

**WESTLAKE CITY SCHOOLS
BOARD OF EDUCATION MINUTES**

**ORGANIZATIONAL MEETING
January 6, 2005 – 7:00 p.m.
Administration Building – Board Room
27200 Hilliard Blvd.**

Call to Order: Time: 7:01 p.m.

A. Special Items

- | | |
|--|-------------|
| 1. Resolution to Accept Resignation of Member of the Board | Exhibit A-1 |
| 2. Elect President Pro Tem to Conduct Election for President | Exhibit A-2 |

Pledge of Allegiance: President Pro Tem Wargo led the assembly in the Pledge of Allegiance.

Motion to Amend Agenda Exhibit C-1, Board Meeting Calendar for 2005, to meet on 2nd and 4th Wednesdays at 7:00 p.m.

Motion by _____ Mr. Beal

Seconded by _____ Mr. O'Malley

Roll Call Vote:

Mr. Beal	_____ AYE
Mrs. D'Ettorre Wargo	_____ AYE
Mr. O'Malley	_____ AYE
Ms. Rocco	_____ AYE

Approval of Agenda as Amended

Motion by _____ Mr. O'Malley

Seconded by _____ Ms. Rocco

Roll Call Vote:

Mr. Beal	_____ AYE
Mrs. D'Ettorre Wargo	_____ AYE
Mr. O'Malley	_____ AYE
Ms. Rocco	_____ AYE

Acknowledgement of Visitors – President Pro Tem Wargo welcomed all visitors in attendance.

*Hearing of Public (15 minutes) Agenda Items – None.

B. Election of Officers

- | | |
|---|---------------|
| 1. Resolution to Elect the Board President for 2005 | Exhibit B-1 |
| a. Administering the "Oath of Office" to the Board's President by the Treasurer | Exhibit B-1-a |

*****New President Conducts the Meeting*****

2. Resolution to Elect the Board Vice-President for 2005 Exhibit B-2
 - a. Administering the "Oath of Office" to the Board's Vice President by the Treasurer Exhibit B-2-a
 3. Resolution to Authorize the Treasurer to File Form 904 (Certification of Members and Officers of the Board) Exhibit B-3
- C. Board Organizational Matters
1. Resolution to Adopt a Tentative Board Meeting Calendar for 2005 Exhibit C-1
 2. Resolution to Approve the Purchase of Liability Insurance for each Board Member Exhibit C-2
 3. Resolution to Establish a Board Service Fund for 2005 Exhibit C-3
 4. Resolution to Appoint Board Member as OSBA Legislative Liaison Exhibit C-4
- D. Other Organizational Matters
1. Resolution to Fix, Accept and Approve Treasurer's Bond Exhibit D-1
 2. Resolution to Purchase Liability Insurance for the following: Exhibit D-2
 - Treasurer Teaching Staff
 - Superintendent Support Staff
 - Administrative Staff Volunteers
 3. Resolution to Authorize Treasurer to Secure Advances Exhibit D-3
 4. Resolution to Authorize Transfer of Funds Exhibit D-4
 5. Resolution to Approve Standing Authorizations Exhibit D-5
 6. Resolution to Permit Board Members, Superintendent and Treasurer to Attend Appropriate Seminars and Conferences Exhibit D-6
 7. Resolution to Appoint School Attorney Exhibit D-7
 8. Resolution to Approve Board of Education Membership in OSBA & OSBA Legal Assistance Fund, Greater Cleveland School Boards Association, Westlake Chamber of Commerce, Alliance for Adequate School Funding Exhibit D-8
 9. Resolution to Appoint Superintendent as Purchasing Agent/Authority Exhibit D-9
 10. Resolution to Appoint Asbestos Coordinator, ADA Compliance Officer, Safety Coordinator and Records Retention Officer Exhibit D-10
 11. Resolution to Appoint Title IX Hearing Officer, Discrimination Hearing Officer, Sexual Harassment Hearing Officer, Suspension Hearing Officer, Expulsion Hearing Officer Exhibit D-11
 12. Resolution to Reaffirm the Vision Statement and Mission Statement of the Westlake City Schools Exhibit D-12
 13. Resolution to Reaffirm Board of Education Belief Statements Exhibit D-13
 14. Resolution to Reaffirm Framework for Board Operations Exhibit D-14
 15. Resolution to Approve 2005-2006 Tax Budget Exhibit D-15
- E. Executive Session
1. Adjourn to Executive Session
 - Time: 7:37 p.m.
 - Purpose: Student Discipline Hearing

Motion by Mr. O'Malley
Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo	<u>AYE</u>
Ms. Rocco	<u>AYE</u>
Mr. Beal	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>

Others in attendance: Costanza, Pepera, Robert Passov, attorney for Bradford Toth, and Bradford Toth.

