

**WESTLAKE CITY SCHOOLS
BOARD OF EDUCATION MINUTES**

**Wednesday, March 23, 2005 – 5:30 p.m. – Regular Meeting
Administration Building – Board Room
27200 Hilliard Blvd.**

Call to Order: Time: 5:33 p.m.

Roll Call:

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

Pledge of Allegiance: Holly Lane Elementary students led the assembly in the Pledge of Allegiance.

Acknowledgment of Visitors: President D'Ettorre Wargo welcomed all visitors in attendance.

Approval of Agenda

Motion by Ms. Rocco

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. Smanik	<u>AYE</u>

*Hearing of Public (15 Minutes) Agenda Items

- Karen Herzberger, OAPSE President, read a statement in support of Patti Parkison.
- Art Stone, Veteran Post Commander, read a statement in support of Patti Parkison.
- Madonna Farriger, North Ridgeville bus driver, spoke in support of Patti Parkison.
- Eileen Winter, Westlake resident, spoke in support of Patti Parkison.

A. Approval of Minutes

1. Work Session Meeting of February 2, 2005

Motion by Ms. Rocco

Seconded by Mr. O'Malley

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. Smanik	<u>ABSTAIN</u>

2. Special Meeting of February 4, 2005

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>
Mr. Smanik	<u>AYE</u>

3. Special Meeting of February 11, 2005

Motion by Ms. Rocco

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. Smanik	<u>AYE</u>

4. Special Meeting of February 14, 2005

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

5. Special Meeting of February 17, 2005 at 7:00 a.m.

Motion by Ms. Rocco

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>ABSTAIN</u>
Mr. Smanik	<u>AYE</u>

6. Special Meeting of February 17, 2005 at 5:00 p.m.

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley ABSTAIN

Mr. Smanik AYE

7. Special Meeting of February 20, 2005

Motion by Ms. Rocco

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

8. Regular Meeting of February 23, 2005

Motion by Ms. Rocco

Seconded by Mr. O'Malley

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal ABSTAIN

Mr. O'Malley AYE

Mr. Smanik AYE

B. Superintendent's Report – Peace Builders

- Pam Griebel, Holly Lane Principal, spoke about the Peace Builder's program at Holly Lane. The program promotes peace, respect and responsibility in our schools.

President D'Ettorre Wargo declared a brief recess at 5:53 p.m. and resumed the meeting at 5:56 p.m.

C. Special Reports and Recognitions – None.

D. Treasurer's Report/Recommendations

1. Action Items

- a. Resolution to Adjust FY05 Appropriations Exhibit D-1-a
- b. Resolution to Approve Revised Student Activity Purpose Statement and Budget Exhibit D-1-b

E. CAC Report – None.

F. New Business

1. Action Items

- | | |
|---|-----------------|
| a. Resolution to Accept Gifts and Contributions | Exhibit F-1-a |
| b. Resolutions to Approve Staff Recommendations | |
| 1. Resolution to Approve Reclassification of Certificated Staff Members | Exhibit F-1-b-1 |
| 2. Resolution to Approve Certificated Substitute Teachers | Exhibit F-1-b-2 |
| 3. Resolution to Approve Unpaid Medical Leave of Absence – FMLA for Certificated Staff Member | Exhibit F-1-b-3 |
| 4. Resolution to Approve Retirements, Resignations and Employment for Classified Staff | Exhibit F-1-b-4 |
| 5. Resolution to Approve Certificated and Non-Certificated Supplemental Resignations and Employment | Exhibit F-1-b-5 |
| 6. Resolution to Approve Home Instruction | Exhibit F-1-b-6 |
| 7. Resolution to Approve Project Link Employment | Exhibit F-1-b-7 |
| c. Resolution to Approve Agreement for Admission of Tuition Pupils | Exhibit F-1-c |
| d. Resolution to Approve Cuyahoga County ESC Agreement | Exhibit F-1-d |
| e. Resolution to Approve Ohio Schools Council Cooperative Bus Purchase Program | Exhibit F-1-e |
| f. Resolution to Approve Camp Link Rates, Hours of Operation, Locations and Dates | Exhibit F-1-f |
| g. Resolution to Camp Link 2005 Parent/Student Handbook | Exhibit F-1-g |
| h. Resolution to Approve Administrative Contracts | Exhibit F-1-h |
2. Discussion Items
- a. First Reading of Board of Education Policy IGDK: Eligibility-Interscholastic Athletics and Extracurricular Activities
 - b. First Reading of Board of Education Policy JFC-R: Student Conduct (Zero Tolerance)
 - Beal: Why add “up to” verbiage?
 - Costanza: To give discretion.
 -

G. Director of Business Affairs Report – None.

H. Director of Curriculum & Instruction Report

Ray Conti reported on the following District initiatives:

- Explained the entry-year training program is underway for our new staff (8 teachers).

I. *Meeting Open to Public (15 Minutes)

- Jody Ovelgonne, Westlake driver, spoke in support of Patti Parkison.
- Rosemary Gieb, VFW post, spoke in support of Patti Parkison.
- Jane Shian, former employee, spoke in support of Patti Parkison.
- Lorrie Knapp, employee, spoke in support of Patti Parkison.

- Don Tharons, citizen, spoke in support of Patti Parkison.
- Wendy Camp, North Ridgeville resident, spoke in support of Patti Parkison.
- Mary Lefso, Westlake resident, spoke in support of Patti Parkison.
- Karen Herzberger, OAPSE president, spoke in support of Patti Parkison.
- Carol Blazer, Westlake resident, spoke in support of Patti Parkison.
- D'Ettorre Wargo: Thanked all in attendance on behalf of Ms. Parkison for their passion and time.

J. Executive Session

1. Adjourn to Executive Session

Time: 6:20 p.m.

Purpose: Employment of Patti Parkison

Motion by Ms. Rocco

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

Mr. O'Malley chaired the hearing.

Others in attendance: Costanza, Pepera, Patti Parkison, Karen Herzberger,
and Jay Demagall

Witnesses: Toni Kopac, Tim Rickard, and Michele Yehlik

Mr. O'Malley declared a brief recess at 7:45 p.m. and resumed the meeting at 7:53 p.m.

Adjourn Executive Session and Return to Regular Session

Time: 10:51 p.m.

2. Action Item

- a. Resolution to Terminate Any and All Employment
Contracts of Patti Parkison Effective 12:01 a.m.
March 24, 2005

Exhibit J-2-a

K. Board Items – None

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L. Adjournment

President D'Ettorre Wargo adjourned the meeting at 10:58 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.

