



The mission of the Barberton City School District is meeting each child where they are at and growing them year to year until they are on one of three pathways - Enrolled, Enlisted, Employed.

BARBERTON CITY SCHOOL DISTRICT

633 Brady Ave
Barberton OH 44203

Regular Meeting

June 30, 2022

Administration Building
633 Brady Avenue
Barberton, OH 44203
5:30 p.m.

I. CALL TO ORDER - Mr. David Polacek, President

- Roll Call
 - Pat Boyle
 - Megann Eberhart
 - Thomas Harnden
 - Tina Ludwig
 - Dave Polacek

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. INFORMATIONAL

DATES TO REMEMBER:

July 4-5 Holiday - Closed

July 11-21 Summer Extravaganza Monday - Thursday

V. COMMUNICATIONS

- A. Comments from the Public - Public Comments: comments should be held to 3 minutes or less. This session is to give the community an opportunity to address the Board on items that are relevant and for the good of

the district. The Board will not enter into debate or discussion on any matter brought forward. Instead the information will be taken into the minutes and assigned to the proper individual for follow up.

- B. Comments from Board Members - Board Comments: Board comment session is to allow Board members an opportunity to publicly address the Board and community on items that are relevant and for the good of the district. The Board comment session should not be used as a platform for advancement of self or political views.

VI. BOARD BUSINESS

Recommend the approval of the Board Business as listed.

- A. To approve the Regular Board Meeting Amended Agenda for June 30, 2022 as presented. The deletion of VIII Personnel, Item H and the addition of VIII Personnel, Item I.

MOTION:

SECOND:

Comments or Questions:

Polacek A/N Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N
Approved _____ Not Approved _____ Other Action _____

- B. Legislative Update Discussion

VII. SUPERINTENDENT'S BUSINESS - Mr. Jeff Ramnytz

Recommend the Board approve the Superintendent's Business as listed.

- A. To approve the contract with Summit Educational Service Center, Kids First/Transition Opportunity Program (TOPS) for the 2022-2023sy and Barberton City Schools to service students with a disability. (Board members received copy.)

- B. To approve the contract with Windfall Industries MAPSTART Program for the 2022-2023sy, 150 D Quadral Dr, Wadsworth 44281 and Barberton City Schools for purchased services not available to Barberton City Schools. (Board members received copy.)

- C. To approve the service agreement with Education Alternatives (EA), 5445 Smith Road, Cleveland 44142 for the 2022-2023sy and Barberton City Schools on an as needed basis for varying educational, emotional and physical needs to service our students. (Board members received copy.)
- D. To approve the service agreement with Star Therapy & Sales Corp, 10600 Peck Road, Mantua 44255 for 2022-2023sy, 2023-2024sy and 2024-2025sy and Barberton City Schools for Comprehensive Occupational & Physical Therapy Services. (Board members received copy.)
- E. To approve the agreement with Red Line Advocacy, LLC, 3503 Fortuna Dr, Suite 2, Akron 44312 and Barberton City Schools to assist in the development, implementation and supervision of an educational program for a student of Barberton City Schools. (Board members received copy.)

MOTION:

SECOND:

Comments or Questions:

Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N
 Approved _____ Not Approved _____ Other Action _____

- F. To approve the student handbooks for 2022-2023. (Board members received copy.)

MOTION:

SECOND:

Comments or Questions:

Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N Boyle A/N
 Approved _____ Not Approved _____ Other Action _____

VIII. PERSONNEL - Mr. Jeff Ramnytz

Recommend the board approve the following personnel items.

- A. To approve the following resignations. Att. 1

- B. To approve the licensed personnel listed. Att. 2

- C. To adopt the following Resolution retro to May 25, 2022.

Part I. WHEREAS the Barberton City School District Board of Education has offered the following positions:

Majettes	3%
Majorettes	3%

To licensed employees and no such employee who qualified to fill the positions applied or accepted.

Part II. NOW, THEREFORE, BE IT RESOLVED that the non-licensed individuals listed in Personnel Attachments May 25, 2022 to be recognized as a volunteer and/or extended a contract for the 2022-2023 school year for the above named positions contingent upon receipt of BCI & FBI background check according to Ohio Revised Code.

