Austintown Board of Education

July 30, 2025

Special Session 7:30 AM Dr. Ritchie Legacy Room Central Office 700 S. Raccoon Road

Board Members
Mr. Fred Marcum,President
Mrs. Kathy Mock, Vice President
Mr. Harold Porter, Member
Mr. Don Sherwood, 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. **RESOLUTION**
   Approve the following resolution submitting to the electors of the school district the question of the renewal of an existing 4.9-mill tax levy for the purpose of current expenses, pursuant to Section 5705.21 of the revised code:

   WHEREAS, at an election on November 3, 2020, the School District's voters approved the renewal of an existing 4.9-mill ad valorem tax levy in excess of the ten-mill limitation for the purpose of current expenses, for five years, pursuant to Section 5705.21 of the Revised Code, the last collection of which will occur in calendar year 2026; and

   WHEREAS, on July 23, 2025, this Board adopted Resolution No. 2025-7/23-2 pursuant to Section 5705.03 of the Revised Code declaring it necessary to renew the existing 4.9-mill tax levy for the purpose of current expenses, for five years, and requesting the Mahoning County Auditor to certify the certifications set forth in Section 5705.03(B)(2), as applicable to the proposed 4.9-mill renewal levy; and

   WHEREAS, in accordance with that Resolution and Section 5705.03(B), on July 24, 2025, the Mahoning County Auditor certified (on DTE 140R) that (i) the property tax revenue that will be produced by the stated millage (4.9 mills), assuming the taxable value of the School District remains constant throughout the life of the levy, is calculated to be $1,943,260, (ii) the total taxable value of the School District used in calculating the estimated property tax revenue is $933,764,630 and (iii) the millage for the requested levy is 4.9 mills per $1 of taxable value, which amounts to $62 for each $100,000 of the County Auditor's appraised value;

   NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Austintown Local School District, County of Mahoning, Ohio, at least two-thirds (⅔) of all members elected thereto concurring, that:

Section 1. Declaration of Necessity of Tax Levy. This Board hereby finds, determines and declares that the amount of taxes which may be raised by this Board within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the School District, and that it is necessary to renew, for five years, an existing 4.9-mill ad valorem property tax outside of the ten-mill limitation for the purpose of current expenses.

Section 2. Submission of Question of Tax Levy to the Electors. The question of the renewal of an existing 4.9-mill ad valorem property tax outside of the ten-mill limitation, for five years, for the purpose of current expenses, beginning with the tax list and duplicate for the year 2026, the proceeds of which renewal levy first would be available to the School District in calendar year 2027, shall be submitted under the provisions of Section 5705.21 of the Revised Code to the electors of the School District at an election to be held therein on November 4, 2025, as authorized by law. That election shall be held at the regular places of voting in the School District as established by the Mahoning County Board of Elections, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. Notice of Election. The Treasurer of this Board is authorized and directed to give or cause to be given notice of that election as provided by law.

Section 4. Delivery of Materials to Board of Elections. The Treasurer be and is hereby directed to deliver or cause to be delivered (i) a certified copy of Resolution No. 2025-7/23-2 referred to in the second preamble to this Resolution, (ii) the certificate (on DTE 140R) of the Mahoning County Auditor referred to in the third preamble to this Resolution and (iii) a certified copy of this Resolution, to the Mahoning County Board of Elections before the close of business on Wednesday, August 6, 2025.

Section 5. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law.

Section 6. 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.

Section 7. 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

3. RESOLUTION

Approve the following resolution submitting to the electors of the school district the question of the renewal of an existing 7.3-mill tax levy for the purpose of current expenses, pursuant to section 5705.21 of the revised code:

WHEREAS, at an election on November 3, 2020, the School District's voters approved the renewal of an existing 7.3-mill ad valorem tax levy in excess of the ten-mill limitation for the purpose of current expenses, for five years, pursuant to Section 5705.21 of the Revised Code, the last collection of which will occur in calendar year 2026; and

WHEREAS, on July 23, 2025, this Board adopted Resolution No. 2025-7/23-3 pursuant to Section 5705.03 of the Revised Code declaring it necessary to renew the existing 7.3-mill tax levy for the purpose of current expenses, for five years, and requesting the Mahoning County Auditor to certify the certifications set forth in Section 5705.03(B)(2), as applicable to the proposed 7.3-mill renewal levy; and