EXHIBIT D-1-a
RES. #05-72

RESOLUTION TO ADJUST FY05 APPROPRIATIONS

RESOLVED THAT
the Westlake Board of Education adjust the following FY05 appropriations:

GENERAL FUND

Account	From	To	Difference
001-1100-100			
Gen. Instruction-Salaries	\$14,071,791.18	\$14,072,428.68	\$637.50
001-1100-200			
Gen Instruction-Retirement	\$4,334,996.91	\$4,335,100.15	\$103.24
001-1100-400			
Gen. Instruction-Purchased Services	\$33,770.00	\$33,020.00	(\$750.00)
001-1100-500			
Gen. Instruction-Supplies	\$420,420.35	\$418,317.33	(\$2,103.02)
001-1100-600			
Gen. Instruction-Equipment	\$90,453.60	\$91,306.62	\$853.02
001-1200-400			
Spec. Instruction-Purchased Services	\$2,343.00	\$2,434.11	\$91.11
001-1200-800			
Spec. Instruction-Misc.	\$0.00	\$31,000.00	\$31,000.00
001-1900-400			
Other Instruction-Purchased Services	\$804,296.00	\$773,296.00	(\$31,000.00)
001-2100-400			
Support Services-Purchased Services	\$478,847.19	\$477,354.51	(\$1,492.68)
001-2200-400			
Support Services Instruct. Purchased Ser.	\$184,689.85	\$187,945.11	\$3,255.26
001-2200-500			
Support Services Instruct. Staff-Supplies	\$114,415.67	\$112,949.67	(\$1,466.00)

EXHIBIT D-1-a
(Continued)

001-2200-600			
Support Services Instruct. Staff-Equip	\$1,163.33	\$1,535.33	\$372.00
001-2200-700			
Support Services Instruct. Capital Outlay	\$5,000.00	\$6,098.00	\$1,098.00
001-2400-400			
Admin-Purchased Services	\$352,266.06	\$350,174.95	(\$2,091.11)
001-2700-400			
Maintenance-Purchased Services	<u>\$1,359,999.55</u>	<u>\$1,361,492.23</u>	<u>\$1,492.68</u>
Total	\$3,813,894.60	\$3,813,903.86	\$0.00

WESTLAKE MONTESSORI SCHOOL 2004-2005

Account	From	To	Difference
401-3200-400-9605	\$302.99	\$167.31	(\$135.68)
Purchased Services			
401-3200-500-9605	<u>\$7,271.85</u>	<u>\$4,015.68</u>	<u>(\$3,256.17)</u>
Supplies and Materials			
Total	\$7,574.84	\$4,182.99	(\$3,391.85)

ST. PAUL 2004-2005

Account	From	To	Difference
401-3200-100-9705	\$60,000.00	\$60,686.21	\$686.21
Salaries and Wages			
401-3200-200-9705	\$35,812.63	\$32,097.50	(\$3,715.13)
Benefits			
401-3200-400-9705	\$39,125.08	\$22,155.82	(\$16,969.26)
Purchased Services			
401-3200-500-9705	\$27,395.37	\$54,430.46	\$27,035.09
Supplies and Materials			

EXHIBIT D-1-a
(Continued)

401-3200-600-9705	<u>\$1,400.00</u>	<u>\$1,288.44</u>	<u>(\$111.56)</u>
Equipment			
Total	\$163,733.08	\$170,658.43	\$6,925.35

ST. BERNADETTE 2004-2005

Account	From	To	Difference
401-3200-200-9805	\$15,064.96	\$15,703.60	\$638.64
Benefits			
401-3200-400-9805	\$146,329.00	\$59,677.32	(\$86,651.68)
Purchased Services			
401-3200-500-9805	<u>\$78,890.80</u>	<u>\$162,098.82</u>	<u>\$83,208.02</u>
Supplies and Materials			
Total	\$240,284.76	\$237,479.74	(\$2,805.02)

LE CHAPERON ROUGE 2004-2005

Account	From	To	Difference
401-3200-400-9905	\$1,445.04	\$1,075.62	(\$369.42)
Purchased Services			
401-3200-500-9905	\$31,181.12	\$22,412.22	(\$8,768.90)
Purchased Services			
401-3200-600-9905	<u>\$3,500.00</u>	<u>\$3,402.81</u>	<u>(\$97.19)</u>
Equipment			
Total	\$36,126.16	\$26,890.65	(\$9,235.51)

**OHIO SCHOOLNET PROFESSIONAL
DEVELOPMENT FY2004**

Account	From	To	Difference
452-1100-400-9952	\$446.15	\$686.22	\$240.07
Instruction - Purchased Services			
452-2200-400-9952	<u>\$1,800.00</u>	<u>\$1,559.93</u>	<u>(\$240.07)</u>
Support Services - Purchased Services			
Total	\$2,246.15	\$2,246.15	\$0.00

(Continued)

Motion by Mr. Beal

Seconded by Ms. Rocco

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

EXHIBIT D-1-b
RES. #05-73

RESOLUTION TO APPROVE REVISED STUDENT ACTIVITY
PURPOSE STATEMENT AND BUDGET

RESOLVED THAT
the Westlake Board of Education approve the following revised Student Activity Purpose
Statement and Budget:

2004-05 REVISED PURPOSE STATEMENT AND BUDGET*

Fund	SCC	Description	Estimated Revenue	Estimated Expenses
018	9766	Guidance – WHS	<u>\$43,122.00</u>	<u>\$44,740.00</u>
		Total 018 Fund	<u>\$43,122.00</u>	<u>\$44,740.00</u>

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

Motion by Mr. O'Malley

Seconded by Ms. Rocco

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

a

RES. #05-74

RESOLUTION TO ACCEPT
GIFTS AND CONTRIBUTIONS
(ORC 3313.36)

RESOLVED THAT

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

Ohio School Pictures
Mr. Douglas Barr
1213 W. Bagley Road
Berea, OH 44017

Donated \$500.00 to Ecology Honors at Westlake High School to supply photographic needs for our Utah trip and Community Night presentation.

Ohio School Pictures
Mr. Douglas Barr
1213 W. Bagley Road
Berea, OH 44017

Donated \$500.00 to the Art Gallery at Westlake High School to enhance the permanent art gallery and activities of the National Art Honor Society at Westlake High School.

Ohio School Pictures
Mr. Douglas Barr
1213 W. Bagley Road
Berea, OH 44017

Donated \$500.00 to TechMates at Westlake High School to purchase consumables and supplies utilized in the technical drawing and design program.

Westlake Town Criers
Mr. Richard Masciere, Treas.
P.O. Box 45224
Westlake, OH 44145

Donated \$1,100.00 to the Athletic Department at Westlake High School to help cover tournament expenses for SWC Freshmen Volleyball, SWC Freshmen Boys Basketball, Junior Wrestling, Varsity Baseball and Varsity Softball.

Bob and Sharon Goede
1460 Queen Anne's Gate
Westlake, OH 44145

Donated \$100.00 to the Library at Hilliard Elementary to purchase additional books for the school library.

