

**WESTLAKE CITY SCHOOLS  
BOARD OF EDUCATION MINUTES**

**ORGANIZATIONAL MEETING**

**January 11, 2006 – 5:30 p.m.**

**Administration Building – Board Room  
27200 Hilliard Blvd.**

Call to Order: Time: 5:31 p.m.

Statement made by Ms. Rocco:

“Since I was first appointed to the Board of Education in 2001, it has always been my objective to serve the children who attend the Westlake public schools and the community as a whole. It’s not an obligation I take lightly. I appreciate the support and confidence of the Westlake community in re-electing me to the Board in November. I feel I have an obligation to those voters to find some way to allow me to continue to serve in my capacity as a board member.

Because of some restructuring in the city law department, there has been a reinterpretation of the state statute regarding service on a board of education. I contacted my state representative to see if the Legislature was aware of the local consequences of this interpretation change. To that end, HB 455 was introduced to clarify any ambiguity and to permit any employees of a law department to also serve on the local school board.

My goal is to continue to keep my job within the city law department and serve the community by being on the school board. It is my hope that the Legislature will choose to clarify the application of this statute.

If at any time the process of resolving this issue has a detrimental affect on the kids of the Westlake Schools, I will take appropriate action. I want to pledge to the community that I will continue to support the levy efforts and work on behalf of kids.”

**A. Swearing In of New Board Members**

**1. Oath of Office**

a. David Beal

Exhibit A-1-a

b. Andrea Rocco

Exhibit A-1-b

**B. Elect President Pro Tem to Conduct Election for President**

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

Roll Call:

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

Approve Agenda

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. Mays	<u>AYE</u>
Mr. O'Malley	<u>AYE</u>
Ms. Rocco	<u>AYE</u>

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

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

C. Election of Officers

- |  |               |
|--|---------------|
| 1. Resolution to Elect the Board President for 2006  | Exhibit C-1   |
| a. Administer Oath of Office to the Board's President by the Treasurer   | Exhibit C-1-a |
| <b>***New President Conducts the Meeting***</b>  |               |
| 2. Resolution to Elect the Board Vice-President for 2006   | Exhibit C-2   |
| a. Administer Oath of Office to the Board's Vice President by the Treasurer                                    | Exhibit C-2-a |
| 3. Resolution to Authorize the Treasurer to File Form 904 (Certification of Members and Officers of the Board) | Exhibit C-3   |

D. Board Organizational Matters

- |  |             |
|--|-------------|
| 1. Resolution to Adopt a Tentative Board Meeting Calendar for 2006                 | Exhibit D-1 |
| 2. Resolution to Approve the Purchase of Liability Insurance for each Board Member | Exhibit D-2 |
| 3. Resolution to Establish a Board Service Fund for 2006                           | Exhibit D-3 |
| 4. Resolution to Appoint Board Member as OSBA Legislative Liaison                  | Exhibit D-4 |

E. Other Organizational Matters

- |  |             |
|--|-------------|
| 1. Resolution to Purchase Liability Insurance for the following:<br>Treasurer      Administrative Staff      Volunteers<br>Superintendent      Teaching Staff      Support Staff | Exhibit E-1 |
| 2. Resolution to Authorize Treasurer to Secure Advances  | Exhibit E-2 |
| 3. Resolution to Authorize Transfer of Funds   | Exhibit E-3 |
| 4. Resolution to Approve Standing Authorizations   | Exhibit E-4 |
| 5. Resolution to Permit Board Members, Superintendent and Treasurer to Attend Appropriate Seminars and Conferences   | Exhibit E-5 |
| 6. Resolution to Appoint School Attorney   | Exhibit E-6 |

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|--|--------------|
| 7. Resolution to Approve Board of Education Membership in OSBA, Greater Cleveland School Boards Association and Westlake Chamber of Commerce                                 | Exhibit E-7  |
| 8. Resolution to Appoint Superintendent as Purchasing Agent/Authority  | Exhibit E-8  |
| 9. Resolution to Appoint Asbestos Coordinator, ADA Compliance Officer, Safety Coordinator and Records Retention Officer  | Exhibit E-9  |
| 10. Resolution to Appoint Title IX Hearing Officer, Discrimination Hearing Officer, Sexual Harassment Hearing Officer, Suspension Hearing Officer, Expulsion Hearing Officer | Exhibit E-10 |
| 11. Resolution to Reaffirm the Vision Statement and Mission Statement of the Westlake City Schools   | Exhibit E-11 |
| 12. Resolution to Reaffirm Board of Education Belief Statements  | Exhibit E-12 |
| 13. Resolution to Reaffirm Framework for Board Operations  | Exhibit E-13 |
| 14. Resolution to Approve 2006-2007 Tax Budget   | Exhibit E-14 |

F. Board Items

O'Malley: The Board should consider another representative to the Westlake Recreation Commission for 2006. He wanted the Board to know that good progress had been made in 2005.