- D. To approve the following off staff hiring. Att. 3

- E. To approve the non-certificated personnel listed. Att. 4

- F. To approve the leave of absence(s) listed. Att. 5

MOTION:

SECOND:

Comments or Questions:

Harnden A/N Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N
 Approved _____ Not Approved _____ Other Action _____

- G. To reinstate the following individuals from the RIF list to be employed to a tutor position for the 2022-2023 school year effective July 1, 2022.

*Matthew Burkett
Karen Steen
Laura Keller
*Jan Schoeppner
*Beth Rayburn
Laura Shemuga
Sara Dotlich
Juliana Huckriede
Kristyn Syroid
Elyssa Hilton
Kimberly St. Phillips
Alaina Thompson
Deborah Patonai
Ashley Craig
Michelle Lisco
Matthew Filo
Rebecca Petroff
Sandra Wilkes
Shirley Walters
Emily Harter
Mark Wesolowski
Haley Keffer
Leah Blachaniec

*tenure

MOTION:

SECOND:

Comments or Questions:

Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N Harnden A/N
Approved _____ Not Approved _____ Other Action _____

~~H. To approve an MOU with OAPSE. (Board members received copy.)~~

I. To approve an MOU with BEA. (Board members received copy.)

MOTION:

SECOND:

Comments or Questions:

Polacek A/N Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N
Approved _____ Not Approved _____ Other Action _____

IX. FINANCIAL BUSINESS - Mr. Craig McKendry, Treasurer

Recommend the Board approve the following Financial Business items.

- A. MINUTES of the Regular Meeting May 25, 2022, and the Special Meeting June 15, 2022. Att. 6A, 6B

- B. FINANCIAL STATEMENTS of May, 2022. Att. 7A, 7B, 7C

MOTION:

SECOND:

Comments or Questions:

Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N
Approved _____ Not Approved _____ Other Action _____

- C. To approve the Final Appropriations for fiscal year ending June 30, 2022. Att. 8

- D. To approve the Final Certificate for FY2022, ending June 30, 2022. Att. 9

- E. To approve the Initial Certificate for FY 2023 beginning July 1, 2022. Att. 10

- F. To approve the Permanent Appropriations for FY 2023 beginning July 1, 2022. Att. 11

MOTION:

SECOND:

Comments or Questions:

Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N Boyle A/N
Approved _____ Not Approved _____ Other Action _____

G. To approve the Treasurer for the FY2023 to:

1. (1) Secure advance from the County Auditor when funds become available and payable to the school district, and
(2) Invest funds accordingly to the best method available and according to the authority granted by the State of Ohio law to the treasurer and according to Board Policy.
2. Authorize contracts to be issued and the purpose of property, except real property, to the extent of the appropriations and Board Policy as approved by the Superintendent or his/her designee.
3. For FY2023 only Fund 002 earns its own interest for the paying of debt service on money received by the Barberton Community Foundation to pay debt service on the high school.
4. To establish a board service Fund in the amount of \$5,000 for the FY2023.

MOTION:

SECOND:

Comments or Questions:

Harnden A/N Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N
Approved _____ Not Approved _____ Other Action _____

- H. To approve a ***Resolution approving and authorizing the execution of a master lease agreement and related equipment schedule between Huntington Public Capital Corporation, as lessor and this board, as lessee, providing for the lease and eventual acquisition of facilities and improvements to facilities for school district purposes, consisting of improvements to School District Athletic Facilities, including scoreboards and sound equipment replacement and upgrades and related improvements to the school district's facilities, together with necessary appurtenances, and related matters.***

WHEREAS, Ohio Revised Code Section 3313.375 provides that the board of education of a school district may enter into a lease-purchase agreement providing for the lease and eventual acquisition of equipment and other improvements to school facilities for any school district purpose; and

WHEREAS, Section 3313.375 further provides that the obligations of the board of education under such a lease-purchase agreement shall not be construed as net indebtedness of that school district pursuant to Section 133.06 of the Revised Code; and

WHEREAS, this Board has determined to proceed with the lease and eventual acquisition of facilities and improvements to facilities for School District purposes, consisting of improvements to School District athletic facilities, including scoreboard and sound equipment replacement and upgrades and related improvements to the School District's facilities, together with necessary appurtenances (the "Equipment"), and to finance the cost of the Equipment pursuant to a Master Lease Agreement (the "Master Lease") and a related Equipment Schedule (together with any and all addenda, exhibits and attachments thereto, the "Lease"), between Huntington Public Capital Corporation, as lessor (the "Lessor"), and this Board; and

WHEREAS, the obligations of the Board under the Lease will be subject to annual appropriations by this Board; and

WHEREAS, this Board has appropriated or is appropriating herein the funds necessary to pay the School District's obligations under the Lease, as determined by the Treasurer within the parameters set forth herein, during fiscal year 2023; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Barberton City School District, County of Summit, State of Ohio, that:

Section 1. It is hereby declared necessary and advantageous to the School District for the Board to enter into the Lease with the Lessor for the purpose of the lease and eventual acquisition of the Equipment for School District purposes.

