

**WESTLAKE CITY SCHOOLS**  
**BOARD OF EDUCATION AGENDA**  
**Monday, July 30, 2012 – 5:30 p.m. – Regular Meeting**  
**Administration Building - 27200 Hilliard Blvd.**

Tentative Agenda – Items may be added or deleted prior to meeting.

Call to Order Time: \_\_\_\_\_

Roll Call:

Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

Pledge of Allegiance

District Vision & Mission

**VISION STATEMENT**

The Westlake City School District will provide a dynamic, student centered, 21<sup>st</sup> Century learning environment. Our district will be characterized by high achievement, actively engaged learners, mutual respect, shared knowledge, pursuit of new skills and capabilities, collaborative learning, willingness to take action, a team commitment to data-driven continuous improvement, and tangible results.

**MISSION STATEMENT**

WE EDUCATE FOR EXCELLENCE...Empowering all students to achieve their educational goals, to direct their lives, and to contribute to society.

Acknowledgment of Visitors

Approval of Agenda

Motion by \_\_\_\_\_

Seconded by \_\_\_\_\_

Roll Call Vote:

Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

\*Hearing of Public (15 Minutes) Agenda Items

A. Approval of Minutes

1. Work Session of June 11, 2012

Motion by \_\_\_\_\_

Seconded by \_\_\_\_\_

Roll Call Vote:

Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

2. Regular Meeting of June 28, 2012

Motion by \_\_\_\_\_

Seconded by \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

B. Special Reports & Recognitions - None

C. Superintendent's Report & Master Facility Plan Phase I Report

D. Treasurer's Report/Recommendations

1. Financial Presentation – FY12 Quarterly Financial Update/Forecast

2. Action Items

- |  |               |
|--|---------------|
| a. Resolution to Approve Quarterly Report and Financial Forecast   | Exhibit D-2-a |
| b. Resolution to Approve Participation in the 2013 CompManagement Workers' Compensation Group Retrospective Rating Program | Exhibit D-2-b |
| c. Resolution to Appoint Delegate and Alternate to the 2012 Annual OSBA Business Meeting                                   | Exhibit D-2-c |
| d. Resolution to Approve Student Activity Purpose Statements and Budgets   | Exhibit D-2-d |
| e. Resolution to Accept Funds  | Exhibit D-2-e |
| f. Resolution to Authorize Treasurer to Return Advance   | Exhibit D-2-f |
| g. Resolution to Adjust the FY13 Temporary Appropriations  | Exhibit D-2-g |
| h. Resolution to Approve FY13 Additional Temporary Appropriations – Other Funds  | Exhibit D-2-h |
| i. Resolution to Approve Tax Deferred Payroll Deduction  | Exhibit D-2-i |
| j. Resolution to Issue Then and Now Certificate  | Exhibit D-2-j |

F. New Business

1. Action Items

- |   |                  |
|---|------------------|
| a. Resolution to Accept Gifts and Contributions   | Exhibit F-1-a    |
| b. Resolutions to Approve Staff Recommendations   |                  |
| 1. Resolution to Approve Resignations and Employment for Staff Members  | Exhibit F-1-b-1  |
| 2. Resolution to Approve Certified Reclassification   | Exhibit F-1-b-2  |
| 3. Resolution to Approve Resignations and Employment of Substitutes for Staff Members   | Exhibit F-1-b-3  |
| 4. Resolution to Approve the Employment of Adult Basic Literacy Education Personnel 2012 - 2013                                     | Exhibit F-1-b-4  |
| 5. Resolution to Approve Stipends for Adult Basic Literacy Education Professional Development                                       | Exhibit F-1-b-5  |
| 6. Resolution to Approve Contracts for Services for Non-Public Schools and Employment of Auxiliary Personnel for Non-Public Schools | Exhibit F-1-b-6  |
| 7. Resolution to Approve Employment of Auxiliary Services Personnel   | Exhibit F-1-b-7  |
| 8. Resolution to Approve Contract for Services Supervised by Local Education Agency for Non-Public Schools                          | Exhibit F-1-b-8  |
| 9. Resolution to Approve Employment Paid From Grant Funds   | Exhibit F-1-b-9  |
| 10. Resolution to Approve Employment for Administrative Personnel   | Exhibit F-1-b-10 |
| 11. Resolution to Approve Extended Time for Staff Members   | Exhibit F-1-b-11 |

- |  |                  |
|--|------------------|
| 12. Resolution to Approve Unpaid Leave of Absence for Workers' Compensation Purposes   | Exhibit F-1-b-12 |
| 13. Resolution to Approve Summer 2012 Athletic Camp Stipends   | Exhibit F-1-b-13 |
| c. Resolution to Approve Agreements for Admission of Tuition Pupils and Purchased Services   | Exhibit F-1-c    |
| d. Resolution to Approve Participation in Ohio Schools Council Cooperative Programs  | Exhibit F-1-d    |
| e. Resolution to Approve Field Trip  | Exhibit F-1-e    |
| f. Resolution to Accept Bids and Award Bus Bid   | Exhibit F-1-f    |
| g. Resolution to Approve Foreign Exchange Student  | Exhibit F-1-g    |
| h. Resolution to Publicly Post Previously Approved Construction Change Orders  | Exhibit F-1-h    |
| i. Resolution to Accept Bids and Award Construction Contracts  | Exhibit F-1-i    |
| j. Resolution to Approve Dover Intermediate School Change Event  | Exhibit F-1-j    |
| k. Resolution to Award Traffic Control Contract  | Exhibit F-1-k    |
| l. Resolution to Approve District Trash/Recycling Contract   | Exhibit F-1-l    |
| m. Resolution to Approve Membership in the Ohio Schools Council/Lake Erie Educational Media Consortium (LEEMC)   | Exhibit F-1-m    |
| n. Resolution to Authorize Conveyance of Water Meter Vault Easements and Traffic Signal System Easements in Connection with New Middle School and High School Projects | Exhibit F-1-n    |

G. Board Items - None

\*Hearing of Public (15 Minutes)

H. Executive Session

1. Adjourn to Executive Session to Discuss Negotiations

Time \_\_\_\_\_  
 Motion by \_\_\_\_\_  
 Seconded by \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

Adjourn Executive Session and Return to Regular Session

Time \_\_\_\_\_

I. Adjournment

Time: \_\_\_\_\_  
 Motion by \_\_\_\_\_  
 Seconded by \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

The public may address the Board during the periods of the meeting designated for public participation. Each person addressing the Board shall give his/her name and address. If several people wish to speak, each person is allotted three minutes until the total time allotted is used. During that period, no person may speak twice until all who desire to speak have had the opportunity to do so. The period of public participation may be extended by a vote of the majority of the Board present and voting.

RESOLUTION TO APPROVE QUARTERLY REPORT AND FINANCIAL FORECAST

RESOLVED that the Westlake Board of Education approves the 4<sup>th</sup> quarter financial update and five-year forecast.

Motion by:	_____
Seconded by:	_____
Roll Call Vote:	
Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

RESOLUTION TO APPROVE PARTICIPATION IN THE 2013 COMPMANAGEMENT  
WORKERS' COMPENSATION GROUP RETROSPECTIVE RATING PROGRAM

RESOLVED that the Westlake Board of Education approves participation in the 2013  
CompManagement Workers' Compensation Group Retrospective Rating Program.

Motion by:	_____
Seconded by:	_____
Roll Call Vote:	
Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

RESOLUTION TO APPOINT DELEGATE AND ALTERNATE  
TO THE 2012 ANNUAL OSBA BUSINESS MEETING

RESOLVED that the Westlake Board of Education appoints \_\_\_\_\_ to serve as  
delegate and \_\_\_\_\_ to serve as alternate to the OSBA Annual Business Meeting on  
November 12, 2012.

Motion by:	_____
Seconded by:	_____
Roll Call Vote:	
Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

**RESOLUTION TO APPROVE STUDENT ACTIVITY  
PURPOSE STATEMENTS AND BUDGETS**

RESOLVED that the Westlake Board of Education approves the following Student Activity Purpose Statements and Budgets.

<b>2012-13 Policy and Purpose Statements*</b>				<b>Estimated Revenue</b>	<b>Estimated Expenses</b>
<b>Fund</b>	<b>Object</b>	<b>SCC</b>	<b>Description</b>		
018	400	9710	Westlake All Class Reunion	\$26,000.00	\$25,650.00
018	500	9720	Vending Machine - Red Brick	\$500.00	\$500.00
018	500	9722	Vending Machine - Transportation	\$1,300.00	\$1,300.00
			Vending Machine - WHS Teachers		
018	500	9724	Lounge	\$1,800.00	\$1,800.00
018	400	9726	Board Contribution Fund	\$5,000.00	\$3,000.00
018	500	9748	Library - Holly Lane	\$9,875.00	\$12,600.00
018	600	9748	Library - Holly Lane		\$2,000.00
018	500	9749	Library - Bassett	\$8,200.00	\$10,400.00
018	600	9749	Library - Bassett		\$1,000.00
018	500	9751	In-Service Bassett	\$11,000.00	\$11,000.00
018	500	9753	In-Service Dover	\$9,000.00	\$7,900.00
018	600	9753	In-Service Dover		\$500.00
018	500	9755	In-Service Hilliard	\$4,650.00	\$4,550.00
018	600	9755	In-Service Hilliard		\$1,000.00
018	500	9756	Library - Dover	\$12,025.00	\$10,925.00
018	600	9756	Library - Dover		\$1,000.00
018	500	9757	In-Service Holly Lane	\$3,300.00	\$3,250.00
018	500	9759	Library - Hilliard	\$7,100.00	\$9,100.00
018	500	9760	Library - L.B.	\$1,900.00	\$1,900.00
018	500	9761	In-Service L.B.	\$146,600.00	\$146,600.00
018	600	9761	In-Service L.B.		\$3,000.00
018	500	9762	Library - P.S.	\$11,950.00	\$11,950.00
018	500	9763	In-Service P.S.	\$109,500.00	\$109,500.00
018	500	9764	In-Service WHS	\$10,500.00	\$10,000.00
018	500	9765	Music Fees - WHS	\$7,000.00	\$7,000.00
018	500	9766	Guidance - WHS	\$46,000.00	\$56,150.00
018	600	9766	Guidance - WHS		\$3,000.00
018	500	9767	Library - WHS	\$2,925.00	\$4,200.00
018	600	9767	Library - WHS		\$2,000.00
018	500	9770	Music Programs - Bassett	\$300.00	\$300.00
018	600	9770	Music Programs - Bassett		\$400.00

EXHIBIT D-2-d  
(Continued)

