

# RECORD OF PROCEEDINGS

451

Minutes of

SPECIAL MEETING

**Held** **Tuesday, August 7, 2012** **8:30 PM**

The Board of Education of the Madison Local School District met in Special Session on Tuesday, August 7, 2012 at the Madison Board of Education Building with the following members present: Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert, and Teresa Ward. Rex Reigert presided.

Jacqueline Azbill moved and Jay Fabian seconded that the Board adopt the agenda as presented and with such modifications made by the Superintendent. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

**#111-12  
Agenda**

## EXECUTIVE SESSION

Jacqueline Azbill moved and Jay Fabian seconded that the Board enter into executive session for the purpose outlined below, pursuant to ORC §121.22.

preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

Reconvened from executive session with a roll call. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert, and Teresa Ward.

## REPORTS AND RECOMMENDATIONS OF THE TREASURER

Jacqueline Azbill moved and Michelle Hayes seconded that the Board engage in the following actions as listed below; provided, however, that should any item included within this motion be declared by a court of competent jurisdiction to be void or illegal, all remaining items within this motion shall remain in full force and effect, notwithstanding the status of the voided item.

**#112-12  
Financial Report**

► to approve the Financial Report as of June 30, 2012, and the payment of bills for June, 2012.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

## REPORTS OF THE ADMINISTRATIVE TEAM

Dr. Roger Goudy discussed the results of the levy.

## RECOMMENDATIONS OF THE SUPERINTENDENT

Jay Fabian moved and Teresa Ward seconded that the Board engage in the following personnel actions as listed below; provided, however, that should any item included within this motion be declared by a court of competent jurisdiction to be void or illegal, all remaining items within this motion shall remain in full force and effect notwithstanding the status of the voided item.

**#113-12  
Personnel**

### (1) The Board accepted the following resignations:

► to accept the resignation of Nicole Groah, Madison High School Vocal Music Teacher, effective the end of the 2011-2012 contract year.

► to accept the resignation of Mallory Gersper, Red Bird Elementary Special Education Teacher, effective August 17, 2012.

► to accept the resignation of Jennifer Sears, Middle School and Red Bird Elementary Speech-Language pathologist, effective the end of the 2011-2012 contract year.

► to accept the resignation of James Johnson, Madison High School Social Studies Teacher, effective the end of the 2011-2012 contract year.

### (2) The Board entered into the following employment contract:

► to employ Tammy Dragas under a one-year limited contract as an Intervention Specialist, effective the 2012-13 contract year and at the rate of compensation of \$51,730 (MA, Step 5) and fringe benefits as approved by the Board, pursuant to ORC §3319.08 and Board policy GCB-1.

# RECORD OF PROCEEDINGS

Minutes of

SPECIAL MEETING

**Held**

**Tuesday, August 7, 2012**

**8:30 PM**

**(3) The Board approved the following unpaid leave request:**

■ to grant the unpaid leave request of Jackie Walbeck, MHS Custodian, for the period of September 15, 2012 through February 15, 2014, pursuant to ORC §3319.13 and Article 5 §C of the OAPSE Master Contract.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

**MEA AGREEMENT RATIFICATION**

Jacqueline Azbill moved and Michelle Hayes seconded that the Board adopt the following resolution:

**WHEREAS** the Madison Education Association (MEA) has entered into collective bargaining negotiations with the Madison Local Board of Education (Board), pursuant to Article I of the current MEA Negotiated Agreement and the provisions of ORC Chapter 4117, for a successor MEA Negotiated Agreement; and

**WHEREAS** on July 26, 2012 the MEA ratified the tentative agreement on a successor MEA Negotiated Agreement entered into by MEA and the Board on August 22, 2011; and

**NOW THEREFORE BE IT RESOLVED** by the Madison Local Board of Education, a majority of the members hereby voting in the affirmative:

SECTION 1. That it ratifies the tentative agreement entered into by MEA and the Board on August 22, 2011 for a successor MEA Negotiated Agreement, effective the beginning of the 2012-13 contract year through August 31, 2013, as found on file at the Board office.

SECTION 2. That it authorizes and directs its legal counsel to prepare any and all documents necessary to complete the bargaining process, including such revisions to the successor MEA Negotiated Agreement as may be required for form and style, and it authorizes and directs the President of the Board of Education, the Superintendent and the Treasurer to execute any and all documents necessary to effectuate the provisions of this resolution, pursuant to Board policies BCB and HJ.

