

**OFFICIAL MINUTES**  
of the  
**MONTGOMERY COUNTY GOVERNING BOARD OF EDUCATION**  
Wednesday, January 6, 2010

The Governing Board of Education of Montgomery County, State of Ohio, met in organizational session on Wednesday, January 6, 2010, 4:00 p.m. The meeting was called to order by President Smith. The Pledge of Allegiance was given.

**Roll Call**

Present: Mrs. Weaver, Messrs. Bell, Roberts, Shell, Smith

Others Present: Messrs. DePalma, Barrett, Coffey, Sheer, Woodyard, Mmes. Balbach, Broestl, Shoemaker, Stevens

The oath of office was administered to Gary Roberts, Terry Smith, and Joy Weaver.

Mr. Smith declared all 2009 business as complete.

**Election of President for 2010:**

**#1-10**

Motion made by Mr. Smith and seconded by Mrs. Weaver that Gary Roberts be nominated to serve as President of the Montgomery County Governing Board of Education for 2010. Nominations were closed.

**Motion carried**

**Election of Vice President for 2010:**

**#2-10**

Motion made by Mr. Roberts and seconded by Mr. Bell that Joy Weaver be nominated to serve as Vice President of the Montgomery County Governing Board of Education for 2010. Nominations were closed.

**Motion carried**

**Approval of Minutes:**

**#3-10**

Motion made by Mr. Bell and seconded by Mr. Shell to approve the minutes of the regular meeting of December 10, 2009.

**Motion carried**

**Adoption of Board Agenda:**

**#4-10**

Motion made by Mr. Smith and seconded by Mrs. Weaver to adopt the agenda for the January 6, 2010 organizational meeting.

**Motion carried**

Determine Date, Time, and Place of Governing Board Meetings for 2010:

**#5-10**

Motion made by Mr. Smith and seconded by Mr. Shell that the Montgomery County Governing Board of Education meet at 4:00 p.m., at the Montgomery County Educational Service Center Office, 200 South Keowee Street, Dayton, Ohio, on the following dates:

February 4	July 8
March 11	August 12
April 15	September 9
May 13	October 14
June 10	November 11
	December 9

**Motion carried**

Appoint Superintendent or His Designee with the Authority to Apply For and Participate In Federal, State, and Local Program Grants,

Authorize Superintendent to Employ Temporary Personnel and Accept Resignations in Accordance with Governing Board Policy #3220:

**#6-10**

Motion made by Mrs. Weaver and seconded by Mr. Shell that the Board appoint the Superintendent or his designee with the authority to apply for and participate in federal, state, and local program grants, and further authorize the Superintendent to employ temporary personnel and accept resignations in accordance with Governing Board Policy #3220.

**Motion carried**

Hearing to Reemploy Superannuates to Same Position:

**#7-10**

Hearing held concerning reemploying superannuates – Margaret Stevens, Assistant Superintendent, and Beverly Broestl, Director of Human Resources – to their same positions. Motion made by Mr. Smith and seconded by Mrs. Weaver that the hearing be closed.

**Motion carried**

Reports:

The Governing Board received reports on the following topics:

- SCHOOL FINANCES
  - HOUSE BILL 318
  - PROPERTY DEVALUATION
  - DELINQUENCIES
- DRAFT OF THE GOVERNING BOARD POLICIES

Limited Contract Employment,

Approval of Contract Amendment,

Approval of Performance/Consultant Contracts,

Leave of Absence,

Resignations:

**#8-10**

Motion made by Mrs. Weaver and seconded by Mr. Smith to approve the following items:

### **Limited Contract Employment**

1. RESOLVED, that the following individuals be employed on limited contract status as indicated:

Nathan F. Gifford, Substitute Teacher, effective for the 2009-2010 contract year, Salary: \$100/day worked (as needed)

Amy C. Pratt, Physical Therapist, effective January 19, 2010 through June 30, 2010, Salary: 121-C-7, \$35,782 (93 days)

Diana B. Wourms, Physical Therapist, effective January 19, 2010 through June 30, 2010, Salary: 121-A-10, \$388/day worked

BE IT FURTHER RESOLVED, that employment is contingent upon a satisfactory records check from the Bureau of Criminal Identification and Investigation and/or Federal Bureau of Investigation as approved by the Superintendent of Schools and/or his designee.