Mays: Indicated his interest and agreed to serve as the Recreation Commission Board representative for 2006.

Wargo: Mike Killeen indicated the City has still not discussed the revenue sharing agreement. What are the thoughts of the Board?

Beal: The Board needs to request a response from the City.

Beal: Informed the Board they need to appoint a representative to the Tax Incentive Review Council (TIRC). Mr. Beal agreed to continue to serve on this committee.

Mays: Do we have any other options to deal with abatements?

Superintendent Costanza: The statute spells out the administration of these agreements. The proposed revenue sharing agreement is over and above the statute.

O'Malley: The City/Schools tax sharing agreement has never been executed. The school district should pursue.

Board: Agreed to have our attorney review the tax sharing agreement.

Beal: Updated the Board on the levy committee functions to date. The next levy meeting is on January 17, 2006 at Porter Library.

Board: Discussed holding a retreat. The possible date for the retreat is March 4, 2006 from 8 a.m. until noon.

G. \*Meeting Open to the Public – No participation.

H. Adjournment

President D'Ettorre Wargo adjourned the meeting at 6:12 p.m.

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President Pro Tem

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President

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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-a

OATH OF OFFICE OF BOARD MEMBER

DAVID BEAL

I, David Beal, do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Ohio; and that I will faithfully and impartially discharge my duties as BOARD OF EDUCATION MEMBER in and for the Westlake City School District, Cuyahoga County, 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 chosen and qualified.

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Signature of Board Member

Sworn to and subscribed before me, January 11, 2006.

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Signature of Oath Administrator

OATH OF OFFICE OF BOARD MEMBER

ANDREA ROCCO

I, Andrea Rocco, do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Ohio; and that I will faithfully and impartially discharge my duties as BOARD OF EDUCATION MEMBER in and for the Westlake City School District, Cuyahoga County, 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 chosen and qualified.

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Signature of Board Member

Sworn to and subscribed before me, January 11, 2006.

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Signature of Oath Administrator

EXHIBIT B  
RES. #06-1

NOMINATION AND ELECTION OF OFFICER  
(ORC 3313.14)

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

Renee D'Ettorre Wargo placed the name of David Beal in nomination.

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

David Beal	<u>Aye</u>	No	Abstain
Renee D'Ettorre Wargo	<u>Aye</u>	No	Abstain
Thomas Mays	<u>Aye</u>	No	Abstain
Joseph O'Malley	<u>Aye</u>	No	Abstain
Andrea Rocco	<u>Aye</u>	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: David Beal

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 2006;

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 nominee for the position of President of the Board of Education for the calendar year 2006 with the results as follows:

David Beal	<u>Aye</u>	No	Abstain
Renee D'Ettorre Wargo	<u>Aye</u>	No	Abstain
Tom Mays	<u>Aye</u>	No	Abstain
Joe O'Malley	<u>Aye</u>	No	Abstain
Andrea Rocco	<u>Aye</u>	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 2006.

President:                      Renee D'Ettorre Wargo



EXHIBIT C-1-a

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.

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Signature of Board President

Sworn to and subscribed before me, January 11, 2006.

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Signature of Oath Administrator

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 2006;

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

1st Nominee: David Beal

2nd Nominee: \_\_\_\_\_

WHEREAS the board voted on the nominee for the position of Vice-President of the Board of Education for the calendar year 2006 with the results as follows:

David Beal	<u>Aye</u>	No	Abstain
Renee D'Ettorre Wargo	<u>Aye</u>	No	Abstain
Tom Mays	<u>Aye</u>	No	Abstain
Joe O'Malley	<u>Aye</u>	No	Abstain
Andrea Rocco	<u>Aye</u>	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 2006.

Vice-President: David Beal

January 11, 2006  
06-11

EXHIBIT C-2-a

VICE-PRESIDENT'S OATH OF OFFICE

I, **David Beal**, 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.

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Signature of Board Vice-President

Sworn to and subscribed before me, January 11, 2006.