018	500	9771	Music Programs - Dover	\$750.00	\$1,000.00
018	500	9772	Music Programs - Hilliard	\$650.00	\$650.00
018	500	9773	Music Programs - Holly Lane	\$775.00	\$590.00
018	500	9774	Music Programs - Lee Burneson	\$1,000.00	\$500.00
018	600	9774	Music Programs - Lee Burneson		\$500.00
018	500	9775	Music Programs - P.S.	\$1,500.00	\$1,500.00
018	500	9776	Band-Music Programs - WHS	\$6,500.00	\$3,000.00
018	600	9776	Band-Music Programs - WHS		\$3,500.00
018	500	9777	Strings - Music Program - L.B.	\$750.00	\$250.00
018	600	9777	Strings - Music Program - L.B.		\$500.00
018	500	9778	Choral-Music Program - WHS	\$2,000.00	\$1,000.00
018	600	9778	Choral-Music Program - WHS		\$1,000.00
			<b>Total 018 Fund</b>	<b>\$450,350.00</b>	<b>\$477,465.00</b>
200		9111	Art Gallery - WHS	\$1,900.00	\$1,400.00
200		9131	Drama Club - WHS	\$4,000.00	\$4,000.00
200		9140	WHBS-TV - WHS	\$20,000.00	\$20,000.00
200		9150	Newspaper Club - L.B.	\$150.00	\$150.00
200		9165	German Club - WHS	\$0.00	\$250.00
200		9171	Science Olympiad - WHS	\$1,000.00	\$1,080.00
200		9175	Environmental Club - LB	\$6,500.00	\$5,000.00
200		9185	Spanish Club - WHS	\$600.00	\$564.00
200		9195	French Club - WHS	\$457.00	\$488.00
200		9200	Foreign Language Club - WHS	\$5,300.00	\$4,500.00
200		9220	Math Club - WHS	\$960.00	\$890.00
200		9314	Work Study Lab - WHS	\$0.00	\$300.00
200		9390	Work Study - WHS	\$1,000.00	\$1,550.00
200		9400	Band - P.S.	\$525.00	\$525.00
200		9401	Chorus - P.S.	\$2,025.00	\$1,500.00
200		9460	Encore/Orchestra - L.B.	\$100.00	\$100.00
200		9470	Music - L.B.	\$2,000.00	\$2,000.00
200		9490	Band - WHS	\$112,000.00	\$112,000.00
200		9491	Choir - WHS	\$13,000.00	\$9,400.00
200		9559	Ski Club - WHS	\$80,000.00	\$73,000.00
200		9560	Cheerleaders - L.B.	\$150.00	\$150.00
200		9604	Project Support - WHS	\$200.00	\$200.00
200		9610	Student Council - P.S.	\$2,800.00	\$2,875.00
200		9611	Student Council - L.B.	\$4,275.00	\$4,275.00
200		9612	Student Council - WHS	\$16,300.00	\$13,000.00
200		9613	Student Activities - WHS	\$0.00	\$2,300.00
200		9614	Academic Challenge - WHS	\$300.00	\$190.00
200		9615	Student Council - Bassett	\$3,200.00	\$3,200.00
200		9632	Key Club - WHS	\$1,100.00	\$1,050.00



EXHIBIT D-2-d  
(Continued)

		Students Against Drunk Driving (SADD)		
200	9636	WHS	\$50.00	\$0.00
200	9650	TechMates Club - WHS	\$250.00	\$250.00
200	9680	Panorama - WHS	\$3,500.00	\$3,200.00
200	9691	Green & White - WHS	\$3,500.00	\$3,500.00
200	9710	National Honor Society - WHS	\$2,500.00	\$2,500.00
200	9720	Leadership Challenge - WHS	\$10,055.00	\$7,950.00
200	9805	P. E. Action - WHS	\$500.00	\$1,000.00
200	9847	Class of 2014 - WHS	\$4,900.00	\$1,150.00
200	9848	Class of 2015 - WHS	\$650.00	\$400.00
200	9849	Class of 2016 - WHS	\$500.00	\$100.00
		<b>Total 200 Fund</b>	<b>\$306,247.00</b>	<b>\$285,987.00</b>
300	9500	Athletics - WHS	\$270,000.00	\$297,900.00
300	9502	Vending Machine Athletics - WHS	\$2,000.00	\$22,000.00
300	9563	Swim Pool - WHS	\$10,000.00	\$10,000.00
		<b>Total 300 Fund</b>	<b>\$282,000.00</b>	<b>\$329,900.00</b>

\*Original copies of Purpose Statements and Budgets are on file in the CFO/Treasurer's Office.

Motion by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_  
Roll Call Vote:  
    Mr. Mays \_\_\_\_\_  
    Ms. Winter \_\_\_\_\_  
    Mr. Cross \_\_\_\_\_  
    Mr. Falcone \_\_\_\_\_  
    Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO ACCEPT FUNDS

RESOLVED that the Westlake Board of Education accepts the following funds:

<b>Federal Funds</b>	<b>Amount</b>	<b>Fund</b>	<b>Special Cost Center</b>
Adult Basic & Literacy Education – Instruction Fund FY13	\$72,946.00	501	9313
Adult Basic & Literacy Education – EL & Civics Fund FY13	\$18,253.00	501	9513
Title VI Special Education, Part-B-IDEA FY13	\$765,897.94	516	9613
Title III LEP FY13	\$34,8750.00	551	9513
Title I FY13	\$451,805.69	572	9113
Early Childhood Special Education FY13	\$18,718.63	587	9013
Title II-A Improving Teacher Quality FY13	\$71,525.09	590	9013

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO AUTHORIZE TREASURER TO RETURN ADVANCE

RESOLVED that the Westlake Board of Education authorizes the Treasurer to return the following advances:

<b>From</b>	<b>To</b>	<b>Amount</b>
ABLE FY12 (501-9312)	General Fund (001)	\$6,025.52
EL Civics FY12 (501-9512)	General Fund (001)	\$4,087.31
Title IID TechnologyFY12 (533-9912)	General Fund (001)	\$412.50
Title III Immigrant FY12 (551-9612)	General Fund (001)	\$424.05

Motion by: \_\_\_\_\_  
 Seconded by: \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO ADJUST FY13 TEMPORARY APPROPRIATIONS

RESOLVED that the Westlake Board of Education adjusts the following FY13 temporary appropriations:

<b>MONTESSORI CHILDREN'S FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
401-3200-500-9512			
Supplies & Materials	<u>\$15,549.46</u>	<u>\$15,553.62</u>	<u>\$4.16</u>
<b>Total</b>	<b>\$15,549.46</b>	<b>\$15,553.62</b>	<b>\$4.16</b>
<b>WESTLAKE MONTESSORI FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
401-3200-500-9612			
Supplies & Materials	<u>\$5,890.38</u>	<u>\$5,891.84</u>	<u>\$1.46</u>
<b>Total</b>	<b>\$5,890.38</b>	<b>\$5,891.84</b>	<b>\$1.46</b>
<b>ST. PAUL FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
401-3200-500-9712			
Supplies & Materials	<u>\$1,157.09</u>	<u>\$1,168.06</u>	<u>\$10.97</u>
<b>Total</b>	<b>\$1,157.09</b>	<b>\$1,168.06</b>	<b>\$10.97</b>
<b>ST. BERNADETTE FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
401-3200-500-9812			
Supplies & Materials	<u>\$49,062.81</u>	<u>\$49,091.45</u>	<u>\$28.64</u>
<b>Total</b>	<b>\$49,062.81</b>	<b>\$49,091.45</b>	<b>\$28.64</b>
<b>LE CHAPERON ROUGE FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
401-3200-500-9912			
Supplies & Materials	<u>\$192.86</u>	<u>\$194.35</u>	<u>\$1.49</u>
<b>Total</b>	<b>\$192.86</b>	<b>\$194.35</b>	<b>\$1.49</b>

EXHIBIT D-2-g  
(Continued)

*Funds were advanced in June and returned in July*

<b>ABLE FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
501-7400-900-9312			
Return of Advance	<u>\$0.00</u>	<u>\$6,025.52</u>	<u>\$6,025.52</u>
<b>Total</b>	<b>\$0.00</b>	<b>\$6,025.52</b>	<b>\$6,025.52</b>
<b>EL CIVICS FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
501-7400-900-9512			
Return of Advance	<u>\$0.00</u>	<u>\$4,087.31</u>	<u>\$4,087.31</u>
<b>Total</b>	<b>\$0.00</b>	<b>\$4,087.31</b>	<b>\$4,087.31</b>
<b>TITLE II -D TECHNOLOGY FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
533-7400-900-9912			
Return of Advance	<u>\$0.00</u>	<u>\$412.50</u>	<u>\$412.50</u>
<b>Total</b>	<b>\$0.00</b>	<b>\$412.50</b>	<b>\$412.50</b>
<b>TITLE III IMMIGRANT FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
551-7400-900-9612			
Return of Advance	<u>\$0.00</u>	<u>\$424.05</u>	<u>\$424.05</u>
<b>Total</b>	<b>\$0.00</b>	<b>\$424.05</b>	<b>\$424.05</b>
<b>TITLE I FY12</b>			
<b>Account</b>	<b>From</b>	<b>To</b>	<b>Difference</b>
572-1100-100-9112			
Instruction Salaries & Wages	\$7,434.34	\$9,870.90	\$2,436.56
572-1900-100-9112			
Other-Instruction Salaries & Wages	<u>\$43,130.90</u>	<u>\$40,694.34</u>	<u>(\$2,436.56)</u>
<b>Total</b>	<b>\$50,565.24</b>	<b>\$50,565.24</b>	<b>(\$0.00)</b>

Motion by: \_\_\_\_\_  
 Seconded by: \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE FY13 ADDITIONAL TEMPORARY APPROPRIATIONS -  
OTHER FUNDS

RESOLVED that the Westlake Board of Education approves the following FY13 additional Temporary Appropriations – Other Funds:

Motion by:	_____
Seconded by:	_____
Roll Call Vote:	
Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____