### **Approval of Contract Amendment**

2. RESOLVED, that the following contract amendment be approved:

Margaret H. Rehling, SST Consultant/Curriculum Supervisor, increase contract from 120 days to a minimum of 145 days, maximum of 150 days

### **Approval of Performance/Consultant Contracts**

3. RESOLVED, that the following performance/consultant contracts be approved:

#### **City/County Cooperative**

Contractual agreement between the Montgomery County Educational Service Center and Sumaia Saleh to provide interpreter services for parents of students that do not speak English for parent conferences for the West Carrollton City Schools. Services are to be provided by June 30, 2010. Total cost not to exceed \$800 (\$25/hour) from Project West Carrollton City Schools — City/County Cooperative Program.

#### **Curriculum, Staff Development, and Pupil Personnel**

Contractual agreement between the Montgomery County Educational Service Center and Borenson and Associates, presenter at the Hands-On Equations workshop to be held February 24, 2010. Payment of \$1,500 from the Curriculum General Fund.

Contractual agreement between the Montgomery County Educational Service Center and Laima Rastikis to provide 2009-2010 grant writing services. Payment of \$1,000 from the Curriculum General Fund.

#### **Miami Valley Regional Center**

Contractual agreement between the Montgomery County Educational Service Center and Barbara Curp to present "Prevention, Recognition and Management of First Aid Emergencies," by January 22, 2010. Payment not to exceed \$300 from the VI-B Funds.

**Approval of Performance/Consultant Contracts** (Continued)

Contractual agreement between the Montgomery County Educational Service Center and Lynn Smith to present "Prevention, Recognition and Management of First Aid Emergencies," by February 12, 2010. Payment not to exceed \$325 from the VI-B Funds.

Contractual agreement between the Montgomery County Educational Service Center and Lynn Smith to present "Child Abuse Prevention and Recognition," by February 12, 2010. Payment not to exceed \$325 from the VI-B Funds.

Contractual agreement between the Montgomery County Educational Service Center and Kim Benham to serve as a panel presenter for the transition workshop to be held on January 6, 2010. Payment not to exceed \$50 from the VI-B Funds.

**Office of Operations**

Contractual agreement between the Montgomery County Educational Service Center and Applied Mechanical Systems, Inc. to provide HVAC preventive maintenance at 3500 Kettering Boulevard beginning February 1, 2010 through January 31, 2011. Total cost not to exceed \$5,580 per year from the General Fund.

**Leave of Absence**

4. RESOLVED, that the following request for a leave of absence be approved:

Diane I. Hanselman, Teacher, paid administrative leave from December 16, 2009 through June 4, 2010

**Resignations**

5. RESOLVED, that the following resignations be accepted:

Beverly B. Broestl, Director of Human Resources, resigns for the purpose of retirement, effective January 31, 2010

Diana I. Hanselman, Teacher, effective at the end of the 2009-2010 school year (June 4, 2010)

Margaret M. Stevens, Assistant Superintendent, resigns for the purpose of retirement, effective January 31, 2010

**Roll Call**

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

**Reemploy Superannuates to Same Positions:**

**#9-10**

Motion made by Mr. Shell and seconded by Mr. Bell to approve the following:

Reemploy Superannuates to Same Positions: (Continued)

