

**MADISON BOARD OF EDUCATION
REGULAR BOARD OF EDUCATION MEETING
August 11, 2008**

238-08 The Madison Local Board of Education met this day in regular session at the Jr./Sr. High School. President Cappel called the meeting to order at 6:00 p.m.

Pledge of Allegiance

Roll Call – Mr. Zimov

Present:	Mr. Todd Farler	Mr. Mark Zimov
	Mr. David French	Dr. Chris Cline
	Mr. Brian McGuire	
	Mr. Tim Young	
	Mr. Glenn Cappel	

239-08 MOTION BY MR. FRENCH, SECONDED BY MR. CAPPEL, RESOLVED, to add addendum items VIII. A. 4, 5, 6 and B. 8, 9, 10, 11 and revision to IX. B. 6.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

Special Presentation: Jeff Diver, Executive Director of Supports to Encourage Low Income Families (SELF)

Hearing of Public:

- Dale Glays: Would like board to begin working together for good of district. Until there is a judgment, elected officials should work together.
- Tricia Haney: Asked board to take action to remove Mr. Farler.
- Bill Hickman: Board should start cutting before it is too late. A levy won't pass due to economic conditions.
- Robert Kinner: Questioned maintenance subs wage rate.
- Ken Tucker: Board is a group that must work together. Complained about board's decorum at last meeting. President did not have the authority to pursue investigation without board consent. County attorney will pursue the matter free of charge.

Superintendent's Report

- New Building Update – Alan Polatka, Quandel: Explained board actions for next two meetings.

Mr. Cappel: Would like contractor qualifications.

Mr. Farler: When will the fence go up?

Alan Polatka: The fence will go up September 15.

Treasurer/CFO Report: None

240-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, that the minutes of the previous meetings (July 21, August 5) be approved.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

Mr. Cappel does not agree with check #109379 for \$510.50 because it includes costs for Mr. Farler's use of the Board's attorney. (Note: A review of the invoice for check #109379 shows it does not include billings for Mr. Farler's discussions with counsel.)

241-08 MOTION BY MR. YOUNG, SECONDED BY MR. CAPPEL, RESOLVED, to approve the Monthly Financial Reports as presented.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young

NO: Mr. Cappel

President Cappel declared the motion carried.

242-08 MOTION BY MR. YOUNG, SECONDED BY MR. FRENCH, RESOLVED, to accept the resignation of Debra Barnett (Sp.Ed. Teacher-MIS) at the conclusion of the 2007-2008 school year.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

243-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to employ Alison Mefferd on a One Year Limited Teachers' Contract for the 2008-2009 school year to be compensated in accordance with training and experience on the adopted salary schedule (B/0 - \$31,426).

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

244-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to employ the following on supplemental contracts for the 2008-2009 contract year to be compensated in accordance with the adopted salary schedule, contingent on Pay to Participate requirements where applicable:

Brent Nance	Varsity Assistant Football
Bob Evick	8 th Grade Head Football

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

- 245-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to accept the resignation of Brooke Coulter (8th Grade Science Teacher) effective the conclusion of the 2007-2008 school year.
VOTE:
AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel
NO: None
President Cappel declared the motion carried.
- 246-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to employ Gina Turner on a One Year Limited Teacher's Contract for the 2008-2009 school year to be compensated in accordance with training and experience on the adopted salary schedule, pending meeting pre-employment agreement/conditions (replacing Brooke Coulter/7th Gr. Science, B+/0 \$32,684).
VOTE:
AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel
NO: None
President Cappel declared the motion carried.
- 247-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to employ Gina Turner on a supplemental contract as Volleyball Assistant for the 2008-2009 school year to be compensated in accordance with training and experience on the adopted salary schedule (0 exp./7% - \$2,199.82).
VOTE:
AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel
NO: None
President Cappel declared the motion carried.
- 248-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to accept the resignation of Tyra Correll as Custodian effective July 21, 2008.
VOTE:
AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel
NO: None
President Cappel declared the motion carried.
- 249-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to employ Dorothy Keith on a One Year Classified Contract effective August 4, 2008, to be compensated in accordance with training and experience on the adopted salary schedule, subject to candidate's acceptance of the requirements for compliance to the Fair Labor Standards Act (FLSA) (4 hrs./day, 240 days/yr., Secretary Wage Scale, Step 4, \$10.98/hr.).
VOTE:
AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel
NO: None
President Cappel declared the motion carried.

250-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to employ April Russell on a One Year Classified Contract for the 2008-2009 school year to be compensated in accordance with training and experience on the adopted salary schedule, subject to candidate's acceptance of the requirements for compliance to the Fair Labor Standards Act (FLSA) (4 hrs./day, 188 days/yr., Cafeteria Worker Wage Scale, Step 0, \$9.96/hr.).

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

251-08 MOTION BY MR. YOUNG, SECONDED BY MR. CAPPEL, RESOLVED, to approve a revised contract for Louise Drury as Cafeteria Manager for the 2008-2009 school year (6.5 hrs./day, 188 days/year, Cafeteria Manager Wage Scale, Step 2, \$11.63/hr.).

