

**MINUTES OF THE ORGANIZATIONAL MEETING OF THE NORDONIA HILLS BOARD OF EDUCATION
HELD ON JANUARY 8, 2009**

The Organizational Meeting of the Nordonia Hills Board of Education was held on January 8, 2009 at 6:00 p.m. in the Northfield Elementary Gymnasium, 9374 Olde Eight Road, Northfield, Ohio. The Board President, Mr. Carl Ebner, called the meeting to order with the following members present:

Mr. Carl Ebner
Mr. Douglas Masteller
Mr. Gregory Harris
Mrs. Kim Sethna

Mrs. Betty Klingenberg was absent.

APPOINTMENT OF PRESIDENT PRO-TEMP 2008

Mr. Carl Ebner was appointed as President Pro-Temp 2009.

No Board action taken.

NOMINATIONS FOR PRESIDENT 2009

Mr. Ebner called for nominations for President 2009.

Mr. Harris nominated Douglas Masteller for President 2009.

There were no other nominations

No Board action was taken.

**CLOSE NOMINATIONS FOR PRESIDENT
09-01-08-001**

It was moved by Mr. Ebner and seconded by Mrs. Harris to close the nominations for President 2009.

Yeas: Mr. Ebner, Mr. Masteller, Mr. Harris, Mrs. Sethna
The President Pro-Temp declared the motion passed.

**ELECTION OF PRESIDENT 2009
09-01-08-001A**

It was moved by Mr. Ebner and seconded by Mr. Harris to nominate Douglas Masteller for President 2009.

Yeas: Mr. Ebner, Mr. Masteller, Mr. Harris, Mrs. Sethna
The President Pro-Temp declared the motion passed.

NOMINATIONS FOR VICE PRESIDENT 2009

Mr. Ebner called for nominations for Vice President 2009.

Mrs. Sethna nominated Greg Harris for Vice President 2009.

There were no other nominations

No Board action was taken.

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CLOSE NOMINATIONS FOR VICE PRESIDENT 2009
09-01-08-002

It was moved by Mr. Ebner and seconded by Mrs. Sethna to close the nominations for Vice President 2009.

Yeas: Mr. Ebner, Mr. Masteller, Mr. Harris, Mrs. Sethna
The President Pro-Temp declared the motion passed.

ELECTION OF VICE PRESIDENT 2009
09-01-08-002A

It was moved by Mr. Ebner and seconded by Mrs. Sethna to elect Greg Harris as Vice President 2009.

Yeas: Mr. Ebner, Mr. Masteller, Mr. Harris, Mrs. Sethna
The President Pro-Temp declared the motion passed.

PRESIDENT'S REPORT

ESTABLISHING THE TIME AND LOCATION FOR MEETINGS OF THE BOARD
09-01-08-003

It was moved by Mr. Harris and seconded by Mr. Ebner to approve the following resolution:

BE IT RESOLVED, by the Board of Education of the Nordonia Hills City School District, that regular meetings of the Board of Education be scheduled for the third Monday of each month, 7:00 p.m. at Northfield Elementary. Special meetings will be called as needed and the dates and times of the regularly scheduled meetings may be changed as needed. The meeting dates are as follows:

January 8, 2009 (Second Thursday) – Organizational/Regular Meeting
February 9, 2009 (Second Monday)
March 16, 2009
April 20, 2009
May 18, 2009
June 15, 2009
July 20, 2009
August 17, 2009
September 14, 2009
October 19, 2009
November 16, 2009
December 21, 2009

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

RESOLUTIONS 1-4
09-01-08-004

It was moved by Mr. Ebner and seconded by Mrs. Sethna to approve the following four (4) resolutions:

1. APPOINTMENT OF REPRESENTATIVE AND TWO ALTERNATES TO THE TAX INCENTIVE REVIEW BOARD

Betty Klingenberg was appointed as the Representative to the Tax Incentive Review Board and Doug Masteller and Greg Harris as the two alternates.

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2. APPOINTMENT OF OSBA LEGISLATIVE LIAISON FOR THE CALENDAR YEAR 2009

Greg Harris was appointed as the OSBA Legislative Liaison for the calendar year 2009.

3. APPOINTMENT OF OSBA STUDENT ACHIEVEMENT LIAISON FOR THE CALENDAR YEAR 2009

Kim Sethna was appointed as the OSBA Student Achievement Liaison for the Calendar Year 2009.

4. APPOINTMENT OF REPRESENTATIVES FOR THE FOLLOWING COMMITTEES:

Finance Committee:	Douglas Masteller and Carl Ebner
Curriculum Liaison:	Kim Sethna and Betty Klingenberg
Facilities Liaison:	Carl Ebner and Gregory Harris
Policies and Procedures:	Kim Sethna
Public Relations Liaison:	Betty Klingenberg
Athletic Advisory Committee:	Doug Masteller and Greg Harris
Technology and Information Systems:	Carl Ebner
Cuyahoga Valley Career Center:	Betty Klingenberg

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

**ESTABLISHING A BOARD SERVICE FUND FOR CALENDAR YEAR 2009
09-01-08-005**

It was moved by Mr. Harris and seconded by Mrs. Sethna to approve the following resolution:

WHEREAS, Section 3315.15, Ohio Revised Code, provides for the setting aside from the General Fund a sum not to exceed \$2.00 for each child enrolled or \$20,000, whichever is greater; such sums of money to be known as the "Service Fund" and to be used in paying the expenses of members of the Board actually incurred in the performance of their duties.