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Signature of Oath Administrator

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 11, 2006

**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, 2006 and duly qualified, with the post office address of each.

<b>Name</b>	<b>PO Address</b>	<b>Term Expires</b>
Mr. David Beal	2155 Macon Court, Westlake, OH 44145	12/31/09
Mrs. Renee D'Ettorre Wargo	28203 Preston Place, Westlake, OH 44145	12/31/07
Mr. Thomas Mays	1811 Sperry's Forge Trail, Westlake, OH 44145	12/31/07
Mr. Joseph O'Malley	3408 Balsam Drive, Westlake, OH 44145	12/31/07
Ms. Andrea Rocco	3110 Dover Center Rd., Westlake, OH 44145	12/31/09

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Treasurer, Westlake City Schools Board of Education

Motion by Mr. O'Malley

Seconded by Mr. Mays

Roll Call Vote:

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

EXHIBIT D-1  
RES. #06-5

RESOLUTION TO ADOPT TENTATIVE BOARD MEETING CALENDAR FOR 2006

RESOLVED THAT

the Westlake City Schools Board of Education adopts a tentative Board meeting calendar for 2006 as follows:

2006 WESTLAKE SCHOOL BOARD CALENDAR - OFFICIAL MEETING DATES  
(2nd and 4th Wednesday)

Meetings held at Administration Building, 27200 Hilliard Blvd., 5:30 p.m.  
ORC 3313.15

January 11	Organizational Meeting
January 25	Regular Meeting
February 8	Regular Meeting - Work Session
February 22	Regular Meeting
March 8	Regular Meeting - Work Session
March 22	Regular Meeting
April 12	Regular Meeting - Work Session
April 26	Regular Meeting
May 10	Regular Meeting - Work Session
May 24	Regular Meeting
June 14	Regular Meeting - Work Session
June 28	Regular Meeting
July 12	Regular Meeting - Work Session.
July 26	Regular Meeting
August 9	Regular Meeting - Work Session
August 23	Regular Meeting
September 13	Regular Meeting - Work Session
September 27	Regular Meeting
October 11	Regular Meeting – Work Session
October 25	Regular Meeting
November 8	Regular Meeting – Work Session
November 22	Regular Meeting
December 13	Regular Meeting – Work Session
December 27	Regular Meeting

Motion by \_\_\_\_\_ Mr. O'Malley

Seconded by \_\_\_\_\_ Mr. Mays

Roll Call Vote:

No Vote

January 11, 2006  
06-14

Discussion:

Beal: Would like meetings to change to any other day and at 6 p.m. or later.

Wargo: Tuesday conflicts and Thursday is City Council meetings. Monday seems to be available.

Mays: Holidays need to be taken into consideration.

Motion to change Board meetings to the 2<sup>nd</sup> and 4<sup>th</sup> Mondays at 5:30 p.m.

Motion by Mr. O'Malley

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE

EXHIBIT D-2  
RES. #06-6

APPROVAL OF LIABILITY INSURANCE  
BOARD OF EDUCATION MEMBERS  
and  
BOARD OF EDUCATION AS AN ENTITY

WITNESS our hands, this 11<sup>th</sup> day of January, 2006.

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. Beal

Seconded by Mr. O'Malley

Roll Call Vote:

Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. Beal	<u>AYE</u>
Mr. Mays	<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 11<sup>th</sup> day of January, 2006.

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, 2006.

Motion by Mr. Mays

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE



January 11, 2006  
06-17

EXHIBIT D-4  
RES. #06-8

RESOLUTION TO APPOINT BOARD MEMBER AS OSBA LEGISLATIVE LIAISON

RESOLVED THAT

the Westlake City Schools Board of Education appoints David Beal as the 2006 OSBA  
Legislative Liaison and Tom Mays as the alternate for the Westlake City Schools.

Motion by \_\_\_\_\_ Mr. O'Malley \_\_\_\_\_

Seconded by \_\_\_\_\_ Ms. Rocco \_\_\_\_\_

Roll Call Vote:

Mrs. D'Ettorre Wargo \_\_\_\_\_ AYE \_\_\_\_\_

Mr. Beal \_\_\_\_\_ AYE \_\_\_\_\_

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

Mr. O'Malley \_\_\_\_\_ AYE \_\_\_\_\_

Ms. Rocco \_\_\_\_\_ AYE \_\_\_\_\_

APPROVAL OF LIABILITY INSURANCE AMOUNT  
(ORC 3313.203)

WITNESS our hands, this 11<sup>th</sup> day of January, 2006.

