

Held Tuesday, July 27, 2010 6:00 p.m.

The Board of Education of the Madison Local School District met in regular session Tuesday, July 27, 2010 at the Madison High School cafeteria with the following members present: Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward. Rex Reigert presided.

**EXECUTIVE SESSION**

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

- (4) 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.

The Board, Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward entered into executive session. Time: 6:07 p.m.

The meeting was reconvened from executive session with a roll call: Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward. Time: 6:18 p.m.

Jacqueline Azbill moved and Teresa Ward 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.

**#113-10  
Agenda**

Jacqueline Azbill moved and Jay Fabian seconded that the Board approve the minutes of the regular meeting, June 30, 2010. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes". Vote: 5-0.

**#114-10  
Minutes**

Teresa Ward moved and Jacqueline Azbill seconded that the Board approve the minutes of the special meeting, July 21, 2010. Jacqueline Azbill, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes". Vote: 4-0. Jay Fabian abstained.

**#115-10  
Minutes**

Jacqueline Azbill moved and Jay Fabian seconded that the Board extend the time for individual public participation beyond five minutes and the total beyond thirty minutes. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes". Vote: 5-0.

**#116-10  
Extend  
Publ. Part.**

**REPORTS AND RECOMMENDATIONS OF THE TREASURER**

Jacqueline Azbill moved and Teresa Ward 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.

**#117-10  
Financial  
Report**

- to approve the Financial Report as of June 30, 2010, as found on file in the Treasurer's office, and the payment of bills for June, 2010.
- to accept, with gratitude, the following donations:
  - ▶ Solar Cell Spotlights valued at \$75 from Frank and Dottie Ashton for use at the Veteran's Memorial at Bluestreak Stadium; and
  - ▶ \$50 from French Chiropractic and Wellness Center for use at the district's discretion.

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

**Held**

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**6:00 p.m.**

**#118-10  
Advance  
FY11**

Jay Fabian moved and Jacqueline Azbill seconded that the Board approve the following advance for FY11.

<u>From</u>	<u>To</u>	<u>Amount</u>
001 General Fund	024 Flex 125 Fund	\$3,600

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

**#119-10  
Classroom  
Facilities  
Bonds**

Jacqueline Azbill moved and Teresa Ward seconded that the Board adopt a resolution as found on file in the Board office authorizing the issuance of classroom facilities general obligation bonds, Series 2010 in one or more series of bonds, in an aggregate principal amount not to exceed \$21,857,274, authorizing the execution of a bond purchase agreement appropriate for the sale of the Series 2010 bonds, authorizing the execution of a paying agent agreement and authorizing the execution of a certificate of award containing the final terms of the Series 2010 bonds and related matters.

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

**#120-10  
School Impr.  
Refunding  
Bonds**

Teresa Ward moved and Jay Fabian seconded that the Board adopt a resolution as found on file in the Board office authorizing the issuance of school improvement general obligation refunding bonds, Series 2010 in a principal amount not to exceed \$3,790,000, authorizing the execution of a bond purchase agreement, appropriate for the sale of the Series 2010 bonds, authorizing the execution of a paying agent agreement and authorizing the execution of a certificate of award containing the final terms of the Series 2010 bonds and related matters. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes". Vote: 5-0.

**#121-10  
Invest.  
Earnings  
Construc.  
Fund**

Jay Fabian moved and Jacqueline Azbill seconded that the Board adopt the following resolution.

RESOLUTION AUTHORIZING THE BOARD OF EDUCATION OF THE  
MADISON LOCAL SCHOOL DISTRICT TO USE ALL OR ANY  
PORTION OF THE INVESTMENT EARNINGS FROM THE SCHOOL  
DISTRICT'S PROJECT CONSTRUCTION FUND TO PAY FOR ALL OR  
A PORTION OF CLASSROOM FACILITIES NOT INCLUDED IN THE  
DISTRICT'S BASIC PROJECT COST YET RELATED TO THE  
DISTRICT'S CLASSROOM FACILITIES PROJECT, ALL IN  
ACCORDANCE WITH SECTION 3318.12(B) OF THE OHIO  
REVISED CODE.