NOW THEREFORE, BE IT RESOLVED, that the Board of the Education for the Nardon Hills City School District does hereby appropriate for the purpose of said Service Fund the amount of \$10,000.

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

SUPERINTENDENT'S REPORT

**RESOLUTIONS 1 – 5
09-01-08-006**

It was moved by Mr. Ebner and seconded by Mr. Harris to approve the following five (5) resolutions:

1. RETAIN LEGAL AND CONSULTATIVE SERVICES OF SQUIRE, SANDERS AND DEMPSEY IN CONNECTION WITH THE LEGAL MATTERS RELATING TO EDUCATION AND THE OPERATION OF THE SCHOOL DISTRICT.

The following resolution was adopted as stated to permit the Administration to continue to use the legal services of Squire, Sanders and Dempsey. The firm will be used for Bond Counsel, educational services or projects as requested.

BE IT RESOLVED by the Board of Education of the Nardon Hills City School District, Summit County, Ohio as follows:

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SECTION 1: Services of Squire, Sanders & Dempsey are hereby retained, such legal services to be in the nature of legal representation, including, but not limited to, appearances in court, advice, options, and/or all phases of labor negotiations, appearances before the State Employment Relations Board and recommendations that may from time be requested by the Board or the Superintendent concerning legal matters relating to education and the operation of the school district. Such services may include the review of any and all records of the client in this attorney-client relationship. In rendering such legal services, as an independent contractor and in an attorney-client relationship, said Squire, Sanders & Dempsey, shall not exercise any administrative discretion on behalf of this Board in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county or city of this Board, or the execution of public trusts. Such services may be terminated at any time by the Board or said Squire, Sanders & Dempsey by written notice to the other.

SECTION 2: For such legal and consultative services, said Squire, Sanders & Dempsey shall be paid reasonable fees as approved by the Board, and shall be reimbursed for actual out-of-pocket expenses including, but not limited to, travel, long distance telephone expenses and duplicating expenses incurred in rendering such services, from time to time for such purpose.

SECTION 3: All notices and proceedings relating to this meeting and the actions of the Board of Education have been in compliance with the provisions of Section 121.22 of the Ohio Revised Code.

2. RETAIN LEGAL COUNSEL SERVICES OF TAFT, STETTINIUS AND HOLLISTER, L.L.P.

The following resolution was adopted as stated to permit the Administration to use the legal services of Taft, Stettinius and Hollister, L.L.P. This firm will be used to take action to protect and conserve our tax duplicate as requested.

BE IT RESOLVED by the Board of Education of the Nordonia Hills City School District, Summit County, Ohio as follows:

SECTION 1: The firm of Taft, Stettinius and Hollister, L.L.P., its partners, associated and agent, are hereby retained (1) to make appearances and file complaints in the Summit County Board of Revision; (2) to file, prosecute and defend appeals in the Board of Tax Appeals or Courts of the State of Ohio from orders of the Summit County Board of Revision; (3) to take other actions to represent the interest of the Nordonia Hills City School District relative to valuation and taxation of property with said boards and courts; and (4) to render such other legal services in connection with the operation of the School District as may from time to time be assigned to them by the superintendent or designee of this Board. Such services may be terminated at any time by the Board or said Taft, Stettinius and Hollister, L.L.P. by written notice to the other.

SECTION 2: In rendering such legal services, as an independent contractor and in an attorney/client relationship, said Law Firm shall not exercise any administrative discretion on behalf of this Board in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the state, any county or cities, or of this Board, or the execution of public trusts.

SECTION 3: For such legal, said Law Firm shall be paid reasonable fees as approved by the Board, and shall be reimbursed for actual out-of-pocket expenses including, but not limited to, travel, long distance telephone expenses and duplicating expenses incurred in rendering such legal services, from funds appropriated or that may be appropriated, by the Board from time to time for such purpose.

3. RETAIN LEGAL COUNSEL SERVICES OF BRINDZA, MCINTYRE & SEED, LLP

The following resolution was adopted as stated to permit the Administration to use the legal services of Brinza, McIntyre & Seed, LPA. This firm will be used to take action to protect and conserve our tax duplicate as requested.

BE IT RESOLVED by the Board of Education of the Nordonia Hills City School District, Summit County, Ohio as follows:

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SECTION 1: The firm of Brinza, McIntyre & Seed, LPA, and agents, are hereby retained (1) to make appearances and file complaints in the Summit County Board of Revision; (2) to file, prosecute and defend appeals in the Board of Tax Appeals or Courts of the State of Ohio from orders of the Summit County Board of Revision; (3) to take other actions to represent the interest of the Nordonia Hills City School District relative to valuation and taxation of property with said boards and courts; and (4) to render such other legal services in connection with the operation of the School District as may from time to time be assigned to them by the superintendent or designee of this Board. Such services may be terminated at any time by the Board or said Brinza, McIntyre & Seed, LPA, by written notice to the other.

