

MINUTES
BOARD OF GOVERNORS
Summit County Educational Service Center

The Board of Governors of the Summit Educational Service Center met at 5:10 p.m. in regular session at the Educational Service Center on April 18, 2023.

Upon roll call, at 5:10 p.m., the following members were present: Ms. Barry, Mr. Chadsey, Mrs. Roemer, Mrs. Weber, and Mrs. Young.

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION- Board of Governors Policy 0169.1

Resolution #23-46

Moved by Mr. Chadsey, seconded by Mrs. Young to accept the April Board Agenda as presented.

AYES: Mr. Chadsey, Mrs. Young, Ms. Barry, Mrs. Roemer, Mrs. Weber

NAYS: None

Resolution approved.

Resolution #23-47

Moved by Ms. Barry, seconded by Mrs. Weber to approve the March 21, 2023, Board Meeting minutes.

AYES: Ms. Barry, Mrs. Weber, Mrs. Young, Mr. Chadsey, Mrs. Roemer

ABSTAIN: Mrs. Young

NAYS: None

Resolution approved.

Resolution #23-48

Moved by Mr. Chadsey, seconded by Mrs. Young to approve the reports and check roster for March 2023, subject to audit.

AYES: Mr. Chadsey, Mrs. Young, Ms. Barry, Mrs. Roemer, Mrs. Weber

NAYS: None

Resolution approved.

Resolution #23-49

Moved by Mrs. Weber, seconded by Ms. Barry to approve the following grants awarded to the Summit Educational Service Center for the fiscal year 2023.

- 1.1. GEER I Fund 508, awarded to the Summit Educational Service Center, with a funding total of and permanent appropriation of \$11,517.42.
- 1.2. ARP – Homeless Round II Fund 507, awarded to the Summit Educational Service Center, with a funding total of and permanent appropriation of \$96,753.06.

- 1.3. **PAX Grant Fund 001**, awarded to the Summit Educational Service Center from the Summit County Alcohol, Drug Addiction & Mental Health Services Board (ADM Board), with a funding total of and permanent appropriation of \$66,000.00.
- 1.4. **Hearing Matters Fund 001**, awarded to the Summit Educational Service Center from the GPD Group Employees Foundation, Inc., with a funding total of and permanent appropriation of \$15,026.00. Funds to be used specifically for additional audiology equipment.

AYES: Mrs. Weber, Ms. Barry, Mr. Chadsey, Mrs. Roemer, Mrs. Young

NAYS: None

Resolution approved.

Resolution #23-50

Moved by Mrs. Weber, seconded by Mrs. Roemer to approve the execution of a ground lease and lease agreement with The Huntington National Bank providing for the lease and eventual acquisition of improvements to Service Center buildings.

The Treasurer advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

WHEREAS, Section 3313.375 of the Revised Code provides that the governing board of an educational service center may enter into a lease-purchase agreement providing for improving and equipping educational service center buildings, subject to certain conditions; and

WHEREAS, Section 3313.375 of the Revised Code provides that the governing board of an educational service center may, in conjunction with the lease-purchase agreement, grant leases for underlying land or facilities under the board's control for terms not exceeding five years beyond the final renewal term of the lease-purchase agreement; and

WHEREAS, this Board has determined to provide for the improvement and equipping of the building of the Service Center located at 420 Washington Avenue, Cuyahoga Falls, Ohio (the "Project Site") by the ground lease thereof and the lease and eventual acquisition of roofing and parking lot improvements pursuant to a lease-purchase agreement (the "Project Facilities"); and

WHEREAS, in order to implement the financing arrangements with respect to the Project Facilities (the "Lease-Purchase Financing"), it will be necessary for the Governing Board to take the following actions:

A. Sign and deliver a Ground Lease under which the Governing Board will convey to The Huntington National Bank or its affiliates or assigns ("Huntington"), as Ground Lessor a leasehold interest in the Project Site and existing improvements thereon upon which all or a substantial portion of the Project Facilities are to be located for a term of not more than five years longer than the term of the Facilities Lease (as defined below), subject to earlier termination upon payment in full of all Lease Payments as provide in the Facilities Lease;