Target
Take Charge of Education
P.O. Box 59214
Minneapolis, MN 55459-0214

Donated \$701.89 to Inservice at Westlake High School for the benefit of the students.

EXHIBIT F-1-a
(Continued)

Mr. Philip A. McNiff
The New York Yankees
Tampa Foundation, Inc.
P.O. Box 25077
Tampa, FL 33623

Donated \$1,000.00 to WHBS-TV at Westlake High School to help purchase equipment for the new studio.

Basista Furniture
5295 State Street
Parma, OH 44134

Donated an oak rocking chair to the Fun Fair at Holly Lane Elementary School on February 4, 2005 as a prize in our raffle.

OSV Studios
29605 Lorain Road
North Olmsted, OH 44070

Donated time, equipment and the stock video-tapes to the Fun Fair at Holly Lane Elementary School on February 4, 2005 to make chroma key videos.

Litehouse Pools
25601 Lorain Road
North Olmsted, OH 44070

Donated a foosball table to the Fun Fair at Holly Lane Elementary School on February 4, 2005 to support our raffle as a grand prize.

Industrial Video Corporation
14885 Sprague Road
Strongsville, OH 44136

Donated a Fischer Home Audio System to the Fun Fair at Holly Lane Elementary School on February 4, 2005 as a prize in our raffle.

My Gym
25016 Center Ridge Road
Westlake, OH 44145

Donated a birthday party for 20 to the Fun Fair at Holly Lane Elementary School on February 4, 2005 as a prize in our raffle.

Wellman & Griffith
22765 Lorain Road
Fairview Park, OH 44126

Donated a Sony Progressive Scan DVD player to the Fun Fair at Holly Lane Elementary School on February 4, 2005 as a prize in our raffle.

Romeo's Pizza
2064 Clague Road
Westlake, OH 44145

Donated pizza to the Fun Fair at Holly Lane Elementary School on February 4, 2005 to sell at the event.

Hungry Howie's Pizza & Subs
24533 Center Ridge Road
Westlake, OH 44145

Donated pizza to the Fun Fair at Holly Lane Elementary School on February 4, 2005 to sell at the event.

EXHIBIT F-1-a
(Continued)

Burger King
26270 Lorain Road
North Olmsted, OH 44070

Donated 150 side salads to the Fun Fair at
Holly Lane Elementary School on February 4,
2005 to sell at the event.

Tops Friendly Market
1499 Columbia Road
Westlake, OH 44145

Donated a gift card to the Fun Fair at Holly Lane
Elementary School on February 4, 2005 to
purchase supplies needed for the event.

Giant Eagle
30275 Detroit Road
Westlake, OH 44145

Donated a gift card to the Fun Fair at Holly Lane
Elementary School on February 4, 2005 to
purchase supplies needed for the event.

Sam's Club
5225 Cobblestone
Sheffield Village, OH 44035

Donated a gift card to the Fun Fair at Holly Lane
Elementary School on February 4, 2005 to
purchase supplies needed for the event.

Wal-Mart
24801 Brookpark Road
North Olmsted, OH 44070

Donated a gift card to the Fun Fair at Holly Lane
Elementary School on February 4, 2005 to
purchase supplies needed for the event.

Costco's
35804 Detroit Road
Avon, OH 44011

Donated a gift card to the Fun Fair at Holly Lane
Elementary School on February 4, 2005 to
purchase supplies needed for the event.

RoseArt
6 Regent Street
Livingstone, NJ 07039

Donated four large boxes of school supplies
to the Fun Fair at Holly Lane Elementary
School on February 4, 2005 to use as prizes.

Motion by Mr. Beal

Seconded by Mr. O'Malley

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. Smanik	<u>AYE</u>

EXHIBIT F-1-b-1
RES. #05-75

RESOLUTION TO APPROVE RECLASSIFICATION
OF CERTIFICATED STAFF MEMBERS

RESOLVED THAT
the Westlake Board of Education approves the reclassification of certificated staff members as follows:

Effective 03-01-05:

<u>Name</u>	<u>From</u>	<u>To</u>	<u>Step</u>
Tom Seighman	MA+20	MA+30	8

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

RESOLUTION TO APPROVE CERTIFICATED SUBSTITUTE TEACHERS

RESOLVED THAT

the Westlake Board of Education approves certificated substitutes, resignations, and supplemental contracts as follow for the 2004-2005 school year, contingent upon full and complete compliance with all State of Ohio and Westlake Board of Education employment eligibility criteria and paid from General Fund unless otherwise noted.

NEW SUBSTITUTES:

Kori Brown
Amy George
Michael McPhee

Linda Gatian
Richard Schontz

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

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EXHIBIT F-1-b-3
RES. #05-77

RESOLUTION TO APPROVE UNPAID LEAVE OF ABSENCE - FMLA
FOR CERTIFICATED STAFF MEMBERS

RESOLVED THAT

the Westlake Board of Education approves unpaid FMLA leave for certificated staff members as follows:

Debra Schrembeck
LBMS – Language Arts Teacher

Effective: 04/04/05 through
05/16/05

Motion by Mr. Beal

Seconded by Mr. Smanik

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

RESOLUTION TO APPROVE RETIREMENTS, RESIGNATIONS
AND EMPLOYMENT FOR CLASSIFIED STAFF MEMBERS

RESOLVED THAT
the Westlake Board of Education approves resignations, employment, and substitutes for
classified staff members for the 2004-2005 school year as follows:

RETIREMENT:

Judith Gideon Dover – Head Custodian	Effective:	06/30/05
Chuck Anost Bus Driver	Effective:	06/01/05

RESIGNATION:

Elaine Deeks Parkside – Special Ed. Assistant	Effective:	06/07/05
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EMPLOYMENT:

Douglas Bullard Student Worker – PAC	Rate:	Step 0
	Effective:	03/04/05
Andrew Paulenske Student Worker – PAC	Rate:	Step 0
	Effective:	03/04/05
Monica Sberna Student Worker – PAC	Rate:	Step 0
	Effective:	03/04/05

Motion by Mr. Beal
Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

EXHIBIT F-1-b-5
RES. #05-79

RESOLUTION TO APPROVE CERTIFICATED AND NON-CERTIFICATED
SUPPLEMENTAL RESIGNATIONS AND CONTRACTS

RESOLVED THAT

the Westlake Board of Education approves certificated and non-certificated supplemental contracts and resignations as follow for the 2004-2005 school year, paid from General Fund unless otherwise noted.

CERTIFIED RESIGNATIONS (In District):

Art Daniels WHS Boys Head Varsity Basketball Coach

CERTIFIED SUPPLEMENTAL CONTRACTS (In District):

Donald Spice LBMS Asst. Girls Track Coach Step 1

NOTE: Supplemental contract positions are advertised as required by State Standard OAC-3301-27-01 et. seq. The individuals recommended above were determined to be the most qualified applicants.