Witnesses: Jennifer Toth, mother of Bradford Toth; Kevin Toth, father of Bradford Toth; George Scheckelhoff, Robert Kliner, Paul Kish, Officer Scott Fortkamp

Adjourn Executive Session and Return to Regular Session

Time: 10:37 p.m.

2. Action Item

RES. # 05-25

Resolution to uphold expulsion of Bradford Toth

Motion by Mrs. D'Ettorre Wargo
Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo	<u>AYE</u>
Ms. Rocco	<u>AYE</u>
Mr. Beal	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>

(Mr. O'Malley changed his vote
from NO to AYE)

3. Adjourn to Executive Session

Time: 10:50 p.m.

Purpose: To discuss personnel

Motion by Mr. Beal
Seconded by Ms. Rocco

Roll Call Vote:

Mrs. D'Ettorre Wargo	<u>AYE</u>
Ms. Rocco	<u>AYE</u>
Mr. Beal	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>

Others in attendance: Costanza, Pepera

Adjourn Executive Session and Return to Regular Session

Time: 11:13 p.m.

F. *Meeting Open to the Public – No participation.

G. Board Items

1. Action Items

a. Resolution to amend Board meeting times as follows:

2nd and 4th Wednesdays at 5:30 p.m.

Exhibit G-1-a

2. The Board instructed Superintendent Costanza to send out invitations from the school district to the community for the Performing Arts Center gala event.

H. Adjournment

President D'Ettorre Wargo adjourned the meeting at 11:16 p.m.

President Pro Tem

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.

EXHIBIT A-1
RES. #05-1

RESOLUTION TO ACCEPT RESIGNATION OF MEMBER OF THE BOARD

RESOLVED THAT
the Westlake City Schools Board of Education accepts the resignation of Board Member Tom
LeChaix, effective January 15, 2005.

Motion by Mrs. D'Ettorre Wargo

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

NOMINATION AND ELECTION OF OFFICER
(ORC 3313.14)

I, Mark Pepera, Treasurer, called for nominations for President Pro Tem.

Andrea Rocco placed the name of Renee D'Ettorre Wargo in nomination.

WHEREAS, the Board voted on the first nominee for the position of President Pro Tem of the Board of Education with the following results:

David Beal	Aye	No	Abstain
Renee D'Ettorre Wargo	Aye	No	Abstain
Joe O'Malley	Aye	No	Abstain
Andrea Rocco	Aye	No	Abstain

NOW, THEREFORE, BE IT RESOLVED under the provisions of Ohio Revised Code 3313.14, the Board member herein named received the majority of AYE votes cast by the Board and is hereby declared President Pro Tem of the Board of Education:

President Pro Tem: Renee D'Ettorre Wargo

EXHIBIT B-1
RES. #05-3

NOMINATION AND ELECTION OF OFFICER
BOARD PRESIDENT
(ORC 3313.14)

WHEREAS statutes require the board members to elect one of the board members to be the President of the Board of Education for the calendar year 2005;

WHEREAS nominations for the office of President were made by the board members with the following being nominated:

1st Nominee: Renee D'Ettorre Wargo

2nd Nominee: _____

WHEREAS the board voted on the first nominee for the position of President of the Board of Education for the calendar year 2005 with the results as follows:

David Beal	Aye	No	Abstain
Renee D'Ettorre Wargo	Aye	No	Abstain
Joe O'Malley	Aye	No	Abstain
Andrea Rocco	Aye	No	Abstain

NOW, THEREFORE, BE IT RESOLVED under the provisions of Ohio Revised Code 3313.14, the board member herein named received the majority of AYE votes cast by the board and is hereby declared President of the Board of Education for the calendar year 2005.

