

**WESTLAKE CITY SCHOOLS
BOARD OF EDUCATION MINUTES**

**Monday, November 9, 2020 – 6:00 P.M. Board Special Meeting
Virtual Meeting Streamed Via YouTube**

1. Opening

A. Call to Order: 6:01 P.M.

B. Roll Call

Mr. Kraft	Present
Dr. Stoll	Present
Mr. Finucane	Present
Mrs. Leszynski	Present
Mrs. Pirnat	Present

C. Pledge of Allegiance

D. Approval of Agenda

Motion to Approve Agenda

Moved by Dr. Stoll Seconded by Mrs. Pirnat

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

F. Hearing of Public (15 Minutes) Agenda Items

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.

A. Motion to extend Hearing of the Public for an additional 15 minutes

Moved by Mrs. Leszynski Seconded by Dr. Stoll

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

2. Board Discussion

A. Permanent Improvement Projects

3. Treasurer's Recommendations

Resolution 20- 236

- A. Resolution Declaring an Urgent Necessity for Repairs and Improvements for the Former Hilliard School in an Amount Not to Exceed \$400,000

WHEREAS, the District recently discovered biological growth in portions of the current administration building that must be abated; and

WHEREAS, to facilitate the abatement and protect the health, safety and welfare of District, staff, guests and visitors, the administration must move out of the building and into the former Hilliard school; and

WHEREAS, the Hilliard school has not been occupied for the last 16 months; and

WHEREAS, there is a need to service the HVAC equipment and make electrical and technology improvements to accommodate the change to an administrative function; and

WHEREAS, in order to protect the health, safety and welfare of District employees, guests and visitors, it is necessary to declare an urgent necessity to facilitate the work at Hilliard School.

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Westlake City School District, County of Cuyahoga, Ohio, that:

Section 1. This Board hereby declares an urgent necessity exists to make improvements to the former Hilliard School accommodate the administration in an amount not to exceed **\$400,000**.

Section 2. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 3. This resolution shall be in full force and effect from and immediately upon its adoption.

Moved by Mr. Finucane Seconded by Dr. Stoll

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 237

- B. Resolution Authorizing Change Orders Relating to the Abatement of Hazardous Material at the Former Dover Elementary School and the Former Bassett Elementary School in an Amount Not to Exceed \$30,000

WHEREAS, the District is in the process of abating and demolishing the former Dover Elementary School and the former Bassett Elementary School; and

WHEREAS, the District retained Emerald Environmental Services, Inc. to identify hazardous materials to be abated and to estimate quantities; and

WHEREAS, the amount of hazardous materials has exceeded the estimate and additional hazardous materials have been identified.

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Westlake City School District, County of Cuyahoga, Ohio, that:

Section 1. This Board authorizes change orders for additional costs relating to hazardous material abatement at the former Dover Elementary School in an amount not to exceed **\$30,000**.

Section 2. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 3. This resolution shall be in full force and effect from and immediately upon its adoption.

Moved by Mrs. Pirnat Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 238

- C. Resolution to Authorize the Execution and Delivery of a Master Electric Energy Sales Agreement Between the District and Power4schools' Endorsed Electric Supplier, Engie Resources LLC

WHEREAS, the Ohio Schools Council, Ohio School Boards Association, Ohio Association of School Business Officials, and the Buckeye Association of School Administrators (the "Associations") each carries out cooperative purchase programs and promotes cooperative arrangements and agreements among its member school districts and government agencies or private persons; and

WHEREAS, the Associations collectively do business under the trade name "Power4Schools" ("P4S") for the purpose of endorsing competitive retail electric service ("CRES") providers to supply retail electric energy services to the Associations' members; and

WHEREAS, the members of, and other participating public schools associated with, the Associations desire to purchase retail electric energy services from the CRES provider that has received the endorsement of P4S, ENGIE Resources LLC ("ENGIE"); and

WHEREAS, the Board of Education (the "Board") of this School District (the "District"), as a member of one of the Associations, pursuant to this resolution desires to authorize the execution and delivery by the District of a Master Electric Energy Sales Agreement between the District and ENGIE (the "Power Sales Agreement"), pursuant to which the District, will purchase electricity generation for its school facilities; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE WESTLAKE CITY SCHOOL DISTRICT, COUNTY OF CUYAHOGA, STATE OF OHIO, as follows:

Section 1. The Board authorizes and directs the Treasurer to execute and deliver, in the name of the District and on its behalf, the Power Sales Agreement, substantially in the form now on file with this Board, with any changes that are not inconsistent with this resolution and that may be acceptable to the Treasurer whose acceptance shall be conclusively evidenced by the execution of such document by the Treasurer.

Section 2. Monies adequate to pay amounts due under the Power Sales Agreement for the current fiscal year are hereby appropriated for that purpose.

