

LITTLE MIAMI LOCAL SCHOOL DISTRICT
BOARD OF EDUCATION
SPECIAL SESSION
JUNE 1, 2011
6 P.M.

The Little Miami Board of Education of the Little Miami Local School District, Warren County, Ohio met in special session on June 1, 2011 at 6 p.m. in the Little Miami High School, 3001 East U.S. 22&3, Morrow, Ohio 45152.

Call to Order and Roll Call

Mrs. Dunbar called the meeting to order at 6:07 p.m.

ROLL CALL:

Mrs. Dunbar	Present
Mrs. Hamburg	Present
Mrs. Black	Present
Mrs. Grice	Arrived at 6:12 p.m.
Mr. Cremeans	Present

Resolution 11-083 Executive Session

Mr. Cremeans moved and Mrs. Hamburg seconded a motion for the Board to enter into executive session to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

ROLL CALL:

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

MOTION CARRIED

The Board entered into executive session at 6:08 p.m.

Resolution 11-084 Return to Regular Session

Mrs. Hamburg moved and Mrs. Grice seconded a motion to return to regular session.

Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes

MOTION CARRIED

Special Session

6/01/11

The Board returned to regular session at 7:22 p.m.

Resolution 11-085 Adopt the Agenda

Mrs. Black moved and Mr. Cremeans seconded a motion to adopt the agenda as amended, including negotiated agreements with the Little Miami Teachers Association and with Ohio Association of Public School Employees Local 516.

ROLL CALL:

Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes

MOTION CARRIED

Resolution 11-086 Request for Solvency Assistance Funds

Mrs. Grice moved and Mr. Cremeans seconded a motion to approve the following resolution requesting solvency assistance funds from the state in the amount of \$5,952,000:

REQUEST OF SOLVENCY ASSISTANCE FUNDS

WHEREAS, the Ohio Department of Education has already placed the Little Miami Local Schools in fiscal emergency

AND WHEREAS, the Auditor of State's office is in the process of certifying the amount of the deficit,

THEREFORE, the Little Miami Local Schools requests that the State Department of Education seek an advance from the School District Solvency Assistance Fund on its behalf in the amount of that deficit as soon as possible.

Adopted this 1st day of June, 2011.

ROLL CALL:

Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes

MOTION CARRIED

Resolution 11-087 Disposal of Unused Items

Mrs. Dunbar moved and Mrs. Hamburg seconded a motion to approve the following resolution authorizing the disposal of unused items:

**RESOLUTION AUTHORIZING THE
SALE OF PERSONAL PROPERTY**

WHEREAS, the Board of Education of the Little Miami Local School District (the “Board”) is the owner of certain items of personal property that are no longer needed for any school purposes (the “Property”); and

WHEREAS, section 3313.41 of the Revised Code provides that the Board may sell personal property at a private sale upon the terms and conditions that it desires if the value of personal property does not exceed Ten Thousand Dollars (\$10,000); and

WHEREAS, the administration has identified those items that are no longer needed for any school purposes and has determined after reasonable investigation that none of these items, individually or in the aggregate, exceed \$10,000 in value and that these items are fully depreciated, depleted and of insignificant value. A list of the Property is attached hereto and incorporated herein as Exhibit A.

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

SECTION I

The Board hereby directs the Treasurer to attempt to sell any and all of items of personal property that are listed in the attached Exhibit A. Said sale shall be conducted in the manner in which the Treasurer determines to be the most expeditious and upon the terms and conditions as approved by the Treasurer and Superintendent.

SECTION II

The Treasurer is hereby directed to maintain evidence of the terms of the sale of any items of personal property sold hereunder and provide a report to this Board summarizing the sale of personal property at the next regular Board meeting after the sale of personal property has occurred.

SECTION III

The Board President, Superintendent and Treasurer are hereby authorized and directed to do all things necessary and consistent with this Resolution to accomplish the sale of the items of personal property that are listed in the attached Exhibit A.

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.

