

The Joseph Badger Board of Education met in Regular Session on Wednesday, April 15, 2020 at 6:00 pm with Mr. Klingensmith, Mrs. Logan, Mr. Phillips, Mr. Sutton and Mrs. Thompson present.

32-20 Regular Meeting, February 19, 2020

Moved by Mr. Klingensmith seconded by Mr. Sutton to approve the minutes of the February 19, 2020 Regular Meeting

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

33-20 Financial Accounts

Moved by Mrs. Thompson seconded by Mr. Phillips to approve the financial accounts, reports, and bills paid for February and March, 2020

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

34-20 Resolution to Accept Rates

Moved by Mr. Sutton seconded by Mr. Klingensmith to adopt the following resolution accepting the amount and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor

WHEREAS, This Board of Education, in accordance with the provisions of law has previously adopted the Alternative Tax Budget Information for the next succeeding fiscal year commencing July 1, 2020; and

WHEREAS, The Budget Commission of TRUMBULL County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within the ten mill limitation; therefore, be it

RESOLVED, By the Board of Education of the JOSEPH BADGER LOCAL School District, TRUMBULL , County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said County the rate of each tax necessary to be levied within and without the ten mill limitation

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

35-20 Resolution to conduct board meetings via electronic technology during the period of emergency declared by executive order 2020-01d

Moved by Mrs. Thompson seconded by Mr. Phillips to adopt the following resolution to conduct board meetings via electronic technology during the period of emergency declared by executive order 2020-01d

WHEREAS, on March 9, 2020 the Governor of the State of Ohio issued Executive Order 2020-01D (“Order”) declaring a state of emergency for the entire State to protect the well-being of the citizens of Ohio from the dangerous effects of COVID-19; and

WHEREAS, on March 27, 2020 the Governor of the State of Ohio signed Emergency House Bill 197 to provide relief to Ohioans during the COVID-19 pandemic, which among other things, permits a local board of education to hold and attend meetings and conduct and attend hearings by means of teleconference, video conference, or any other similar electronic technology during the during the period of emergency declared by the above-referenced Order, issued on

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March 9, 2020, but not beyond December 1, 2020, unless the period of emergency is extended beyond that date; and

WHEREAS, members of a local board of education who attend meetings or hearings by means of teleconference, video conference, or any similar electronic technology shall be considered present, shall be permitted to vote, and shall be counted for purposes of determining whether a quorum is present at the meeting or hearing, and any formal action taken shall have the same effect as if it had occurred during an open meeting or hearing of the public body; and

WHEREAS, pursuant to the Ohio Department of Health Director's March 22, 2020 Stay at Home Order and amended Order issued on April 2, 2020, public preK-12 schools are designated an essential business for the purposes of facilitating distance learning and shall ensure continued operation, including performing essential government functions, provided that social distancing requirements and recommendations are maintained to the greatest extent possible; and

WHEREAS, the Board desires to continue operation of the school district and to attend meetings by electronic means in order to carry out essential government functions pursuant to and in compliance with HB 197 and all other requirements set forth by Ohio's Open Meetings Act that are not in conflict with the provisions of HB 197.

NOW, THEREFORE, BE IT RESOLVED, pursuant to HB 197, the Board shall conduct its meetings either by a combination of in-person attendance, while maintaining social distancing, electronic or virtual attendance, or solely by electronic or virtual means for the duration of the declared emergency, but not beyond December 1, 2020, unless the period of emergency is extended beyond that date.

BE IT FURTHER RESOLVED, the Board hereby suspends its policy 0169.1, Public Participation at Board Meetings, for any and all provisions regarding in-person public comment. This action does not prohibit public comment during Board meetings. Rather, public comment may be heard at the Board's discretion in accordance with the meeting notices provided by the Treasurer regarding public comment, and in accordance with the remaining portion of policy 0169.1 that is not in conflict with this resolution and/or such meeting notices.

