

June 17, 2021

The **Indian Creek Board of Education** met in regular session on Thursday, June 17, 2021 at 6:00 P.M. at the Indian Creek Middle School, Mingo Junction, Ohio. President Daniel Bove, Jr. called the meeting to order and led the Pledge of Allegiance. At roll call, the following Board members were present: Mr. Daniel, Bove, Jr., Mrs. Kimberly Mark, Dr. John Figel and Mr. Bob Smith. Dr. Ted Starkey was absent.

READING, APPROVAL, SIGNING OF MINUTES

#40-06-21

Mrs. Mark moved and Dr. Figel seconded the motion to approve the minutes from the May 20, 2021 regular meeting. **Vote on motion:** Dr. Figel, yes; Mrs. Mark, yes; Mr. Smith, yes; Mr. Bove, yes. **Motion approved 4-0.**

BILLS, FINANCIAL, BANK RECONCILIATION

#41-06-21

Mr. Bove moved and Mr. Smith seconded the motion to approve the bills, financial report and bank reconciliation for the month of May 2021. **Vote on motion:** Mr. Smith, yes; Mr. Bove, yes; Mrs. Mark, yes; Dr. Figel, yes. **Motion approved 4-0.**

INTRODUCTIONS AND RECOGNITION OF GUESTS

I.C.E.A. - No representative present.

O.A.P.S.E. – No representative present.

Principal/Administrative Council – No representative present.

Kim Ohler and Eric White of The Nutrition Group discussed the following:

- Upcoming 2021-22 school year
- Lunch for Life Program
- Wellness Wednesday's Program
- Free Breakfast and Lunch for 2021-2022 school year
- After School Dinner Program
- Paid Lunch Equity calculation and adult meal prices
- Summer Breakfast and Lunch program during summer school
- Summer Feed Programs at Bay 6 and Wintersville Park

The Board of Education thanked Mr. White and Mrs. Ohler, as well as the Indian Creek Food Service Staff, for all of their hard work throughout the last school year and during the summer programs.

COMMUNICATIONS – None.

EXECUTIVE SESSION

#42-06-21

Mr. Bove moved and Mrs. Mark seconded the motion to go into executive session as noted below:

June 17, 2021

1. To consider one or more, as applicable, of the check-marked items with respect to a public employee or official:
 - a. ___Appointment
 - b. ___Employment
 - c. ___Dismissal
 - d. ___Discipline
 - e. ___Promotion
 - f. ___Demotion
 - g. ___Compensation
 - h. ___Investigation of charges/complaints (unless public hearing requested)
2. To consider the purchase of property for the public purposes or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair advantage to a person whose personal, private interest is adverse to the general public interest.
3. Specialized details of security arrangements where disclosure of the matters discussed might reveal information that could be used for the purpose of committing, or avoiding prosecution for, a violation of the law.
4. Matters required to be kept confidential by Federal law or State statutes.
- | |
|---|
| 5. Preparing for, conducting, or reviewing negotiations with public employees concerning their compensation or other terms and conditions of their employment. |
|---|
6. In-person conferences with an attorney for the Board concerning disputes involving the Board that are the subject of pending or imminent court action.
7. Consideration of confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets or personal financial statements of an applicant for economic development assistance, or negotiations with other political subdivisions respecting requests for economic development assistance provided that:
 - A. The information is directly related to a request for economic development assistance that is to be provided or administered under provisions of State law authorized in Ohio Revised Code Section 121.22(G)(8)(1), or involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project and
 - B. A unanimous quorum of the Board has determined by a roll call vote the executive session is necessary to protect the interests of the applicant or possible investment or expenditure of public funds to be made in connection with the economic development project. Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

NOW, THEREFORE, BE IT RESOLVED, that the Indian Creek Local School District Board of Education, by a majority of the quorum present at this meeting, does hereby declare its intention to hold an executive session of **item #5** as listed above.

Vote on motion: Mr. Bove, yes; Mrs. Mark, yes; Dr. Figel, yes; Mr. Smith, yes. **Motion approved 4-0. Time:** 6:07 P.M.

Executive session ended at 7:15 P.M. The meeting resumed.

OLD BUSINESS – None.

ACCEPT ADDENDA
#43-06-21

Mrs. Mark moved and Dr. Figel seconded the motion to accept and addendum to include items D through G under New Business and items G through J under Personnel. **Vote on motion:** Mrs. Mark, yes; Mr. Smith, yes; Dr. Figel, yes; Mr. Bove, yes. **Motion approved 4-0.**

June 17, 2021

NEW BUSINESS

#44-06-21

Mr. Bove moved and Mrs. Mark seconded the motion to approve items A through G under New Business:

A. Bills to Be Considered, over \$5,000.00 and/or Improper Procedure

VENDOR	AMOUNT	PURPOSE
ESC of Northeast Ohio	\$7,743.36	Substitute teacher cost
Knight Athletics	\$7,645.00	Replacement of ICMS gym wall padding
Thomas Adam Lewis	\$9,375.47	Professional Development Supporting Professional Learning Communities
Pepple & Waggoner, LTD	\$15,066.00	Legal services for the District
Nutrition, Inc.	\$8,218.23	COVID supplies for cafeteria use
ESC of Northeast Ohio	\$8,318.88	Substitute teacher cost
Milestone Benefits Agency	\$6,544.50	ACA compliance software, support, reporting and mailing
Southeast Security	\$16,800.00	CISCO 10 year AP licenses

B. Agreement – Jefferson County ESC – 2021-21

The Superintendent recommends the Board approve entering into an agreement with the Jefferson County ESC to provide special education services for fiscal year 2021-22 in the annual amount of \$384,138.00 to be deducted from State foundation payments.

C. OME-RESA Bus Bid Process

The Superintendent recommends the Board approve participating in the OME-RESA / Southwestern Ohio Educational Purchasing Council Bus Bid Process.

D. Resolution of Urgent Necessity

The Superintendent recommends the Board waive competitive bidding based upon the urgent necessity exception in ORC Section 3313.46, approving the proposal from H.E. Neumann Company, and authorizing an agreement with H.E. Neumann Company to perform the work for the HVAC installation project at the Indian Creek Middle School.

WAIVING COMPETITIVE PROCUREMENT BASED ON URGENT NECESSITY AND PUBLIC EXIGENCY AND APPROVING CONTRACT FOR THE HVAC INSTALLATION PROJECT AT THE INDIAN CREEK MIDDLE SCHOOL

The Superintendent recommends that the Board declare an urgent necessity and public exigency, waive competitive bidding, and approve a contract for the HVAC Installation Project at the Indian Creek Middle School with H.E. Newmann Co. (the "Contractor").

Rationale:

1. The District has identified a need to install HVAC systems at various locations throughout the District.
2. The work for the Project needs to be completed as soon as possible and within the District's budget so as to not to negatively impact the District's educational programs. Bidding the work will delay the Project completion, resulting in air quality issues, higher costs, and will not guarantee that lower bids will be received for the work, especially in light of the declaration of emergency issued by the Governor related to COVID-19 and increases

June 17, 2021

in material costs. This situation presents an urgent necessity and public exigency to complete the project and for waiving competitive bidding to contract for the work.

3. The Contractor is an experienced contractor in the field of installing HVAC systems, and provided a proposal in the amount not to exceed \$77,500.00 to complete the work.
4. Based on this urgent need, the Superintendent recommends waiving competitive bidding based upon the urgent necessity exception in ORC Section 3313.46, approving the proposal from the Contractor, and authorizing an agreement with the Contractor to perform the work.
5. These improvements may be funded by ESSER II funding. Accordingly, this procurement also complies with noncompetitive procurement under 2 CFR § 200.320(c)(3) because the above-described facts constitute a public exigency.

The Board of Education resolves as follows:

1. Based upon the information provided and exercising the authority given in ORC 3313.46, the Board declares an urgent necessity and waives competitive bidding in order to move forward with the installation of the HVAC system.
2. Additionally, the Board recognizes that the facts giving rise to the urgent necessity constitute a public exigency under 2 CFR § 200.320(c)(3). The Board declares a public exigency and authorizes the use of noncompetitive procurement.
3. The Board approves the selection of H.E. Newmann Co. to provide the work and authorizes the Superintendent and Treasurer to work with legal counsel to negotiate and execute a contract with the Contractor in the amount not to exceed \$77,500.00

E. Amendment – Commissioning Agent – New High School/Elementary School Project

The Superintendent recommends approving an amendment in the amount of \$92,750.00 to the agreement with Four Seasons Environmental, Inc. for additional commissioning agent services to include testing, balancing and management services on the New High School and Elementary School project. These services were not included in the original agreement, but are included in the project budget.

F. Contract Renewal – Nutrition, Inc.

The Superintendent recommends the Board approve the Food Service Management Contract with Nutrition, Inc. for the 2021-2022 school year and establish prices.

G. OAPSE Negotiated Agreement

The Superintendent recommends the Board ratify the Negotiated Agreement with the Ohio Association of Public School Employees, AFSCME Local #4/AFL-CIO and Its Local #460. Agreement Effective July 1, 2021 through June 30, 2024.

Vote on motion: Mr. Bove, yes; Mr. Smith, yes; Dr. Figel, yes; Mrs. Mark, yes. **Motion approved 4-0.**

OTHER MATTERS

PERSONNEL

APPROVAL OF ITEMS A THOROUGH J – EXCLUDING ITEM F
#45-06-21

Mr. Bove moved and Dr. Figel seconded the motion to approve items A through J, excluding Item F, under Personnel.

June 17, 2021

A. Employment – Extra-Duty Supplemental Contracts

The Superintendent recommends the employment of the following certificated/licensed individuals in the positions listed. One-year limited contracts for the 2021-2022 school year. If required for the position, individuals must have Pupil Activity Permits issued by the Ohio Department of Education, valid for the 2021-2022 school year.