<u>FND FUNC</u>	<u>OBJ SCC</u>	<u>DESCRIPTION</u>	<u>TEMP. APPROP.</u>	<u>TOTALS</u>
516 1200	400 9613	TITLE VI-B, IDEA FY13 SPECIAL INSTR PURCHASED SERVICE	\$ 382,500.00	
516 1200	500 9613	TITLE VI-B, IDEA FY13 SPECIAL INSTR SUPPLIES & MATERIALS	\$ 1,280.23	
516 1200	600 9613	TITLE VI-B, IDEA FY13 SPECIAL INSTR EQUIPMENT	\$ 5,000.00	
516 2100	400 9613	TITLE VI-B, IDEA FY13 SUPPORT SERV PURCH SERV-PUPILS	\$ 246,850.00	
516 2200	100 9613	TITLE VI-B, IDEA FY13 SUPPORT SERVICES & PD SALARIES	\$ 69,434.00	
516 2200	200 9613	TITLE VI-B, IDEA FY13 SUPPORT SERVICES BENEFITS	\$ 39,864.10	
516 2200	400 9613	TITLE VI-B, IDEA FY13 SUPPORT SERV & PD PURCH SERV-STAFF	\$ 2,000.00	
516 3200	100 9613	TITLE VI-B, IDEA FY13 NON PUBLIC SALARIES & WAGES	\$ 9,157.74	
516 3200	400 9613	TITLE VI-B, IDEA FY13 NON PUBLIC PURCHASED SERVICES	\$ 9,811.87	
		<b>TOTAL TITLE VI-B, IDEA FY13</b>		<b>\$ 765,897.94</b>
551 1200	100 9513	TITLE III LEP FY13 SPEC INSTRUCTION SALARIES	\$ 10,000.00	
551 1200	500 9513	TITLE III LEP FY13 SPEC INSTRUCTION SUPPLIES	\$ 4,000.00	
551 1200	600 9513	TITLE III LEP FY13 SPEC INSTRUCTION EQUIPMENT	\$ 3,000.00	
551 2200	100 9513	TITLE III LEP FY13 PROF DEVELOP SALARIES	\$ 1,500.00	
551 2200	400 9513	TITLE III LEP FY13 PROF DEVELOP PURCHASED SERVICES	\$ 5,990.00	
		<b>TOTAL TITLE III LEP FY13</b>		<b>\$ 24,490.00</b>
572 1100	100 9113	TITLE I FY13 INSTRUCTION SALARIES & WAGES	\$ 8,428.26	
572 1100	200 9113	TITLE I FY13 INSTRUCTION BENEFITS	\$ 1,433.30	
572 1100	400 9113	TITLE I FY13 INSTRUCTION PURCHASED SERVICES	\$ -	
572 1100	500 9113	TITLE I FY13 INSTRUCTION SUPPLIES & MATERIALS	\$ 40,000.00	
572 1900	100 9113	TITLE I FY13 SPEC INSTRUCTION SALARIES & WAGES	\$ 257,034.00	
572 1900	200 9113	TITLE I FY13 SPEC INSTRUCTION BENEFITS	\$ 43,695.28	
572 2200	100 9113	TITLE I FY13 PROF DEVELOPMENT SALARIES & WAGES	\$ 20,000.00	
572 2200	200 9113	TITLE I FY13 PROF DEVELOPMENT BENEFITS	\$ 3,400.00	
572 2200	400 9113	TITLE I FY13 PROF DEVELOPMENT PURCHASED SERVICES	\$ 59,438.71	
572 2200	500 9113	TITLE I FY13 SUPPORT SERVICES/PD SUPPLIES & MATERIALS	\$ 11,000.00	
572 2400	100 9113	TITLE I FY13 GOVERNANCE/ADMIN SALARIES	\$ 2,000.00	
572 2400	200 9113	TITLE I FY13 GOVERNANCE/ADMIN BENEFITS	\$ 340.00	
572 2800	100 9113	TITLE I FY13 TRANSPORTATION SALARIES & WAGES	\$ -	
572 3200	100 9113	TITLE1 FY13 NON PUBLIC SALARIES & WAGES	\$ 910.00	
572 3200	200 9113	TITLE1 FY13 NON PUBLIC BENEFITS	\$ 154.20	
572 3200	400 9113	TITLE1 FY13 NON PUBLIC PURCHASED SERVICES	\$ 1,064.20	
572 3200	500 9113	TITLE1 FY13 FAMILY/COMMUNITY SUPPLIES & MATERIALS	\$ 2,000.00	
		<b>TOTAL TITLE I FY13</b>		<b>\$ 450,897.95</b>
587 1200	500 9013	EARLY CHILDHOOD SPECIAL ED FY13 SPEC INSTR SUPPLIES	\$ 868.63	
587 1200	600 9013	EARLY CHILDHOOD SPECIAL ED FY13 SPEC INSTR EQUIPMENT	\$ 500.00	
587 2100	100 9013	EARLY CHILDHOOD SPECIAL ED FY13 SUPP SERV SAL & WAGES	\$ 15,750.00	
587 2200	400 9013	EARLY CHILDHOOD SPECIAL ED FY13 PROF DEV PURCH SERVICES	\$ 1,600.00	
		<b>TOTAL EARLY CHILDHOOD SPECIAL EDUCATION FY13</b>		<b>\$ 18,718.63</b>
590 1100	100 9013	IMPROVING TCHR QUALITY FY13 INSTRUCTION SALARIES	\$ 38,000.00	
590 1100	200 9013	IMPROVING TCHR QUALITY FY13 INSTRUCTION BENEFITS	\$ 6,460.00	
590 2200	100 9013	IMPROVING TCHR QUALITY FY13 PROF DEV SALARIES	\$ 12,250.00	
590 2200	200 9013	IMPROVING TCHR QUALITY FY13 PROF DEV BENEFITS	\$ 2,082.50	
590 2200	400 9013	IMPROVING TCHR QUALITY FY13 PROF DEV PURCH SERVICES	\$ 9,434.88	
590 2200	500 9013	IMPROVING TCHR QUALITY FY13 PROF DEV SUPPLIES	\$ 3,000.00	
590 3200	400 9013	IMPROVING TCHR QUALITY FY13 NON PUBLIC PURCH SERVICE	\$ 297.71	
		<b>TOTAL IMPROVING TEACHER QUALITY, TITLE II-A FY13</b>		<b>\$ 71,525.09</b>
		<b>TOTAL OTHER FUNDS APPROPRIATIONS</b>		<b>\$ 1,331,529.61</b>

RESOLUTION TO APPROVE TAX DEFERRED PAYROLL DEDUCTION

RESOLVED that the Westlake Board of Education approves the following tax deferred payroll deduction.

WHEREAS, Internal Revenue Code Section 414(h)(2) permits employer pickup of the employee portion of contributions to a retirement plan, thereby resulting in tax deferral of employee contributions; and

WHEREAS, under the School Employees Retirement System of Ohio (SERS) laws and rules, members may: (1) redeposit contributions previously withdrawn plus interest and/or (2) purchase eligible service credit.

NOW, THEREFORE, BE IT RESOLVED that in order to permit tax deferral for these additional amounts, any employee who wishes to purchase SERS credit or restore STRS, PERS or SERS credit by payroll deduction must enter into a binding irrevocable payroll deduction authorization and such employee shall not have the option of choosing to receive the amounts directly instead of having them paid by the employer to SERS.

BE IT FURTHER RESOLVED that additional amounts specified through payroll deduction from salary are designated as being picked up by the employer and paid by the employer in accordance with Internal Revenue Code requirements.

This resolution shall be effective \_\_\_\_\_.

Motion by:	_____
Seconded by:	_____
Roll Call Vote:	
Mr. Mays	_____
Ms. Winter	_____
Mr. Cross	_____
Mr. Falcone	_____
Mrs. Leszynski	_____



## RESOLUTION TO ISSUE THEN AND NOW CERTIFICATE

RESOLVED that the Westlake Board of Education authorizes a Then and Now Certificate for the following purchase order:

<b>PO No.</b>	<b>Vendor</b>	<b>Description</b>	<b>Amount</b>
89188	Green Building Certification Institute (GBCI)	LEED for Schools v2009 Design Review for new Middle School	\$4,112.84

Motion by: \_\_\_\_\_  
 Seconded by: \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO ACCEPT GIFTS AND CONTRIBUTIONS  
(ORC 3313.36)

RESOLVED that the Westlake Board of Education accepts with gratitude the following donations and in so doing hereby acknowledges the positive and supportive activities of those listed:

Milano Monuments 14600 Brookpark Road Cleveland, OH 44135	Donated the plaque etching to Westlake Board of Education for the Red Brick memorial monument.
St. Johns Medical Center Mr. William A. Young, Jr., CEO 29000 Center Ridge Road Westlake, OH 44145	Donated \$2,000.00 to the Westlake/Dover All Class Reunion to promote the events associated with the All Class Reunion scheduled for September 28 and 29, 2012.
Trader Joe's Mr. O'Meara 175 Market Street Westlake, OH 44145	Donated two cases of bananas to the third and fourth graders at Dover Elementary School to provide a healthy snack prior to the administration of the OAAs.
Westlake Boys Basketball Parents c/o Ms. Doreen Turk 1844 Farr's Garden Path Westlake, OH 44145	Donated \$1,051.00 to the Athletic Department of Westlake High School to supplement the Boys Basketball program.

Motion by: \_\_\_\_\_  
 Seconded by: \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

**RESOLUTION TO APPROVE RESIGNATIONS, EMPLOYMENT  
AND SUPPLEMENTAL CONTRACTS FOR STAFF MEMBERS**

RESOLVED that the Westlake Board of Education approves the following amended resignations and employment for staff members.

<u>Resignations</u>						
<u>Name</u>	<u>Effective Date</u>					
Rob Pace	07/18/2012					
<u>Amended Resignation Dates for Purpose of Retirement</u>						
<u>Name</u>	<u>Effective Date</u>					
Judith Metz	From 07/01/2012 to 06/30/2012					
Judith Popelka	From 06/21/2012 to 06/30/2012					
<u>Classified Employment</u>						
<u>Name</u>	<u>Building/Position</u>	<u>Effective</u>	<u>Step</u>	<u>Hours</u>	<u>Days</u>	<u>Months</u>
Susan Grazia	LBMS Special Education Asst.	08/14/2012	4	7.0	5	9
Ruth Weible	Curriculum Dept. Admin. Asst.	07/30/2012	0	Exempt 3-Clerical		12
Nicole Grillo	LBMS Guidance Secretary-Class C	08/01/2012	0	7.5	5	10.25
Linda Bailey	Driver	08/16/2012	10	2.0	5	9
David Gamon	Driver	08/16/2012	1	4.75	5	9
Kathleen Page	Driver	08/16/2012	5	2.0	5	9
Kevin Saari	Driver	08/16/2012	1	4.5	5	9
<u>Amended Classified Employment</u>						
Camilia Saliba	WHS Library Assistant	From Step 6 to Step 11				
Joseph Ciaccia	Service Center-Seasonal Employment	Effective 06/27/12 - 08/31/12				
<u>Rescind &amp; Approve Supplemental Employment</u>						
Nancy English	Rescind WHS Varsity Basketball Cheerleading Coach				8	Y
Nancy English	Rescind WHS JV Basketball Cheerleading Coach				8	Y
Nancy English	Approve WHS Varsity/JV Basketball Cheerleading Coach				8	Y

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO APPROVE CERTIFIED RECLASSIFICATION

RESOLVED that the Westlake Board of Education approves the reclassification of certified staff members as follows:

<u>Name</u>	<u>Step</u>	<u>From</u>	<u>To</u>	<u>Effective</u>
Stacey Abfall	11	MA+20	MA+30	08/01/2012
Kathy D'Ettorre	19	MA	MA+10	08/01/2012
Heather Eichenberg	4	MA+10	MA+30	08/01/2012
Christine Latham	15	BA+10	BA+20	08/01/2012
Caitlin Shea	10	MA+10	MA+20	08/01/2012
Sandra Stanley	7	MA	MA+10	08/01/2012
Tharasa Szabo	19	MA+20	MA+30	08/01/2012

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

**RESOLUTION TO APPROVE RESIGNATIONS AND EMPLOYMENT  
OF SUBSTITUTES FOR STAFF MEMBERS**

RESOLVED that the Westlake Board of Education approves the resignations and employment of substitutes for staff members as follows for the 2012-2013 school year:

<p style="text-align: center;"><u>Classified Substitute Resignations</u></p> <div style="display: flex; justify-content: space-between;"> <div> Angela Baker Emily DiFiorie Susan Graham Janet Jacobs Diane Kline Therese Laskey </div> <div> Sandra Lewis Julie Parobek Kathleen Ritchie Elaine Swift Laura VanHoose </div> </div>	<p style="text-align: center;"><u>Certified Substitute Resignations</u></p> <div style="display: flex; justify-content: space-between;"> <div> Susan Baggs Deborah Basiewicz Beth Bebenroth Christine Biel Amy Blenkhorn Alison Bohnenkamp Michelle Brody Cynthia Brown Carolann Carran Nicole Cobb Denise Cukrowicz Sue Daroczy Emily DiFiore Lee Ann Eyre </div> <div> Vicki Gehrke Jerrin Holt Jeremy Krausz Elizabeth Little Justin Lorko Emily McManamon Regan Pore Andrew Robinson Dolores Root Mark Saksa Cathleen Samiec Lindsay Sereika Georgia Wilder </div> </div>
<p style="text-align: center;"><u>Classified Substitutes</u></p> <div style="text-align: center;"> Laura Cooley Sharon Didion David Gamon Elizabeth Kacirek Susan Kantner Patrick Mahoney Amanda Serrano Gary Standen </div>	<p style="text-align: center;"><u>Certified Substitutes</u></p> <div style="display: flex; justify-content: space-between;"> <div> Brittany Akins Edward Barbour Leah Behymer Janis Koch Judith Maher </div> <div> Patrick Mahoney Jenna Simon Sharon Willis Alyssa Zaharewicz </div> </div>

Motion by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_  
Roll Call Vote:  
Mr. Mays \_\_\_\_\_  
Ms. Winter \_\_\_\_\_  
Mr. Cross \_\_\_\_\_  
Mr. Falcone \_\_\_\_\_  
Mrs. Leszynski \_\_\_\_\_

**RESOLUTION TO APPROVE THE EMPLOYMENT OF ADULT  
BASIC LITERACY EDUCATION PERSONNEL 2012 - 2013**

RESOLVED that the Westlake Board of Education approves the employment of personnel for the Adult Basic Literacy Education (A.B.L.E.) Program. Contracts are to be paid out of the following grants: A.B.L.E. Project Number 045062-AB-S1-2012C, A.B.L.E. Project Number 045062-AB-S1-2013, A.B.L.E. English Literacy and Civics Education Project Number 045062-AB-S2-2012C and A.B.L.E. English Literacy and Civics Education Project Number 045062-AB-S2-2013.