B. Sign and deliver a lease-purchase agreement (the "Facilities Lease") under which the Governing Board (a) will sublease the Project Site and lease the Project Facilities located on the Project Site (collectively, with the Project Site, the "Leased Property") from ("Huntington") for an Initial Term and for Renewal Terms (each a "Lease Term"), as defined in the Facilities Lease, upon appropriations being made by this Board of funds sufficient to enable the Service Center to pay the Base Rent, as defined in the Facilities Lease, during the Renewal Terms and (b) will have an obligation, which will constitute a "public obligation" as defined in Section 133.01 of the Revised Code, to pay Base Rent during each Lease Term subject to such appropriations; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Summit County Educational Service Center, Summit County, Ohio, that:

Section 1. Ground Lease and Facilities Lease. The President or Vice-President and Treasurer of this Governing Board are hereby authorized to sign, acknowledge and deliver, in the name of and on behalf of the Service Center, the Ground Lease and the Facilities Lease, each substantially in the form now on file with the Treasurer. The forms of the Ground Lease and the Facilities Lease are approved with such changes therein that are not materially inconsistent with this Resolution and not substantially adverse to the Service Center and that are permitted by law and shall be approved by the Treasurer, provided that the aggregate principal components of the rental payments due under the Facilities Lease shall not exceed \$700,000.00, the interest component of those rental payments shall accrue at an annual rate not in excess of 6%, and the final renewal term of the Lease shall end not later than 180 months from the commencement date of the Lease. The approval of such changes, and that such changes are not materially inconsistent with this Resolution and not substantially adverse to the Service Center, shall be conclusively evidenced by the signing of the Ground Lease and the Facilities Lease.

Section 2. Approval and Execution of Related Documents. The President, Vice-President and Treasurer of this Governing Board and the Superintendent are each further authorized to sign any certifications, financing statements, documents, instruments and to take such other actions as are desirable, advisable, necessary or appropriate to consummate the transactions contemplated by this Resolution, the Ground Lease and the Facilities Lease.

Section 3. Application of Proceeds. The proceeds of the Facilities Lease shall be paid into the proper fund or funds as provided in the Facilities Lease, and those proceeds are appropriated and shall be used for the purpose for which the Facilities Lease is authorized and are hereby appropriated for that purpose.

Section 4. Tax Covenants. This Governing Board covenants to use, and to restrict the use and investment of, the proceeds of the Facilities Lease in such manner and to such extent as may be necessary so that (a) the obligations of the Service Center under the Facilities Lease will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the "Code") or (ii) be treated other than as obligations to which Section 103 of the Code applies, and (b) the interest components of the Base Rent will not be treated as an item of tax preference under Section 57 of the Code.

This Governing Board further covenants (a) to take or cause to be taken such actions that may be required of it for the interest components of the Base Rent to be and to remain excluded from gross income for federal income tax purposes, (b) to 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 proceeds of the Facilities Lease to the governmental purpose of the Facilities Lease, (ii) restrict the yield on investment property acquired with those proceeds, (iii) make timely and adequate payments to the federal government if required, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of the interest components under the Code.

The aggregate of the principal components of the Base Rent payable during all Lease Terms under the Facilities Lease (the "Obligations") is hereby designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In that connection, the Service Center hereby represents and covenants that it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Service Center delivers the Facilities Lease, (a) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Obligations, in an aggregate amount in excess of \$10,000,000, and (b) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Obligations, but excluding obligations, other than qualified 501(c)(3) bonds as defined in Section 145 of the Code, that are private activity bonds as defined in Section 141 of the Code and excluding refunding obligations that are not advance refunding obligations as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$10,000,000, unless the Service Center

first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Obligations as "qualified tax-exempt obligations". Further, the Service Center represents and covenants that, during any time or in any manner as might affect the status of the Obligations as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Service Center further represents that the Obligations are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Treasurer, as the fiscal officer, or any other officer of this Governing Board or the Service Center having responsibility for signing the Facilities Lease is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of this Governing Board or the Service Center with respect to the Facilities Lease as this Governing Board or the Service Center is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Facilities Lease or the interest components of the Base Rent or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or 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 this Governing Board and the Service Center, as may be appropriate to assure the exclusion of the interest components of the Base Rent from gross income and the intended tax status of the interest components of the Base Rent and (c) to give one or more appropriate certificates of this Governing Board and the Service Center, for inclusion in the transcript of proceedings relating to the Facilities Lease, setting forth the reasonable expectations of this Governing Board and the Service Center regarding the amount and use of all the proceeds of the Facilities Lease, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest components of the Base Rent and the tax status of the Facilities Lease.