President: Renee D'Ettorre Wargo

PRESIDENT'S OATH OF OFFICE

I, Renee D'Ettorre Wargo, do solemnly swear (or affirm) that I will support the Constitution of the United States of America, the Constitution of the State of Ohio, and that I will faithfully and impartially discharge my duties as President of the School Board in and for the said Westlake City School District, Westlake, Ohio, to the best of my ability and in accordance with the laws now in effect and hereafter to be enacted during my continuance in said office and until my successor is elected and qualified.

/s/ Renee D'Ettorre Wargo
Signature of Board President

Sworn to and subscribed before me, this 6th day of January 2005.

/s/ Mark Pepera
Signature of Oath Administrator

EXHIBIT B-2
RES. #05-4

NOMINATION AND ELECTION OF OFFICER
BOARD VICE-PRESIDENT
(ORC 3313.14)

WHEREAS statutes require the board members to elect one of the board members to be the Vice-President of the Board of Education for the calendar year 2005;

WHEREAS nominations for the office of Vice-President were made by the board members with the following being nominated:

1st Nominee: Andrea Rocco

2nd Nominee: _____

WHEREAS the board voted on the first nominee for the position of Vice-President of the Board of Education for the calendar year 2005 with the results as follows:

David Beal	Aye	No	Abstain
Renee D'Ettorre Wargo	Aye	No	Abstain
Joe O'Malley	Aye	No	Abstain
Andrea Rocco	Aye	No	Abstain

NOW, THEREFORE, BE IT RESOLVED under the provisions of Ohio Revised Code 3313.14, the board member herein named received the majority of AYE votes cast by the board and is hereby declared Vice-President of the Board of Education for the calendar year 2005.

Vice-President: Andrea Rocco

VICE-PRESIDENT'S OATH OF OFFICE

I, Andrea Rocco, do solemnly swear (or affirm) that I will support the Constitution of the United States of America, the Constitution of the State of Ohio, and that I will faithfully and impartially discharge my duties as Vice President of the School Board in and for the said Westlake City School District, Westlake, Ohio, to the best of my ability and in accordance with the laws now in effect and hereafter to be enacted during my continuance in said office and until my successor is elected and qualified.

/s/ Andrea Rocco
Signature of Board Vice-President

Sworn to and subscribed before me, this 6th day of January 2005.

/s/ Mark Pepera
Signature of Oath Administrator

EXHIBIT B-3
RES. #05-5

CERTIFICATE OF NAMES OF MEMBERS AND OFFICERS
(ORC 3313.14)

RESOLVED THAT

the Westlake City Schools Board of Education authorizes the Treasurer to file Form 904, Certification of Members and Officers of the Board of Education, as follows:

Treasurer's Office, Westlake City School District, Westlake, Ohio, January 6, 2005

TO THE COUNTY AUDITOR OF CUYAHOGA COUNTY:

It is hereby certified that the following is a correct list of the Members and Officers of the Board of Education of said School District, after the first Monday of January, 2005 and duly qualified, with the post office address of each.

Name	PO Address	Term Expires
Mr. David Beal	2155 Macon Court Westlake, OH 44145	12/31/05
Mrs. Renee D'Ettorre Wargo	28203 Preston Place Westlake, OH 44145	12/31/07
Mr. Tom LeChaix	28025 Southbridge Circle Westlake, OH 44145	12/31/05
Mr. Joseph O'Malley	3408 Balsam Drive Westlake, OH 44145	12/31/07
Ms. Andrea Rocco	3110 Dover Center Rd. Westlake, OH 44145	12/31/05

Treasurer, Westlake City Schools Board of Education

Motion by _____ Ms. Rocco

Seconded by _____ Mr. O'Malley

Roll Call Vote:

Mr. Beal	_____ AYE
Mrs. D'Ettorre Wargo	_____ AYE
Mr. O'Malley	_____ AYE
Ms. Rocco	_____ AYE

RESOLUTION TO ADOPT TENTATIVE BOARD MEETING CALENDAR FOR 2005

RESOLVED THAT

the Westlake City Schools Board of Education adopts a tentative Board meeting calendar for 2005 as follows:

2005 WESTLAKE SCHOOL BOARD CALENDAR - OFFICIAL MEETING DATES

(2nd and 4th Wednesday – Exceptions Noted with *)

Meetings held at Administration Building, 27200 Hilliard Blvd., 7:00 p.m.