WHEREAS, in accordance with that Resolution and Section 5705.03(B), on July 24, 2025, the Mahoning County Auditor certified (on DTE 140R) that (i) the property tax revenue that will be produced by the stated millage (7.3 mills), assuming the taxable value of the School District remains constant throughout the life of the levy, is calculated to be $3,454,710, (ii) the total taxable value of the School District used in calculating the estimated property tax revenue is $933,764,630 and (iii) the millage for the requested levy is 7.3 mills per $1 of taxable value, which amounts to $112 for each $100,000 of the County Auditor's appraised value;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Austintown Local School District, County of Mahoning, Ohio, at least two-thirds (⅔) of all members elected thereto concurring, that:

Section 1. Declaration of Necessity of Tax Levy. This Board hereby finds, determines and declares that the amount of taxes which may be raised by this Board within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the School District, and that it is necessary to renew, for five years, an existing 7.3-mill ad valorem property tax outside of the ten-mill limitation for the purpose of current expenses.

Section 2. Submission of Question of Tax Levy to the Electors. The question of the renewal of an existing 7.3-mill ad valorem property tax outside of the ten-mill limitation, for five years, for the purpose of current expenses, beginning with the tax list and duplicate for the year 2026, the proceeds of which renewal levy first would be available to the School District in calendar year 2027, shall be submitted under the provisions of Section 5705.21 of the Revised Code to the electors of the School District at an election to be held therein on November 4, 2025, as authorized by law. That election shall be held at the regular places of voting in the School District as established by the Mahoning County Board of Elections, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. Notice of Election. The Treasurer of this Board is authorized and directed to give or cause to be given notice of that election as provided by law.

Section 4. Delivery of Materials to Board of Elections. The Treasurer be and is hereby directed to deliver or cause to be delivered (i) a certified copy of Resolution No. 2025-7/23-3 referred to in the second preamble to this Resolution, (ii) the certificate (on DTE 140R) of the

Mahoning County Auditor referred to in the third preamble to this Resolution and (iii) a certified copy of this Resolution, to the Mahoning County Board of Elections before the close of business on Wednesday, August 6, 2025.

Section 5. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law.

Section 6. 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.

Section 7. 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

4. RESOLUTION

Approve the following resolution declaring an urgent necessity exists and authorizing the execution of a contract with Wadsworth Solutions, outside of statutory competitive bidding procedures, for the repair and replacement of the HVAC controls at Austintown Fitch High 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 $77,250, and to award contracts to the lowest responsible bidder, except in cases of urgent necessity; and

WHEREAS, the HVAC controls at Austintown Fitch High School have failed; and

WHEREAS, the Board has been advised that the HVAC controls must be repaired and replaced and that the repair and replacement must commence as soon as possible in order to ensure the availability prior to the next heating season; and

WHEREAS, this Board finds that such circumstances warrant the declaration of urgent necessity and the awarding of a contract for the work 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, County of Mahoning, 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 with Wadsworth Solutions for the work as set forth in the preambles to this Resolution in accordance with the vendor's proposal currently on file for a contract sum not exceeding $219,974.00 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

5. RESOLUTION

Upon the recommendation of the Superintendent, approve the resolution declaring transportation impractical for the following identified students for the 2025-2026 School Year:

WHEREAS the student(s) identified below have been determined to be residents of this school district, and eligible for transportation services; and

WHEREAS after a careful evaluation of all available options, it has been determined that it is impractical to provide transportation for these student(s) to their selected school(s); and

WHEREAS the following factors as identified in Revised Code §3327.02 have been considered:

1. The time and distance required to provide the transportation
2. The number of pupils to be transported
3. The cost of providing transportation in terms of equipment, maintenance, personnel, and administration
4. Whether similar or equivalent service is provided to other pupils eligible for transportation
5. Whether and to what extent the additional service unavoidably disrupts current transportation schedules
6. Whether other reimbursable types of transportation are available; and

WHEREAS the option of offering payment-in-lieu of transportation is provided in Ohio Revised Code: Therefore, be it

RESOLVED that the Austintown Board of Education hereby approves the declaration that it is impractical to transport the students identified herein and offers the parent(s)/guardian(s) of students named on the attachment, payment-in-lieu of transportation.

ATTACHMENT TO RESOLUTION:
For the 2025/2026 school year

Student First	Student Last	Parent(s)	School	Grade
Gabriella	Francis	Kayla Francis	Heartland Christian	2

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. 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