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u> AYE</u>

RESOLUTION TO APPROVE HOME INSTRUCTION

RESOLVED THAT

the Westlake Board of Education approves home instruction as follows:

Sarah Furey to provide 5 hours of home instruction for a 504 eligible student retroactive to March 8, 2005.

Kathy Manning to provide 5 hours of home instruction for an IEP eligible student retroactive to March 14, 2005.

Motion by Mr. Beal

Seconded by Mr. Smanik

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

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EXHIBIT F-1-b-7
RES. #05-81

RESOLUTION TO APPROVE PROJECT LINK EMPLOYMENT

RESOLVED THAT

the Westlake Board of Education approves employment of Project Link personnel for the 2004-2005 school year as follows:

Stephanie Bishop
Project Link Leader

Rate: Step 3
Effective: 03/14/05

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

RESOLUTION TO APPROVE AGREEMENT FOR ADMISSION OF TUITION PUPILS

RESOLVED THAT

the Westlake Board of Education approves the Agreement for Admission of Tuition Pupils with Springfield Local Board of Education for the 2004-2005 school year.

Motion by Mr. Beal

Seconded by Mr. Smanik

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

EXHIBIT F-1-d
RES. #05-83

RESOLUTION TO APPROVE CUYAHOGA COUNTY ESC AGREEMENT

RESOLVED THAT

the Westlake Board of Education approves the City/County Agreement with the Educational Service Center of Cuyahoga County for the 2005-2006 school year.

Motion by Mr. Beal

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

RESOLUTION TO PARTICIPATE IN THE OHIO SCHOOLS COUNCIL
COOPERATIVE BUS PURCHASE PROGRAM FOR FY 2006

WHEREAS, the Westlake City Schools Board of Education wishes to advertise and receive bids for the purchase of 4 – 71 passenger school bus school bus bodies and chassis. The 2005-2006 Cooperative School Bus Purchasing fee is \$650.

THEREFORE, BE IT RESOLVED that the Board of Education of the Westlake City School District wishes to participate and authorizes The Ohio Schools Council to advertise and receive bids on behalf of said Board as per the specifications submitted for the cooperative purchase of 4 – 71 passenger transit style buses. The Board agrees to pay \$650.00 to The Ohio Schools Council for school district membership as a service fee for this purpose.

Motion by Ms. Rocco

Seconded by Mr. Smanik

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. Smanik	<u>AYE</u>

EXHIBIT F-1-f
RES. #05-85

RESOLUTION TO APPROVE CAMP LINK RATES,
HOURS OF OPERATION, LOCATIONS AND DATES

RESOLVED THAT
the Westlake Board of Education approves the following Camp Link rates, hours of operation,
locations and dates.

Elementary Camp Link

Bassett Elementary School

June 8, 2005 – August 12, 2005
6:30 a.m. – 6:00 p.m.
Registration Fee - \$25.00/student
Rate - \$3.25/hour

Intermediate Camp Link

Lee Burneson Middle School

June 8, 2005 – August 12, 2005
6:30 a.m. – 6:00 p.m.
Registration Fee - \$25.00/student
Rate - \$3.25/hour

Motion by _____ Ms. Rocco

Seconded by _____ Mr. Smanik

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. Smanik	<u>AYE</u>

March 23, 2005
05-168

EXHIBIT F-1-g
RES. #05-86

RESOLUTION TO APPROVE CAMP LINK 2005 PARENT/STUDENT HANDBOOK

RESOLVED THAT

the Westlake Board of Education approves the following Camp Link 2005 Parent/Student Handbook.

Motion by _____ Ms. Rocco _____

Seconded by _____ Mr. O'Malley _____

Roll Call Vote:

Mrs. D'Ettorre Wargo _____ AYE _____

Ms. Rocco _____ AYE _____

Mr. Beal _____ AYE _____

Mr. O'Malley _____ AYE _____

Mr. Smanik _____ AYE _____

EXHIBIT F-1-h
RES. #05-87

RESOLUTION TO APPROVE ADMINISTRATOR CONTRACTS

RESOLVED THAT

the Westlake Board of Education approves the renewal of the following administrator contracts as specified in their Administrative Contracts, effective August 1, 2005 through July 31, 2008.

Three (3) year Contract Renewal:

Dave Newman
Principal

Ben Hodge
Assistant Principal

Pamela Griebel
Principal

One (1) Year Contract Renewal:

Gary Slocum
Director of Business Affairs

Antoinette Kopac
Transportation Director

Motion to Amend Resolution to include the following dates of contract renewal:

Three (3) year Contract Renewal: August 1, 2005 through July 31, 2008

One (1) Year Contract Renewal: August 1, 2005 through July 31, 2006

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>
Mr. Smanik	<u>AYE</u>

March 23, 2005
05-170

Motion to Approve Resolution as Amended:

Motion by Mr. O'Malley

Seconded by Mr. Beal

Roll Call Vote:

Mrs. D'Ettorre Wargo AYE

Ms. Rocco AYE

Mr. Beal AYE

Mr. O'Malley AYE

Mr. Smanik AYE

EXHIBIT J-2-a
RES. #05-88

RESOLUTION

The Board of Education of the Westlake City School District, met in regular session on March 23, 2005, commencing at 5:33 p.m., at the Administration Building, 27200 Hilliard Blvd., Westlake, Ohio, with the following members present:

Renee D'Ettorre Wargo

Andrea Rocco

David Beal

Joseph O'Malley

Thomas Smanik

Mr. Beal moved and Ms. Rocco seconded adoption of the following resolution.

**RESOLUTION TO TERMINATE ANY AND ALL EMPLOYMENT CONTRACTS
OF PATTY PARKISON EFFECTIVE 12:01 A.M. MARCH 24, 2005**

WHEREAS, Patty Parkison ("Parkison"), is employed as a bus driver by the Board of Education of the Westlake City School District; and

WHEREAS, on March 16, 2005 Parkison was transporting Westlake City School District students on a school vehicle as part of her normal assignment; and

WHEREAS, as a bus driver in the employ of the Westlake City School District Parkison is entrusted with the care and safety of the students assigned to her and responsible for ensuring that all students are safely off her assigned vehicle at the end of each of her daily runs; and

WHEREAS, on March 16, 2005 it came to the attention of certain members of the administration of the Westlake City School District that, in contravention of District practices and directives, Parkison failed to properly and thoroughly inspect her vehicle at the end of her runs and so left a student on her vehicle. The student was found by another driver for the District, still asleep and clearly visible; and

WHEREAS, as a result the student was not in his assigned building in a timely manner, causing officials of that building to undertake a search for the student and further causing the student's parent to be contacted; and

WHEREAS, the administration of the Westlake City School District has conducted an investigation of the facts and circumstances surrounding the aforementioned incident; and

WHEREAS, that investigation confirms that Parkison has failed in the appropriate performance of her duties so as to provide the District with just cause to terminate the employment of said employee; and

