

LITTLE MIAMI LOCAL SCHOOL DISTRICT
BOARD OF EDUCATION
REGULAR MEETING
JANUARY 20, 2009
7:00 P.M.

The Little Miami Board of Education of the Little Miami Local School District, Warren County, Ohio met in regular session on January 20, 2009 at 7:00 p.m. at the Little Miami High School Media Center, 3001 U.S. 22 & 3, Morrow, Ohio.

Call to Order and Roll Call

Mr. Cremeans called the meeting to order at 7:01 p.m.

ROLL CALL:

Mrs. Grice	Absent
Mr. Cremeans	Present
Mr. Stern	Present
Mrs. Dunbar	Present
Mrs. Hamburg	Present

Adopt the Agenda

Mrs. Dunbar moved and Mr. Stern seconded a motion to adopt the agenda.

ROLL CALL VOTE:

Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes

MOTION CARRIED.

Reading of Minutes

Mrs. Hamburg moved and Mr. Stern seconded a motion to approve the minutes of the December 16, 2008 regular session.

ROLL CALL VOTE:

Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes

MOTION CARRIED.

Communications and/or Visitors to the Board

Mr. Justin Koenes gave an update on the construction projects throughout the district.

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Mr. Bill Sears and Mr. Brian Bailey presented on the Junior High School Language Arts Value Added Curriculum.

The process for cost reductions was discussed and that all affected employees would be talked to by February 1, 2009.

The Kindergarten Annex lease options were discussed.

The possibility of moving the graduation ceremony was talked about with the Board of Education.

Resolution 09-011 Financial Reports

Mr. Cremeans moved and Mrs. Dunbar seconded a motion to approve the financial reports for December 2008.

ROLL CALL VOTE:

Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes
Mr. Stern	Yes

MOTION CARRIED.

Resolution 09-012 New Funds/Grants

Mrs. Dunbar moved and Mrs. Hamburg seconded a motion to approve the following new fund/grant:

Fund 019-9900	English as a Second Language (ESL) (Hamilton County Educational Service Center Fiscal Agent)	\$2,624.80
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ROLL CALL VOTE:

Mrs. Hamburg	Yes
Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes

MOTION CARRIED.

Resolution 09-013

Mrs. Dunbar moved and Mrs. Hamburg seconded a motion to adopt the following resolutions:

I. Release of Funds to Providence 1, LLC

WHEREAS, Providence donated to the Board a thirty five (35) acre tract of real property pursuant to a Donation Agreement dated January 23, 2007 and an Amendment and Ratification of Agreement dated March 27, 2007 (hereafter collectively referred to as the "Agreement"), said parcels being more specifically identified as Parcel Numbers

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17282050010, 17281000090 and 17281000080 (hereafter referred to as the "Property");
and

WHEREAS, the effective date of the transfer of the Property to the Board was March 27, 2007; and

WHEREAS, pursuant to the Agreement, there was to be a pro-ration of any real estate taxes due for the period of ownership by Providence of the Property through the date of the transfer; and

WHEREAS, Providence paid the real estate taxes for the Property after the transfer date which were due for the first half of tax year 2007; and

WHEREAS, the Board is obligated to reimburse Providence for those sums.

IT IS NOW THEREFORE AGREED as follows:

1. The Board shall pay the sum of Seven Thousand Five Hundred Eighty Six Dollars and Sixty Seven Cents (\$7,586.67) to Providence, by check made out to Providence 1, LLC.

2. In exchange for said payment, Providence agrees that it has been paid in full any sums due to it by the Board for the real estate taxes for the period prior to and after the transfer date for the Property, and hereby releases the Board from further obligation to Providence for any additional payment of real estate taxes for the Property.

3. Providence and the Board each represents that the person(s) signing this Agreement is empowered and authorized to sign the Agreement on behalf of their respective parties.

II. Reduction in Force of Classified Staff

WHEREAS, the Little Miami Local School District Board of Education (hereafter the "Board") has received from the Superintendent a recommendation for reduction in force in the classified staff in accordance with Article 13 of the collective bargaining agreement between the Board and the Ohio Association of Public School Employees Local #516; and

WHEREAS, pursuant to the provisions of Article 13, the Superintendent has determined that a reduction in force is necessary because of financial reasons; and

WHEREAS, the Board does now intend to suspend the contracts of employment of the following individuals, effective February 9, 2009:

Joyce Miller Lang – Bus Driver
Sam Taylor – Bus Driver
Tim Schoellman – Bus Driver

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Doug Tackett – Bus Driver
Mark Spenser – Bus Driver

NOW, THEREFORE, BE IT RESOLVED by the Little Miami Local School District Board of Education as follows:

SECTION 1

Effective February 9, 2009, the employment contracts of Joyce Miller Lang, Sam Taylor, Tim Schoellman, Doug Tackett and Mark Spenser shall be suspended indefinitely in accordance with Article 13 of the collective bargaining agreement because of financial reasons.