<u>Name</u>	<u>Position</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Not to Exceed</u>
Paula Kertes	A.B.L.E. Director	180.00	\$35.80	\$6,444.00
Paula Kertes	A.B.L.E. Coordinator	427.50	\$35.80	\$15,304.50
Paula Kertes	EL Civics Coordinator	36.00	\$35.80	\$1,288.80
Victoria Emblom	EL Civics/ESOL Instructor	85.00	\$23.86	\$2,028.10
Lisa Feldman	EL Civics/ESOL Instructor	85.00	\$23.86	\$2,028.10
Donna Hinson	EL Civics/ESOL Instructor	85.00	\$23.86	\$2,028.10
Gloria Muntean	EL Civics/ESOL Instructor	255.00	\$23.86	\$6,084.30
Victoria Emblom	A.B.L.E./ESOL Instructor	121.00	\$23.86	\$2,887.06
Lisa Feldman	A.B.L.E./ESOL Instructor	85.00	\$23.86	\$2,028.10
Donna Hinson	A.B.L.E./ESOL Instructor	85.00	\$23.86	\$2,028.10
Mark Laurenzi	A.B.L.E./Orient. Instructor	96.00	\$23.86	\$2,290.56
Gloria Muntean	A.B.L.E./ESOL Instructor	279.00	\$23.86	\$6,656.94
Cheryl Williams	A.B.L.E./GED Instructor	228.00	\$23.86	\$5,440.08
Cheryl Williams	A.B.L.E./Orient. Instructor	60.00	\$23.86	\$1,431.60
Jessica Untch	A.B.L.E./GED Instructor	204.00	\$23.86	\$4,867.44
Carol Paulin	A.B.L.E./Clerk Typist	380.00	\$17.36	\$6,596.80

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE STIPENDS FOR ADULT BASIC LITERACY EDUCATION  
PROFESSIONAL DEVELOPMENT

RESOLVED that the Westlake Board of Education approves stipends at the negotiated rate for the following staff members for Professional Development to be paid from the Adult Basic Literacy Education (A.B.L.E.) Program.

<p><u>2012-2013 School Year</u> <i>Not to exceed 8 hours per person</i></p> <p>Victoria Emblom Lisa Feldman Donna Hinson Mark Laurenzi Gloria Muntean Cheryl Williams Jessica Untch</p>
<p><u>2012-2013 School Year</u> <i>Not to exceed 6.5 hours per person</i></p> <p>Carol Paulin</p>

Motion by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_  
Roll Call Vote:  
Mr. Mays \_\_\_\_\_  
Ms. Winter \_\_\_\_\_  
Mr. Cross \_\_\_\_\_  
Mr. Falcone \_\_\_\_\_  
Mrs. Leszynski \_\_\_\_\_

**RESOLUTION TO APPROVE CONTRACTS FOR SERVICES FOR NON-PUBLIC SCHOOLS  
AND EMPLOYMENT OF AUXILIARY PERSONNEL FOR NON-PUBLIC SCHOOLS**

RESOLVED that the Westlake Board of Education approves contracted services for non-public schools for the 2012-2013 school year as follows to be paid out of Auxiliary Services Funds and/or Title VI-B IDEA Funds, and approves the employment of the following auxiliary personnel for St. Paul Lutheran School for the school year 2012-2013, to be paid from the Auxiliary Services Fund and /or Title VI-B IDEA Funds as follows:

<u>PSI Affiliates, Inc. Contracts - St. Bernadette</u>	
Intervention Specialist	72 days
School Nurse	720 hours
Speech & Hearing Pathologist	36 days
Psychologist	36 days
<u>PSI Affiliates, Inc. Contracts - St. Paul Lutheran</u>	
School Nurse	9 days
Health Aides	540 hours
<u>Montessori Children's School -Cuyahoga County Board of Health Contract</u>	
Registered Nurse	8 hours/month
<u>St. Paul Lutheran School - Auxiliary Personnel</u>	
Donna Collins, Speech Therapist	Rate: BA, Step 20, 20% Contract

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_



## RESOLUTION TO APPROVE EMPLOYMENT OF AUXILIARY SERVICES PERSONNEL

RESOLVED that the Westlake Board of Education approves the employment of the following auxiliary personnel for the school year 2012-2013, to be paid from the Auxiliary Services Fund.

<p>Corlett Bine, St. Paul Lutheran – Clerk/Typist</p> <p>Rate: Class A, Step 20, 9.5 Months, 6 hours/day/5 days per week</p>
<p>Barbara Sennhenn, St. Paul Lutheran – SST Teacher</p> <p>Rate: BA, Step 20, 3-1/2 hours/day, 5 days per week</p>
<p>Anna Bakalar, St. Bernadette – Clerk/Typist</p> <p>Rate: Class A, Step 10, 9 Months, 7.5 hours/day/ 2 days per week</p>

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE CONTRACT FOR SERVICES  
SUPERVISED BY LOCAL EDUCATION AGENCY FOR NON-PUBLIC SCHOOL

RESOLVED that the Westlake Board of Education approves the Contract for Services Supervised by Local Educational Agency with the Educational Service Center of Summit County for St. Paul Lutheran Non-Public School for the 2012-2013 school year, to be paid from the Auxiliary Services Fund.

St. Paul Lutheran Non-Public School

Contract for Services - 2012-2013 School Year

Educational Service Center of Summit County

Motion by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_  
Roll Call Vote:  
    Mr. Mays \_\_\_\_\_  
    Ms. Winter \_\_\_\_\_  
    Mr. Cross \_\_\_\_\_  
    Mr. Falcone \_\_\_\_\_  
    Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO APPROVE EMPLOYMENT PAID FROM GRANT FUNDS

RESOLVED that the Westlake Board of Education approves the employment of the following personnel for the 2012-2013 school year, partially or fully funded by the following grants:

<u>TITLE I</u>		
Cindy Archer	Trudy Pauken	Leslie Telloni
<u>TITLE VI-B SPECIAL EDUCATION IDEA</u>		
Donna Collins	Kristine Hamilton	Patricia Wasko
<u>TITLE II-A</u> Improving Teacher Quality	<u>TITLE III</u> Limited English Proficient (LEP)	
Hun Piazza	Celina Bigio	
<u>EARLY CHILDHOOD SPECIAL EDUCATION</u>		
Karen Kane		

Motion by: \_\_\_\_\_  
 Seconded by: \_\_\_\_\_  
 Roll Call Vote:  
     Mr. Mays \_\_\_\_\_  
     Ms. Winter \_\_\_\_\_  
     Mr. Cross \_\_\_\_\_  
     Mr. Falcone \_\_\_\_\_  
     Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE EMPLOYMENT  
FOR ADMINISTRATIVE PERSONNEL

RESOLVED that the Westlake Board of Education approves the employment for the following administrator for the 2012-2013 school year:

Carol Froehlich Coordinator of Gifted Services	FTE 0.60; 169 Days Effective 08/01/2012
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Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE EXTENDED TIME FOR STAFF MEMBERS

RESOLVED that the Westlake Board of Education approves the following extended time for staff members as follows:

Stephanie Morgan – Pupil Services Director

4 Extended Days in July, 2012 at Daily Rate

Erin Fenderbosch – Lead Site Coordinator – Project Link

Up to 5 Extended Days to be used by August 10, 2012

Adeena Sedlak-Horne – LBMS Guidance Counselor

7 Extended Days for 2012-2013 School Year

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE UNPAID LEAVE OF ABSENCE  
FOR WORKERS' COMPENSATION PURPOSES

RESOLVED that the Westlake Board of Education approves the unpaid leave of absence for workers' compensation purposes for the following employee:

Joseph Colombo  
Unpaid Leave of Absence for Workers Compensation Purposes  
Effective January 5, 2012

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO APPROVE SUMMER 2012 ATHLETIC CAMP STIPENDS

RESOLVED that the Westlake Board of Education approves Summer 2012 Athletic Camp stipends as follows, paid by Camp Fees:

<u>Boys Basketball</u> Shawn Hood - Director Dave Fazekas - Adult Coach Mike Flood - Adult Coach Kevin Considine - Adult Coach Gavin Skelly-Student Coach	<u>Wrestling</u> Mike Antonyzyn - Director Tom DeLuca - Adult Coach Jake Percival - Adult Coach Jed Failor - Adult Coach
<u>Girls Basketball</u> Chip Weiss - Director Art Daniels - Adult Coach Lynn Maugherman - Adult Coach	<u>Volleyball</u> Meghan Mental - Director Sally Falatach - Adult Coach Amanda Gordon - Adult Coach Adeline Mental - Adult Coach Jen Seighman - Adult Coach Jay Valadez - Adult Coach
<u>Pole Vault</u> John Holland - Director                      Mike Sedlak - Assistant Director	

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE AGREEMENTS FOR ADMISSION OF  
TUITION PUPILS AND PURCHASED SERVICES

RESOLVED that the Westlake Board of Education approves the following Agreements and Purchased Services:

2012-2013 School Year

Mary O'Doherty - Physical Therapy Contract

Ombudsman - Alternative Education Services Agreement

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_



RESOLUTION TO APPROVE PARTICIPATION IN  
OHIO SCHOOLS COUNCIL COOPERATIVE PROGRAMS

RESOLVED that the Westlake Board of Education approves participation in the Ohio Schools Council Cooperative Program for the 2012-2013 school year at the cost of \$4,920.44.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE FIELD TRIP

RESOLVED that the Westlake Board of Education approves the following field trip:

Lee Burneson & Westlake High School Environmental Club  
Animal Science, Adaptation & Environmental Responsibility  
Cincinnati Zoo, Cincinnati, Ohio  
Friday 9:00 AM-Saturday 6:00 PM, 11/16/2012 - 11/17/2012  
Approximate Cost Per Pupil: \$100.00\*  
\*All Costs Paid by Student Fees

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO ACCEPT BIDS AND AWARD BUS BID

WHEREAS, bids were solicited by advertisement on behalf of the Westlake City School District by the Ohio Schools Council for one (1) Transit School Bus Body and Chassis, received and publicly opened on May 31, 2012; and

WHEREAS, the following bids were received:

Cardinal Bus Sales, Inc. - Blue Bird	\$106,686
Myers Equipment - Thomas	\$108,082
CCI Northcoast - International	No Bid

THEREFORE, the Westlake Board of Education awards the Transit School Bus Body and Chassis contract to Cardinal Bus Sales, Inc. - Blue Bird in the amount of \$106,686, as the lowest responsible bidder for the work specified for the contract.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE FOREIGN EXCHANGE STUDENT

RESOLVED THAT the Westlake Board of Education approves the following Foreign Exchange Student to attend Westlake High School of s for the 2012-2013 school year:

Julia Bandeira Oswaldo - Brazil

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO PUBLICLY POST PREVIOUSLY APPROVED  
CONSTRUCTION CHANGE ORDERS

RESOLVED that the Westlake Board of Education approves the public posting of the following previously approved Construction Change Orders; authorized by Board Resolution #10-222 on June 28, 2010.