Section 2. The Treasurer is hereby authorized to negotiate the terms for and to sign, acknowledge and deliver, in the name of and on behalf of the School District, the Lease in substantially the form as now on file with the Treasurer. The form of the Lease is approved with such changes therein that are not materially inconsistent with this Resolution and not substantially adverse to the School District and that are permitted by law and shall be approved on behalf of this Board by the Treasurer and President of the Board; provided that the aggregate principal components of the rental payments due under the Lease shall not exceed \$452,000, the interest component of those rental payments shall accrue at an annual rate not in excess of 4.0%, the Lease term shall consist of a series of terms ending at the end of the School District's fiscal year

and subject to renewal at the option of the School District upon the appropriation of funds to pay rental payments due under the Lease during the following renewal term, and the final renewal term of the Lease shall end not later than five years from the commencement date of the Lease; provided that the principal components of the rental payments may be subject to prepayment, as set forth in the Lease. The approval of such changes, and that such changes are not materially inconsistent with this Resolution and not substantially adverse to the School District shall be conclusively evidenced by the signing of the Lease by the Treasurer.

The Treasurer, Superintendent of Schools and President of the Board are further authorized to sign any certifications, financing statements, escrow agreements, documents, and instruments, and to take such other actions, as are desirable, advisable, necessary or appropriate to consummate the transactions contemplated by this Resolution and the Lease.

Section 3. The funds necessary to make any rental payments due and to meet any other obligations of the Board or the School District under the Lease during fiscal year 2023, as determined by the Treasurer within the parameters set forth herein, are hereby appropriated and shall be used for that purpose. The proceeds of the Lease (the "Lease Proceeds") shall be paid into the proper fund or funds as provided in the Lease, and those Lease Proceeds are appropriated and shall be used for the purpose for which the Lease is authorized and are hereby appropriated for that purpose.

Section 4. This Board covenants that, to the extent within its powers and control, it will use, and will restrict the use and investment of, any Lease Proceeds in such manner and to such extent as may be necessary so that (a) the obligations of the School District under the Lease will not (i) constitute a private activity bond or arbitrage bond under Sections 141 or 148 of the Code, as amended, or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest components of the rental payments due under the Lease ("Interest") will not be treated as a preference item under Section 57 of the Code.

This Board further covenants, to the extent within its powers and control, (a) that it will take or cause to be taken such actions as may be required of it for the Interest to be and remain excluded from gross income for federal income tax purposes, (b) that it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) that it, or persons acting for it, will, among other acts of compliance, (i) apply the Lease Proceeds to the governmental purpose of the Lease, (ii) restrict the yield on investment property acquired with the Lease Proceeds, (iii) make timely and adequate rebate payments to the federal government if required to do so, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of Lease Proceeds and, as applicable, of the Equipment, all in such manner and to the extent necessary to assure such exclusion of that Interest under the Code.

The Treasurer, as fiscal officer of this Board, or any other officer of the School District having responsibility for the Lease, is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Board or the School District with respect to the Lease as the Board or the School District is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment

or status of the Lease or Interest or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Board or the School District, as may be appropriate to assure the exclusion of Interest from gross income and the intended tax status of the Lease, (c) to designate the principal components of the rent payable during all Lease Terms under the Lease as “qualified tax-exempt obligations” if such designation is applicable and desirable and to make any related necessary representations and covenants, and (d) to give one or more appropriate certificates of the Board, for inclusion in the transcript of proceedings for the Lease, setting forth the reasonable expectations of the Board regarding the amount and use of all the proceeds of the Lease, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the Interest and the tax status of the Lease.

Section 5. This Board hereby finds and determines that the Equipment is essential to the School District’s operations and serves an essential governmental function of the School District and that the Equipment will be used for essential governmental functions and not for private business use.

Section 6. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 7. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board and any of its committees that resulted in those formal actions were held, in meetings open to the public, in compliance with the law.

