP857-09-25 adopted

Resolution SP858-09-25

Mrs. Jana Baker moved and Mr. Rodney Baker seconded a motion to exit out of Executive Session at 8:01 p.m.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP858-09-25 adopted

Resolution SP859-09-25

Mr. Filbrun moved and Mr. Jason Baker seconded a motion to adjourn the meeting at 8:02 p.m.

Roll Call: Yeas: Myers, Jana Baker, Jason Baker, Rodney Baker, Filbrun
Nays:
Resolution SP859-09-25 adopted

Certificate Section 5705.412, Ohio Revised Code

It is hereby certified that the Franklin Monroe Local School District Board of Education, Darke County, Ohio, has sufficient funds to meet the contract agreement, obligation, payment or expenditure for the above, and has in effect for the remainder of the fiscal year and succeeding fiscal year the authorization to levy taxes which, when combined with the estimated revenue from all other sources available to the district at the time of certification, are sufficient to provide operating revenues necessary to enable the district to operate an adequate educational program on all days set forth in its adopted school calendar for the current fiscal year and for a number of days in the succeeding fiscal year equal to the number of days instruction was or is scheduled for the current fiscal year.

Treasurer

Superintendent

President, Board of Education