SECTION 2: In rendering such legal services, as an independent contractor and in an attorney/client relationship, said Law Firm shall not exercise any administrative discretion on behalf of this Board in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the state, any county or cities, or of this Board, or the execution of public trusts.

SECTION 3: For such legal, said Law Firm shall be paid reasonable fees as approved by the Board, and shall be reimbursed for actual out-of-pocket expenses including, but not limited to, travel, long distance telephone expenses and duplicating expenses incurred in rendering such legal services, from funds appropriated or that may be appropriated, by the Board from time to time for such purpose.

4. RETAIN LEGAL AND CONSULTATIVE SERVICES OF MCGOWN & MARKLING IN CONNECTION WITH LEGAL MATTERS RELATING TO EDUCATION AND THE OPERATION OF THE SCHOOL DISTRICT

The following resolution was adopted as stated to permit the Administration to use the legal services of McGown & Markling. This firm will be used for educational services or projects as requested.

BE IT RESOLVED by the Board of Education of the Nordonia Hills City School District, Summit County, Ohio as follows:

SECTION 1: Services of McGown & Markling are hereby retained, such legal services to be in the nature of legal representation, including, but not limited to, appearances in court, advice, opinions, and/or all phases of labor negotiations, appearances before the State Employment Relations Board and recommendations that may from time be requested by the Board or the Superintendent concerning legal matters relating to education and the operation of the school district. Such services may include the review of any and all records of the client in this attorney-client relationship. In rendering such legal services, as an independent contractor and in an attorney-client relationship, said McGown & Markling shall not exercise any administrative discretion on behalf of this Board in the formulation of public policy, expenditure of public funds enforcement of laws, rules and regulations of the State, any county or city of this Board or the execution of public trusts. Such services may be terminated at any time by the Board or said McGown & Markling by written notice to the other.

SECTION 2: For such legal and consultative services, said McGown & Markling shall be paid reasonable fees as approved by the Board, and shall be reimbursed for actual out-of-pocket expenses including, but not limited to travel, long distance telephone expenses and duplicating expenses incurred in rendering such services, from time to time for such purpose.

SECTION 3: All notices and proceedings relating to this meeting and the actions of the Board of Education have been in compliance with the provisions of Section 121.22 of the Ohio Revised Code.

5. RETAIN LEGAL COUNSEL SERVICES OF GALLAGHER, SHARP

The Board adopted the use of Gallagher, Sharp Legal Counsel Services for general counsel advice. This firm will be used for educational services or projects as requested.

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

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RESOLUTIONS 1 and 2
09-01-08-007

It was moved by Mrs. Sethna and seconded by Mr. Masteller to approve the following two (2) resolutions:

1. **APPOINTMENT OF THE BOARD'S HEARING OFFICER**

The Board approved the appointment of the Assistant Superintendent to serve as the Board's Hearing Officer in suspensions for bus misconduct, student code violations and student attendance appeals.

2. **APPOINTMENT OF TITLE IX AND AMERICAN DISABILITIES ACT OFFICER AND SPECIAL PUBLIC NOTICE**

The Board approved the appointment of the Assistant Superintendent to serve as the District's Title IX and the American Disabilities Act Officer. The Nordonias Hills Board of Education intends to provide equal education and employment opportunities without regard to race, color, creed, national origin, or sex as per Civil Rights Act 1964 and Title IX of 1972 Educational Amendments and the American Disabilities Act of 1990 which prohibits discrimination on the basis of disabilities.

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

CONTINUE MEMBERSHIP IN THE OHIO SCHOOL BOARDS ASSOCIATION AND LEGAL ASSISTANCE FUND
09-01-08-008

It was moved by Mr. Harris and seconded by Mr. Ebner that the Board continue membership in the Ohio School Boards Association and Legal Assistance Fund effective January 1, 2009 to December 31, 2009 including the Briefcase subscription; the total cost of membership is \$7465. (Page 8)

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

PARTICIPATE IN THE IDEA-B and PRE-SCHOOL GRANT (SPECIAL PUBLIC NOTICE)

The federally funded IDEA-B and Preschool projects provide supplemental assistance to school districts for supporting the educational program for students with disabilities, (IDEA-B \$805,079.93 and Preschool \$25,263.90).

No Board action taken.

NON-SALARY REMUNERATION
09-01-08-009

It was moved by Mr. Ebner and seconded by Mr. Masteller to approve of non-salary remuneration to recognize outstanding service and/or in-service training, and to recognize those persons who make worthy contributions to this School District. The budget shall be set at \$15,000. Any District expense shall be processed through a budget line monitored by the Superintendent.

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

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ADJOURNMENT
09-01-08-010

It was moved by Mr. Ebner and seconded by Mrs. Sethna to adjourn the meeting at 6:16 p.m.

Yeas: Mr. Masteller, Mr. Harris, Mr. Ebner, Mrs. Sethna
The President declared the motion passed.

President

Treasurer

Treasurer’s Note: The meeting was videotaped and audiotaped.