Section 8. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, are hereby retained. Those services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the Lease. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the School District in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the School District or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services, whether or not the Bonds are ever issued. The Treasurer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm

Section 9. This Resolution shall be in full force and effect from and immediately upon its adoption.

MOTION:



SECOND:

Comments or Questions:

Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N Harnden A/N
Approved _____ Not Approved _____ Other Action _____

- I. To approve to The Barberton Public Library Board of Trustees 2023 Tax Budget approved at their May 26, 2022 meeting. (Board members received copy.)
- J. To approve the trading of a tilt skillet, Solaris Steam Model #ELTS-40, electric, 40 gallon skillet purchased in 2011 for Barberton Middle School to offset the cost of a new refrigerator for Barberton Intermediate School. The equipment was valued at \$2,500.00.
- K. To approve the disposal of equipment for St. Augustine's School retroactive to June 15, 2022. (Board members received copy.)
- L. To retro actively approve the addition of the following student to the 2021-2022 reimbursement in lieu of transportation resolution 386/2021 previously approved.

2021-2022	Gavin Pratt	St. Peter Paul School	3rd Grade
2021-2022	Jack Brindo	St. Vincent/St. Mary HS	11th Grade

MOTION:

SECOND:

Comments or Questions:

Polacek A/N Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N
Approved _____ Not Approved _____ Other Action _____

- M. To approve a policy with the Ohio School Plan's Risk Management Services for liability, property, violence and auto for the coverage period July 1, 2022 through July 1, 2023 with renewal of \$ 208,482.00. (Board members received copy.)

MOTION:

SECOND:

Comments or Questions:

Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N
Approved _____ Not Approved _____ Other Action _____

N. To approve the following FY2022-2023 petty cash and change funds.

Petty Cash Fund

- ADM BLDG - Kim Humphrey - \$100.00
- ATH DEPT - Debra Ramsey - \$100.00
- BHS -Christie Dewitt - \$100.00
- BMS – Michelle Baker - \$100.00
- BEE - Lynette Miller - \$100.00
- BEW - Sara Travis - \$100.00

Change Cash Fund

- ADM BLDG - Laurie Litten - \$100.00
- ATH DEPT - John Sabol - \$3000.00
- BHS -Christie Dewitt - \$200.00
- BHS School Store/DECA - Samantha Coldwell \$100.00
- CAFE' - Jill Orris \$575.00
- BPS – Erica Page \$100.00

Total of \$4,675.00

MOTION:

SECOND:

Comments or Questions:

Eberhart A/N Harnden A/N Ludwig A/N Polacek A/N Boyle A/N

Approved _____ Not Approved _____ Other Action _____

O. AUTHORIZING POLITICAL SUBDIVISION TO PARTICIPATE IN THE State of Ohio COOPERATIVE PURCHASING PROGRAM

WHEREAS, Ohio's Cooperative Purchasing Act. (AM. Sub. H.B. No. 100), as signed into law on December 4, 1985; and

WHEREAS, effective March 6, 1986, Ohio's Cooperative Purchasing Act provides the opportunity for counties, townships, municipal corporations, regional transit authorities, regional airport authorities or port authorities and school districts, conservancy districts, township park districts and park districts and other authorities, to participate in contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and certain materials; now therefore,

BE IT ORDAINED BY THE Barberton City School District

Section 1. That the Treasurer hereby requests authority in the name of the Barberton City School District to participate in state contracts which the Department of Administrative Services, Office of State Purchasing has entered into and the Office of Cooperative Purchasing has distributed for the purchase of supplies, services, equipment and certain other materials pursuant to Revised Code Section 125.04.

Section 2. That the Treasurer is hereby authorized to agree in the name of the Barberton City School District to be bound by all contract terms and conditions as the Department of Administrative Services, Office of Cooperative Purchasing prescribes. Such terms and conditions may include a reasonable annual membership fee to cover the administrative costs which the Department of Administrative Services incurs as a result of Barberton City School District participation in the contract. Further, that the Treasurer does hereby agree to be bound by all such terms and conditions and to not cause or assist in any way the misuse of such contracts or make contract disclosures to non-members of the Coop for the purpose of avoiding the requirements established by ORC 125.04.

Section 3. That the Treasurer is hereby authorized to agree in the name of the Barberton City School District to directly pay the vendor, under each such state contract in which it participates for items it receives pursuant to the contract, and the Treasurer does hereby agree to directly pay the vendor.