WHEREAS, the Madison Local School District, Counties of Lake and Geauga, Ohio (the "District"), has or reasonably anticipates having a need to finance the acquisition or construction of classroom facilities that are not part of the District's basic project cost, yet related to the District's classroom facilities project approved by voters at the election conducted on May 4, 2010; and

WHEREAS, Section 3318.12(B) of the Ohio Revised Code permits school districts to use all or a portion of the investment earnings from a district's project construction fund attributable to a district's local contribution to pay for the costs of classroom facilities that are not part of a district's "basic project cost," yet related to a district's classroom facilities project; and

WHEREAS, the District desires to use all or a portion of the investment earnings on its project construction fund for the purpose of providing classroom facilities that are not part of the District's basic project cost, yet related to the District's classroom facilities project approved by voters at the election conducted on May 4, 2010;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Madison Local School District (the "Board"), Counties of Lake and Geauga, Ohio, that:

Held

Tuesday, July 27, 2010

6:00 p.m.

SECTION 1. Pursuant to Section 3318.12(B) of the Ohio Revised Code, the District is hereby authorized to use all or any portion of the investment earnings from its project construction fund attributable to the District's local contribution to pay for classroom facilities a part of the State of Ohio Classroom Facilities Assistance Program for classroom facilities not part of the District's basic project cost, yet related to the District's classroom facilities project approved by voters at the election conducted on May 4, 2010.

SECTION 2. It is hereby 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 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 Section 121.22 of the Ohio Revised Code.

SECTION 3. This Resolution shall take effect immediately upon its adoption.

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

Teresa Ward moved and Rex Reigert seconded that the Board adopt the following resolution.

RESOLUTION AUTHORIZING THE TRANSFER OF INTEREST EARNINGS FROM THE BOND RETIREMENT FUND TO THE GENERAL FUND

#122-10 Transfer Interest Earnings

WHEREAS, it is the intention of this Board of Education (the "Board") to issue general obligation bonds (the "New Money Bonds") in a principal amount not to exceed \$21,857,274 (which may be issued in one or more series of bonds) for purposes of participating in the Ohio School Facilities Commission's Classroom Facilities Assistance Program, by virtue of paying for the local share of the District's basic share costs; and

WHEREAS, the Board intends to refund a portion of its outstanding School Facilities Bonds, Series 1999 with general obligation refunding bonds in a principal amount not to exceed \$3,790,000 (the "Refunding Bonds" and together with the New Money Bonds, the "Bonds"); and

WHEREAS, it is expected that interest earnings shall accrue on amounts in the bond retirement fund for the Bonds; and

WHEREAS, this Board desires that the interest earnings on the bond retirement fund for the Bonds shall be transferred to the general fund of the District;

NOW THEREFORE, BE IT RESOLVED by the Board of Education of the Madison Local School District, Counties of Lake and Geauga, Ohio (the "District");

SECTION 1. Consistent with Section 135.21 of the Ohio Revised Code, this Board authorizes its fiscal officer to effectuate the transfer of investment earnings from its bond retirement fund for its Bonds to the general fund of the District, at which time, said investment earnings may be applied in a manner consistent with Section 5705.14(E) of the Ohio Revised Code.

SECTION 2. This resolution shall supersede all other legislation of this Board in conflict herewith.

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 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 Section 121.22 of the Ohio Revised Code.

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

RECOMMENDATIONS OF THE SUPERINTENDENT

Jacqueline Azbill 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.

#123-10 Personnel

**Held**

**Tuesday, July 27, 2010**

**6:00 p.m.**

**Employment Contracts**

(1) The Board entered into employment contracts as follow:

- to employ the persons for the positions and at the rate of compensation and other terms and conditions of employment as listed below.

