

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

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The Liberty-Benton Board of Education held a regular board of education meeting September 23, 2020 at 6:00 p.m. with the following members answering roll call: Mr. Mark Badertscher, present; Mr. Jim Mace, present; Mr. Brian Christiansen, present; Mr. Steve Benson, present; Mr. AJ Granger, present.

Board President AJ Granger welcomed the following visitors: Mary Jo McFarlane, Kyle Miller

Board President AJ Granger offered the audience an opportunity to address the Board of Education. Mary Jo McFarlane commented that through the first 12 days of school the mantra is flexibility. She asked that the district continue to accommodate and protect employees and students. Kyle Miller, from SHP provide the Board with a project update.

(9 57 20) A MOTION TO APPROVE THE MINUTES FROM THE WEDNESDAY AUGUST 26, 2020 REGULAR BOARD OF EDUCATION MEETING.

A motion was made by Mr. Mace and seconded by Mr. Badertscher to approve the minutes from the Wednesday, August 16, 2020 Regular Board of Education meeting.

Votes: Ayes: Mace, Badertscher, Benson, Christiansen, Granger. Nays: None.

The Board President declared the motion carried.

(9 58 20) A RESOLUTION TO APPROVE THE CONSENT AGENDA

A motion was made by Mr. Christiansen seconded by Mr. Mace to approve the consent agenda to include the following items:

1. Listing of bills, expenditures, and investments through 8/31/2020 and monthly financial report of the Treasurer
 2. Approve FY2021 permanent appropriations
 3. Approve appropriation modifications for September 2020
 4. Approve Then and Now technology purchase order 2021518 in connection with noncompliance of Section 5705.41(D) of the Ohio Revised Code authorizing expenditure of funds without proper approval in the amount of \$6754.50
 5. Approve Then and Now High Yearbook purchase order 717079 in connection with noncompliance of Section 5705.41(D) of the Ohio Revised Code authorizing expenditure of funds without proper approval in the amount of \$2648.08
 6. Approve the following fund: 510-9121 Broadband Connectivity
 7. Approve an advance, in the amount of \$16,000 from the General Fund to the Cafeteria Fund
 8. Approve disposed of/obsolete inventory items
 9. Accept \$132 donation from Jamie Madere
 10. Approve the following resignations:
Brian Hendricks, Aide, Effective 9/2/2020
 11. Approve the following FMLA:
Stephanie Lloyd
 12. Approve unpaid medical leave of absence for Pam Yoder, Nest Aide, effective September 23rd-October 2nd, 2020
 13. Approve the following certified staff pending approval of all necessary documents and certification:
Deserae Patterson, Home Instruction Tutor
Melissa Ruhe, Home Instruction Tutor
 14. Approve the following classified staff pending approval of all necessary documents and certification:
Alex Geiser, Custodian
Ben Gerken, Substitute Bus Driver
Sherri Mabe, NEST aide 1.0 hr to 1.25 hrs
Sherri Mabe, Aide, 3.0 hrs to 3.5 hrs
Elisha Mead, Aide, 6.75 hrs to 7.75 hrs
Leslie O'Toole, NEST Aide
Emma Smith, NEST Aide
Kathy Taylor, Aide, 5.0 hrs to 5.25 hrs
Jordan Wright, Substitute
 15. Approve the following extra-curricular staff pending approval of all necessary documentation and certification:
Sara Ballou, Musical Vocal Director
Andrea Hazelton, High School Student Council Co-Advisor
 16. Approve a request for a waiver for school-age students with disabilities beyond the 60 month age range and the board assures that services will be provided consistent with IDEA and Operating Standards
 17. Approve host agreement for possible OHSAA Sectional and/or District tournament contests in Volleyball, Soccer, Baseball and Softball for the 2020/2021 school year
- Votes: Ayes: Christiansen, Mace, Badertscher, Benson, Granger. Nays: None.
The Board President declared the motion carried.

(9 59 20) A RESOLUTION TO APPROVE THE NEOLA POLICY 2266 TITLE IX REGULATIONS NONDISCRIMINATION ON THE BASIS OF SEX IN DISTRICT PROGRAMS OR ACTIVITIES

A motion was made by Mr. Benson seconded by Mr. Mace to approve the NEOLA Policy 2266 Title IX Regulations Nondiscrimination on the Basis of Sex in District Programs or Activities.