ORC 3313.15

**See Exhibit G-1-a
(Page 05-33)**

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal AYE

Mrs. D'Ettorre Wargo AYE

Mr. O'Malley AYE

Ms. Rocco AYE

EXHIBIT C-2
RES. #05-7

APPROVAL OF LIABILITY INSURANCE

BOARD OF EDUCATION MEMBERS
and
BOARD OF EDUCATION AS AN ENTITY

WITNESS our hands, this sixth day of January, 2005.

WHEREAS, the Westlake City Schools Board of Education may purchase liability insurance for its individual members, and,

WHEREAS, the Westlake City Schools Board of Education contends such an expenditure is both appropriate and prudent.

BE IT RESOLVED, now, that the administration secures liability insurance in the amount of \$1,000,000 each claim/\$2,000,000 aggregate (\$6,000,000 umbrella) of liability insurance for the individual members of the Westlake City Schools Board of Education and the Westlake City Schools Board of Education as an entity.

BE IT FURTHER RESOLVED, now, that the administration expedites such contracts upon receipt of written quotations, making said award based upon administrative judgment.

Motion by Mr. O'Malley

Seconded by Mr. Beal

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

ESTABLISHMENT OF BOARD OF EDUCATION SERVICE FUND
(ORC 3315.15)

WITNESS our hands, this sixth day of January, 2005.

WHEREAS, the Westlake City Schools Board of Education may, as prescribed in ORC 3315.15, set aside each year from the general fund a sum not to exceed seventy-five cents for each child so enrolled, or seven thousand five hundred dollars, whichever is greater, and,

WHEREAS, the amount set aside shall be placed in a fund known as the "service fund," and,

WHEREAS, the amount shall be used only in paying the expenses of members of such Board of Education actually incurred in the performance of their duties.

BE IT RESOLVED, now, that such "service fund" be established in the amount of \$4,000 for the calendar year beginning January 1, 2005.

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

EXHIBIT C-4
RES. #05-9

RESOLUTION TO APPOINT BOARD MEMBER AS
OSBA LEGISLATIVE LIAISON

RESOLVED THAT
the Westlake City Schools Board of Education appoints Joseph O'Malley as the 2005
OSBA Legislative Liaison for the Westlake City Schools.

Motion by Ms. Rocco

Seconded by Mr. Beal

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

RESOLUTION TO FIX, ACCEPT AND APPROVE TREASURER'S BOND
(ORC 3313.25)

WITNESS, our hands this sixth day of January, 2005.

WHEREAS, the Westlake City Schools Board of Education has set the bond for the Treasurer to be fixed at \$50,000 and,

WHEREAS, the Treasurer be authorized and directed to provide bond satisfaction to the Board, and,

WHEREAS, said bond shall be secured with the Travelers Casualty and Surety Company of America, and,

WHEREAS, THE CONDITION of this obligation is such that the above bound Treasurer was on the sixth day of January, 2005, the duly appointed Treasurer of the Board of Education and ex-officio Treasurer of the School Funds of Westlake City School District, in the County of Cuyahoga, State of Ohio, for the designated term, commencing on the first day of January, 2005, and until his successor is elected or appointed and qualified.

BE IT RESOLVED, now, if the said Treasurer shall faithfully perform all the official duties required of him as such Treasurer, according to law and shall faithfully disburse all school funds which come into his hands as such officer, this obligation shall be void, and of no effect; otherwise to be and remain in full force and virtue in law.

The above bond, the amount thereof, and the sureties thereon, is reconfirmed by said Board of Education, this sixth day of January, 2005.

President, Board of Education

Motion by _____ Mr. Beal
Seconded by _____ Mr. O'Malley

Roll Call Vote:

Mr. Beal	_____ AYE
Mrs. D'Ettorre Wargo	_____ AYE
Mr. O'Malley	_____ AYE
Ms. Rocco	_____ AYE

EXHIBIT D-2
RES. #05-11

APPROVAL OF LIABILITY INSURANCE AMOUNT
(ORC 3313.203)

WITNESS our hands, this sixth day of January, 2005.