1. **WHEREAS**, the Montgomery County Governing Board of Education desires to employ Margaret Stevens, Superannuate, to the same position of Assistant Superintendent that she now holds; and  
**WHEREAS**, the Governing Board of Education placed a legal notice in the Dayton Daily News on November 23, 24, and 25, 2009, at least sixty days prior to the reemployment, indicating that they intended to reemploy Margaret Stevens, Superannuate, to her same position; and  
**WHEREAS**, the legal notice indicated that a hearing (fifteen to thirty days prior to reemployment) would be held on January 6, 2010, to consider Margaret Steven's reemployment to the same position;  
**WHEREAS**, the legal notice indicated that the Governing Board would consider Margaret Steven's, Superannuate, reemployment to the same position at its January 6, 2010, regular Governing Board meeting; and  
**WHEREAS**, pursuant to Ohio Revised Code 3307.353 and 3309.345 proper legal notice was given to reemploy Margaret Stevens, Superannuate, to the same position of Assistant Superintendent, and a hearing to consider her reemployment was conducted;  
**THEREFORE, BE IT RESOLVED**, that Margaret Stevens be reemployed as Assistant Superintendent on a limited administrative contract beginning February 2, 2010 through July 31, 2013, to be compensated on Salary Schedule 2-6.
2. **WHEREAS**, the Montgomery County Governing Board of Education desires to employ Beverly Broestl, Superannuate, to the same position of Director of Human Resources that she now holds; and  
**WHEREAS**, the Governing Board of Education placed a legal notice in the Dayton Daily News on November 23, 24, and 25, 2009, at least sixty days prior to the reemployment, indicating that they intended to reemploy Beverly Broestl, Superannuate, to her same position; and  
**WHEREAS**, the legal notice indicated that a hearing (fifteen to thirty days prior to reemployment) would be held on January 6, 2010, to consider Beverly Broestl's reemployment to the same position;  
**WHEREAS**, the legal notice indicated that the Governing Board would consider Beverly Broestl's, Superannuate, reemployment to the same position at its January 6, 2010, regular Governing Board meeting; and  
**WHEREAS**, pursuant to Ohio Revised Code 3307.353 and 3309.345 proper legal notice was given to reemploy Beverly Broestl, Superannuate, to the same position of Director of Human Resources, and a hearing to consider her reemployment was conducted;  
**THEREFORE, BE IT RESOLVED**, that Beverly Broestl be reemployed as Director of Human Resources on a limited administrative contract beginning February 2, 2010 through July 31, 2013, to be compensated on Salary Schedule 4-5.

Roll Call

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

Acceptance of Financial Statement,

Acceptance of Donations,

Approval of Transfer of Funds:

**#10-10**

Motion made by Mrs. Weaver and seconded by Mr. Shell to approve the following:

**Approval of Financial Statement**

1. RESOLVED, that the Board accept the financial statement.

**Acceptance of Donations**

2. RESOLVED, that the Montgomery County Governing Board of Education accept a donation of approximately forty used portable office partitions with a value of \$1,000.00 from Heapy Engineering, 1400 West Dorothy Lane, Dayton, Ohio, 45409.
3. RESOLVED, that the Montgomery County Governing Board of Education accept \$50.00 from various individuals to the Handicapped Children's Fund.
4. RESOLVED, that the Montgomery County Governing Board of Education accept \$5,000.00 from BAE Systems to the STEM Fund.

**Approval of Transfer of Funds**

5. RESOLVED, that the Montgomery County Governing Board of Education authorize the Treasurer to make the following fund-to-fund transfer for Fiscal Year 2010:  
\$22,512.00 from 025-9100 (MDECA Non-Public Communications Fund) to 025-9300 (MDECA General Fund)

**Roll Call**

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts  
Nays - None

**Motion carried**

**Approval of Waiver Request to the Ohio Department of Education:**

**#11-10**

Motion made by Mr. Smith and seconded by Mr. Bell that the Montgomery County Governing Board of Education approve the filing of an application with the Ohio Department of Education, Office for Exceptional Children, requesting a waiver of the teacher/student ratio set fourth in Ohio Administrative Code §3301-51-09(l)(2)(e), to add one additional student for the period commencing with the date of approval through the end of the 2009-2010 school year.

**Roll Call**

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts  
Nays - None

**Motion carried**

**Appointment of Representatives to the MVCTC Board of Education:**

**#12-10**

Motion made by Mr. Smith and seconded by Mr. Shell that the Montgomery County Governing Board of Education appoint Robert Bell and Gary Roberts as representatives to the Miami Valley Career Technology Center Board of Education for calendar years 2010 and 2011.