Votes: Ayes: Benson, Mace, Christiansen, Badertscher, Granger. Nays: None.

The Board President declared the motion carried.

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(9 60 20) A RESOLUTION TO APPROVE THE NEOLA POLICY 5200 ATTENDANCE

A motion was made by Mr. Badertscher seconded by Mr. Benson to approve the NEOLA Policy 5200 Attendance.

Votes: Ayes: Badertscher, Benson, Christiansen, Mace, Granger. Nays: None.

The Board President declared the motion carried.

(9 61 20) A RESOLUTION TO APPROVE THE NEOLA POLICY 5460 GRADUATION REQUIREMENTS

A motion was made by Mr. Mace seconded by Mr. Christiansen to approve the NEOLA Policy 5460 Graduation Requirements.

Votes: Ayes: Mace, Christiansen, Benson, Badertscher, Granger. Nays: None.

The Board President declared the motion carried.

(9 62 20) A RESOLUTION TO APPROVE THE NEOLA POLICY 5460.02 STUDENTS AT-RISK OF NOT QUALIFYING FOR A HIGH SCHOOL DIPLOMA

A motion was made by Mr. Benson seconded by Mr. Christiansen to approve the NEOLA Policy 5460.02 Students At-Risk of not Qualifying for a High School Diploma

Votes: Ayes: Benson, Christiansen, Mace, Badertscher, Granger. Nays: None.

The Board President declared the motion carried.

(9 63 20) A RESOLUTION TO APPROVE THE NEOLA POLICY 8450.01 PROTECTIVE FACE COVERINGS DURING A PANDEMIC

A motion was made by Mr. Mace seconded by Mr. Badertscher to approve the NEOLA Policy 8450.01 Protective Face Coverings During a Pandemic

Votes: Ayes: Mace, Badertscher, Benson, Christiansen, Granger. Nays: None.

The Board President declared the motion carried.

(9 64 20) RESOLUTION TO APPROVE THE ARCHITECT/ENGINEERING (A/E) AGREEMENT WITH SHP LEADING DESIGN FOR THE TOTAL COMPENSATION FOR THE A/E'S SERVICES RELATED TO DESIGN IN THE AMOUNT OF \$3,269,461, (OF WHICH \$2,870,802 IS CO-FUNDED AND \$398,659 IS LFI) WHICH INCLUDES THE SUM OF (1) BASIC FEE, (2) ADDITIONAL SERVICES FEES, AND (3) REIMBURSABLE EXPENSES

A motion was made by Mr. Mace seconded by Mr. Benson to approve the Architect/Engineering (A/E) agreement with SHP leading design for the total compensation for the A/E's Services related to design in the amount of \$3,269,461, (of which \$2,870,802 is co-funded and \$398,659 is LFI) which includes the sum of (1) Basic Fee, (2) Additional Services Fees, and (3) Reimbursable Expenses

Votes: Ayes: Mace, Benson, Christiansen, Badertscher, Granger. Nays: None.

The Board President declared the motion carried.

(9 65 20) RESOLUTION TO APPROVE THE CONSTRUCTION MANAGER CONTRACT (CMR) AGREEMENT WITH GILBANE BUILDING COMPANY FOR THE TOTAL COMPENSATION FOR THE CONSTRUCTION MANAGER SERVICES RELATED TO DESIGN PRECONSTRUCTION STAGE COMPENSATION (ARTICLE 2) IN THE AMOUNT OF \$46,356.00, (OF WHICH \$46,356 IS CO-FUNDED) WHICH INCLUDES THE SUM OF (1) PRECONSTRUCTION FEE (2) PRECONSTRUCTION STAGE PERSONNEL COSTS, AND (3) PRECONSTRUCTION STAGE REIMBURSABLE EXPENSES

A motion was made by Mr. Badertscher seconded by Mr. Mace to approve the Construction Manager Contract (CMR) agreement with Gilbane Building Company for the total compensation for the Construction Manager Services related to design preconstruction stage compensation (Article 2) in the amount of \$46,356.00, (of which \$46,356 is co-funded) which includes the sum of (1) Preconstruction Fee (2) Preconstruction Stage Personnel Costs, and (3) Preconstruction Stage Reimbursable Expenses

Votes: Ayes: Badertscher, Mace, Benson, Christiansen, Granger. Nays: None.