WHEREAS, the Westlake City Schools Board of Education may, as prescribed in ORC 3313.203, purchase liability insurance for its employees, and,

WHEREAS, the Westlake City Schools Board of Education contends such an expenditure is both appropriate and prudent.

BE IT RESOLVED, now, that the administration secure liability insurance in the amount of \$1,000,000 each claim/\$2,000,000 aggregate (\$6,000,000 umbrella) of liability insurance for following individuals/groups:

Treasurer
Superintendent
Administrative Staff
Teaching Staff
Support Staff
Volunteers

BE IT FURTHER RESOLVED, now, that the administration expedites such contracts upon receipt of written quotations, making said award based upon administrative judgment.

Motion by Mr. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

AUTHORIZE TREASURER TO SECURE ADVANCES FROM AUDITOR
FOR FUNDS LAWFULLY DUE THE SCHOOL DISTRICT

WITNESS, our hands this sixth day of January, 2005.

WHEREAS, the Westlake City School District Board of Education, Cuyahoga County, finds it necessary to make use of the funds now in the County Treasury to the accounts of said school district and lawfully applicable to the purpose of the current fiscal year,

THEREFORE, BE IT RESOLVED, the Westlake City Schools Board of Education requests the auditor of Cuyahoga County, Ohio, to issue an order to the Cuyahoga County Treasurer to pay to the Treasurer of this Board of Education such funds of the current collection of taxes assessed and collected for and in behalf of said school district, which shall be held and treated as an advance payment on the current collection of taxes due said school district at the ensuing settlement date as provided by law;

BE IT FURTHER RESOLVED, that the Treasurer of the Westlake City Schools Board of Education be and he is hereby authorized and directed to certify a copy of this resolution to the Cuyahoga County Auditor and make such other certifications and reports to the Cuyahoga County Auditor as may be necessary to make this resolution effective.

Motion by _____ Mr. O'Malley _____

Seconded by _____ Mr. Beal _____

Roll Call Vote:

Mr. Beal	_____ AYE _____
Mrs. D'Ettorre Wargo	_____ AYE _____
Mr. O'Malley	_____ AYE _____
Ms. Rocco	_____ AYE _____

EXHIBIT D-4
RES. #05-13

RESOLUTION TO AUTHORIZE TRANSFER OF FUNDS

WITNESS, our hands this sixth day of January, 2005.

WHEREAS, Ohio Revised Code, Section 5705.40, provides that excess funds appropriated to a certain classification within each fund may be transferred to any other appropriation classification within such fund; and

WHEREAS, Board Policy DBK states that the Board may, by resolution, grant permission to the fiscal officer the right to transfer funds from one appropriation line item to another within limits prescribed by law; and

WHEREAS, it is the intent of the Board to permit the transfer of excess funds appropriated to a certain classification within each fund to any other appropriation within such fund;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Westlake City School District that the Board of Education delegates to its president the authority to approve on a monthly basis transfer of excess funds appropriated to a certain classification within each fund to any other appropriation classification within such fund as initiated and recommended by the district Treasurer and approved by the Superintendent.

Motion by Mr. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

RESOLUTION FOR STANDING AUTHORIZATIONS

WHEREAS, the Westlake City Schools Board of Education places responsibility for the financial management of the district on the treasurer and superintendent and,

WHEREAS, the Board is ever mindful of its obligation to the citizens and taxpayers of the City of Westlake to exercise sound fiscal practices, and,

WHEREAS, the Board recognizes that sound fiscal practices include the ideal of efficiency and the continuous effort to maximize the value of all resources for the education of all pupils and,

WHEREAS, the Board acknowledges that in order to meet its obligation to the community, achieve efficiency and maximize the return on its resources, the treasurer and superintendent must be able to make certain decisions in a timely and forthright manner within the constraints of applicable statutes and Board policy, and,

BE IT RESOLVED, that the Westlake City Schools Board of Education hereby approves the following standing authorizations for the calendar year 2005 to be exercised by the treasurer and superintendent only when, in their judgment, such exercise meets the specifications so cited, herein:

- to invest interim funds at the most productive interest rate whenever such funds are available;
- to pay all bills within the limits of the appropriations resolution as bills are received and when the goods and/or services have been received as ordered;
- to employ and set the salary of such temporary personnel as may be required for emergency conditions, with such employment to be submitted to the Board for action at its next regular meeting.
- to provide to members of the professional and support staff as perquisites plaques and other similar memorials to recognize exemplary and extended service to the school district and appropriate refreshments for curriculum, professional development, orientation, in-service and other similar meetings that are held outside of the normal school day or outside of the normal workplace.
- to apply for grants under the guidelines of each grant application and authorize the district's participation in the programs including but not limited to: Title VI-B Flow-Thru, Preschool, Title VI, Drug-Free Schools, Eisenhower, and Title VI-R and the Consolidated Local Plan.