BE IT FURTHER RESOLVED, the Board hereby suspends relevant provisions of its policy 0100's definition of Voting, with regard to being physically present in order to have a member's vote officially recorded; policy 0162, Quorum, with regard to being present in person for purposes of quorum; policies 0166, Executive Session, and 0167, Voting, with regard to all in-person requirements; and relevant portions of its policy 0131, Legislative, with regard to being physically present; and any and all Board policies and procedures in conflict with the resolutions herein and/or HB 197 for purposes of compliance with Ohio's Open Meetings Act for the duration of the declared emergency, unless the period of emergency is extended beyond that date.

BE IT FURTHER RESOLVED, the Board President, Superintendent, and/or Treasurer are authorized and directed to take all other such actions as are necessary or appropriate to accomplish the objectives of this Resolution.

BE IT FURTHER RESOLVED, that 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 electronic meeting of this Board in compliance with all legal requirements, including HB 197 and as permitted by Ohio law.

BE IT FURTHER RESOLVED, this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

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36-20 Contingency Plan for the 2019-2020 school year in the event school is closed for more than the hours permitted under board policy and state law

Moved by Mr. Klingensmith seconded by Mr. Sutton to adopt the following resolution, Contingency Plan for the 2019-2020 school year in the event school is closed for more than the hours permitted under board policy and state law

WHEREAS, Ohio Revised Code §3313.48 mandates that a school district must be open for instruction with pupils in attendance for a minimum number of hours each school year; and

WHEREAS, Board Policy further requires that the District be open for instruction each school year for a minimum of 910 hours for students in grades kindergarten through six, and 1001 hours for students in grades seven through twelve; and

WHEREAS, R.C. §3313.482 authorizes a board of education to adopt a plan that permits students to make up and complete hours of instruction via online/remote learning in the event that schools are closed to students for a disease epidemic or other reasons,[] and the Board has adopted a plan for the 2019-2020 school year; and

WHEREAS, House Bill 197 (2020), which was enacted on March 27, 2020 in response to the COVID-19 pandemic health emergency, authorizes the Joseph Badger School District Board of Education (“Board of Education”) to adopt a plan to provide for online learning opportunities for students to make up/complete an unlimited number of hours in lieu of attendance on days when buildings are not open to students during the 2019-2020 school year in compliance with any order issued by the Ohio Director of Health and/or a local board of health; and

WHEREAS, the Joseph Badger School District Board of Education (hereafter the “Board”) has developed a contingency plan in accordance with R.C. §3313.482 under which district students will make up any time missed through online instruction/remote learning that caused the district to fall below the minimum number of hours of instruction required by section 3313.48 of the Ohio Revised Code and Board Policy; and

WHEREAS, the Board further authorizes licensed staff including intervention specialists to provide instructional support and related services within the scope of their practice by electronic delivery method or telehealth communication to district students, including students who receive special education and related services under an Individualized Education Plan or Section 504 Services Plan, while the Director of Health’s order to close schools to students remains in effect.

WHEREAS, the Board desires to adopt said plan.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Joseph Badger School District that:

SECTION I

Pursuant to R.C. §3313.482 and House Bill 197 (2020), the Board of Education hereby authorizes the following plan to allow students of the Joseph Badger School District to access and complete online/remote lessons in order to fulfill the required number of hours during the 2019-

2020 school year:

- A. Each teacher shall develop a sufficient number of lessons equal to or greater than the amount of instructional time the student would receive for the days and hours of closure. A lesson shall be posted for each course that was scheduled to meet on a day that the school was closed.
- B. Teachers will submit the lessons to the building principal for approval. The building principal will certify that the lessons are equal to or greater than the amount of instructional time the student missed.
- C. As soon as practicable, the appropriate administrator will direct staff about how to make lessons available through a District approved website or other technology portal.
- D. The teacher or the technology director will be responsible for posting the lessons online. The teacher shall designate the order in which the lessons are to be posted on the web portal or website if another employee is responsible for posting them on the teacher's behalf.
- E. Teachers will regularly assess the progress of students and will update or replace such lessons as necessary throughout the remainder of the school year based on the results of the assessments.
- F. Each student enrolled in a course for which a lesson or assignment is posted shall be granted a two-week period from the date of posting to complete the lesson/assignment. If the student does not complete the lesson/assignment within this time period, the student may receive an incomplete or failing grade unless the student provides a sufficient reason to the teacher justifying why they failed to complete the lesson/assignment.
- G. For students who experience difficulty accessing the online material or who do not have access to a computer,