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  
Administrative Staff  
Support Staff

Superintendent  
Teaching 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. Mays

Seconded by Mr. Beal

Roll Call Vote:

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

EXHIBIT E-2  
RES. #06-10

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

WITNESS, our hands this 11<sup>th</sup> day of January, 2006.

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. Beal

Seconded by \_\_\_\_\_ Mr. O'Malley

Roll Call Vote:

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

RESOLUTION TO AUTHORIZE TRANSFER OF FUNDS

WITNESS, our hands this 11<sup>th</sup> day of January, 2006.

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. O'Malley

Seconded by Mr. Mays

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE

EXHIBIT E-4  
RES. #06-12

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 2006 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 E-4  
(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, 2006

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

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

EXHIBIT E-5  
RES. #06-13

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 Mr. Mays

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE

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

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

Chester L. Sumpter & Assoc. LLC  
16929 Detroit Avenue  
Lakewood, Ohio 44107

Kadish, Hinkel & Weibel  
1717 E. Ninth St., Suite 2112  
Cleveland, Ohio 44114

Brindza McIntyre & Seed LLP  
2001 Crocker Rd., Suite 280  
Westlake, Ohio 44145

Effective date: January 1, 2006

Motion by Ms. Rocco

Seconded by Mr. Beal

Roll Call Vote:

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



EXHIBIT E-7  
RES. #06-15

RESOLUTION TO APPROVE BOARD OF EDUCATION MEMBERSHIP IN OSBA,  
GREATER CLEVELAND SCHOOL SUPERINTENDENTS ASSOCIATION,  
AND WEST SHORE CHAMBER OF COMMERCE

RESOLVED THAT

the Westlake City Schools Board of Education approves continued membership in the Ohio School Boards Association, Greater Cleveland School Superintendents Association, and West Shore Chamber of Commerce for calendar year 2006 as indicated below:

Ohio School Boards Association		\$6,520
Basic Membership	\$6,225	
Briefcase	\$ 110	
School Management News	\$ 185	
Greater Cleveland School Superintendents Association		\$100
West Shore Chamber of Commerce		\$400

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

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

RESOLUTION TO APPOINT  
SUPERINTENDENT AS PURCHASING AGENT/AUTHORITY  
(ORC 3319.01)

WHEREAS, the Superintendent is the chief executive officer for the Board of Education;  
and,

WHEREAS, the acquisition of supplies, equipment, and services is centralized in the  
superintendent's office and through whose office all purchasing transactions are conducted.

NOW, THEREFORE, BE IT RESOLVED under the provisions of ORC 3313.47 and  
ORC 3319.01, the board assigns the superintendent the responsibility for the quality and  
quantity of purchases; and,

BE IT FURTHER RESOLVED under the provisions of ORC 3313.47 and ORC 5705.41,  
the superintendent is hereby designated purchasing agent and authorized to approve purchases  
within the appropriated amounts, subject to all other pertinent Board policies, rules and  
regulations, insofar as such purchases are consistent with the approved educational goals and  
programs of the district.

Superintendent:        James F. Costanza

Motion by           Mr. Mays          

Seconded by          Mr. O'Malley         

Roll Call Vote:

Mrs. D'Ettorre Wargo           AYE          

Mr. Beal           AYE          

Mr. Mays           AYE          

Mr. O'Malley           AYE          

Ms. Rocco           AYE

EXHIBIT E-9  
RES. #06-17

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 appoints Gary Slocum, Director of Business Affairs, as the following for the District for 2006:

- Prevailing Wage Coordinator
- 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 Mr. Mays

Roll Call Vote:

Mrs. D'Ettorre Wargo	<u>AYE</u>
Mr. Beal	<u>AYE</u>
Mr. Mays	<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 approves James Costanza or his designee as the following for the District for 2006:

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

Seconded by \_\_\_\_\_ Mr. O'Malley

Roll Call Vote:

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

EXHIBIT E-11  
RES. #06-19

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

RESOLVED THAT

the Westlake Board of Education reaffirms 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 Ms. Rocco

Seconded by Mr. Mays

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE

RESOLUTION TO REAFFIRM BOARD OF EDUCATION BELIEF STATEMENTS

RESOLVED THAT

the Westlake Board of Education reaffirms 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 Mr. Mays

Seconded by Mr. Beal

Roll Call Vote:

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

EXHIBIT E-13  
RES. #06-21

RESOLUTION TO REAFFIRM FRAMEWORK FOR BOARD OPERATIONS

RESOLVED THAT

the Westlake Board of Education reaffirms 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 Ms. Rocco

Seconded by Mr. O'Malley

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE

January 11, 2006  
06-32

EXHIBIT E-14  
RES. #06-22

RESOLUTION TO APPROVE 2006–2007 TAX BUDGET

RESOLVED THAT

the Westlake Board of Education approves the 2006-2007 tax budget.