**Roll Call**

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts  
Nays - None

**Motion carried**

Appointment of Board's Designee for the Training and Administration of the Public Records Law (House Bill 9):

**#13-10**

Motion made by Mr. Bell and seconded by Mrs. Weaver to approve the following:

WHEREAS, the Montgomery County ESC Governing Board of Education wishes to comply with all Ohio laws; and

WHEREAS, the public records law (House Bill 9) was passed to become effective September 29, 2007; and

WHEREAS, the Governing Board understands it must receive training in the day-to-day operations of the bill or appoint a designee to receive the training;

THEREFORE, BE IT RESOLVED, that the Montgomery County ESC Governing Board appoints the Treasurer of the Montgomery County ESC to be the Governing Board's designee for the training and administration of the public records law.

Roll Call

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

Appointment of Legislative Liaison for 2010:

**#14-10**

Motion made Mrs. Weaver and seconded by Mr. Shell that Terry Smith be appointed the Board's legislative liaison for 2010.

Roll Call

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

Approval of 2010 OSBA Membership Dues.

Approval of Membership: Ohio Coalition for the Education of Children with Disabilities.

Approval of Membership: National School Boards Association.

Approval of Contracts with the Northridge Local School District.

Authorize the Assistant Superintendent of Operations to Sell or Trade A Bus.

Approval of Resolution to Join the OSBA Legal Assistance Fund.

Approval of Contract with the New City School:

**#15-10**

Motion made by Mrs. Weaver and seconded by Mr. Smith to approve the following:

**Approval of 2010 OSBA Membership Dues**

1. RESOLVED, that Ohio School Boards Association membership dues for 2010 be approved for payment in the amount of \$3,819.00. (Membership Period: January through December 2010)

**Approval of Membership: Ohio Coalition for the Education of Children with Disabilities**

2. RESOLVED, that membership dues to the Ohio Coalition for the Education of Children with Disabilities be approved for payment in the amount of \$146.50. (Membership Period: Calendar Year – January 1 through December 31)

**Approval of Membership: National School Boards Association**

3. RESOLVED, that NSBA National Affiliate Membership dues be approved in the amount of \$2,650.00. (Membership Period: April 1, 2010 to March 31, 2011)

**Approval of Contracts with the Northridge Local School District**

4. RESOLVED, that the Montgomery County Governing Board of Education enter into a contract with the Northridge Local School District. The MCECSC will provide tutoring instruction (45 hours) to a Northridge student. Services to be provided during the 2009-2010 school year. The Northridge Local School District will reimburse MCECSC in the amount of \$2,420.
5. RESOLVED, that the Montgomery County Governing Board of Education enter into a contract with the Northridge Local School District. The MCECSC will supplemental handicapped teaching services (83 days) to the Northridge Local School District. Services to be provided during the 2009-2010 school year. The Northridge Local School District will reimburse MCECSC in the amount of \$26,815.

**Authorize the Assistant Superintendent of Operations to Sell or Trade A Bus**

6. RESOLVED, that the Montgomery County Governing Board of Education authorize the Assistant Superintendent of Operations to sell or trade the following bus:

Miles 7/2009	Bus #	ID #	Chassis Year	Chassis Make	Body Make	Capacity
226,523	39	82891	1997	International	Bluebird	48

**Approval of Resolution to Join the OSBA Legal Assistance Fund**

7. WHEREAS, the Montgomery County Governing Board of Education wishes to support the efforts of other boards of Education to obtain favorable judicial decisions; and,

WHEREAS, the Ohio School Boards Association Legal Assistance Fund has been established for this purpose;

THEREFORE, the Montgomery County Governing Board of Education resolves to join the OSBA Legal Assistance Fund for calendar year 2010, and authorizes the Treasurer to pay the Legal Assistance Fund \$250.00.



**Approval of Contract with the New City School**

8. WHEREAS, the Montgomery County Governing Board of Education enter into a contract with the New City School. The MCECSC will provide an Instructional Implementation Review for New City School. Services to be provided January 1, 2010 through July 31, 2010. The New City School will reimburse MCECSC in the amount of \$7,500.

Roll Call

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

Adjournment:

**#16-10**

Motion made by Mr. Bell and seconded by Mr. Shell that the meeting be adjourned.

Roll Call

Yeas - Mrs. Weaver, Messrs. Bell, Shell, Smith, Roberts

Nays - None

**Motion carried**

Meeting adjourned at 4:33 p.m.

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President

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Treasurer