Section 5. Compliance with Open Meeting Requirements. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Governing Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with the law.

Section 6. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

AYES: Mrs. Weber, Mrs. Roemer, Mrs. Young, Ms. Barry, Mr. Chadsey

NAYS: None

Resolution approved.

Resolution #23-51

Moved by Mr. Chadsey, seconded by Ms. Barry to approve the following contract and proposal for the 2022-2023 school year.

- 1.1. Contract for Services with **Kent City School District**, to provide two additional days of Educational Audiology Services for the 2022-2023 school year
- 1.2. Proposal with **McKeon Education Group, Inc.**, to provide a grade level academic skills summer school program to St. Augustine School on behalf of the Summit Educational Service Center

AYES: Mr. Chadsey, Ms. Barry, Mrs. Roemer, Mrs. Weber, Mrs. Young

NAYS: None

Resolution approved.

Resolution #23-52

Moved by Mrs. Young, seconded by Mrs. Weber to approve the following personnel actions for the 2022-2023 school year: contingent upon full and complete compliance with all State of Ohio and Summit ESC employment criteria, district board approval of employment of LEA-assigned positions and availability of funding.

CERTIFIED STAFF

1. ESC & SST8 ASSIGNED STAFF – SUPPLEMENTAL CONTRACT (Extended Time)
 - 1.1. Dailey, Lori, Speech Language Pathologist, Early Learning Department, additional time for district K-12 Scholarship IEP writing, up to 7 hrs/wk, up to 12 days, March – May 2023
2. LEA & AUXILIARY ASSIGNED STAFF - EMPLOYMENT
 - 2.1. Poder, Martin, Athletic Consultant, Stow Munroe Falls School District, 15 hrs/wk, starting April 3, 2023
 - 2.2. Smith, Cynthia, Substitute Teacher, Waterloo School District, as needed
3. LEA & AUXILIARY ASSIGNED STAFF – AMENDED CONTRACT
 - 3.1. Lozano Tauchen, Suzanne, Speech Language Pathologist, Redeemer Christian School
4. LEAS & AUXILIARY ASSIGNED STAFF – SUPPLEMENTAL CONTRACT
 - 4.1. Gibb, Melisa, Substitute Teacher, Immaculate Heart of Mary School, as needed
 - 4.2. Tschantz, Patricia, Special Education Consultant, Copley Fairlawn School District, up to 30 days, for remainder of the 2022-2023 school year

CLASSIFIED STAFF

1. ESC & SST8 ASSIGNED STAFF – EMPLOYMENT
 - 1.1. Whitfield, Heather, Preschool Assistant, Early Learning Department, 32 days, incl pd holiday for the remainder of the 2022-2023 school year
 - 1.2. Wooley, Christine, Administrative Assistant, SST8, 30 days, incl pd holidays, April 24 – June 30, 2023
- AYES: Mrs. Young, Mrs. Weber, Ms. Barry, Mr. Chadsey, Mrs. Roemer
NAYS: None
Resolution approved.

Resolution #23-53

Moved by Ms. Barry, seconded by Mrs. Roemer to approve the following agreements, contracts and proposals for the 2023-2024 school year.

- 1.1. Agreement with LL Therapy LLC, to provide Occupational Therapy services to Southeast School district on behalf of the Summit Educational Service Center for the 2023-2024 school year
- 1.2. Proposal with McKeon Education Group, Inc., to provide social emotional student support program to St. Augustine School on behalf of the Summit Educational Service Center for the 2023-2024 school year
- 1.3. Auxiliary Service Agreement with Redeemer Christian School, to provide auxiliary staffing for the 2023-2024 school year

- 1.4. Service Agreement with **S3 Technologies**, to provide technology support to St. Augustine School on behalf of the Summit Educational Service Center for the 2023-2024 school year
- 1.5. Auxiliary Service Agreement with **St. Barnabas Catholic School** and **Nordonia Hill School District**, to provide auxiliary staffing for the 2023-2024 school year
- 1.6. Contracts with the **Stow Munroe Falls School District**
 - 1.6.1. Primary Service Agreement
 - 1.6.2. LEA Agreement
- 1.7. Auxiliary Service Agreement with **Summit Christian School** and **Woodridge School District** to provide auxiliary staffing for the 2023-2024 school year
- 1.8. Contracts with the **Woodridge School District**
 - 1.8.1. Consortium Agreement for the Provision of Services for Preschool Children with Disabilities
 - 1.8.2. School Building Lease Agreement
 - 1.8.3. LEA Agreement for AMHA Honey Locust Preschool Program staffing
- 1.9. Contract for Services with **Wallowa County ESD**, Region 18, in Enterprise, Oregon, to provide a High School Quantitative Reason Course during the 2023-2024 school year

AYES: Ms. Barry, Mrs. Roemer, Mrs. Weber, Mrs. Young, Mr. Chadsey

NAYS: None

Resolution approved.