WHEREAS, as a result of her position with the Westlake City School District, Parkison is a member of Local 319, Ohio Association of Public School Employees and governed by the terms and conditions of employment set forth in the collective bargaining agreement between Local 319 and the Westlake City School District; and

WHEREAS, pursuant to the Agreement at Article XXVIII the Westlake City School District may terminate an employee for just cause; and

WHEREAS, the Superintendent of the District has met with Parkison and provided her with the specifications that form the subject matter of this Resolution and further provided her the opportunity to respond to those specifications and otherwise explain her conduct; and

WHEREAS, the Board of Education of the Westlake City School District, through its Superintendent, has provided Parkison written notice of the Superintendent's recommended disciplinary action along with a delineation of the grounds for considering whether her employment should be terminated; and

WHEREAS, Article XXVIII of the Memorandum of Understanding between Local 319, Ohio Association of Public School Employees and the Board provides that "[b]efore the Board acts on a recommendation for a suspension of three or more days or discharge, the employee and his/her representative shall have the right to address the Board"; and

WHEREAS, the employee has been afforded the opportunity to appear before the Board of Education of the Westlake City School District on March 23, 2005 to rebut the preceding or otherwise explain her actions; and

WHEREAS, Parkison was unable to rebut the facts recited above or otherwise explain her actions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Westlake City School District, upon recommendation of the Superintendent, that the Board hereby enters an order of removal and terminates each and all of Patty Parkison's employment contracts.

BE IT FURTHER RESOLVED that Parkison's termination shall be effective at 12:01 A.M. on March 24, 2005.

BE IT FURTHER RESOLVED that the Treasurer be and hereby is authorized and directed to provide notice of this action to Parkison through a copy of this resolution, and to provide, by copy of this Resolution, notice of removal of Ms. Parkison from her employment position to the Westlake Civil Service Commission.

UPON ROLL CALL ON THE FOREGOING RESOLUTION, the vote was as follows:

<u>Renee D'Ettorre Wargo</u>	<u>AYE</u>	<u>Andrea Rocco</u>	<u>AYE</u>
<u>David Beal</u>	<u>AYE</u>	<u>Joseph O'Malley</u>	<u>NO</u>
<u>Thomas Smanik</u>	<u>AYE</u>		

Treasurer's Certification

The foregoing is a true and correct excerpt from the minutes of the regular meeting of the Board of Education of the Westlake City School District conducted March 23, 2005.

Treasurer, Board of Education
Westlake City School District, Ohio

March 24, 2005
Date

March 23, 2005
05-174

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ELIGIBILITY – INTERSCHOLASTIC ATHLETICS
AND EXTRACURRICULAR ACTIVITIES

In order to be eligible to participate in interscholastic athletics and extracurricular activities, students shall meet the following criteria.

In order to be eligible in grades 9-12, a student must be currently enrolled and must have been enrolled in school the immediately preceding grading period (interscholastic athletics only). During the preceding grading period, the student must have received passing grades in a minimum of five one-credit courses or the equivalent which count toward graduation, and earn a grade point average of 1.50 or above. ~~A student enrolling in 9th grade for the first time will be eligible for the first grading period regardless of previous academic achievement.~~ **Fall incoming 9th grade student's eligibility will be determined on the last grading period of the 8th grade.**

A student enrolling in the seventh grade for the first time will be eligible for the first grading period regardless of previous academic achievement. Thereafter, in order to be eligible, a student in grade 7 or 8 must be currently enrolled and must have been enrolled in the school the immediately preceding grading period and received passing grades during the grading period in 75% of those subjects carried the preceding grading period in which the student was enrolled, and earn a grade point average of 1.50 or above.

Students may participate in interscholastic athletics and extracurricular activities if they receive a failing grade for any course in the immediately preceding grading period provided they meet the eligibility requirements above.

Students with Individual Education Plans will be expected to meet the eligibility standards set forth in this policy unless a specific modification is included in the student's Individual Education Plan.

Extracurricular activities are those activities not for academic credit that meet after school for two or more times per week on a regular basis or for a season. The principal of the high school and middle school shall publish a list of all activities and extracurricular activities subject to these standards at the beginning of the school year.

ADOPTION DATE:	May 23, 2002
REVISION DATE:	March 20, 2003 (Effective 2003-2004 School Year)
REVISION DATE:	[]
LEGAL REFS.:	ORC 3313.53; 3313.58; 3313.59; 3315.062
CROSS REFS.:	JGD, Student Suspension JGE, Student Expulsion Student Handbook

SECTION 1

These examples of misconduct will generally result in the following penalties that are cumulative for any offense in this section. The principal may modify this sequence based on circumstances.

<u>OFFENSE</u>	<u>CONSEQUENCE</u>
1 st	Up to 3-day Suspension and/or Saturday Alternative School or Extended school day
2 nd	5-day suspension
3 rd	10-day suspension and recommendation for expulsion
4 th	10-day suspension and recommendation for expulsion

Rule 1 - Disruption of School/Misconduct

A student shall not, by use of violence, force, noise, coercion, threat, harassment, intimidation, fear, passive resistance or any other conduct, cause, attempt, or threaten to cause the disruption or obstruction of any lawful mission process, activity, or function of the school including all curricular and extracurricular activities. **Neither shall any student urge other students to engage in such conduct for the purpose of causing, attempting, or threatening to cause the disruption or obstruction of any lawful mission, process, activity, or function of the school including all curricular and extracurricular activities.**

Misconduct prohibited by this rule includes, but is not limited to:

- A. setting fire, or attempting to set fire to, damaging or attempting to damage any school building or property;
- B. continuously and intentionally making noise or acting in a manner which attempts to or does interfere with a teacher's ability to conduct a class or extracurricular activity;
- C. making, by telephone, letter or other means a threat to damage or destroy any school property or to disrupt any school-sponsored or related activity, function or event on or off school grounds; or,
- D. engaging in any activity or conduct that endangers students, employees or guests at the school.

Rule 2 - Inappropriate Language

No student shall use profane, vulgar, racially or religiously derogatory, abusive, or otherwise disrespectful language in any school building areas during school hours or at any school-sponsored or related activities or events. Neither shall any students use profane, vulgar, or other improper gestures, publications, pictures or signs, nor engage in any socially or sexually improper behavior.

Rule 3 - Truancy and Tardiness

Students are required by law to regularly attend school. A student shall not be absent from an assigned location for all or part of any school day without school authorization and parental consent, and shall be considered truant when he/she is absent from school for any portion of the school day. Excessive tardies shall be considered truancy. Leaving the school building and/or grounds without permission is truancy.