SECTION 3. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action, were in compliance with all legal requirements of ORC Chapter 4117 and ORC §121.22.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

**OSFC CONSTRUCTION PROJECT**

Jacqueline Azbill moved and Michelle Hayes seconded that the Board approve the following resolutions:

Ohio School Facilities Commission Classroom Facilities Assistance Program

**RESOLUTION ACCEPTING THE LOWEST RESPONSIBLE AND RESPONSIVE BID FOR BID PACKAGE 02B, DEMOLITION FOR DEMOLITION OF THE MEMORIAL COMPLEX IN CONNECTION WITH THE SCHOOL DISTRICT'S OHIO SCHOOL FACILITIES COMMISSION PROJECT:**

Russ James Contracting – Demolition Bid Package 02B

**WHEREAS**, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the Bid Package 02B Demolition, in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

#114-12  
**MEA**  
**Agreement**

#115-12  
**OSFC**

**Held**

**Tuesday, August 7, 2012**

**8:30 PM**

**WHEREAS**, Hammond Construction Company, Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

**WHEREAS**, Hammond Construction Company, Construction Manager, and Fanning Howey Olsavsky Jaminet, Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Education of the Madison Local School District, Lake County, Ohio, that:

**Section 1. Award of Contract.**

- The bid of Russ James Contracting in the amount of \$192,500.00, is determined to be the lowest responsible and responsive bid for the Bid Package 02B Demolition work for the Demolition of the Memorial Complex and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

**Section 2. Notification to Successful Bidder.** The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

**Section 3. Return of Bid Security to Unsuccessful Bidders.** The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

**Section 4. Approval of Contract.** The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

**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 this Resolution are hereby approved, ratified and confirmed.

**Section 6. Certification and Delivery of Resolution.** The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

**Section 7. 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 8. 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 9. Effective Date.** This Resolution shall be in full force and effect from and immediately upon its adoption.

Ohio School Facilities Commission Classroom Facilities Assistance Program

**RESOLUTION ACCEPTING THE LOWEST RESPONSIBLE AND RESPONSIVE BID FOR BID PACKAGE 02A, HAZARDOUS MATERIALS ABATEMENT, FOR DEMOLITION OF THE MEMORIAL COMPLEX IN CONNECTION WITH THE SCHOOL DISTRICT'S OHIO SCHOOL FACILITIES COMMISSION PROJECT:**

Total Environmental Services, LLC – Hazardous Materials Abatement Bid Package 02A

**WHEREAS**, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the Bid Package 02A Hazardous Materials Abatement, in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

# RECORD OF PROCEEDINGS

Minutes of

SPECIAL MEETING

**Held**

**Tuesday, August 7, 2012**

**8:30 PM**

**WHEREAS**, Hammond Construction Company, Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

**WHEREAS**, Hammond Construction Company, Construction Manager, and Fanning Howey Olsavsky Jaminet, Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Education of the Madison Local School District, Lake County, Ohio, that:

**Section 1. Award of Contract.**

- The bid of Total Environmental Services, LLC in the amount of \$294,265.00, is determined to be the lowest responsible and responsive bid for the Bid Package 02A Hazardous Materials Abatement work for the Demolition of the Memorial Complex and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

**Section 2. Notification to Successful Bidder.** The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

**Section 3. Return of Bid Security to Unsuccessful Bidders.** The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

**Section 4. Approval of Contract.** The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

**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 this Resolution are hereby approved, ratified and confirmed.

**Section 6. Certification and Delivery of Resolution.** The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

**Section 7. 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 8. 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 9. Effective Date.** This Resolution shall be in full force and effect from and immediately upon its adoption.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert, and Teresa Ward voted "Yes." Vote: 5-0.

**PUBLIC PARTICIPATION**

Leah Turner asked if there was a plan to put the levy on in November.

Vicky Smith wondered why the campaign was run the way it was.

A participant would like the Board office to be turned into a museum.

# RECORD OF PROCEEDINGS

455

Minutes of

SPECIAL MEETING

Held

Tuesday, August 7, 2012

8:30 PM

Jacqueline Azbill moved and Michelle Hayes seconded that the Board enter into executive session for the purpose outlined below, pursuant to ORC §121.22.

the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of public employees or regulated individuals, or the investigation of charges or complaints against a public employee or regulated individual unless such person requests a public hearing

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

Reconvened from executive session with a roll call.

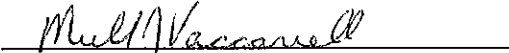
Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward.

Teresa Ward moved and Michelle Hayes seconded that the Board adjourn the meeting.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes." Vote: 5-0.

*The audio recording of the public sessions of this meeting, as found on file in the Treasurer's office, is incorporated herein by reference, pursuant to Board policy BCCG.*

  
RESIDENT

  
TREASURER