Section 3. It is hereby found and determined that all formal actions of the Board concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Moved by Mrs. Pirnat Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 239

D. Resolution to Issue Then and Now Certificates

RESOLVED that the Westlake Board of Education authorizes Then and Now Certificates for the following purchase orders:

<u>PO No.</u>	<u>Vendor</u>	<u>Description</u>	<u>Amount</u>
112422	Illuminating Co.	FY21 Electric Charges	\$28,109.09

Moved by Mrs. Pirnat Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution- Tabled

E. Resolution to Authorize an Amendment to the Compensation Agreement between the City of Westlake and the Westlake City School District

WHEREAS, the City and the School District have entered into a Compensation Agreement (the “Compensation Agreement”), dated December 28, 2011, pursuant to which the City has agreed to make Compensation Payments to the School District, during the Exemption Period, as a result of implementing Tax Increment Financing (“TIF”) on Property related to and including the headquarters of the American Greetings Corporation (as more fully described in the Compensation Agreement); and

WHEREAS, the City desires to extend the Exemption Period of the TIF pursuant to the Ohio Revised Code (“ORC”) 5709.51 for an additional thirty (30) years to enable the City to make additional public infrastructure improvements that will directly benefit the Property (the “Extension Period”); and

WHEREAS, pursuant to ORC 5709.51(A)(3), the School District shall receive compensation during the Extension Period equal in value to the amount of taxes that would have been payable to the School District if the improvements had not been exempted from taxation for the additional period; and

WHEREAS, the Compensation Agreement, pursuant to Section 3(iv), requires the written consent of the School District to modify the length of the exemption;

NOW, THEREFORE, in consideration of the premises and mutual covenants contained herein, the parties agree and bind themselves as follows:

Section 1. Amendment of Section 2 of the Compensation Agreement. Section 2 of the Compensation Agreement is hereby amended to add Section 2(E) as follows:

Section 2(E). Payments to School District during Extension Period. For each year of the Extension Period, the City shall make or cause to be made to the School District from the AG/CP Public Improvement Tax Increment Equivalent Fund established in the TIF Ordinance semi-annual payments collectively in the amount of one hundred percent (100%) of the amount of real property taxes that the School District would have received with respect to the Improvements during such year had the Improvements not been exempted from taxation pursuant to the TIF Ordinance.

Section 2. School District Consent to Extension of Exemption Period. The School District hereby consents to the additional thirty year extension of the exemption granted under the TIF Ordinance.

Section 3. Continued Effectiveness of Compensation Agreement. The Compensation Agreement, as amended by this Amendment, shall remain in full force and effect in accordance with its terms. Terms of the Compensation Agreement not modified herein shall remain in full force and effect.

Section 4. Counterparts. This Amendment may be executed in any number of counterparts, including electronically transmitted or stored counterparts (such as e-mailed .pdfs), each of which shall be deemed an original and all of which taken together shall constitute one and the same instrument, and any party to this Amendment may execute this Amendment by signing any such counterpart.

Motion to Table Resolution 3-E.

Moved by Mr. Finucane Seconded by Mr. Kraft

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

4. Superintendent's Recommendations

Resolution 20- 241

A. Resolution to Approve Employment of Classified Staff Member

RESOLVED that the Westlake Board of Education approves employment of the following classified staff members:

<u>Name</u>	<u>Position</u>	<u>Building</u>	<u>Step</u>	<u>Hours</u>	<u>Days</u>	<u>Months</u>	<u>Effective Date</u>
Joseph Ciaccia	Maintenance	District	7	8	5	12	11/05/2020
Ann Matics	Cleaner	WHS	0	4	5	9	11/05/2020

Moved by Mrs. Leszynski Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 242

B. Resolution to Approve Licensed Substitutes

RESOLVED that the Westlake Board of Education approves the following licensed substitute staff members for the 2020-2021 school year:

<u>Name</u>	<u>Position</u>	<u>Building</u>	<u>Educational Level</u>	<u>Step</u>	<u>Effective Date</u>
Suzette Larson	(LTS) 2nd Grade Teacher	Westlake Elementary School	BA	0	11/18/2020

Moved by Mrs. Leszynski Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 243**C. Resolution to Approve WHS Friday School Personnel**

RESOLVED that the Westlake Board of Education approves the following Friday School personnel for Westlake High School for the 2020-2021 school year:

<u>Friday School Supervisors</u>
Melissa Barth
Tim Clark
Katie McGlynn
<u>Friday School Substitutes</u>
Paige Bower
Leia Mason

Moved by Mrs. Leszynski Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Resolution 20- 244**D. Resolution to Approve Contracts and Purchased Services**

RESOLVED that the Westlake Board of Education approves the following contracts and purchased services for the 2020-21 school year:

Cuyahoga County Board of Developmental Disabilities

Moved by Mrs. Leszynski Seconded by Mr. Finucane

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

5. Board Items

A. First Reading of Policies

Policy 2111: Parent and Family Involvement

Policy 5200: Attendance

Policy 6114: Cost Principles - Spending Federal Funds

Policy 6325: Procurement - Federal Funds

Resolution 20- 245

B. Resolution Declaring the Board's Intention to Seek a Levy for Current Expenses at the General Election in November 2021

WHEREAS, the District last successfully passed an operating levy in 2006; and

WHEREAS, the District has economized and manage its financial resources such that the levy has lasted for the last 14 years; and

WHEREAS, the Board believes that the cost of providing educational programming meeting the Community's standards and needs will require additional operating revenue; and

WHEREAS, the Board wants to communicate clearly and effectively with the Community regarding the needs of the District and welcomes Community input regarding a November 2021 levy and this resolution is the first step in the communication of the District's financial needs.

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Westlake City School District, County of Cuyahoga, Ohio, that:

Section 1. This Board declares its intention to seek an operating levy, currently targeted at 5.9 mills, for current expenses of the District at the November 2021 general election.

Section 2. This Board seeks input from the Community regarding its level of support for a November 2021 general election and encourages the Community to contact Board members, the Superintendent of Schools and Treasurer through such means as they shall elect but reminds all that e-mail addresses of board members and administrators are available on the District's website.

Section 3. This Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 4. This resolution shall be in full force and effect from and immediately upon its adoption.

Moved by Dr. Stoll Seconded by Mrs. Leszynski

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Motion to Amend the Agenda

A motion was made to add agenda item 5-C to Board Items for the Baseball/Softball field Improvements at Westlake High School

Moved by Mr. Finucane Seconded by Mrs. Leszynski

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

C. Resolution Authorizing the Treasurer to Spend up to ~~\$800,00.00~~ \$250,000.00 on Softball and Baseball Field Improvements at Westlake High School

WHEREAS, the District has determined that the softball and baseball fields at Westlake high school (the Ballfields) are in need of improvements; and

WHEREAS, the District has engaged in a Request for Qualifications/Proposal process to retain an entity to design and make the improvements to the Ballfields; and

WHEREAS, the District wants to allocate up to ~~\$800,000.00~~ \$250,000.00 for Ballfield improvements.

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Westlake City School District, County of Cuyahoga, Ohio, that:

Section 1. This Board authorizes the Treasurer to enter into contracts for Ballfield improvements at the High School in an amount not to exceed ~~\$800,000.00~~ \$250,000.00.

Section 2. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 3. This resolution shall be in full force and effect from and immediately upon its adoption.

Moved by Mr. Finucane Seconded by Mrs. Leszynski

Motion to Amend Agenda Item 5-C from \$800,000 to \$250,000

A motion was made to amend Agenda Item 5-C to change the allocation for Ballfield improvements from \$800,000.00 to \$250,000.00.

Moved by Mrs. Pirnat Seconded by Mrs. Leszynski

Mr. Finucane	NAY
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Motion to Amend Agenda Item 5-C from \$250,000 to \$800,000

Moved by Mr. Finucane Seconded by none

Resolution 20-246

Resolution Authorizing the Treasurer to Spend up to \$250,000.00 on Softball and Baseball Field Improvements at Westlake High School

WHEREAS, the District has determined that the softball and baseball fields at Westlake high school (the Ballfields) are in need of improvements; and

WHEREAS, the District has engaged in a Request for Qualifications/Proposal process to retain an entity to design and make the improvements to the Ballfields; and

WHEREAS, the District wants to allocate up to \$250,000.00 for Ballfield improvements.

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Westlake City School District, County of Cuyahoga, Ohio, that:

Section 1. This Board authorizes the Treasurer to enter into contracts for Ballfield improvements at the High School in an amount not to exceed \$250,000.00.

Section 2. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 3. This resolution shall be in full force and effect from and immediately upon its adoption.

Moved by Mr. Finucane Seconded by Mrs. Leszynski

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

6. Board Comments

7. Executive Session

- A. Adjourn to Executive Session to discuss the Appointment, Employment, Dismissal, Discipline, Promotion, Demotion or Compensation of an Employee or Official

Moved by Mrs. Pirnat Seconded by Dr. Stoll

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Enter Executive Session at 9:05 P.M.

- A. Adjourn Executive Session and Return to Regular Session

Adjourn Executive Session and Return to Regular Session at 9:33 P.M.

Moved by Mrs. Leszynski Seconded by Mr. Finucane

7. Closing

A. Adjournment

Moved by Dr. Stoll Seconded by Mrs. Pirnat

Mr. Finucane	AYE
Mr. Kraft	AYE
Mrs. Leszynski	AYE
Mrs. Pirnat	AYE
Dr. Stoll	AYE

Meeting Adjourned at 9:33 P.M.

President

Treasurer

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.