Students shall be permitted to complete the posted lessons at school after the reopening of school. Students utilizing this option will be granted two weeks from the date of school reopening to complete such lessons/assignments. If the student does not complete the lesson/assignment within this time period, the student will receive an incomplete or failing grade unless the student provides a sufficient reason to the teacher justifying why they failed to complete it. The district will provide access to district computers before, during, or after the school day (provided that the equipment is available and accessible at those times) or may provide a substantially similar paper lessons/assignments for students to complete.

The Board of Education hereby authorizes "blizzard bags" as needed, which are paper copies of the lessons/assignments posted. Teachers shall prepare paper copies approximating the content of the online lessons and shall update such paper copies when updating any of the online lessons. Blizzard bags will be distributed at the school or delivered if requested. Printed copies of any graded lessons or

assignments will be included in the blizzard bags if requested. Students utilizing this option will be granted two weeks from the date after picking them up to return completed lessons/assignments to their assigned building. If the student does not complete the lesson/assignment within this time period, the student will receive an incomplete or failing grade unless the student provides a sufficient reason to the teacher justifying why they failed to complete the lesson/assignment.

- H. Licensed staff including intervention specialists may provide instructional support and related services within the scope of their practice by electronic delivery method or telehealth communication to any district students, including students who receive services under Individualized Education Plans or Section 504 Services Plans, while the Director of Health's order to close schools to students remains in effect.
- I. The District intends to meet its obligation to provide all students, including children with disabilities, equal access to curriculum and services during an extended school closure in accordance with state and federal law. Each building will notify parents about who they may contact if students are unable to access or participate in the program remotely because of a disability-related or other reason so that the District can explore alternative methods of instruction and possible accommodations.
- J. This plan includes the written consent of the teacher's employee representative as designated under division (B) of section 4117.04. Such consent is on file in the official file of the Board of Education and is hereby incorporated into this plan as if specifically rewritten.

SECTION II

Should circumstances warrant a change in the plan during the 2019-2020 school year, this contingency plan may be amended by the Superintendent at any time in his or her discretion.

SECTION III

IT IS FOUND AND DETERMINED that all formal action of this Board of Education concerning or related to the adoption of this Resolution was adopted in an open meeting of this Board, and all deliberations of this Board that resulted in such formal action were adopted in meetings open to the public, in compliance with all applicable requirements of the Ohio Revised Code.

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

37-20 Personnel – Employment of Substitutes

Moved by Mrs. Thompson seconded by Mr. Phillips upon the recommendation of the Superintendent, to employ the following personnel

Certified

1. Matthew Jones
2. Joseph Nay

Classified

1. Joseph Nay – TA
2. Lauren Bogan – Café
3. Cindy Bower – Café

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

38-20 Personnel – Resignation

Moved by Mr. Klingensmith seconded by Mr. Phillips upon the recommendation of the superintendent, to accept the resignation at the end of the 2019-2020 school year of the following personnel

1. Richard France – Teacher

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

39-20 Personnel – Contract Employment – Supplemental(s)

Moved by Mrs. Thompson seconded by Mr. Klingensmith upon the recommendation of the superintendent, to employ the following personnel

Certified

Kathryn Woodford – Detention Supervisor

Classified

Kenneth Bolyard – Track BMS
Samantha Greathouse – Track BMS

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

40-20 Personnel - Contract Suspensions - Supplementals

Moved by Mr. Sutton seconded by Mr. Phillips upon the recommendation of the superintendent, to non-renew all supplemental contract positions presently filled by non-certified personnel or non BEA certified personnel as recognized in the Master Agreement between the Joseph Badger Board of Education and the Badger Education Association, at the conclusion of the 2019-2020 school year/sports season