The Board President declared the motion carried.

(9 66 20) RESOLUTION TO APPROVE THE CONSULTANT AGREEMENT WITH STAN AND ASSOCIATES, INC FOR THE TOTAL COMPENSATION FOR THE CONSULTANT SERVICES RELATED TO DESIGN IN THE AMOUNT OF \$164,265, (OF WHICH \$155,928.12 IS CO-FUNDED AND \$8,336.88 IS LFI) WHICH INCLUDES THE SUM OF (1) DIRECT PERSONNEL EXPENSE, (2) BASIC FEE, (3) ADDITIONAL SERVICES FEES, AND (4) REIMBURSABLE EXPENSES

A motion was made by Mr. Mace seconded by Mr. Benson to approve the Consultant Agreement with Stan and Associates, Inc for the total compensation for the Consultant Services related to design in the amount of \$164,265, (of which \$155,928.12 is co-funded and \$8,336.88 is LFI) which includes the sum of (1) Direct Personnel Expense, (2) Basic Fee, (3) Additional Services Fees, and (4) Reimbursable Expenses

Votes: Ayes: Mace, Benson, Badertscher, Christiansen, Granger. Nays: None.

The Board President declared the motion carried.

(9 67 20) A MOTION TO ACCEPT MONITORING REPORT 1.1 GOOD CHARACTER, 1.4 ACADEMICS

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A motion was made by Mr. Mace, seconded by Mr. Christiansen to accept monitoring report 1.1 Good Character, 1.4 Academics

Votes: Ayes: Mace, Christiansen, Benson, Badertscher, Granger. Nays: None.
The Board President declared the motion carried.

(9 68 20) A MOTION TO ACCEPT MONITORING REPORT 2.3 FINANCIAL CONDITION AND ACTIVITIES, 2.3.1 EXPENDITURE OF FUNDS, 2.3.2 USE OF LONG-TERM RESERVES, 2.3.3 PAYROLL AND DEBT SETTLEMENT, 2.3.4 GOVERNMENT AND TAX PAYMENTS, 2.3.5 REAL PROPERTY AND 2.3.6 PURCHASING LIMITS, 2.3.7 AUDITOR INDEPENDENCE

A motion was made by Mr. Benson, seconded by Mr. Badertscher to accept monitoring report 2.3 Financial Condition and Activities, 2.3.1 Expenditure of Funds, 2.3.2 Use of Long-Term Reserves, 2.3.3 Payroll and Debt Settlement, 2.3.4 Government and Tax Payments, 2.3.5 Real Property 2.3.6 Purchasing Limits, 2.3.7 Auditor Independence

Votes: Ayes: Benson, Badertscher, Mace, Christiansen, Granger. Nays: None.
The Board President declared the motion carried.

(9 69 20) A MOTION TO ACCEPT MONITORING REPORT 2.7.1 MONITORING DATA SUBMISSION, 2.7.2 NONCOMPLIANCE REPORTING, 2.7.3 COMPREHENSIVE DECISION INFORMATION, 2.7.4 INCIDENTAL INFORMATION, 2.7.5 NONCOMPLIANCE WITH BOARD MEANS POLICIES

A motion was made by Mr. Mace, seconded by Mr. Christiansen to accept monitoring report 2.7.1, Monitoring Data Submission, 2.7.2 Noncompliance Reporting, 2.7.3 Comprehensive Decision Information 2.7.4 Incidental Information, 2.7.5 Noncompliance with Board Means Policies

Votes: Ayes: Mace, Christiansen, Benson, Badertscher, Granger. Nays: None.
The Board President declared the motion carried.

A motion was made by Mr. Benson seconded by Mr. Mace to adjourn to executive session at 7:45 p.m. for the purpose of the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official, or the investigation of charges or complaints against an employee, official, licensee or student requests a public hearing and specialized details of security arrangements.

Votes: Ayes: Benson, Mace, Badertscher, Christiansen, Granger. Nays: None.
The Board President declared the motion carried.

The Board reconvened to the regular meeting at 8:29 p.m.

A motion was made by Mr. Mace seconded by Mr. Benson to adjourn the regular meeting of the Board of Education at 9:00 p.m.

Votes: Ayes: Mace, Benson, Christiansen, Badertscher, Granger. Nays: None.
The Board President declared the motion carried.

Board President

Treasurer

[Handwritten signatures]