When the building principal advises the superintendent that a student of compulsory school age has been absent without legitimate excuse for more than 10 consecutive days, or a total of at least 15 days in any term or semester, the following procedure will apply:

- A. The superintendent will notify, in writing, the student and his/her parent, guardian or custodian that information regarding the student's absences has been provided to the superintendent, and that, as a result the student's driving privileges will be denied. This notification will also state that the student and his/her parent, guardian or custodian may appear before the superintendent or designee to challenge the information provided to the superintendent.
- B. The notice from the superintendent to the student must set forth the information received and must include the date, time and place of the hearing. The hearing must be scheduled between three and five days after the notification is given unless an extension is requested by the student, parent, guardian or custodian and is granted by the superintendent. If granted, the superintendent must notify the student, and the parent, guardian or custodian of the date, time and place of the new hearing.
- C. At the hearing before the superintendent or designee, the student will have an opportunity to present evidence that he/she has not been habitually absent without legitimate excuse. Under Ohio law, "legitimate excuse" includes, but is not limited to:
 - 1. enrollment in another school or school district in Ohio or another state;
 - 2. possession of an age and schooling certificate;
 - 3. a bodily or mental condition that prohibits attendance under ORC 3321.04 or
 - 4. participation in a home instruction program in accordance with ORC 3321.04.
- D. If a habitually absent student does not appear at a hearing before the superintendent or designee, or if the student does not convince the superintendent or designee that the absences are legitimate, the superintendent must notify the registrar of the Bureau of Motor Vehicles (BMV) and the County Juvenile Judge. Such notification must be given to the registrar of the BMV and the Juvenile Judge within two weeks of the receipt of the information regarding habitual absences, or if a hearing for the student is held, within two weeks after the hearing.

Notification to the registrar of the BMV and the Juvenile Judge must comply with ORC 3319.321 and the Family Educational Rights and Privacy Act of 1974 (FERPA) and accompanying regulations.

The registrar of the BMV is required to suspend the temporary instruction permit or driver's license of any student who is the subject of such a notice. If a temporary permit or license has not yet been issued for that student, the registrar is prohibited from issuing a temporary permit or a license.

The denial of a student's driving privileges will remain in effect until the student reaches age 18 or until the denial is permitted for another reason allowed by Ohio law. In accordance with Ohio law, a student whose driving privileges have been denied can file a petition with the juvenile court in the jurisdiction where he/she resides.

Rule 4 - Unauthorized Sale or Distribution

Distribution or selling unauthorized materials on school property, or attempting to distribute or sell such items, is not permitted.

Rule 5 - Forgery/False Reports

No student shall cheat, lie, prefabricate, deceive, use crib notes, receive or disseminate answers to a test, or falsify records. Neither shall any student forge, falsify, distort or misrepresent (in verbal or written form) dates, times, addresses, grades, signatures or other data contained in any communication to or from the school. Any student who assists or participates in any of the above actions on a secondary basis shall also be subject to discipline.

Rule 6 - Academic Dishonesty

No student shall fraudulently, dishonestly or deceptively obtain and use the work of another, or otherwise violate a teacher's reasonable requirements with respect to proper test taking or the completion of work assignments. Neither shall any student assist another student in the pursuit of academic dishonesty by providing information or by any other means. For purposes of this Policy, work is broadly construed and includes without limitation, ideas, writings, works in progress, completed work product, examination questions and examination answers. Any student who misappropriates or plagiarizes someone's work, assists another in such misappropriation or otherwise engages in academic dishonesty shall not obtain credit for the work in question and shall be subject to other disciplinary action.

Rule 7 - Trespass/Loitering

- A. No student shall enter upon school grounds or enter any school building to which the student is not assigned, either during or after school hours, except with express permission of the building principal or for purposes of attending or participating in a school-sponsored event in which his/her regularly assigned school is involved or where students from his/her regularly assigned school have been invited to attend or participate.
- B. A student who is already the subject of an emergency removal, a suspension or an expulsion shall not enter upon any District property without the express permission of the principal.
- C. Loitering is defined as a student's presence in a restricted area at an authorized time. This includes the student parking lot; no student is to be in the parking lot during school without an administrator's permission.

Rule 8 - Repeated Violations of School Rules

No student shall repeatedly fail to comply with school rules and regulations or with directions of teachers, student teachers, teacher aides, principals or other authorized school personnel.

Rule 9 - Failure to Comply with Directives/Insubordination: Violation of Rules

- A. Students shall comply with the directives and orders of teachers, student teachers, educational aides, substitute teachers, principals or other authorized school personnel during any period of time when they are properly subject to the authority of the school. Verbal and written abuse, including insults and intimidation, will not be tolerated. It shall be considered "insubordination" for anyone to disobey or fail to comply with directives relating to this code by authorized school personnel.
- B. Students shall comply with all school rules and regulations which are a part of this Code and which shall be posted on school bulletin boards. It is the responsibility of each student to familiarize himself/herself with all school rules and regulations.

Rule 10 - Use of Flame Producing Devices

The unauthorized use or possession of matches, lighters or other flame producing devices on school property is not permitted.

Rule 11 - Hazing

No student shall harass, persecute or participate in any act(s) or attempt to threaten, act or participate in any act(s) that injures, degrades, disgraces or tends to injure, degrade or disgrace any student. Hazing is banned in any form.

Hazing is defined as acting or coercing another, including the victim, to participate in any act of initiation into any student or other organization that causes or creates a substantial risk of causing mental or physical harm to any person. Permission, consent or assumption of risk by any individual subjected to hazing will not lessen the prohibition contained in this Policy, and will not exempt any student from discipline under this Policy.

Rule 12 - Harassment and Sexual Harassment

No student shall harass any other student, school employee, community member or school visitor on the basis of color, race, national origin, religion, age, disability, status as Vietnam-era veteran or special disabled veteran. For the purpose of this Code of Conduct, the term “harass” includes, but is not limited to, conduct which intimidates, insults, persistently annoys or otherwise physically or verbally (orally or in writing) abuses another. No student shall retaliate against any other student, school employee, community member or school visitor for assisting with the investigation of a complaint of harassment.

Students are specifically prohibited from sexually harassing any other student, school employee, community member or school visitor. Sexual harassment is any activity of a sexual nature which is unwanted or unwelcome, including but not limited to, unwanted touching, pinching, patting, verbal comments of a sexual nature, sexual name-calling, pressure to engage in sexual activity, repeated propositions and unwanted body contact.

Any student who believes that he/she has experienced any form of harassment including sexual harassment should report this conduct immediately to his/her building principal, guidance counselor or a teacher.

A member of the administration will meet with the student to discuss the complaint and to develop a clear understanding of the student’s statement of facts. An administrator will then attempt to meet with the charged party to obtain his/her response to the complaint. The administrator also will attempt to meet with individuals identified by the charging party or the charged party to substantiate the position of the charged party or charging party. Based on this evidence, the administrator will make a decision regarding the need for discipline.

All complaints of harassment will be treated as “confidential” and information will only be released on a “need to know” basis.