SECTION II

The Treasurer shall provide written notice of said contract suspension to the affected employees via certified mail and said notice shall include notice that their contracts shall be placed on the recall list in accordance with the recall provisions of Article 13 of the collective bargaining agreement.

SECTION III

IT IS FOUND AND DETERMINED that all formal action of this Board concerning or related to the adoption of this Resolution was adopted in an open meeting of this Board, and all deliberations of this Board and any of its committees that resulted in such formal actions were adopted in meetings open to the public, in compliance with all applicable requirements of the Ohio Revised Code.

III. State Teacher Retirement System

This Agreement is made and entered into by and between the Board of Education of the Little Miami Local School District (the “Board”) and Stephanie Corradini (“Employee”) concerning the deduction of State Teacher Retirement System (“STRS”) contributions from Employee’s salary.

WHEREAS, the Board employs Employee as a teacher employed in the position of Gifted Teacher; and

WHEREAS, in accordance with R.C. 3307.26, the Board is required to deduct a certain percentage of Employee’s salary for contributions to STRS; and

WHEREAS, STRS contributions were not deducted from Employee’s salary beginning on 08/01/01 and ending on 04/30/04; and

WHEREAS, in an effort to correct the mutual mistake of the Board and Employee, the parties hereby agree to the following reimbursement schedule.

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NOW, THEREFORE, BE IT AGREED, by and between the Board and the Employee as follows:

1. The Board shall immediately provide STRS with a lump sum payment of \$9,194.36 representing Employee's total share of STRS contributions for the period from 08/01/2001 to 04/30/2004 (hereafter "STRS Reimbursement").

The Board shall also immediately provide STRS with any and all employer contributions that were required under R.C. 3327.08 to be made to STRS on behalf of Employee for the period 08/01/2001 to 04/30/2004.

2. Employee shall reimburse the Board for the STRS Reimbursement in bi-weekly equal installments through payroll deduction beginning January 30, 2009 and ending July 31, 2009 until the full amount is repaid.

Should Employee no longer be employed by the Board from the period beginning with the effective date of this Agreement to July 31, 2009, the Board and Employee mutually agree that Employee shall provide the Board with the outstanding amount of STRS Reimbursement that is due from Employee within a period of ninety (90) days from the date of Employee's separation of employment from the Board.

Nothing contained herein shall limit the Board's ability to institute legal action against Employee to recover any amount of STRS Reimbursement that Employee fails to reimburse the Board for under the terms of this Agreement.

3. Employee hereby states that he/she has carefully read and fully understands the provisions of this Agreement, he/she has been provided with an opportunity to consult with counsel and hereby knowingly, voluntarily and intelligently agrees to the terms of this Agreement.

4. **Release by the Board.** Subject to and effective upon Employee's full and complete satisfaction of his/her obligations herein, the Board, for itself and its heirs, executors, administrators, legatees, devisees, beneficiaries, successors and assigns, irrevocably releases Employee from any and all claims, demands, damages, liabilities, actions, causes of action or suits of any kind or of any nature, whatsoever, whether legal, equitable, administrative or otherwise, which the Board currently has against Employee as a result of the failure of STRS contributions to be deducted from Employee.

5. **Release by the Employee.** Subject to and effective upon the Board's full and complete satisfaction of its obligations herein, the Employee, for himself/herself, and his/her heirs, executors, administrators, legatees, devisees, beneficiaries, successors and assigns, irrevocably releases the Board from any and all claims, demands, damages, liabilities, actions, causes of action or suits of any kind or of any nature whatsoever, whether legal, equitable, administrative or otherwise, which the Employee currently has against the Board as a result of the failure of STRS contributions to be deducted from Employee.

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6. This Agreement embodies the entire agreement between the parties, and there are no promises, terms, conditions, or obligations under than those contained herein. This Agreement supersedes all prior or contemporaneous communications, representations, or contracts, written or oral, between the parties to this Agreement regarding the subject matter contained therein. If any term or provision of this contract is held to be invalid or unenforceable, the remainder of this Agreement shall not be affected thereby, and each term and provision of this Agreement shall be valid and enforced to the fullest extent permitted by law.