Cross Creek Elementary Extra Duty Assignments 2021-22

Literacy Assistant	Makenzie Householder
Student Senate	Makenzie Householder
Math Assistant	Karen Lloyd
Lead Teacher	Karen Lloyd

Hills Elementary Extra Duty Assignments 2021-22

Yearbook	Jessica Clegg
----------	---------------

B. Contract Renewal – Central Office

The Superintendent recommends the Board approve a continuing contract for Diane McAfee in the position of Superintendent’s Secretary, effective July 1, 2021.

C. Employment – Classified.

The Superintendent recommends the Board approve the employment of Richard May, Custodian, ICHS, 5 days per week, 8 hours per day, 260 days per year, effective July 1, 2021. Approve Probationary Contract, effective July 1, 2021. Mr. May will begin training on June 21, 2021, and will receive sub wages until his probationary contract begins.

D. Employment – Summer Learning 2021

The Superintendent recommends the Board approve the employment of the following individuals in the positions listed:

Summer Reading Camp – June 8 – July 22 (Except July 6 – July 8)
8:30 A.M. 12:30 P.M. on Tuesday, Wednesday, & Thursday

Teachers - @\$25.00 hourly (84 Hours Maximum)

Cathy DiBenedetto	Caroline Schooler	
-------------------	-------------------	--

Substitutes: Makenzie Householder and Kristi Sciarra

June 17, 2021

E. Resignation – Certified

The Superintendent recommends the Board of Education accept the resignation of ICHS Guidance Counselor, James Maul, effective July 1, 2021 for the purpose of retirement. At the end of the 2020-21 school year, Mr. Maul will have dedicated 23 years to the Indian Creek School District.

F. Employment – Supplemental Personal Service Contracts (this items excluded from this motion – see #46-06-21 below)

G. Employment – Certified

The Superintendent recommends the Board approve the employment of Kaylee Schubenski in the position of Indian Creek High School Intervention specialist, effective for the 2021-22 school year. One-year contract, 184 days per year, salary and benefits pursuant to the ICEA Negotiated agreement. Employment contingent upon Ms. Schubenski obtaining or showing proof of valid Ohio licensure, the required background checks and drug testing.

H. Employment - Certified

The Superintendent recommends the Board approve the employment of Abigail DeCesare in the position of Hills Elementary 1st Grade, effective for the 2021-22 school year. One-year contract, 184 days per year, salary and benefits pursuant to the ICEA Negotiated agreement. Employment contingent upon Ms. DeCesare obtaining or showing proof of valid Ohio licensure, the required background checks and drug testing.

I. Resignation - Certified

The Superintendent recommends the Board approve the resignation of Dave Lucas, Intervention Specialist at Indian Creek High School, effective July 31, 2021, for personal reasons.

J. Employment – Classified

The Superintendent recommends the Board approve employment of the following individual for inclusion on the Classified Substitute list for the position(s) listed for which they currently qualify, and for any subsequent positions for which they may qualify:

John Sindeldecker, Bus Driver, pending passing of all pre-employment checks.

Vote on motion: Dr. Figel, yes; Mr. Bove, yes; Mr. Smith, yes; Mrs. Mark, yes. **Motion approved 4-0.**

**Employment – Supplemental Personal Service Contracts
#46-06-21**

Mrs. Mark moved and Dr. Figel seconded the motion to consider the following supplemental personal service contract.

WHEREAS this Board has posted the following extra-duty position(s) as being available to employees of the district who hold teaching certificates/licenses, and no such employee meeting all of the Board's qualifications has applied for, been offered, and accepted said position, and

WHEREAS this Board then advertised said position as being available to certificated/licensed and/or non-certificated/non-licensed individuals not employed by this District.

June 17, 2021

BE IT FURTHER RESOLVED that the following certificated/licensed and/or non-certificated/licensed individuals be employed in the identified position(s) for the 2021-22 school year.

ICMS 7 th Grade Football Coach	Denny Cowser
---	--------------

Vote on motion: Mr. Smith, yes; Mrs. Mark, no; Dr. Figel, yes; Mr. Bove, yes. **Motion approved 3-1.**

REPORT OF BOARD LIAISONS

- a. Student Achievement – Mrs. Kim Mark – No report.
- b. Legislative – Dr. Ted Starkey – No report.

REPORT OF BOARD ADVISORY COMMITTEES - No report.

REPORT OF TREASURER/CFO –No report.

REPORT OF ASSISTANT SUPERINTENDENT - Mr. Belt provided an update on the construction projects.

REPORT OF SUPERINTENDENT - Dr. Chappellear discussed the Summer Scholars Program

ADJOURNMENT

#47-06-21

Mr. Bove moved to adjourn. All Yes. Time: 7:36 P.M.

ATTEST:

Board President

Treasurer