RESOLUTION/ORDINANCE MUST BE APPROVED, DATED AND FILED WITH THE OFFICE OF COOPERATIVE PURCHASING PRIOR TO USE OF A CONTRACT.

ADDITIONALLY, THE PAYMENT OF THE APPROPRIATE ANNUAL FEE MUST BE MADE PRIOR TO CONTRACT USE.

MOTION:

SECOND:



Comments or Questions:

Harnden A/N Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N
Approved _____ Not Approved _____ Other Action _____

Recommend the Board approve the following donations listed.

- P. Donation of the use property at B & C Machine Co LLC, 401 Newell St by Louis Bilinovich, 123 9th St NW during the construction of the Barberton City School Bus Garage Project.
- Q. Donation of Cleaning & Sanitation Supplies, and Ice Melt from Chemsafe International Industrial Inc. Mr. Clayton Smith, Chief Operating Officer, 1 Zenex Circle, Bedford 44146 to Barberton City Schools.
- R. Donation of a bus to transport students and staff to and from the airport for the Puerto Rico trip June 12-18, 2022 from Peggy Richardson, 13036 Mark Path, Doylestown.
- S. Donation of \$11.50, from Katrina Copeland, 65 28th Street NW to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton High School. The money is what was remaining in student account of Brooklyn Copeland.
- T. Donation of \$23.05 from Amy Jones, 570 E Cassell Ave to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton High School. The money is what was remaining in student account of Adam Jones.
- U. Donation of \$17.15 from Jennifer Clegg, 323 23rd St SW to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton Middle School. The money is what was remaining in student account of Saedie Suboticki.
- V. Donation of \$3.90 from Lori Kuziak, 177 Taylor Road to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton Middle School. The money is what was remaining in student account of Michael Kuziak.
- W. Donation of \$18.60 from Jennifer Bruzda, 1590 North Blvd, Kent 44240 to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton Intermediate. The money is what was remaining in student account of Rhiannon Bruzda.
- X. Donation of \$49.65 from Todd Heitic, 1116 Stratford St to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton Primary and Barberton Intermediate. The money is what was remaining in student account of Alli Heitic and Nathan Heitic.
- Y. Donation of 12.79 from Kristy Paugh, 69 Diamond Ave to Barberton City Schools Food Service Department to be deposited in student accounts at Barberton Intermediate. The money is what was remaining in student account of Jordan Paugh.
- Z. Donation of cardstock, graph paper and notebook paper from Debbie Mason, 915 Mull Ave #26, Akron 44313 to Barberton Elementary East.
- AA. Donation of a 4 x 6 American Flag and a 3 x 5 Ohio Flag from Jon Travis, 1462 Ries St to Barberton Elementary West. Value Priceless.

- BB. Donation of muffins, kind bars, cookies and cuties from John United Methodist Church parishioners, 3409 Johnson Rd, Norton 44203 to the staff of Barberton Elementary West. Priceless.
- CC. Donation of masks, hand sanitizer, wipes, pop-it fidgets, shoelaces, flexible rulers and halloween treat bags to Barberton Elementary West. Value Priceless.
- DD. Donation of \$2,300.00 from Barberton All Sports Boosters, 555 Barber Rd to BHS Girls' Soccer Program.
- EE. Donation of \$400.00 from Barberton All Sports Boosters, 555 Barber Rd to BHS Track Program.
- FF. Donation of \$1,000.00 from Barberton All Sports Boosters, 555 Barber Rd to BHS Swimming Program.
- GG. Donation of \$1,000.00 from Barberton All Sports Boosters, 555 Barber Rd to BHS Golf Program.
- HH. Donation of \$1,050.00 from Barberton All Sports Boosters, 555 Barber Rd to BHS Girls' Basketball Program.

MOTION:

SECOND:

Comments or Questions:

Ludwig A/N Polacek A/N Boyle A/N Eberhart A/N Harnden A/N
 Approved _____ Not Approved _____ Other Action _____

X. ADJOURNMENT

MOTION:

SECOND:

Comments or Questions:

Polacek A/N Boyle A/N Eberhart A/N Harnden A/N Ludwig A/N
 Approved _____ Not Approved _____ Other Action _____

Sincerely,
Jeffrey Ramnytz
 Jeffrey Ramnytz
 Superintendent