<u>CO #</u>	<u>Site</u>	<u>Contractor</u>	<u>Amount</u>	<u>Description</u>
058	WHS	Jeffry Carr	\$2,608.04	Provide railing on roof parapet per City Plan Review.
059	WHS	Jeffry Carr	\$1,126.91	Provide 2 Ticket Booth Windows in Room F101B.
049	New MS	Great Lakes Crushing	\$10,660.00	Undercut & replace subgrade shale and backfill.
050	New MS	Great Lakes Crushing	\$2,343.52	Reroute & connect found storm sewer to CB-26A.
051	New MS	Great Lakes Crushing	\$6,745.00	Remove coal cellar and replace with onsite fill.
052	New MS	Great Lakes Crushing	\$4,275.00	Remove contaminated soil offsite & replace with onsite material.
053	New MS	Great Lakes Crushing	\$12,992.00	Remove found buried building rubble in east parking lot & replace with onsite material.
054	New MS	Great Lakes Crushing	\$11,040.50	Remove found buried building rubble in north-east parking lot.
003	Dover IS	Bay Mechanical	\$673.16	Remove gasline dresser coupling & replace with flanged fitting.
004	Dover IS	Bay Mechanical	\$471.78	Provide 16"x12" fire damper in branch duct to RTU-2 to classroom 129.
005	Dover IS	Bay Mechanical	\$851.92	Install isolation valve at Boiler Room for Gym RTUs to shut off Gym RTUs only.
006	Dover IS	Bay Mechanical	\$950.13	Replace existing gas supply line to kitchen.
007	Dover IS	Bay Mechanical	\$3,886.17	Replace existing gas supply line to Gym RTUs.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## RESOLUTION TO ACCEPT BIDS AND AWARD CONSTRUCTION CONTRACTS

<u>Westlake Middle School MS 12</u> <u>Dover Center Road Traffic Light</u>	
<u>Bidder</u>	<u>Base Bid</u>
Perram Electric, Inc.	\$178,600.00
Signal Service Co.	\$179,482.00
Thompson Electric, Inc.	\$205,100.00
Zenith Systems LLC	\$206,400.00

WHEREAS, bids were received on July 25, 2012 for the MS 12 Dover Center Road Traffic Light contract for the new Lee Burneson Middle School project, and the apparent low bid was submitted by Perram Electric, Inc., Wadsworth, Ohio, in the base bid amount of \$178,600.00; and

WHEREAS, the Construction Manager, together with the Architect, reviewed the apparent low bid submitted for the work, met with a representative of the apparent low bidder to determine that the specified work was included in the bid amount and that the bidder had the experience and qualifications to perform the work, and recommend that the contract for the MS 12 Dover Center Road Traffic Light be awarded to Perram Electric, Inc. in the amount of \$178,600.00;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Westlake City School District as follows:

1. Based upon the recommendation of the Construction Manager, made with the concurrence of the Architect, the Board awards the MS 12 Dover Center Road Traffic Light contract to Perram Electric, Inc. in the amount of \$178,600.00 as the lowest responsible bidder for the work specified for the contract.
2. The Director of Business Affairs, working with the Superintendent and Treasurer, is authorized to work with the Construction Manager to prepare the contract and to proceed with the signing of the contract for the work.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO APPROVE DOVER INTERMEDIATE SCHOOL CHANGE EVENT

RESOLVED that the Westlake Board of Education approves the following Construction Change Event for Dover Intermediate School:

Kalkreuth Roofing & Sheet Metal

Dover Intermediate School Change Event #002

Provide an additional inch of roof insulation per City Plan Review to comply with current code.

ADD \$78,474.51

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO AWARD TRAFFIC CONTROL CONTRACT

RESOLVED that the Westlake Board of Education awards the following Traffic Control Contract at the Dover Elementary/Lee Burneson Middle School Site:

Signal Service Company

Temporary Traffic Signal - Dover Center Road

Installation of Semi-Vehicle activated traffic signal using wood poles and microwave detectors. Use of equipment until new signal is energized - not to exceed eight months.

Removal of equipment upon completion of new signal.

Complete Price, Materials & Installation: \$18,000.00

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_



RESOLUTION TO APPROVE DISTRICT TRASH/RECYCLING CONTRACT

RESOLVED that the Westlake Board of Education approves the contract for district recycling and trash services as follows:

<p><u>Trash &amp; Recycling Contract</u></p> <p>Rumpke Waste &amp; Recycling Services - Cincinnati, Ohio</p> <p>3-Year Agreement: 08/01/2012 - 07/31/2015</p>
---

Motion by: \_\_\_\_\_  
Seconded by: \_\_\_\_\_  
Roll Call Vote:  
    Mr. Mays                     \_\_\_\_\_  
    Ms. Winter                 \_\_\_\_\_  
    Mr. Cross                  \_\_\_\_\_  
    Mr. Falcone                \_\_\_\_\_  
    Mrs. Leszynski            \_\_\_\_\_

RESOLUTION TO APPROVE MEMBERSHIP IN THE  
LAKE ERIE EDUCATIONAL MEDIA CONSORTIUM (LEEMC)

RESOLVED that the Westlake Board of Education approves membership in the Lake Erie Educational Media Consortium (LEEMC) for the 2012-2013 school year, effective July 1, 2012 through June 30, 2013.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote: \_\_\_\_\_

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

RESOLUTION TO AUTHORIZE CONVEYANCE OF WATER METER VAULT EASEMENTS  
AND TRAFFIC SIGNAL SYSTEM EASEMENTS IN CONNECTION WITH  
NEW MIDDLE SCHOOL AND HIGH SCHOOL PROJECTS

WHEREAS the Westlake City School District Board of Education (“Board”) is the owner of certain parcels of real property designated as Cuyahoga County tax parcel numbers 212-26-007 (the “MS Site”) and 212-24-006 ( the “HS” Site), respectively being the sites of the new Lee Burneson Middle School and the new Westlake High School; and

WHEREAS a water meter vault easement and traffic signal system easement through portions of both the MS Site and the HS site will be necessary to enable the City of Westlake (as to all of the easements) and the City of Cleveland (as to the water meter vault easements) (together, the “Grantees”) to provide services to the MS Site and HS Site in conjunction with the new school facilities being constructed thereon; and

WHEREAS, the Board desires to convey such easements to the Grantees over and across the relevant portions of each development site, as more specifically depicted and described in the four (4) easement agreements, which will serve to grant the applicable easement interests in the MS Site and HS Site to the Grantees; and

WHEREAS, the easements will provide a benefit to the new Lee Burneson Middle School and the new Westlake High School.

NOW, THEREFORE, BE IT RESOLVED by the Westlake City School District Board of Education as follows:

1. The Board hereby approves the granting of the easements and associated rights to the Grantees on the terms and conditions set forth in the easement agreements.
2. The Treasurer and Board President are hereby authorized to execute the easement agreements to grant the easements and associated rights to the Grantees.

Motion by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mays \_\_\_\_\_

Ms. Winter \_\_\_\_\_

Mr. Cross \_\_\_\_\_

Mr. Falcone \_\_\_\_\_

Mrs. Leszynski \_\_\_\_\_

## **TRAFFIC SIGNAL SYSTEM EASEMENT**

The **Board of Education of the Westlake City School District**, a school district and political subdivision of the State of Ohio (“Grantor”), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby grants (subject to existing easements and other rights of record) to the **City of Westlake, Ohio**, a municipal corporation and political subdivision of the State of Ohio (“Grantee”), and to Grantee’s successors and assigns, a perpetual easement in, over, under, across, and through the easement area depicted by cross-hatching (and designated as the Traffic Signal Easement) and described on **Exhibit A** attached hereto (the “Easement Area”) for the purposes of installing, constructing, accessing, maintaining, repairing, replacing, operating, and utilizing a traffic signal control system and related equipment, lines, and facilities (collectively, the “Facilities”), along with a right of access through such portion of Grantor’s Parcel (as defined below) as may be reasonably necessary to gain access to the Easement Area.

The Easement Area comprises a portion of Grantor’s real property located in the City of Westlake, Cuyahoga County, Ohio (the “Grantor’s Parcel”), being tax parcel number 212-24-006, acquired by Grantor by deed recorded at Volume \_\_\_, Page \_\_\_, Cuyahoga County Recorder’s Office.

Construction. Grantee, its successor and assigns, agents and contractors, during any initial installation and construction of, and during any maintenance, repair, or replacement of the Facilities, shall have the right, as reasonably necessary, to remove and displace earth and vegetation and to store earth, materials, and equipment in the Easement Area, and, after such construction, maintenance, repair, and/or replacement work has been completed, Grantee shall, as diligently as possible, repair or cause its contractors to repair any damage caused to the Easement Area or adjacent property, including but not limited to the restoration of asphalt, concrete, and other paved areas, landscaping, grass (i.e., by seeding and strawing), and other surface areas to as close as reasonably possible to pre-construction or pre-repair condition. All such work shall be performed in a good and workmanlike manner, in accordance with all applicable laws, rules, ordinances, and regulations.

No Build Area. Grantor shall not cause or allow to be constructed, installed, or maintained within the Easement Area any building, structure, or other obstructions that would interfere with or inhibit the exercise of the rights of Grantee hereunder, but Grantor shall have the right to install paved improvements within the Easement Area. Grantor also shall not physically alter the Easement Area or surrounding property in such a way as to impair the land support of the Facilities, or impair the ability to use or maintain the Facilities, or cause the Facilities to become a hazard.

Maintenance. Grantee, at Grantee’s expense, shall be responsible for maintaining and repairing the Facilities installed by Grantee within the Easement Area and shall be responsible for ensuring that the Facilities function properly to the extent required of Grantee under applicable law. Grantee also shall maintain in good condition all directional striping, boundary lines, and other traffic markers and striping within the Easement Area as reasonably necessary in conjunction with the operation of the Facilities.

Reservation of Rights. Grantor reserves, for itself and its successors and assigns, as the owner of fee simple title to the Easement Area located within the Grantor’s Parcel, the right to use the Easement Area for any purpose that will not materially and adversely affect, limit, or unduly burden the Grantee’s use of the Facilities or exercise of its other rights hereunder.

Notices. Any notice, request, or demand required or permitted to be given hereunder shall be in writing, signed by or on behalf of the party giving the notice, and shall be deemed to have been given when delivered personally to an authorized agent of the other party, or on the next business day after the same has been deposited for overnight delivery with any nationally recognized overnight courier service, addressed to the last best known address for the other party.

Authority. Grantor has taken the requisite Board or other corporate action to convey the rights and easements granted hereunder.

Successors and Assigns. The easements, rights, covenants, obligations, and interests created and granted under this instrument shall run with the land and shall be binding upon and inure to the benefit of the heirs, legal representatives, successors, and assigns of the parties hereto.