**One-Yr. Limited Kaldy**

- ▶ Alexandra Kaldy under a one-year limited contract, effective the 2010-11 contract year, as an Intervention Specialist - MH Room at Red Bird Elementary School and at the rate of compensation of \$43,085 (BA+15, Step 3) and fringe benefits as approved by the Board, pursuant to ORC §3319.08 and Board policy GCB-1; and, that this contract shall be preceded by a conditional employment contract under which Alexandra Kaldy must [1] satisfy the conditions of ORC §§109.57 and 3319.39 and/or [2] provide evidence she has passed PRAXIS prior to September 15, 2010; or otherwise immediately be released from employment by the Board. The Board authorizes the Superintendent to execute a one-year limited contract upon evidence that all requirements of PRAXIS, ORC §§109.57 and 3319.39 and Board policy GBQ have been met.

**Certif. Personnel**

- ▶ the following certificated personnel under a one-year limited supplemental contract for the 2010-11 contract year for the position and at the rate of compensation listed below, pursuant to ORC §3319.08 and Appendix B of the MEA Negotiated Agreement.

John Dragas	MHS Athletic Director	.22	3 yrs.	\$7,925
Thomas Brady	MMS Assistant Athletic Co-Director	.04	5 yrs.	\$1,441
Lee Polzer	MMS Assistant Athletic Co-Director	.035	2 yrs.	\$1,261

**Supple. Dragas**

- ▶ John Dragas under a one-year limited extended service supplemental contract for the 2010-11 contract year as Athletic Director at a compensation of \$6,032.55 for 15 days, pursuant to ORC §3319.08.

(2) The Board approved volunteer coaching services as follows:

**Volunteer Guerra**

- to approve Sam Guerra as a volunteer coach for football at Madison Middle School for the 2010-11 school year, pursuant to Board policy IICC.

Jacqueline Azbill, Jay Fabian, Rex Reigert and Teresa Ward voted "Yes". Michelle Hayes voted "No". Vote: 4-1.

**#124-10 Bus Purchase**

Jay Fabian moved and Jacqueline Azbill seconded that the Board accept the bus bid from OBS, Inc. for a school bus body and chassis for their cooperative purchase under the Board's participation in the Ohio Schools' Council program; and to authorize and direct the superintendent or designee to purchase one Blue Bird 54-passenger puller bus (A3FE2803) in the amount of \$81,958, and one Blue Bird 65-passenger puller bus (A3FE3306) in the amount of \$82,073, both complete with options as quoted, from OBS, Inc. at a total cost not to exceed \$164,931, pursuant to ORC §3327.08.

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

**#125-10 Ohio Schools Council**

Jay Fabian moved and Jacqueline Azbill seconded that the Board enter into an agreement with Ohio Schools Council during the 2010-11 school year to: (1) approve the district's membership in the Ohio Schools Council at a cost of \$851.06; (2) participate in its Cooperative Purchasing Program at a cost of \$400; (3) participate in its Legal Hotline Program at a cost of \$2,800; (4) participate in the School Bus Purchasing program at a cost of \$325; and (5) participate in its LEEMS (Lake Erie Educational Media Consortium) at a cost of \$904.25 and to adopt its accompanying resolution as follows:

WHEREAS this Board is a member of the Greater Cleveland Schools Council (the Council), a regional council of governments organized pursuant to Chapter 167 of the Ohio Revised Code, and has adopted the Agreement Establishing the Council and the Bylaws of the Council, each dated as of December 1, 1986; and

# RECORD OF PROCEEDINGS

Minutes of

REGULAR MEETING

Held Tuesday, July 27, 2010 6:00 p.m.