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

41-20 Personnel - Contract Suspensions - Certified/Licensed

Moved by Mr. Klingensmith seconded by Mrs. Thompson upon the recommendation of the superintendent, to non-renew the following certified/licensed personnel contracts at the end of the 2019-2020 school year

1. Julie Barker - Teaching Assistant
2. Karen Forsha - Teaching Assistant
3. Holly Frantz - Teaching Assistant
4. Robert Kidd - Teaching Assistant
5. Farrah Richards - Teaching Assistant
6. Darlene Blake-Molinatto - Teaching Assistant
7. Mary Smith - Literacy Specialist
8. Denise Starr - Teaching Assistant
9. Sara Warzala - Teaching Assistant

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

42-20 Personnel - Contract Employment - Certified

Moved by Mr. Phillips seconded by Mr. Sutton upon the recommendation of the superintendent, to employ the following certified personnel for the term listed beginning with the 2020-2021 school year

1. Britteny Monteforte - Continuing
2. Ian Deraway - Two Year
3. Ryan Fitch - Two Year
4. Miranda Gerchak - Two Year
5. Brittany Hoover - Two Year
6. Alsion Jaskiewicz - Two Year
7. Jennifer McGee - Two Year
8. Michelle McWilliams - Two Year
9. Thomas Perkoski - Two Year
10. Tristan Rice - Two Year
11. Joshua Upshire - Two Year

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

43-20 Personnel - Contract Employment - Classified

Moved by Mr. Klingensmith seconded by Mr. Sutton upon the recommendation of the superintendent, to employ the following classified personnel for the term listed beginning with the 2020-2021 school year

1. Deb Cole - One Year
2. Ryan Fike - Continuing
3. Nicole Schmidt - Two Year
4. Margie Hunkus - One Year (sub caller)

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

44-20 Policies

Moved by Mrs. Thompson seconded by Mr. Klingensmith upon the recommendation of the superintendent, to have a second and final reading of the following policies

1. Policy 1615 – Use of Tobacco by Administrators (New)
2. Policy 3215 – Use of Tobacco by Professional Staff (Revised)
3. Policy 4215 – Use of Tobacco by Classified Staff (Revised)
4. Policy 5512 – Use of Tobacco (Revised)
5. Policy 7434 – Use of Tobacco on School Premises (Revised)

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

45-20 Ohio High School Athletic Association Membership

Moved by Mr. Phillips seconded by Mrs. Thompson upon the recommendation of the superintendent, to authorize membership in the Ohio High School Athletic Association for students under its jurisdiction. It is agreed that these schools will conduct their athletics in accordance with the Constitution, Bylaws, Regulations, Interpretations, and Decisions of the Ohio High School Athletic Association. This resolution shall remain in effect for the 2020-2021 school year

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

46-20 Inter-Scholastic Athletic Participation 2020-2021

Moved by Mr. Sutton seconded by Mr. Klingensmith upon the recommendation of the superintendent, to direct the building principal and athletic director to formulate inter-scholastic schedules grades 7–12 provided sufficient students wish to participate in the following sports for the 2020-2021 school year

<u>Boys</u>	<u>Girls</u>
Baseball	Basketball
Basketball	Cross Country
Cross Country	Soccer
Golf	Softball
Soccer	Swimming (Individual Entry)
Swimming (Individual Entry)	Track
Track	Volleyball
	Golf

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

47-20 Adoption - Commencement Date, 2020

Moved by Mrs. Thompson seconded by Mr. Klingensmith upon the recommendation of Mr. Steven Kochemba, Principal, Badger High School that May 19, 2020 serve as the last student day for Class of 2020, Commencement Date to be determined

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson

48-20 Motion to Adjourn

Moved by Mrs. Thompson seconded by Mr. Phillips to adjourn the April 15, 2020 regular meeting at 6:40 p.m. The next regular meeting will be held on May 20, 2020 in the auditorium

Vote: Ayes: Klingensmith, Logan, Phillips, Sutton, Thompson