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

252-08 MOTION BY MR. YOUNG, SECONDED BY MR. CAPPEL, RESOLVED, Accept the following resignations from supplemental contracts for the 2008-2009 school year:

Beth McFarland – Girls Tennis

Danny Burd – JV Boys Basketball

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

253-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to accept the following as unpaid volunteer coaches pending results of TB test and background checks:

Frank Micomonaco

Brian Wilhoit

Scott Davis

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

254-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to hire Cathy Treadway on a 260 day, 8 hours per day contract (254 days for 2009) split as follows:

- 185 days, 4 hrs./day on the Secretary Wage Scale Step 14 (MIS), 4 hrs./day on the Treasurer's Assistant Wage Scale Step 2
- 75 days, 8 hrs./day on the Treasurer's Assistant Wage Scale Step 2

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

255-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to approve a six-week Family Medical Leave of Absence for Marilyn Abbott effective August 20, 2008.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

256-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to accept the resignation of Kathy Anderson as JV Girls Tennis Coach.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

257-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to employ Willis Allen on a Classified Contract effective August 18, 2008, for the 2008-2009 contract year pending meeting pre-employment requirements and subject to the candidate's acceptance of the requirements for compliance to the Fair Labor Standards Act (FLSA) (part-time custodian replacing Tyra Correll – 4 hrs./day, 260 days/year, \$12.09/hr.)

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

258-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to approve the employment for Coaching/Advisor Positions for the 2008-2009 school year: RESOLVED, that the personnel listed below be issued contracts for the 2008-2009 school year in accordance with Board Resolution 140-07 (Supplemental Parody Pay) and subject to the candidates' acceptance of the requirements for compliance to the wage and hour law; further, the contract is contingent on sufficient student participation to support the activity and the candidates' meeting pre-employment testing requirements:

Kathy Anderson	Head Girls Tennis	(1 yr. exp./7%)	\$2,286.76
Andy Fose	Assistant Boys Soccer	(0 exp./7%)	\$2,199.82

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

259-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to approve Revision to Resolution #225-08 as follows:

Athletic and extra-curricular activities that Pay To Participate fees were greater than \$25 in 2007-2008 will be \$50 per participant with a \$100 cap for individuals and a \$200 cap for families. Those athletic and extra-curricular activities that were \$25 or less in 2007-2008 will have no cost to the participant.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

260-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to provide a monthly cell phone allowance (data services level) to the Director of Support Services due to usage level.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

261-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to adopt the following substitute rates for 2008-2009 effective August 1, 2008.

Substitute Custodial	\$10/hr.
Substitute Aide	\$9.30/hr.
Substitute Secretary & Cook	\$9.50/hr.
Substitute Teacher	\$95/day

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

262-08 MOTION BY MR. CAPPEL, SECONDED BY MR. FRENCH, RESOLVED, to appoint Mr. Young as Alternate to the Ohio School Boards Association Annual Business Meeting November 10, 2008, should Mr. French, the appointed Delegate, be unable to attend.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Cappel

NO: None

ABSTAIN: Mr. Young

President Cappel declared the motion carried.

263-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to approve the early site work bid package and authorize placement of advertisements to solicit bids for the work.

WHEREAS, Cole Russell + Fanning Howey Architects, the Board's Architect, prepared drawings for an early site package for the OSFC CFAP Project, and the Construction Manager reviewed the drawings prepared by the Architect, provided comments on the drawings for conformity with the applicable design phase submission requirements, and prepared a bid package for the early site work;

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

1. The early site bid package for the OSFC CFAP project is approved.
2. The Treasurer, working with the Construction Manager, is authorized to prepare and place the appropriate form of advertisement to solicit bids for the early site work for the project, with the first advertisement anticipated to be placed on or about August 19, 2008, and bids to be received on or about September 4, 2008, at a time determined by the Construction Manager, unless extended by addendum.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried.

- 264-08 MOTION BY MR. YOUNG, SECONDED BY MR. CAPPEL, RESOLVED, to hire Frost, Brown & Todd LLC as legal counsel for the Board of Education on school matters as needed.

Discussion about need for attorney and Board's approach to hiring a new law firm.

VOTE:

AYES: Mr. French, Mr. Young, Mr. Cappel

NO: Mr. Farler, Mr. McGuire,

President Cappel declared the motion carried.

- 265-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to close debate on the above motion.

VOTE:

AYES: Mr. French, Mr. Young, Mr. Cappel

NO: Mr. Farler, Mr. McGuire

President Cappel declared the motion carried.

- 266-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to pursue a judicial ruling on the Attorney General's conflict of interest opinion and other possible conflicts.

VOTE:

AYES: Mr. French, Mr. Young, Mr. Cappel

NO: Mr. Farler, Mr. McGuire

President Cappel declared the motion carried.

Board of Education Reports/Communications:

Butler Tech Report – Mr. McGuire: None

Legislative Report – Mr. French: None

Student Achievement Report – Mr. Farler: Student Liaison to the Board moving forward by the end of the year.

Communications – Dr. Cline: None

267-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, to enter into executive session for the purpose of one of the following as underlined, at 7:55 p.m. Ohio Revised Code 121.22G:

- X Section 1: To consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual.
- ___ Section 2: To consider the purchase of property for public purposes or for the sale of property at competitive bidding.
- ___ Section 3: Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.
- ___ Section 4: Preparing for, conducting, or reviewing negotiations or bargaining session with public employees concerning their compensation or other terms and conditions of their employment.
- ___ Section 5: Matters required to be kept confidential by federal law or regulations or state statutes.
- ___ Section 6: Details relative to the security arrangements and emergency response protocols for a public body or a public office.

NOTE: Underline denotes precise reason for Executive Session.

VOTE:

AYES: None

NO: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

President Cappel declared the motion failed.

268-08 MOTION BY MR. CAPPEL, SECONDED BY MR. YOUNG, RESOLVED, that the meeting be adjourned at 7:55 p.m.

VOTE:

AYES: Mr. Farler, Mr. French, Mr. McGuire, Mr. Young, Mr. Cappel

NO: None

President Cappel declared the motion carried and the meeting adjourned.

SIGNED: _____, President, Madison Board of Education

SIGNED: _____, Treasurer/CFO