WHEREAS the council has determined to undertake a program on behalf of its member Board of Education for the provision of the Lake Erie Educational Media Consortium (LEEMC); and

WHEREAS any member of the Council wishing to participate in the Council's cooperative LEEMC Program must adopt an authorizing resolution and execute and deliver this Program Agreement, which shall be effective July 1, 2010 through June 30, 2011; and

WHEREAS this Board understands that an appropriate fee will be charged by LEEMC for this Board's share of the Program Operating Costs. Fees and operating procedures are to be recommended by the Advisory Committee of LEEMC and approved by the Board of Directors of the Council.

NOW THEREFORE BE IT RESOLVED by the Board of Education of the Madison Local School District, Lake County, Ohio, two-thirds of all members of this Board elected thereto concurring that:

Section 1. As a member of the Council, this Board will participate in the Council's cooperative LEEMC Program under which library Bookscans, LEEMC discounts, library book purchasing procedures, professional in-service programs, and such other services that are recommended by the LEEMC Advisory Council and approved by the Council's Board of Directors are provided. The Board of Directors of the Council is hereby authorized and directed to take the actions required under this Program Agreement to implement the cooperative LEEMC Program.

The Advisory Council of LEEMC is to be made up of one delegate from each LEEMC school district appointed by the member district's Superintendent.

Section 2. Following the approval of this Agreement, this Board's Treasurer is authorized and directed to make any and all payments to the Program's Fiscal Agent. The Program's Fiscal Agent shall report to this Board concerning all contributions received and disbursements made on behalf of this Board under the LEEMC Program.

Section 3. The Advisory Committee of LEEMC shall make recommendations for its management to the Board of Directors of the Council for its approval.

Section 4. The Board of Education may withdraw from this program by written notice to the Council by June 1<sup>st</sup> to be effective at the end of the current program year.

Section 5. The Treasurer of this Board shall deliver a certified copy of this resolution to the Treasurer of the Council: Dr. David Cottrell, Ohio Schools Council, 6133 Rockside Road, Suite 10, Independence, Ohio 44131.

Section 6. It is found and determined that all formal actions of this Board concerning and relative to the adoption of this resolution of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

**CONSENT CALENDAR**

A member of the Board or the Superintendent may request that any item be removed from the consent calendar and voted upon separately.

Minutes of

REGULAR MEETING

Held Tuesday, July 27, 2010 6:00 p.m.

**#126-10 Consent Calendar** Jacqueline Azbill moved and Jay Fabian seconded that all of the following items which appear in this portion of the agenda constitute the consent calendar and are hereby adopted by this one single motion; 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.

**Educational Funding Group** ■ to enter into an agreement with Educational Funding Group, Inc. to provide complete E-rate filing support and assistance for the funding period of July 1, 2011 through June 30, 2012, at 10% of the total SLD approved and disbursed funds.

**Fee Schedules** ■ to approve the 2010-11 school year student/course/workbook fee schedules as found on file in the Board office, pursuant to Board policy DFG.

**Bus Routes** ■ to approve the bus routes for the 2010-11 school year as found on file in the Superintendent's office.

Jacqueline Azbill, Jay Fabian, Michelle Hayes, and Rex Reigert voted "Yes". Teresa Ward voted "No." Vote: 4-1.

**EXECUTIVE SESSION**

Jacqueline Azbill moved and Teresa Ward seconded that the Board enter into executive session for the purposes outlined below, pursuant to ORC §121.22.

- (1) 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;
- (4) preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees;
- (5) matters required to be kept confidential by federal law, rules or state statutes.

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

The Board, Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward entered into executive session. Time: 7:04 p.m.

The meeting was reconvened from executive session with a roll call: Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward. Time: 8:24 p.m.

Teresa Ward moved and Jay Fabian seconded that the Board adjourn the meeting. Jacqueline Azbill, Jay Fabian, Michelle Hayes, Rex Reigert and Teresa Ward voted "Yes". Vote: 5-0. Time: 8:26 p.m.

*The audiotape 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.*

  
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PRESIDENT

  
\_\_\_\_\_  
TREASURER