EXHIBIT D-5
(Continued)

- to sign all contracts of employment approved by the Board of Education.
- to authorize releases for the purpose of interscholastic athletic eligibility.
- to approve reimbursement of commercial driving license fees for transportation employees consistent with negotiated contract.
- to authorize the payment of reasonable taxes for approved purchases or expenses when a tax exemption certificate cannot be used or its use is impractical under the circumstances.

Effective: January 1, 2005

Motion by Mr. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

RESOLUTION TO ATTEND SEMINARS/CONFERENCES

WHEREAS, the Board of Education Members, superintendent, and treasurer are charged with the responsibility of operating the school district; and,

WHEREAS, the Board members are responsible for formulating policies that govern the school district; and,

WHEREAS, the treasurer and superintendent are responsible for the management of the school district; and,

WHEREAS, the Board of Education encourages attendance at seminars and conferences for its management team,

BE IT RESOLVED that Board Members, the treasurer, and the superintendent may attend local, state, and national seminars/conferences that are deemed necessary to carry out their job requirements and that are within the appropriation levels approved by the Board of Education.

BE IT FURTHER RESOLVED, the Westlake City Schools Board of Education feels that payment of expenses for such training sessions for the management team is both appropriate and prudent.

Motion by _____ Ms. Rocco _____

Seconded by _____ Mr. Beal _____

Roll Call Vote:

Mr. Beal	_____ AYE _____
Mrs. D'Ettorre Wargo	_____ AYE _____
Mr. O'Malley	_____ AYE _____
Ms. Rocco	_____ AYE _____

EXHIBIT D-7
RES. #05-16

RESOLUTION TO APPROVE SCHOOL ATTORNEY
(ORC 3313.203 & 3317.171)

WHEREAS, specialized legal services are necessary from time to time for the management, control, defense, or other purposes of the school district's schools, employees, and assets; and,

WHEREAS, statutes and the board's discretionary powers permit employment or retention of temporary, as needed, on-call, on-demand legal counsel in addition to the counsel appointed by statute,

NOW, THEREFORE, BE IT RESOLVED under the provisions of ORC 3313.203, ORC 3317.171, and ORC 3313.47, the legal services herein named are retained on an as-needed, on-demand, on-call basis to assist with the management, control, and defense of this school district and its employees and board members;

BE IT FURTHER RESOLVED that the fees and costs for such services shall be at the usual and customary rates for the professional services rendered upon receipt of an itemized statement by the school district treasurer; and

BE IT FINALLY RESOLVED such legal services shall be available, on-demand, and at the request of the board president (or other members of the board upon verbal approval by the president) and the superintendent (or other district administrators upon verbal approval by the superintendent).

Legal Firm/Attorney

Ulmer & Berne
Bond Court Bldg., Suite 900
1300 E. 9th St.
Cleveland, Ohio 44114

Squire, Sanders & Dempsey
4900 Key Tower
127 Public Square
Cleveland, OH 44114-1304

Riley Law Firm
29932 Sycamore Oval
Westlake, Ohio 44145

Pepple & Waggoner
5005 Rockside Road, Suite 260
Independence, Ohio 44144

Effective date: January 1, 2005

Board Discussion:

- The Board discussed whether or not Board members should be free to contact attorneys without approval of the president.

January 6, 2005
05-24

Mr. O'Malley moved to amend Exhibit D-7 Paragraph 5 as follows:

BE IT FINALLY RESOLVED such legal services shall be available, on-demand, and at the request of the board president (or other members of the board upon verbal *notification to* the president) and the superintendent (or other district administrators upon verbal approval by the superintendent).