Exhibit A:

- | | |
|---|-------------------------|
| 1. 5 Teacher desks | 8. 5 File cabinets |
| 2. 9 Teacher chairs | 9. Study carrels |
| 3. 16 student desks and chairs for primary grades | 10. 9 White boards |
| 4. 8 student desks and chairs for intermediate grade | 11. 9 cafeteria tables |
| 5. 8 student desks and chairs for 6 th grade | 12. Shelves |
| 6. 10 chairs for conference meetings | 13. Bulletin boards – 6 |
| 7. 8 small tables for high school students | 14. Maps |
| | 15. Wall dividers |
| | 16. Trash cans |

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ROLL CALL:

Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes

MOTION CARRIED

Resolution 11-088 Tax Anticipation Note

Mrs. Hamburg moved and Mrs. Grice seconded a motion to approve the following resolution authorizing issuance of tax anticipation notes to Little Miami Local Schools for short term cash flow:

RESOLUTION AUTHORIZING THE ISSUANCE
OF TAX ANTICIPATION NOTES

WHEREAS, the county auditor of Warren County will certify that the estimated amount to be received from current tax revenues from July 1, 2011, or the date of certification (whichever results in the shorter period) until June 30, 2012, from all settlements of taxes for fiscal year 2011-12 as estimated by the budget commission, other than taxes to be received for the payment of debt charges and less all advances, is at least \$10,000,000 (herein the "Revenues");

WHEREAS, this board of education deems it necessary to issue notes in anticipation of the collection of the Revenues, pursuant to Section 133.10(C) of the Uniform Public Securities Law of the Ohio Revised Code, in the amount of not to exceed \$2,000,000 to provide funds to be used only for the purposes for which the Revenues are levied, collected, distributed and appropriated;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education (hereinafter called the "Board of Education") of the Little Miami Local School District (hereinafter called the "School District" or the "District"), Counties of Warren and Clermont, Ohio:

SECTION 1. That it is necessary to issue notes of the Board of Education in the principal sum of not to exceed \$2,000,000 in anticipation of the Revenues, for the purposes for which the Revenues are levied, collected, distributed and appropriated, under authority of the general laws of the State of Ohio, particularly Section 133.10(C) of the Uniform Public Securities Law of the Ohio Revised Code. Said notes shall be dated their date of issuance, shall bear interest at the rate to be determined by the Treasurer without further action by the Board and set forth in the Certificate of Award, which rate shall not exceed five (5.00%) per centum per annum, and shall mature no later than June 30, 2012. The aggregate amount of said notes shall not exceed one-half of the Revenues. Said notes may be issued in such denominations of \$100,000 or integral multiples of \$5,000 in excess of \$100,000 thereof .

SECTION 2. That said notes shall be executed by the President or Vice-President and Treasurer of the Board of Education. Said notes shall be designated "Tax Anticipation Notes," shall be payable in lawful money of the United States of America at the office of the Treasurer of the Board of Education, and shall be issued pursuant to the provisions of applicable law of the State of Ohio and this resolution.

SECTION 3. That for the payment of said notes and the interest thereon, the amount of the Revenues necessary to pay the principal of and interest on said notes as they mature shall hereby be deemed appropriated for such purposes, and this Board of Education further covenants that it will levy all property taxes to be collected in the calendar year following the current calendar year that are anticipated

herein. Said notes are special obligations of the Board of Education payable solely from the moneys received from the Revenues, which are hereby irrevocably pledged therefore.

SECTION 4. That it is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding special obligations of the Board of Education, have been done, have happened and have been performed in regular and due form as required by law, and that said notes do not exceed any limitations fixed by law.

SECTION 5. That said notes shall be sold to the bond retirement fund of the Board of Education at the terms as set forth above. The proceeds from the sale of said notes, except the premium and accrued interest, if any, shall be used for the purpose aforesaid and for no other purpose. The premium and accrued interest, if any, shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on said notes in the manner provided by law.

SECTION 6. That it is found and determined that all formal actions of the Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board of Education, and that all deliberations of the Board of Education and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 7. That this Board of Education hereby covenants, pursuant to the requirements of Section 3316.14(c)(2) of the Ohio Revised Code, to comply with the provisions of Chapter 3316 of the Ohio Revised Code, to comply with the orders, direction and requests of the Financial Planning and Supervision Commission for the Little Miami Local School District and the Ohio Auditor of State under Chapter 3316 of the Ohio Revised Code, and to comply with the terms of the School District's financial recovery plan.

SECTION 8. That the Treasurer of this Board of Education be and is hereby directed to forward a certified copy of this resolution to the Warren County Auditor and the Clermont County Auditor, as required by law. The Treasurer of this Board of Education is further directed to forward a certified copy of this resolution to the Financial Planning and Supervision Commission for the Little Miami Local School District for approval.

ADOPTED this 1st day of June, 2011.