7. This Agreement shall be enforced and interpreted in accordance with the laws of the State of Ohio.

ROLL CALL VOTE:

Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes

MOTION CARRIED.

Resolution 09-14 Donations

Mrs. Dunbar moved and Mr. Cremeans seconded a motion to accept the following donations:

HS Choir Program--\$100 from the Morrow Chamber of Commerce
Junior High School Wrestling Team--\$150 from the Morrow VFW Post 8202

ROLL CALL VOTE:

Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes

MOTION CARRIED.

Resolution 09-15 Contracts

Mrs. Hamburg moved and Mr. Cremeans seconded a motion to approve the following contracts:

<u>Company</u>	<u>Amount</u>	<u>Period</u>	<u>Type</u>	<u>Purpose</u>
Modern Office Methods	\$1,749.10/month	60 months	Lease	For district copiers

*note: This contract replaces and reduces the cost of an existing contract

ROLL CALL VOTE:

Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes

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Mr. Stern

Yes

MOTION CARRIED.

Resolution 09-16 Personnel

Mr. Stern moved and Mrs. Hamburg seconded a motion to approve the following personnel issues as submitted for the 2008-2009 school year. Employment is contingent upon the school system receiving the results of the mandated criminal records background check as required by O.R.C. 3319.311 which indicates that no conviction or pleas of guilty were entered into by any persons being employed:

Administrative Resignation

Bob Reagan—for the purpose of retirement effective July 31, 2009

Certified Personnel—Substitute Employment

Larry Haggins, Jr.	Alisa Russell	Thomas Pflaumer
Allison Wolff	Samantha Crutchfield	Nicole Mohlman
Jennifer Parrett	Amanda Goodwin	Kyle Davis

Classified Personnel—Substitute Employment

Doris Hogan—substitute custodian

Volunteers

Mary Katherine Grewell	Kristin Zeller	Amy Toney
Erin Pakozdi	Theresa Crow	
Samantha Arnett (Intern with the Athletic Department)		
James Boyd (Volunteer Baseball Coach)		

Supplemental Contracts--Resignations

Rick Lovins—resigns as High School Varsity Cross Country Coach

Supplemental Contracts--Employment

All available supplemental contract positions have been offered and advertised and that no qualified licensed individual has accepted the position or that a person holding a license is not qualified to serve in the designated position and the position may be offered to a non-licensed person.

Stacy Allen—Morrow Elementary Career Advisor

Peggy Mirlisena—Morrow Elementary Yearbook Advisor

ROLL CALL VOTE:

Mrs. Hamburg	Yes
Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes

MOTION CARRIED.

Resolution 09-17 2009-2010 School District Calendar

Mr. Stern moved and Mr. Cremeans seconded a motion to adopt the 2009-2010 school year calendar.

ROLL CALL VOTE:

Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes

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MOTION CARRIED.

Resolution 09-18 Substitute Nurse

Mrs. Hamburg moved and Mr. Cremeans seconded a motion to employ Ms. Jenny Crabtree as a substitute nurse, for the 2008-2009 school year, pending the school system receiving the results of the mandated criminal records background check as required by O.R.C. 3319.311 which indicates that no conviction or pleas of guilty were entered into by any persons being employed.

ROLL CALL VOTE:

Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes

MOTION CARRIED.

Mrs. Grice gave the Warren County Career Center Report.

Executive Session

Mrs. Dunbar moved and Mrs. Hamburg seconded a motion to enter into executive session for the purpose of discussing employment of public employees.

ROLL CALL VOTE:

Mrs. Dunbar	Yes
Mrs. Hamburg	Yes
Mr. Cremeans	Yes
Mr. Stern	Yes

MOTION CARRIED.

The Board entered executive session at 8:26 p.m.

Return to Regular Session

Mrs. Dunbar moved and Mr. Stern seconded a motion to return to regular session.

ROLL CALL VOTE:

Mrs. Hamburg	Yes
Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes

MOTION CARRIED.

The Board returned to regular session at 9:40 p.m.

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Adjournment

Mr. Cremeans moved and Mrs. Dunbar seconded a motion to adjourn the meeting.

ROLL CALL VOTE:

Mr. Cremeans	Yes
Mr. Stern	Yes
Mrs. Dunbar	Yes
Mrs. Hamburg	Yes

MOTION CARRIED.

The meeting adjourned at 9:41 p.m.

Mike Cremeans, President

Shaun Bevan, Treasurer