No student shall be retaliated against for reporting harassment or assisting in the investigation of a harassment claim. Students should report charges of retaliation to the administrator investigating the complaint.

Rule 13 - Gambling

No student shall engage in or promote games of chance, place a bet or risk anything of value on school grounds, at school-sponsored or related school functions off school grounds, or any other time the student is subject to school authority.

Rule 14 - Transportation

No student, while under the authority of a school bus driver, may interfere with the safe operation of the bus through destructive actions or words either to other students, the bus driver or passing motorists.

Rule 15 - Driving/Parking

Any student driving to school must keep his/her vehicle under control at all times, follow established safety procedures, and comply with school parking regulations. Failure to follow these guidelines may result in the student's driving privileges being withdrawn. While parked on school property, student vehicles are subject to routine patrols and exterior inspections that may be conducted without the student's consent, and without a search warrant. The inside of student vehicles may also be searched when school officials have reasonable suspicion to believe that illegal or unauthorized materials are contained therein.

Rule 16 - Accomplice

No student shall place himself/herself in a position to aid, abet, facilitate, encourage, allow or in any manner to actively or passively assist another student to violate any school rule. The prohibition of this section includes but is not limited to serving as a "look out" for a student engaged in misconduct. In addition to the foregoing, students shall also have an affirmative duty to report another student who a student knows has violated, is violating, or is planning to violate a school rule involving any dangerous weapon (as defined in Board Policy) or any illegal, prescription or counterfeit drug. In administering discipline under this Section, school officials and administrators shall have discretion to consider the circumstances and nature of the offense, including any mitigating circumstances.

Rule 17 - Electronic Devices

No student shall use radios, televisions, telephones, cellular phones, pagers, laser pointers or any other equipment on school grounds during school hours or at school-sponsored events if, in the sole discretion of school authorities, such items are disruptive of the educational process. Students may use headsets during non-school hours with the permission of school authorities.

Rule 18 - Failure to Accept Discipline or Punishment

No student shall refuse to accept discipline or punishment from teachers, school officials, teacher aides or other authorized school personnel, nor shall any student violate the conditions of student suspension as specified in the student suspension notice to parents.

Rule 19 - Misconduct During Extracurricular Activities

A student who has been accepted or qualified to participate in a school-sponsored or related extracurricular activity shall not behave in any manner which, in the sole discretion of school authorities, disrupts or tends to interfere with the conduct of that activity and shall not violate the rules, regulations or policies which govern participation in an extracurricular activity which

rules, regulations or policies are provided to participants and made part of this code. Students attending any school-sponsored or related activity shall not behave in any manner that, in the sole discretion of school authorities, disrupts or tends to interfere with the conduct of that activity.

Rule 20 - Extortion

No student shall use an expressed or implied threat, violence, harassment, coercion or intimidation to obtain money or anything of value from another on school grounds, at school-sponsored or related school functions, off school grounds or any other time the student is subject to school authority.

Rule 21 - Gang Activity

Subject to any applicable legal and constitutional limitations, no student's dress, apparel, activities, acts of behavior or manner of grooming will be condoned if they:

- A. cause school officials to have reasonable suspicion that such behavior, apparel, activity, acts or other attributes are gang-related and would disrupt or interfere with the school environment or activity and/or educational objectives;
- B. present a physical safety hazard to the student in question, other students, staff members or other employees;
- C. create an atmosphere in which a student's, staff member's or other person's well-being is hindered by undue pressure, behavior, intimidation, overt gesture or threat of violence; or
- D. imply gang membership or affiliation by written communication, marks, drawing, painting, design or emblem whether on school or personal property or on one's person.

Rule 22 - Any Other Conduct Which Disrupts or Interferes with the Educational Process

Students may be disciplined for any other misconduct that, although not detailed herein, is determined by school authorities to disrupt or to interfere with the educational process.

SECTION II

These examples of misconduct which are cumulative will generally result in up to a 10-day suspension along with a possible recommendation for expulsion and/or police and court referral due to the more serious nature of these offenses.

Rule 23 - Damage, Destruction, or Theft of School or Private Property, Vandalism

A student shall not cause or attempt to cause damage to school property or to personal property of students, teachers, school personnel or other persons. Neither shall a student steal or attempt to steal property of students, teachers, school personnel or other persons or participate or attempt to participate in the unauthorized removal of property either on school grounds or during a school-sponsored or related activity, function or event off the school grounds. The prohibition of this Section includes, but is not limited to, intentional damage or destruction of computer hard drives or materials stored on a hard drive or, any form of computer piracy, any improper usage of the Internet or other on-line agencies.

Pursuant to ORC 3109.99 and ORC 3109.091, a student and/or their parent or legal guardian shall be held financially accountable to the Westlake City Schools for any damage, destruction or theft caused by their child.

OFFENSECONSEQUENCE

- | | |
|-----------------|--|
| 1 st | Up to a 10-Day Suspension and/or Court Referral with Possible Recommendation for Expulsion |
| 2 nd | 10-Day Suspension and Recommendation for Expulsion |

Rule 24 - Weapons, Dangerous Instruments, Fireworks and Explosives

No student shall use, possess, handle, transmit, sell or conceal any object that can be classified as a weapon or dangerous instrument while on school grounds, at school-sponsored or related activities, functions or events off school grounds, on school-owned, operated or leased vehicles, or at any other time that the student is subject to the authority of the school. Weapons and dangerous instruments shall include any object that is used or may be used to inflict physical harm or property damage. (Note: Bringing firearms to school shall result in a one-year expulsion from school, see Board Policy JGE. Bringing a knife onto school property may also result in a one-year expulsion, see Board Policy JGE).

No student shall possess, handle, transmit, sell, conceal or bring upon school grounds any fireworks, explosives or munitions, nor shall any student ignite or explode fireworks, explosives or munitions at school-sponsored or related functions or activities on or off school grounds or at any other time the student is subject to the authority of the school.

This prohibition applies to firearms, explosive (including fireworks, lighters, matches), knives and other dangerous objects of no reasonable use to the student at school. It also applies to any look-alike weapon or dangerous object (including normal school supplies like pencils or compasses) that a reasonable person might consider, under the circumstances, capable of harming a person or property.

OFFENSECONSEQUENCE

- | | |
|-----------------|---|
| 1 st | Up to a 10-Day Suspension with Possible Recommendation for One-Year Expulsion from School |
| 2 nd | 10 Day Suspension and Recommendation for One-Year Expulsion from School |

Rule 25 - Assaulting/Hitting/Threatening

A student shall not cause physical injury or behave in any way that could threaten to cause physical injury to other students, professional staff, employees or guests who are visiting the school or attending any Board-sponsored and supervised activity. This includes, but is not limited to, hitting and other inappropriate touching.