Severability. If any provision hereof is determined to be invalid or unenforceable by any court of competent jurisdiction, that determination shall not affect the remaining provisions of this instrument, which shall remain in full force and effect.

Governing Law. The terms of this instrument shall be governed by and construed in accordance with the laws of the State of Ohio.

No Waiver. No waiver of any breach or default by either party shall be implied from any omission or failure to take any action with respect to such breach or default if the same breach or default continues or is repeated.

Headings. The headings used herein are intended for convenience of reference only and shall not serve to limit or otherwise affect the interpretation of this instrument.

Modifications. The provisions of this agreement may be amended, supplemented, or terminated, in whole or in part, only by the written agreement of each party (or its then-successor in interest hereunder), properly executed and acknowledged on behalf of each party.

Grantor has executed this instrument as of the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**GRANTOR:**

**Board of Education of the Westlake City School District,**  
a school district and political subdivision of the State of Ohio

Signature: \_\_\_\_\_  
Printed Name: Thomas C. Mays  
Title: President, Board of Education

Signature: \_\_\_\_\_  
Printed Name: Mark C. Pepera  
Title: Treasurer, Board of Education

STATE OF OHIO :  
COUNTY OF CUYAHOGA : SS:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Thomas C. Mays, the Board President, and Mark Pepera, the Treasurer, of the Board of Education of the Westlake City School District, a school district and political subdivision of the State of Ohio, on behalf of the political subdivision.

\_\_\_\_\_  
Notary Public

Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Todd O. Reutzel  
Bricker & Eckler LLP  
100 South Third Street  
Columbus, Ohio 43215

**EXHIBIT A**  
Depiction of the Easement Area

**CUYAHOGA COUNTY  
 CITY OF WESTLAKE  
 ORIGINAL DOVER TOWNSHIP  
 LOT NO. 55**

**SCALE: 1"=40.00'**



AN EASEMENT  
 FROM  
 THE BOARD OF EDUCATION OF THE  
 WESTLAKE CITY SCHOOL DISTRICT  
 TO  
 THE CITY OF WESTLAKE

CITY OF WESTLAKE  
 BOARD OF EDUCATION  
 PP.NO. 212-24-006

**HIGH SCHOOL  
 ENTRANCE DRIVEWAY**

TRAFFIC SIGNAL  
 EASEMENT  
 3697 SQ. FT.  
 (0.085 AC.)

R/W CURVE RW1  
 $\Delta=4^{\circ}26'55''$   
 $R=1482.62'$   
 $L=115.12'$   
 $CH=115.09'$   
 $CB=S71^{\circ}36'36''W$

N73°50'17"E  
 15.00'  
 N16°09'43"W  
 19.47'  
 P.P.O.B.

N73°50'17"E  
 60.00'  
 S16°09'43"E  
 15.00'  
 R/W

R/W  
 EX. SIDEWALK

P.O.C.

**HILLIARD BLVD.**

**ROYAL FOREST DR.**

CL CURVE CL1  
 $\Delta=1^{\circ}50'48''$   
 $R=1432.62'$   
 $L=46.17'$   
 $CH=46.17'$   
 $CB=S70^{\circ}18'32''W$

**REWARNER**  
 & ASSOCIATES INC.  
 LA OFFICE PLAZA II - SUITE 200  
 25777 DETROIT ROAD  
 WESTLAKE, OHIO 44145  
 TELEPHONE (440) 835-9400  
 FAX (440) 835-9474  
 EMAIL www.rewarnor.com

DSN BY \_\_\_\_\_  
 DR BY MJC  
 CHK BY CJT  
 DATE 7/19/12  
 SCALE NONE

**WESTLAKE CITY SCHOOLS  
 TRAFFIC SIGNAL EASEMENT**  
 PPNO. 212-24-006  
 WESTLAKE, OHIO

SITE PLAN

**EXHIBIT A**

JOB NUMBER 27310

04/11/12 11:00 AM 11/19/12 11:00 AM 11/19/12 11:00 AM 11/19/12 11:00 AM

Legal Description of the Easement Area

Traffic Signal Easement over PPNo. 212-24-006

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Situated in the State of Ohio, County of Cuyahoga, City of Westlake, known as being part of Original Dover Township Lot No. 55 bounded and described as follows:

Commencing at the centerline intersection of Hilliard Boulevard and Royal Forest Drive.

Thence along said centerline of Hilliard Boulevard, being a curve deflecting to the left, radius 1432.62 feet, an arc distance of 46.17 feet, and a chord bearing S 70°18'32" W and distance of 46.17 feet;

Thence N 20°36'52" W, a distance of 50.00 feet to the northerly Right of Way line of Hilliard Boulevard and the **Principal Point of Beginning** of the easement herein described;

Thence N 16°09'43" W, a distance of 19.47 feet;

Thence N 73°50'17" E, a distance of 15.00 feet;

Thence N 16°09'43" W, a distance of 45.00 feet;

Thence N 73°50'17" E, a distance of 40.00 feet;

Thence S 16°09'43" E, a distance of 45.00 feet;

Thence N 73°50'17" E, a distance of 60.00 feet;

Thence S 16°09'43" E, a distance of 15.00 feet to the northerly Right of Way line of Hilliard Boulevard;

Thence along said northerly Right of Way line, being a curve deflecting to the left, radius 1482.62 feet, an arc distance of 115.12 feet, and a chord bearing S 71°36'36" W and distance of 115.09 feet to the **Principal Point of Beginning** enclosing 3697 square feet (0.085 acres) of land, more or less, but subject to all legal highways and easements of record.

The basis of bearing is the centerline of Dover Center Road as aforementioned. This description prepared by R.E. Warner & Associates, Inc., Christopher J. Tomko, Professional Surveyor #8243 in July, 2012.

## UTILITY EASEMENT

The **Board of Education of the Westlake City School District**, a school district and political subdivision of the State of Ohio (“Grantor”), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby grants (subject to existing easements and other rights of record) to the **City of Westlake, Ohio** and the **City of Cleveland, Ohio**, each a municipal corporation and political subdivision of the State of Ohio (together referred to herein jointly, and jointly and severally responsible hereunder, as “Grantee”) and to each such Grantee’s successors and assigns, a perpetual easement in, over, under, across, and through the easement area depicted by cross-hatching (and designated as the Water Meter Vault Easement) and described on **Exhibit B** attached hereto (the “Easement Area”) for the purposes of installing, constructing, accessing, maintaining, repairing, replacing, operating, and utilizing a water meter vault and related pipes, lines, and facilities (collectively, the “Facilities”), along with a right of access through such portion of Grantor’s Parcel (as defined below) as may be reasonably necessary to gain access to the Easement Area.

The Easement Area comprises a portion of Grantor’s real property located in the City of Westlake, Cuyahoga County, Ohio (the “Grantor’s Parcel”), being tax parcel number 212-24-006, acquired by Grantor by deed recorded at Volume \_\_\_\_, Page \_\_\_\_, Cuyahoga County Recorder’s Office.

Construction. Grantee, its successor and assigns, agents and contractors, during any initial installation and construction of, and during any maintenance, repair, or replacement of the Facilities, shall have the right, as reasonably necessary, to remove and displace earth and vegetation and to store earth, materials, and equipment in the Easement Area, and, after such construction, maintenance, repair, and/or replacement work has been completed, Grantee shall, as diligently as possible, repair or cause its contractors to repair any damage caused to the Easement Area or adjacent property, including but not limited to the restoration of asphalt, concrete, and other paved areas, landscaping, grass (i.e., by seeding and strawing), and other surface areas to as close as reasonably possible to pre-construction or pre-repair condition. All such work shall be performed in a good and workmanlike manner, in accordance with all applicable laws, rules, ordinances, and regulations.

No Build Area. Grantor shall not cause or allow to be constructed, installed, or maintained within the Easement Area any building, structure, or other obstructions that would interfere with or inhibit the exercise of the rights of Grantee hereunder, but Grantor shall have the right to install paved improvements within the Easement Area. Grantor also shall not physically alter the Easement Area or surrounding property in such a way as to impair the land support of the Facilities, or impair the ability to use or maintain the Facilities, or cause the Facilities to become a hazard.

Maintenance. Grantee, at Grantee’s expense, shall be responsible for maintaining and repairing the Facilities installed by Grantee within the Easement Area.

Reservation of Rights. Grantor reserves, for itself and its successors and assigns, as the owner of fee simple title to the Easement Area located within the Grantor’s Parcel, the right to use the Easement Area for any purpose that will not materially and adversely affect, limit, or unduly burden the Grantee’s use of the Facilities or exercise of its other rights hereunder.

Notices. Any notice, request, or demand required or permitted to be given hereunder shall be in writing, signed by or on behalf of the party giving the notice, and shall be deemed to have been given when delivered personally to an authorized agent of the other party, or on the next business day after the same has been deposited for overnight delivery with any nationally recognized overnight courier service, addressed to the last best known address for the other party.

Authority. Grantor has taken the requisite Board or other corporate action to convey the rights and easements granted hereunder.



Successors and Assigns. The easements, rights, covenants, obligations, and interests created and granted under this instrument shall run with the land and shall be binding upon and inure to the benefit of the heirs, legal representatives, successors, and assigns of the parties hereto.

Severability. If any provision hereof is determined to be invalid or unenforceable by any court of competent jurisdiction, that determination shall not affect the remaining provisions of this instrument, which shall remain in full force and effect.

Governing Law. The terms of this instrument shall be governed by and construed in accordance with the laws of the State of Ohio.

No Waiver. No waiver of any breach or default by either party shall be implied from any omission or failure to take any action with respect to such breach or default if the same breach or default continues or is repeated.

Headings. The headings used herein are intended for convenience of reference only and shall not serve to limit or otherwise affect the interpretation of this instrument.

Modifications. The provisions of this agreement may be amended, supplemented, or terminated, in whole or in part, only by the written agreement of each party (or its then-successor in interest hereunder), properly executed and acknowledged on behalf of each party.

Grantor has executed this instrument as of the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**GRANTOR:**

**Board of Education of the Westlake City School District,**

A school district and political subdivision of the State of Ohio

Signature: \_\_\_\_\_  
Printed Name: Thomas C. Mays  
Title: President, Board of Education

Signature: \_\_\_\_\_  
Printed Name: Mark C. Pepera  
Title: Treasurer, Board of Education

STATE OF OHIO :  
COUNTY OF CUYAHOGA : SS:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Thomas C. Mays, the Board President, and Mark Pepera, the Treasurer, of the Board of Education of the Westlake City School District, a school district and political subdivision of the State of Ohio, on behalf of the political subdivision.

\_\_\_\_\_  
Notary Public

Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Todd O. Reutzel  
Bricker & Eckler LLP  
100 South Third Street  
Columbus, Ohio 43215



Legal Description of the Easement Area

Water Meter Vault Easement over PPNo. 212-24-006

---

Situated in the State of Ohio, County of Cuyahoga, City of Westlake, known as being part of Original Dover Township Lot No. 55 bounded and described as follows:

Commencing at the centerline intersection of Hilliard Boulevard and Royal Forest Drive.