ROLL CALL:

Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes

MOTION CARRIED

Resolution 11-089 Tax Anticipation Note

Mrs. Grice moved and Mr. Cremeans seconded a motion to approve the following resolution authorizing issuance of tax anticipation notes to the market for short term cash flow:

RESOLUTION AUTHORIZING THE ISSUANCE
OF TAX ANTICIPATION NOTES

WHEREAS, the county auditor of Warren County will certify that the estimated amount to be received from current tax revenues from July 1, 2011, or the date of certification (whichever results in the shorter period) until June 30, 2012, from all settlements of taxes for fiscal year 2011-12 as estimated by the budget commission, other than taxes to be received for the payment of debt charges and less all advances, is at least \$10,000,000 (herein the "Revenues");

WHEREAS, this board of education deems it necessary to issue notes in anticipation of the collection of the Revenues, pursuant to Section 133.10(C) of the Uniform Public Securities Law of the Ohio Revised Code, in the amount of not to exceed \$1,000,000 to provide funds to be used only for the purposes for which the Revenues are levied, collected, distributed and appropriated;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education (hereinafter called the "Board of Education") of the Little Miami Local School District (hereinafter called the "School District" or the "District"), Counties of Warren and Clermont, Ohio:

SECTION 1. That it is necessary to issue notes of the Board of Education in the principal sum of not to exceed \$1,000,000 in anticipation of the Revenues, for the purposes for which the Revenues are levied, collected, distributed and appropriated, under authority of the general laws of the State of Ohio, particularly Section 133.10(C) of the Uniform Public Securities Law of the Ohio Revised Code. Said notes shall be dated their date of issuance, shall bear interest at the rate to be determined by the Treasurer without further action by the Board and set forth in the Certificate of Award, which rate shall not exceed six (6.00%) per centum per annum, and shall mature no later than June 30, 2012. The aggregate amount of said notes shall not exceed one-half of the Revenues. Said notes may be issued in such denominations of \$100,000 or integral multiples of \$5,000 in excess of \$100,000 thereof .

SECTION 2. That said notes shall be executed by the President or Vice-President and Treasurer of the Board of Education. Said notes shall be designated "Tax Anticipation Notes, Series 2011," shall be payable in lawful money of the United States of America at the office of the Treasurer of the Board of Education, and shall be issued pursuant to the provisions of applicable law of the State of Ohio and this resolution.

SECTION 3. That for the payment of said notes and the interest thereon, the amount of the Revenues necessary to pay the principal of and interest on said notes as they mature shall hereby be deemed appropriated for such purposes, and this Board of Education further covenants that it will levy all property taxes to be collected in the calendar year following the current calendar year that are anticipated herein. Said notes are special obligations of the Board of Education payable solely from the moneys received from the Revenues, which are hereby irrevocably pledged therefore.

SECTION 4. That it is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding special obligations of the Board of Education, have been done, have happened and have been performed in regular and due form as required by law, and that said notes do not exceed any limitations fixed by law.

SECTION 5. That said notes shall be sold by the treasurer of this Board of Education to a bank or investment banking firm, upon such terms and at such interest rate as he shall determine, within the limitations set forth in this resolution, without the need for further action by this Board of Education. The treasurer is further authorized to execute an agreement with such purchaser setting forth the terms of the notes and the sale thereof. The proceeds from the sale of said notes, except the premium and accrued interest, if any, shall be used for the purpose aforesaid and for no other purpose. The premium and

accrued interest, if any, shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on said notes in the manner provided by law.

SECTION 6. That this Board of Education, for and on behalf of the District, hereby covenants that it will restrict the use of the proceeds of the notes hereby authorized in such manner and to such extent, if any, and take such other action as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to Federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder. The treasurer of the Board of Education or any other officer having responsibility with respect to the issuance of the notes is authorized and directed to give an appropriate certificate on behalf of the District, on the date of delivery of the notes, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder. The notes are designated as "qualified tax-exempt obligations" for the purposes set forth in Section 265(b)(3) of the Code.

SECTION 7. That it is found and determined that all formal actions of the Board of Education concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board of Education, and that all deliberations of the Board of Education and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That this Board of Education hereby covenants, pursuant to the requirements of Section 3316.14(c)(2) of the Ohio Revised Code, to comply with the provisions of Chapter 3316 of the Ohio Revised Code, to comply with the orders, direction and requests of the Financial Planning and Supervision Commission for the Little Miami Local School District and the Ohio Auditor of State under Chapter 3316 of the Ohio Revised Code, and to comply with the terms of the School District's financial recovery plan.