Motion by _____ Mr. O'Malley _____

Seconded by _____ Mr. Beal _____

Roll Call Vote:

Mr. Beal	_____ AYE _____
Mrs. D'Ettorre Wargo	_____ NO _____
Mr. O'Malley	_____ AYE _____
Ms. Rocco	_____ NO _____

Motion failed – Lack of majority.

Mr. O'Malley moved to approve Exhibit D-7 as originally submitted.

Motion by _____ Mr. O'Malley _____

Seconded by _____ Ms. Rocco _____

Roll Call Vote:

Mr. Beal	_____ NO _____
Mrs. D'Ettorre Wargo	_____ AYE _____
Mr. O'Malley	_____ AYE _____
Ms. Rocco	_____ AYE _____

EXHIBIT D-8
RES. #05-17

RESOLUTION TO APPROVE BOARD OF EDUCATION MEMBERSHIP IN OSBA AND
OSBA LEGAL ASSISTANCE FUND, GREATER CLEVELAND SCHOOL
SUPERINTENDENTS ASSOCIATION, WEST SHORE CHAMBER OF COMMERCE,
ALLIANCE FOR ADEQUATE SCHOOL FUNDING

RESOLVED THAT

the Westlake City Schools Board of Education approve continued membership in the Ohio School Boards Association and the Ohio School Boards Association Legal Assistance Fund, Greater Cleveland School Superintendents Association, West Shore Chamber of Commerce and Alliance for Adequate School Funding for calendar year 2005 as indicated below:

Ohio School Boards Association	\$5,672
Basic Membership	\$5,377
Briefcase	\$ 110
School Management News	\$ 185
Legal Assistance Fund	\$250
Greater Cleveland School Superintendents Association	\$100
West Shore Chamber of Commerce	\$400
Alliance for Adequate School Funding	\$2,950

Motion by Mr. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

Ms. Rocco	AYE
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EXHIBIT D-10
RES. #05-19

RESOLUTION TO APPOINT PREVAILING WAGE COORDINATOR,
ASBESTOS COORDINATOR, ADA COMPLIANCE OFFICER,
SAFETY COORDINATOR, AND RECORDS RETENTION OFFICER

RESOLVED THAT

the Westlake City Schools Board of Education appoint Gary Slocum, Director of Business Affairs, as the following for the District for 2005:

- Asbestos Management Designated Person per Code of Federal Regulations CFR 763.84 of the Asbestos Hazard Emergency Response Act (AHERA)
- ADA (Americans with Disabilities Act) Compliance Officer (36 CFR Part 1191)
- Safety Coordinator (ORC 4167.04)
- Records Retention Officer (ORC 149.41)

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

RESOLUTION TO APPOINT TITLE IX HEARING OFFICER,
NONDISCRIMINATION HEARING OFFICER, SEXUAL HARASSMENT HEARING
OFFICER, SUSPENSION HEARING OFFICER AND EXPULSION HEARING OFFICER

RESOLVED THAT

the Westlake City Schools Board of Education approve James Costanza or his designee as the following for the District for 2005:

- Title IX Hearing Officer (Board Policy ACA/ACA-R)
- Nondiscrimination Hearing Officer (Board Policy AC)
- Sexual Harassment Hearing Officer (Board Policy ACAA)
- Suspension Hearing Officer (3313.66-3313.661)
- Expulsion Hearing Officer (3313.66-3313.661)

Motion by Ms. Rocco

Seconded by Mr. Beal

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

EXHIBIT D-12
RES. #05-21

RESOLUTION TO REAFFIRM VISION STATEMENT
AND MISSION STATEMENT OF THE
WESTLAKE CITY SCHOOLS

RESOLVED THAT
the Westlake Board of Education reaffirm the Vision Statement and Mission Statement of the
Westlake City Schools as follows:

VISION STATEMENT

The Westlake City School District will provide a dynamic, student centered, positive learning environment. Our district will be characterized by 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.