A student who assaults a school employee or other student whether on or off school property, or at a nonschool-sponsored or related activity, function or event may be subjected to discipline. In accordance with Ohio Revised Code Section 3313.66, a student may be subject to suspension or expulsion from school if the superintendent has reasonable suspicion the student's continued presence in the school will significantly disrupt or interfere with the educational process or significantly endanger the health or safety of the students or others.

<u>OFFENSE</u>	<u>CONSEQUENCE</u>
Threatening: 1 st Offense	Up to a 10-Day Suspension with Possible Recommendation for Expulsion
2 nd Offense	10-Day Suspension and Recommendation for Expulsion
Assaulting: 1 st Offense	<u>Up to a</u> 10-Day Suspension and/or Referral to Court and/or Recommendation for Expulsion

Rule 26 - False Alarms

The act of initiating a fire alarm or initiating a report warning of a fire or catastrophe such as a tornado without cause.

<u>OFFENSE</u>	<u>CONSEQUENCE</u>
1 st	Up to a 10-Day Suspension and/or Police Contact and/or Court Referral and Recommendation for Possible Expulsion
2 nd	10-Day Suspension, Police Contact, Court Referral and Recommendation for Possible Expulsion

Rule 27 - Bomb Threats

The act of initiating a report warning of a bomb on school property, on Board of Education owned vehicles, or at Board of Education sponsored or supervised activities.

<u>OFFENSE</u>	<u>CONSEQUENCE</u>
1 st	10-Day Suspension, Police Contact, Court Referral and Recommendation for Expulsion of up to one year

Rule 28 - Arson

The willful and malicious burning of or attempt to burn any property of the Board of Education.

<u>OFFENSE</u>	<u>CONSEQUENCE</u>
1 st	10-Day Suspension, Police Contact, Court Referral, Recommendation for Expulsion

Rule 29 - Alcohol/Controlled Substances/Drugs/Narcotics/Inhalants

During school, summer school, travel on any school-provided transportation or at any school-sponsored activity held on or off school property, students shall not knowingly possess, buy, sell, use, supply, transfer, apply or be under the influence of any mood-altering chemical of any kind, including alcohol. "Possession" includes, with limitation, retention of a student's person or in a student's purse, wallet, locker, desk or automobile parked on school property. "Under the influence" is defined as manifesting signs of chemical misuse including, but not limited to, staggering, red eyes, odor, nervousness, restlessness, memory loss, abusive language, falling asleep in class or any other behavior which is not considered normal for the particular student. The term "mood-altering chemical" includes, without limitation, narcotics, depressants, stimulants, hallucinogens, counterfeit drugs, marijuana, alcohol and inhalants. These prohibitions also extend to prescription drugs, unless prescribed by a licensed physician for the student in question, and kept in the original container with the student's name and with directions for proper use. Prescription

medications shall be kept in the school office. All other procedures outlined in school policy should also be followed.

- A. Legal authorities will be informed.
- B. The substance will be turned over to legal authorities.
- C. The student will be suspended and/or expelled from school.
- D. The student will be referred to an Insight Group.
- E. The student may be referred to an outside agency for an assessment. If this assessment is in conjunction with the 5/10 suspension option, then the student must follow through with the assessment recommendation.
- F. A first incident of selling, supplying or transmitting mood-altering chemicals shall be treated as a second offense as defined below.

OFFENSECONSEQUENCE

1 st	5/10 option and/or referral to an assessment with the recommendation being followed. Five days of out-of-school suspension are in effect with the remaining 10 held. If not the 5/10 option, then a 10-day out-of-school suspension and/or a police contact and/or a court referral and/or a recommendation for expulsion.
2 nd	10 days out-of-school suspension and a police contact, court referral and a recommendation for expulsion.

Rule 30 - Look-Alike Drugs

A student shall not use, conceal, sell, purchase, accept or transmit any substances which are reasonably thought by the administrator to be drugs of abuse, sold as drugs of abuse or inferred by the seller or buyer to be drugs of abuse. (Medications prescribed by a physician must follow the Board-adopted policy regarding student medication.)

- A. A counterfeit controlled substance is defined as:
 - 1. any drug that bears, or whose container or label bears, a trademark, trade name or other identifying mark used without authorization of the owner or rights to such trademark, trade name or identifying mark;
 - 2. any unmarked or unlabeled substance that is represented to be a controlled substance;
 - 3. any substance that is represented to be a controlled substance or is a different controlled substance and
 - 4. any substance other than a controlled substance which a reasonable person would believe to be a controlled substance because of its similarity in shape, size and color or its markings, labeling, packaging, distribution or the price for which it is sold or offered for sale.
- B. No students shall knowingly possess any counterfeit-controlled substance. Violations of this provision shall be treated in the same manner as Rule 29 (Alcohol/Controlled Substances/Drugs/Narcotics/Inhalants).
- C. No student shall directly or indirectly represent a counterfeit-controlled substance as a controlled substance by describing, through words or conduct that physical or mental effects are the same or similar to the effects associated with the use of a controlled substance.

- D. No student shall knowingly make, offer to sell, give, package or deliver a counterfeit-controlled substance. Violations of this provision will be treated in the same manner as Rule 29 (Alcohol/Controlled Substances/Drugs/Narcotics/Inhalants).

Rule 31 - Drug Paraphernalia

A student shall not possess, use, transmit or conceal any item which is designed for use with any illegal substance while on school property or in attendance at any Board of Education sponsored or supervised activity.

OFFENSE**CONSEQUENCE**

1st Up to 10-Day Suspension and/or Recommendation for Expulsion

Rule 32 - Fighting

Students involved in fighting on school property, Board-owned vehicles or in attendance at any Board-sponsored activity will be suspended. In most cases, all parties involved in the fight will be suspended.

OFFENSE**CONSEQUENCE**

1st Up to 10-Day Suspension
2nd Up to 10-Day Suspension with a Possible Recommendation for Expulsion
3rd 10-Day Suspension and Recommendation for Expulsion

Rule 33 - Use of Tobacco

The use of any tobacco products by students is prohibited. This applies to all extracurricular activities both on school property and away from school. Use includes possession; smoking is defined as holding a tobacco product, whether lit or unlit or having held it and tossed it aside.

OFFENSE**CONSEQUENCE**

1st **3-Day suspension or 3-Day in-school assignment and mandatory attendance at an educational seminar sponsored by the American Lung Association, American Cancer Society or another like health organization approved by the Board of Education, and issued a ticket under O.R.C. 2151.87.**
2nd **Up to a 5-Day Suspension, and issued a ticket under O.R.C. 2151.87**
3rd **10-Day Suspension and/or Recommendation for Expulsion, and issued a ticket under O.R.C. 2151.87**

The superintendent shall publish to all students a policy outlining these and any other District rules regarding student conduct and the sanctions, which may be imposed for their breach. Said policy shall also be posted in a central location in each school and shall be made available to students upon request.

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