SECTION 9. That the Treasurer of this Board of Education be and is hereby directed to forward a certified copy of this resolution to the Warren County Auditor and the Clermont County Auditor, as required by law. The Treasurer of this Board of Education is further directed to forward a certified copy of this resolution to the Financial Planning and Supervision Commission for the Little Miami Local School District for approval.

ROLL CALL:

Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes

MOTION CARRIED

Resolution 11-090 Accumulated Leave Plan

Mrs. Black moved and Mr. Cremeans seconded a motion to adopt the following resolution approving an accumulated leave plan:

**EMPLOYER 403(b)
SPECIAL PAY RETIREMENT ACCOUNT**

BE IT RESOLVED THAT: Effective June 2, 2011, the Board of the Little Miami Local School District (the "Board") shall establish a contribution to a defined contribution plan intended to meet the qualification requirements of Section 403(b) of the Internal Revenue Code of 1986, as amended, and the requirements of state and/or local law, and the account, as adopted by the Board, shall be known as the School District Employer 403b Special Pay Account.

ROLL CALL:

Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes

MOTION CARRIED

Resolution 11-091 Personnel

Mr. Cremeans moved and Mrs. Grice seconded a motion to approve the following personnel issues with employment contingent upon the school system receiving the results of the mandated criminal record background check as required by O.R.C. 3319.311:

EXEMPTED PERSONNEL – RESIGNATIONS

Pamela Coates – Salem Kindergarten Principal/Human Resources Director, effective 7/31/2011
Allison Gates – High School Assistant Principal, effective 7/31/2011
Robert Hatfield – High School Assistant Principal, effective 7/31/2011
Brian Martin – High School Principal, effective 7/31/2011
Greg Power – Director of Curriculum and Instruction, effective 7/31/2011

CERTIFIED PERSONNEL – RESIGNATIONS

Steven Holliday – Intermediate School teacher, effective 8/22/2011

CLASSIFIED STAFF – RESIGNATIONS

Kelleen Leis – special education aide, effective 6/8/2011

ROLL CALL:

Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes

MOTION CARRIED

Resolution 11-092 Little Miami Teachers Association

Mrs. Hamburg moved and Mrs. Black seconded a motion to approve the tentative agreement with the Little Miami Teachers Association, including the following:

- 1 year contract, effective 7/1/11 - 6/30/12;
- 0% base salary increase;
- Each bargaining unit member shall remain on the same experience step as their placement for the 2010-2011 school year. Any member who has attained education qualifying them for horizontal movement on the salary schedule for the 2011-2012 school year shall have their salary adjusted in accordance with Section D of this Article but remain at the same experience level as their placement for the 2010-2011 school year;
- Employees to pay additional 10% of their high-deductible health insurance premiums for medical insurance.

ROLL CALL:

Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes

MOTION CARRIED

Resolution 11-093 Ohio Association of Public School Employees Local 516

Mr. Cremeans moved and Mrs. Grice seconded a motion to approve the tentative agreement with Ohio Association of Public School Employees Local 516, including, but not limited to, the following:

- 1 year contract, effective 7/1/11 - 6/30/12;
- 0% base salary increase;
- Step freeze;
- Employees to pay additional 10% of their high-deductible health insurance premiums for medical insurance.

ROLL CALL:

Mrs. Grice	Yes
Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes

MOTION CARRIED

Resolution 11-094 Exempted Employee Handbook

Mrs. Dunbar moved and Mrs. Hamburg seconded a motion to adopt the revised Exempted Employee Handbook as submitted, including 0% base salary increase, step freeze, and employees to pay additional 10% of their high-deductible health insurance premiums for medical insurance.

Special Session

6/01/11

ROLL CALL:

Mr. Cremeans	Yes
Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes

MOTION CARRIED

Information Items:

1. Restrictions on Competitive Food and Beverage Sales in Schools Policy (in accordance with SB 210)
2. Review of 5-year forecast scenarios

Resolution 11-095 Adjourn

Mrs. Grice moved and Mrs. Black seconded a motion to adjourn.

ROLL CALL:

Mrs. Black	Yes
Mrs. Hamburg	Yes
Mrs. Dunbar	Yes
Mrs. Grice	Yes
Mr. Cremeans	Yes

MOTION CARRIED

The Board adjourned at 7:53 p.m.

Kym Dunbar, President

Shaun Bevan, Treasurer