Motion by Mr. O'Malley

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Mr. Beal AYE

Mr. Mays AYE

Mr. O'Malley AYE

Ms. Rocco AYE



## ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit Westlake City Schools

For the Fiscal Year Commencing July 1, 2006

Fiscal Officer Signature \_\_\_\_\_ Date 12-27-05

# COUNTY OF CUYAHOGA

### Background

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

Under the law in effect prior to June 3, 2002, the budget commission could only waive the tax budget for a subdivision or other taxing unit that was receiving a share of the county undivided local government fund or the county undivided local government revenue assistance fund under an alternative method or formula pursuant to ORC Sections 5747.53 and 5747.63. Thus, tax budgets could be waived only for counties, municipalities, townships, and park districts. This restriction is now removed.

### Ohio Revised Code Section 5705.281

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

### County Budget Commission Duties

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

### County Budget Commission Action

On October 11, 2002, during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (Including Schools) to adopt a tax budget as provided under ORC Section 5705.281, but shall require the filing of this Alternative Tax Budget Information document on an annual basis.

### Alternative Tax Budget Information Filing Deadline

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

# DIVISION OF TAXES LEVIED

(Levies Inside & Outside 10 Mill Limitation, Inclusive Of Debt Levies)  
(List All Levies Of The Taxing Authority)

## SCHEDULE 1

I	II	III	IV	V	VI	VII	VIII	IX
Fund	Purpose	Authorized By Voters On MM/DD/YY	Levy Type	Number Of Years Levy To Run	Tax Year Begins/ Ends	Collection Year Begins/ Ends	Maximum Rate Authorized	\$ AMOUNT Requested Of Budget Commission
General (Outside)	Operating	1968	Continuing				7.5	
		1971	Continuing				5.7	
		1974	Continuing				3.6	
		1975	Continuing				5.7	
		1977	Continuing				5.7	\$10,373,223.73
		1977	Continuing				4.4	\$2,077,169.07
		1982	Continuing				4.8	\$3,071,978.09
		1989	Continuing				5.9	\$4,915,068.33
		1995	Continuing				2.9	\$3,044,676.91
		2000	Continuing				5.5	\$6,302,647.25
General (Inside)	Operating		Continuing				5.8	\$7,910,860.62
Bond Retirement	Debt		Bond				3.3	\$4,355,773.00
Totals							60.8	\$42,051,397.00

# STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

## SCHEDULE 2

Fund BY Type	Beginning Estimated Unencumbered Fund Balance	Property Taxes and Local Government Revenue	Other Sources Receipts	Total Resources Available for Expenditures	Total Estimated Expenditures & Encumbrances	Ending Estimated Unencumbered Balance
General	1,238,253	37,695,624	3,365,343	42,299,220	48,095,284	-5,796,064
Special Revenue	490,000.00	0.00	2,130,000.00	2,620,000.00	2,082,000.00	538,000.00
Debt Service	2,600,000.00	4,355,773.00	0.00	6,955,773.00	4,002,265.00	2,953,508.00
Capital Projects	105,000.00	0.00	450,000.00	555,000.00	500,000.00	55,000.00
Expendable Trust	30,000.00	0.00	10,500.00	40,500.00	8,650.00	31,850.00
Enterprise	120,000.00	0.00	1,384,000.00	1,504,000.00	1,419,000.00	85,000.00
Internal Service	900,000.00	0.00	6,700,000.00	7,600,000.00	6,409,000.00	1,191,000.00
Non-Expendable Trust	35,000.00	0.00	700.00	35,700.00	500.00	35,200.00
Agency	200,000.00	0.00	400,000.00	600,000.00	408,000.00	192,000.00
Total	5,718,253.00	42,051,397.00	14,440,543.00	62,210,193.00	62,924,699.00	-714,506.00

(Bonds Or Notes Must Actually Be Issued In Order To Commence Collection Of Property Taxes For Debt Service)

## vii

[illegible]