Thence along said centerline of Hilliard Boulevard, being a curve deflecting to the left, radius 1432.62 feet, an arc distance of 293.65 feet, and a chord bearing S 65°21'36" W and distance of 293.14 feet to a point of compound curvature;

Thence continuing along said centerline, being a curve deflecting to the left, radius 5729.65 feet, an arc distance of 8.64 feet, and a chord bearing S 59°26'41" W and distance of 8.64 feet;

Thence N 30°35'55" W, a distance of 50.00 feet to the northerly Right of Way line of Hilliard Boulevard and the **Principal Point of Beginning** of the easement herein described;

Thence along said northerly Right of Way line, being a curve deflecting to the left, radius 5779.65 feet, an arc distance of 20.00 feet, and a chord bearing S 59°18'08" W and distance of 20.00 feet;

Thence N 30°41'52" W, a distance of 20.00 feet;

Thence N 59°18'08" E, a distance of 20.00 feet;

Thence S 30°41'52" E, a distance of 20.00 feet to the northerly Right of Way line of Hilliard Boulevard and the **Principal Point of Beginning** enclosing 400 square feet (0.009 acres) of land, more or less, but subject to all legal highways and easements of record.

The basis of bearing is the centerline of Dover Center Road as aforementioned. This description prepared by R.E. Warner & Associates, Inc., Christopher J. Tomko, Professional Surveyor #8243 in July, 2012.

## **TRAFFIC SIGNAL SYSTEM EASEMENT**

The **Board of Education of the Westlake City School District**, a school district and political subdivision of the State of Ohio (“Grantor”), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby grants (subject to existing easements and other rights of record) to the **City of Westlake, Ohio**, a municipal corporation and political subdivision of the State of Ohio (“Grantee”), and to Grantee’s successors and assigns, a perpetual easement in, over, under, across, and through the easement area depicted by cross-hatching (and designated as the Traffic Signal Easement) and described on **Exhibit A** attached hereto (the “Easement Area”) for the purposes of installing, constructing, accessing, maintaining, repairing, replacing, operating, and utilizing a traffic signal control system and related equipment, lines, and facilities (collectively, the “Facilities”), along with a right of access through such portion of Grantor’s Parcel (as defined below) as may be reasonably necessary to gain access to the Easement Area.

The Easement Area comprises a portion of Grantor’s real property located in the City of Westlake, Cuyahoga County, Ohio (the “Grantor’s Parcel”), being tax parcel number 212-26-007, acquired by Grantor by deed recorded at Volume \_\_\_, Page \_\_\_, Cuyahoga County Recorder’s Office.

**Construction.** Grantee, its successor and assigns, agents and contractors, during any initial installation and construction of, and during any maintenance, repair, or replacement of the Facilities, shall have the right, as reasonably necessary, to remove and displace earth and vegetation and to store earth, materials, and equipment in the Easement Area, and, after such construction, maintenance, repair, and/or replacement work has been completed, Grantee shall, as diligently as possible, repair or cause its contractors to repair any damage caused to the Easement Area or adjacent property, including but not limited to the restoration of asphalt, concrete, and other paved areas, landscaping, grass (i.e., by seeding and strawing), and other surface areas to as close as reasonably possible to pre-construction or pre-repair condition. All such work shall be performed in a good and workmanlike manner, in accordance with all applicable laws, rules, ordinances, and regulations.

**No Build Area.** Grantor shall not cause or allow to be constructed, installed, or maintained within the Easement Area any building, structure, or other obstructions that would interfere with or inhibit the exercise of the rights of Grantee hereunder, but Grantor shall have the right to install paved improvements within the Easement Area. Grantor also shall not physically alter the Easement Area or surrounding property in such a way as to impair the land support of the Facilities, or impair the ability to use or maintain the Facilities, or cause the Facilities to become a hazard.

**Maintenance.** Grantee, at Grantee’s expense, shall be responsible for maintaining and repairing the Facilities installed by Grantee within the Easement Area and shall be responsible for ensuring that the Facilities function properly to the extent required of Grantee under applicable law. Grantee also shall maintain in good condition all directional striping, boundary lines, and other traffic markers and striping within the Easement Area as reasonably necessary in conjunction with the operation of the Facilities.

**Reservation of Rights.** Grantor reserves, for itself and its successors and assigns, as the owner of fee simple title to the Easement Area located within the Grantor’s Parcel, the right to use the Easement Area for any purpose that will not materially and adversely affect, limit, or unduly burden the Grantee’s use of the Facilities or exercise of its other rights hereunder.

**Notices.** Any notice, request, or demand required or permitted to be given hereunder shall be in writing, signed by or on behalf of the party giving the notice, and shall be deemed to have been given when delivered personally to an authorized agent of the other party, or on the next business day after the same has been deposited for overnight delivery with any nationally recognized overnight courier service, addressed to the last best known address for the other party.

**Authority.** Grantor has taken the requisite Board or other corporate action to convey the rights and easements granted hereunder.

Successors and Assigns. The easements, rights, covenants, obligations, and interests created and granted under this instrument shall run with the land and shall be binding upon and inure to the benefit of the heirs, legal representatives, successors, and assigns of the parties hereto.

Severability. If any provision hereof is determined to be invalid or unenforceable by any court of competent jurisdiction, that determination shall not affect the remaining provisions of this instrument, which shall remain in full force and effect.

Governing Law. The terms of this instrument shall be governed by and construed in accordance with the laws of the State of Ohio.

No Waiver. No waiver of any breach or default by either party shall be implied from any omission or failure to take any action with respect to such breach or default if the same breach or default continues or is repeated.

Headings. The headings used herein are intended for convenience of reference only and shall not serve to limit or otherwise affect the interpretation of this instrument.

Modifications. The provisions of this agreement may be amended, supplemented, or terminated, in whole or in part, only by the written agreement of each party (or its then-successor in interest hereunder), properly executed and acknowledged on behalf of each party.

Grantor has executed this instrument as of the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**GRANTOR:**

**Board of Education of the Westlake City School District,**

A school district and political subdivision of the State of Ohio

Signature: \_\_\_\_\_  
Printed Name: Thomas C. Mays  
Title: President, Board of Education

Signature: \_\_\_\_\_  
Printed Name: Mark C. Pepera  
Title: Treasurer, Board of Education

STATE OF OHIO :  
COUNTY OF CUYAHOGA : SS:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Thomas C. Mays, the Board President, and Mark Pepera, the Treasurer, of the Board of Education of the Westlake City School District, a school district and political subdivision of the State of Ohio, on behalf of the political subdivision.

\_\_\_\_\_  
Notary Public

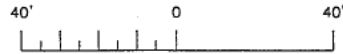
Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Todd O. Reutzel  
Bricker & Eckler LLP  
100 South Third Street  
Columbus, Ohio 43215

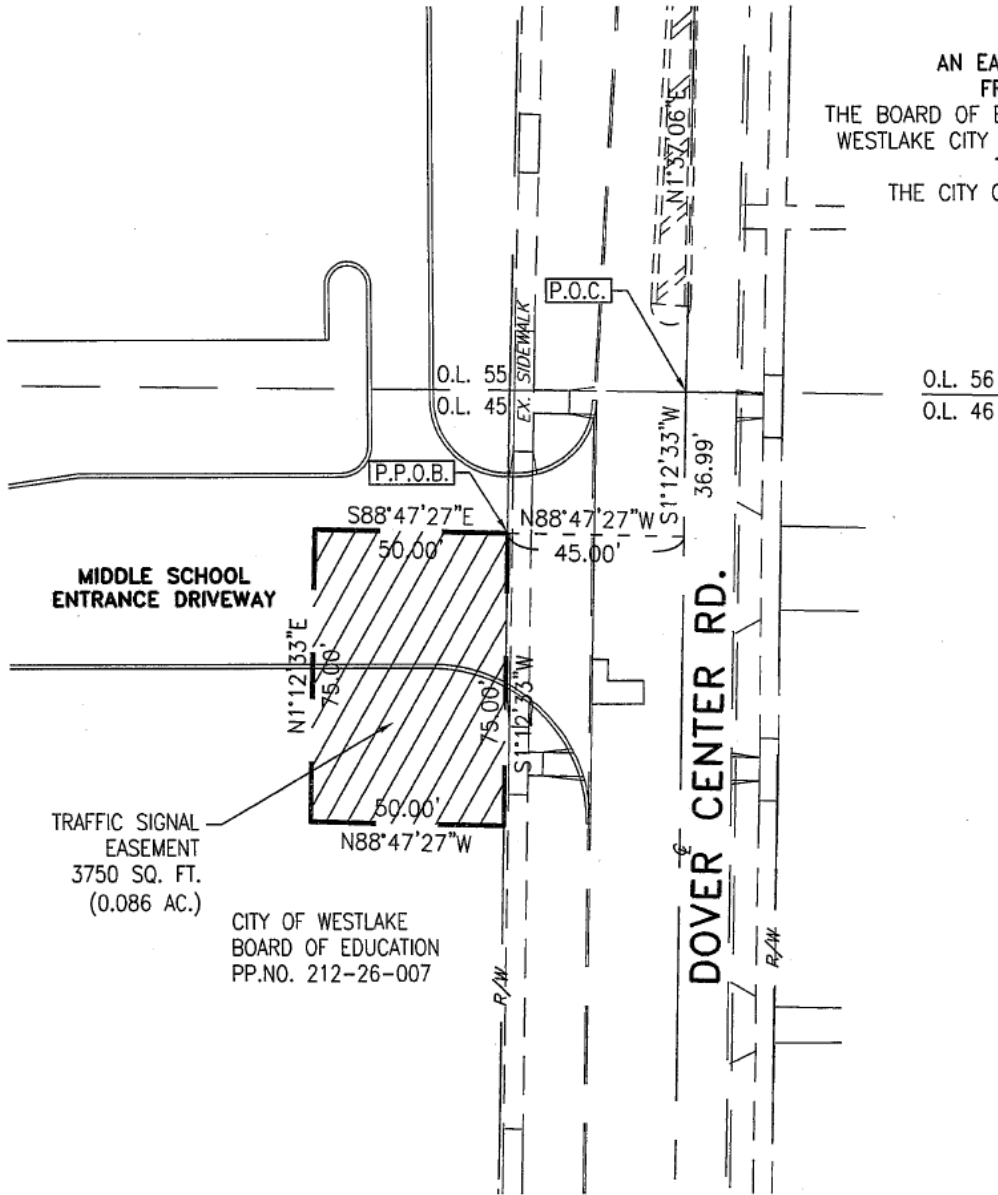
**EXHIBIT A**  
Depiction of the Easement Area

**CUYAHOGA COUNTY  
 CITY OF WESTLAKE  
 ORIGINAL DOVER TOWNSHIP  
 LOT NO. 45**

**SCALE: 1"=40.00'**



**AN EASEMENT  
 FROM  
 THE BOARD OF EDUCATION OF THE  
 WESTLAKE CITY SCHOOL DISTRICT  
 TO  
 THE CITY OF WESTLAKE**



**REWARNER  
 & ASSOCIATES, INC.**

LA OFFICE PLAZA II - SUITE 200  
 25777 DETROIT ROAD  
 WESTLAKE, OHIO 44145  
 TELEPHONE (440) 835-9400  
 FAX (440) 835-9474  
 EMAIL [www.rewarner.com](http://www.rewarner.com)

JOB NUMBER **27310**

DSN BY \_\_\_\_\_  
 DR BY **MJC**  
 CHK BY **CJT**  
 DATE **7/17/12**  
 SCALE **NONE**

**WESTLAKE CITY SCHOOLS  
 TRAFFIC SIGNAL EASEMENT**  
 PPNO. 212-26-007  
 WESTLAKE, OHIO

**SITE PLAN**

**EXHIBIT A**

PL-27310.dwg 7/17/12 11:11 AM 11/17/12 11:11 AM 11/17/12 11:11 AM

Legal Description of the Easement Area

Traffic Signal Easement over PPNo. 212-26-007

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Situated in the State of Ohio, County of Cuyahoga, City of Westlake, known as being part of Original Dover Township Lot No. 45 bounded and described as follows:

Commencing at the northeast corner of Lot Forty-Five where found an iron pin monument in the centerline of Dover Center Road.