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

RESOLUTION TO REAFFIRM BOARD OF EDUCATION
BELIEF STATEMENTS

RESOLVED THAT

the Westlake Board of Education reaffirm the Board of Education Belief Statements as follows:

1. Leadership in Education is not about our District being number one, it is about striving to make our students number one. We must develop their skills, we must harness our resources, from the outside as well as inside. We must employ the best and brightest and focus on taking care of students. The rest flows from that point forward. (Leadership in Education)
2. We believe that the Westlake City School District is a superior performing student-focused district. (Academic)
3. Our primary responsibility is to insure that every student is challenged to excel and to achieve at his or her maximum potential (Academic)
4. The support of the community is critical to our District's success and will be earned through effective, open, and honest communication and demonstrated results. (Communication)
5. We have an obligation to preserve the community's assets and to provide a safe, well-maintained environment for learning. (Facilities)
6. The administration, staff, and Board are partners in the entire educational process for our students and are responsible for removing those barriers, which could impact upon the achievement of our students. (Road Blocks) (Administration/Staff)
7. The administration, staff and Board have a responsibility to work collaboratively in a climate of mutual respect, focusing on student achievement. (Climate)
8. Extracurricular and co-curricular programs and activities are an integral part of the educational process and can significantly contribute positively to the character of our students while bringing significant recognition, pride and support from the community. (Extracurricular/Co-curricular)

Motion by _____ Ms. Rocco

Seconded by _____ Mr. Beal

Roll Call Vote:

Mr. Beal	_____ AYE
Mrs. D'Ettorre Wargo	_____ AYE
Mr. O'Malley	_____ AYE
Ms. Rocco	_____ AYE

EXHIBIT D-14
RES. #05-23

RESOLUTION TO REAFFIRM FRAMEWORK
FOR BOARD OPERATIONS

RESOLVED THAT

the Westlake Board of Education reaffirm the framework for Board operations as adopted February 24, 2000 as follows:

1. Members of this Board vote individually but act as one as determined by the majority of the Board.
2. This Board is a single unit with five contributing members.
3. The strength of this Board is in the diversity of its members.
4. The president of this Board acts as the spokesperson for this Board.
5. Board members represent this Board as a whole.
6. Members of this Board realize that we cannot be all things to all people.
7. This Board believes that all people should be treated with dignity and respect.
8. The customers of this Board are our students and our taxpayers.
9. This Board's first and foremost responsibility is to be the trustee for the education of our students, within the financial parameters determined by our taxpayers.
10. This Board, the Superintendent and the Treasurer will work together as a team.
11. This Board delegates the responsibility of the daily management of the District to the Superintendent and the Treasurer in accordance with the Ohio Revised Code.

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

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EXHIBIT D-15
RES. #05-24

RESOLUTION TO APPROVE 2005 – 2006 TAX BUDGET

RESOLVED THAT
the Westlake Board of Education approves the 2005-2006 tax budget.

Motion by Mr. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mr. Beal AYE

Mrs. D'Ettorre Wargo AYE

Mr. O'Malley AYE

Ms. Rocco AYE

EXHIBIT G-1-a
RES. #05-26

RESOLUTION TO ADOPT TENTATIVE BOARD MEETING CALENDAR FOR 2005

RESOLVED THAT

the Westlake City Schools Board of Education adopts a tentative Board meeting calendar for 2005 as follows:

2005 WESTLAKE SCHOOL BOARD CALENDAR - OFFICIAL MEETING DATES

(2nd and 4th Wednesday – Exceptions Noted with *)

Meetings held at Administration Building, 27200 Hilliard Blvd., 5:30 p.m.

ORC 3313.15

January 6*	Organizational Meeting
January 26	Regular Meeting
February 9	Regular Meeting - Work Session
February 10*	Special Meeting (7:00 a.m.)
February 23	Regular Meeting
March 9	Regular Meeting - Work Session
March 23	Regular Meeting
April 13	Regular Meeting - Work Session
April 27	Regular Meeting
May 11	Regular Meeting - Work Session
May 25	Regular Meeting
June 8	Regular Meeting - Work Session
June 22	Regular Meeting
July 13	Regular Meeting - Work Session.
July 27	Regular Meeting
August 10	Regular Meeting - Work Session
August 24	Regular Meeting
September 14	Regular Meeting - Work Session
September 28	Regular Meeting
October 12	Regular Meeting – Work Session
October 26	Regular Meeting
November 9	Regular Meeting – Work Session
November 23	Regular Meeting
December 14	Regular Meeting – Work Session
December 28	Regular Meeting

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mr. Beal	<u>AYE</u>
Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

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