Thence S 01°12'33" W, along said centerline of Dover Center Road, a distance of 36.99 feet;

Thence N 88°47'27" W, perpendicular to said centerline, a distance of 45.00 feet to the westerly Right of Way line of Dover Center Road and the **Principal Point of Beginning** of the easement herein described;

Thence S 01°12'33" W, along said Right of Way line, a distance of 75.00 feet;

Thence N 88°47'27" W, perpendicular to said centerline, a distance of 50.00 feet;

Thence N 01°12'33" E, parallel with said centerline, a distance of 75.00 feet;

Thence S 88°47'27" E, perpendicular to said centerline, a distance of 50.00 feet to the **Principal Point of Beginning** enclosing 3750 square feet (0.086 acres) of land, more or less, but subject to all legal highways and easements of record.

The basis of bearing is the centerline of Dover Center Road as aforementioned. This description prepared by R.E. Warner & Associates, Inc., Christopher J. Tomko, Professional Surveyor #8243 in July, 2012.

## UTILITY EASEMENT

The **Board of Education of the Westlake City School District**, a school district and political subdivision of the State of Ohio (“Grantor”), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby grants (subject to existing easements and other rights of record) to the **City of Westlake, Ohio** and the **City of Cleveland, Ohio**, each a municipal corporation and political subdivision of the State of Ohio (together referred to herein jointly, and jointly and severally responsible hereunder, as “Grantee”) and to each such Grantee’s successors and assigns, a perpetual easement in, over, under, across, and through the easement area depicted by cross-hatching (and designated as the Water Meter Vault Easement) and described on **Exhibit B** attached hereto (the “Easement Area”) for the purposes of installing, constructing, accessing, maintaining, repairing, replacing, operating, and utilizing a water meter vault and related pipes, lines, and facilities (collectively, the “Facilities”), along with a right of access through such portion of Grantor’s Parcel (as defined below) as may be reasonably necessary to gain access to the Easement Area.

The Easement Area comprises a portion of Grantor’s real property located in the City of Westlake, Cuyahoga County, Ohio (the “Grantor’s Parcel”), being tax parcel number 212-26-007, acquired by Grantor by deed recorded at Volume \_\_\_, Page \_\_\_, Cuyahoga County Recorder’s Office.

Construction. Grantee, its successor and assigns, agents and contractors, during any initial installation and construction of, and during any maintenance, repair, or replacement of the Facilities, shall have the right, as reasonably necessary, to remove and displace earth and vegetation and to store earth, materials, and equipment in the Easement Area, and, after such construction, maintenance, repair, and/or replacement work has been completed, Grantee shall, as diligently as possible, repair or cause its contractors to repair any damage caused to the Easement Area or adjacent property, including but not limited to the restoration of asphalt, concrete, and other paved areas, landscaping, grass (i.e., by seeding and strawing), and other surface areas to as close as reasonably possible to pre-construction or pre-repair condition. All such work shall be performed in a good and workmanlike manner, in accordance with all applicable laws, rules, ordinances, and regulations.

No Build Area. Grantor shall not cause or allow to be constructed, installed, or maintained within the Easement Area any building, structure, or other obstructions that would interfere with or inhibit the exercise of the rights of Grantee hereunder, but Grantor shall have the right to install paved improvements within the Easement Area. Grantor also shall not physically alter the Easement Area or surrounding property in such a way as to impair the land support of the Facilities, or impair the ability to use or maintain the Facilities, or cause the Facilities to become a hazard.

Maintenance. Grantee, at Grantee’s expense, shall be responsible for maintaining and repairing the Facilities installed by Grantee within the Easement Area.

Reservation of Rights. Grantor reserves, for itself and its successors and assigns, as the owner of fee simple title to the Easement Area located within the Grantor’s Parcel, the right to use the Easement Area for any purpose that will not materially and adversely affect, limit, or unduly burden the Grantee’s use of the Facilities or exercise of its other rights hereunder.

Notices. Any notice, request, or demand required or permitted to be given hereunder shall be in writing, signed by or on behalf of the party giving the notice, and shall be deemed to have been given when delivered personally to an authorized agent of the other party, or on the next business day after the same has been deposited for overnight delivery with any nationally recognized overnight courier service, addressed to the last best known address for the other party.

Authority. Grantor has taken the requisite Board or other corporate action to convey the rights and easements granted hereunder.



Successors and Assigns. The easements, rights, covenants, obligations, and interests created and granted under this instrument shall run with the land and shall be binding upon and inure to the benefit of the heirs, legal representatives, successors, and assigns of the parties hereto.

Severability. If any provision hereof is determined to be invalid or unenforceable by any court of competent jurisdiction, that determination shall not affect the remaining provisions of this instrument, which shall remain in full force and effect.

Governing Law. The terms of this instrument shall be governed by and construed in accordance with the laws of the State of Ohio.

No Waiver. No waiver of any breach or default by either party shall be implied from any omission or failure to take any action with respect to such breach or default if the same breach or default continues or is repeated.

Headings. The headings used herein are intended for convenience of reference only and shall not serve to limit or otherwise affect the interpretation of this instrument.

Modifications. The provisions of this agreement may be amended, supplemented, or terminated, in whole or in part, only by the written agreement of each party (or its then-successor in interest hereunder), properly executed and acknowledged on behalf of each party.

Grantor has executed this instrument as of the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**GRANTOR:**  
**Board of Education of the Westlake City School District,**  
a school district and political subdivision of the State of Ohio

Signature: \_\_\_\_\_  
Printed Name: Thomas C. Mays  
Title: President, Board of Education

Signature: \_\_\_\_\_  
Printed Name: Mark C. Pepera  
Title: Treasurer, Board of Education

STATE OF OHIO :  
COUNTY OF CUYAHOGA : SS:

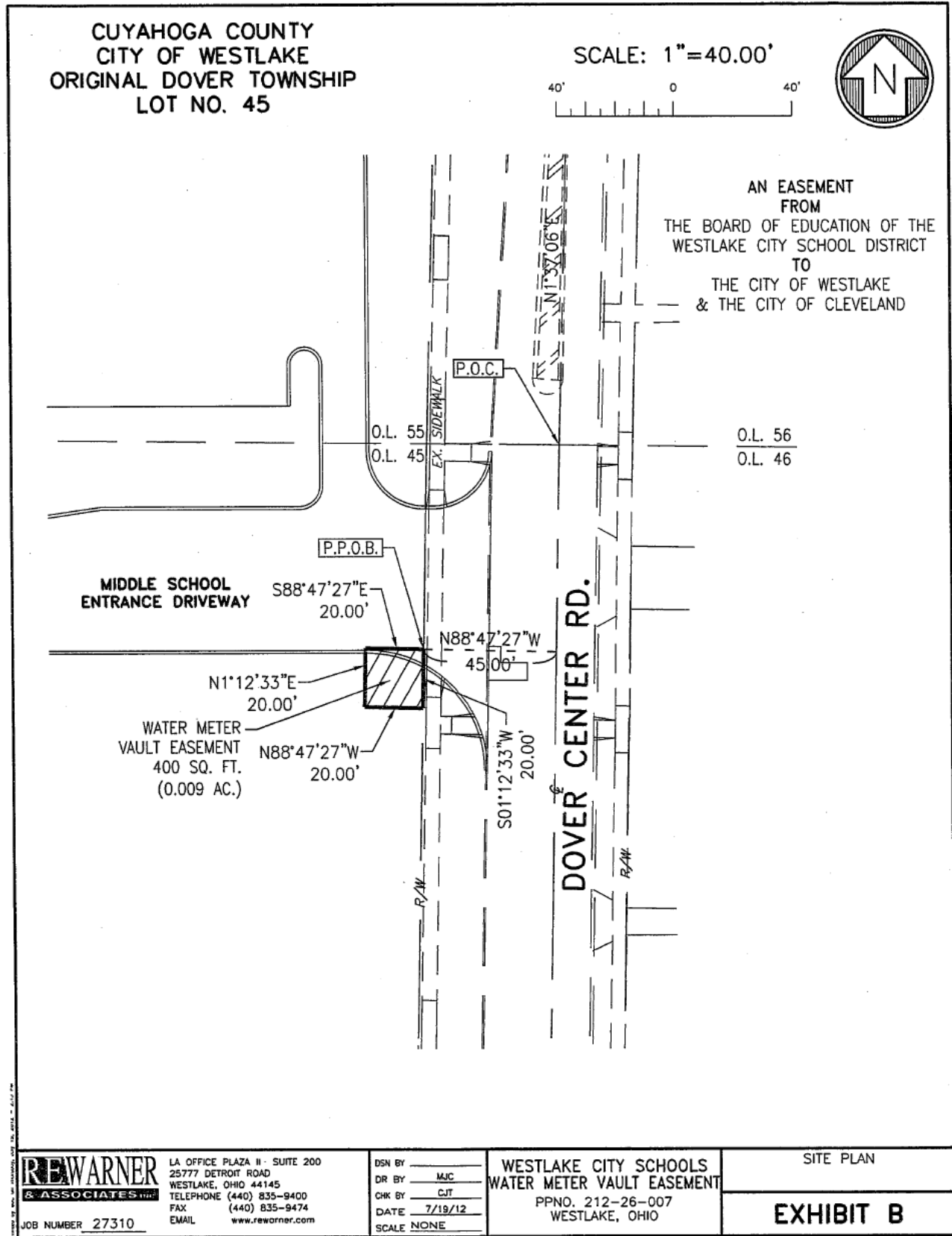
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Thomas C. Mays, the Board President, and Mark Pepera, the Treasurer, of the Board of Education of the Westlake City School District, a school district and political subdivision of the State of Ohio, on behalf of the political subdivision.

\_\_\_\_\_  
Notary Public

Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Todd O. Reutzel  
Bricker & Eckler LLP  
100 South Third Street  
Columbus, Ohio 43215

EXHIBIT B  
Depiction of the Easement Area



Legal Description of the Easement Area

Water Meter Vault Easement over PPNo. 212-26-007

---

Situated in the State of Ohio, County of Cuyahoga, City of Westlake, known as being part of Original Dover Township Lot No. 45 bounded and described as follows:

Commencing at the northeast corner of Lot Forty-Five where found an iron pin monument in the centerline of Dover Center Road.

Thence S 01°12'33" W, along said centerline of Dover Center Road, a distance of 70.31 feet;

Thence N 88°47'27" W, perpendicular to said centerline, a distance of 45.00 feet to the westerly Right of Way line of Dover Center Road and the **Principal Point of Beginning** of the easement herein described;

Thence S 01°12'33" W, along said Right of Way line, a distance of 20.00 feet;

Thence N 88°47'27" W, perpendicular to said centerline, a distance of 20.00 feet;

Thence N 01°12'33" E, parallel with said centerline, a distance of 20.00 feet;

Thence S 88°47'27" E, perpendicular to said centerline, a distance of 20.00 feet to the **Principal Point of Beginning** enclosing 400 square feet (0.009 acres) of land, more or less, but subject to all legal highways and easements of record.

The basis of bearing is the centerline of Dover Center Road as aforementioned. This description prepared by R.E. Warner & Associates, Inc., Christopher J. Tomko, Professional Surveyor #8243 in July, 2012.