Resolution #23-54

Moved by Ms. Barry, seconded by Mrs. Young to approve the following personnel actions for the 2023-2024 school year: contingent upon full and complete compliance with all State of Ohio and Summit ESC employment criteria, district board approval of employment of LEA-assigned positions and availability of funding.

CERTIFIED STAFF

1. ESC & SST8 ASSIGNED STAFF – EMPLOYMENT
 - 1.1. Bird, Alyssa, Literacy/ELA Consultant, Curriculum & Instruction, 184 days
 - 1.2. Collins, Laura, Gifted Consultant, Curriculum & Instruction, 25 days
 - 1.3. Hatcher, Derek, Gifted Consultant, Curriculum & Instruction, 204 days
 - 1.4. Huth, Susan, Math Consultant, Curriculum & Instruction, 184 days
 - 1.5. Leigh, Katie, Student Services and Wellness Coordinator, Student Services, 260 days [2023-2025](#)
 - 1.6. Miller, Stephen, Math Consultant, Curriculum & Instruction, 204 days
 - 1.7. Nowak, Kristen, Preschool Coordinator, Early Learning Department, 260 days, [2023-2025](#)
 - 1.8. Patt, Andrea, Curriculum Coordinator, Curriculum & Instruction, 204 days, [2023-2025](#)
 - 1.9. Pauna, Elizabeth (Jean), Gifted Consultant, Curriculum & Instruction, 204 days
 - 1.10. Sansosti, Jenine, Director, State Support Team – Region 8, 260 days, [2023-2026](#)
 - 1.11. Zender-Sakach, Georgi (Missi), Science Consultant, Curriculum & Instruction, 224 days
2. LEA & AUXILIARY ASSIGNED STAFF – EMPLOYMENT
 - 2.1. Collier, Iisha, Diversity, Equity & Inclusion Chair, Stow Munroe Falls School District, 50 hrs.
 - 2.2. Gotshall, James, Online Bulldog Academy, Director of Online Instruction, Stow Munroe Falls School District, 260 days

CLASSIFIED STAFF

1. ESC & SST8 ASSIGNED STAFF – EMPLOYMENT

- 1.1. Cornell, Linda, Fiscal Services Payroll Admin, Treasurer’s Office, 260 days, incl pd holidays
- 1.2. Daetwyler, Frank, Custodian/Maintenance, Administrative Services, 6 hrs/day, 260 days, incl pd holidays
- 1.3. Duke, Kimberly, Custodian, Administrative Services, 20 hrs/wk, 214 days, incl pd holidays
- 1.4. Eland, Anna, Receptionist, Human Resources, 260 days, incl pd holidays
- 1.5. Fassnacht, Kim, Assistant Treasurer, Treasurer’s Office, 260 days, incl pd holidays
- 1.6. Ferguson, Jeffrey, Director of Administrative Services, 260 days, incl pd holidays
- 1.7. Gibson, Sally, Director’s Secretary, Curriculum & Instruction, 260 days, incl pd holidays
- 1.8. Glenny, Tara, Director’s Secretary, Administrative Services, 260 days, incl pd holidays
- 1.9. Jansen, Thomas, Technology Consultant, Administrative Services, 224 days, incl pd holidays
- 1.10. Johnston, Lorraine, Fiscal Services Payroll Admin, Treasurer’s Office, 260 days, incl pd holidays
- 1.11. Kovick, Janet, HR Assistant, Human Resources, 260 days, incl pd holidays
- 1.12. Kresowaty, Brandie, Director’s Secretary, Early Learning Department, 260 days, incl pd holidays
- 1.13. Lewis, Tina, HR Assistant, Human Resources, 260 days, incl pd holidays
- 1.14. Neely, Kevin, Custodian, Administrative Services, 3 hrs/day, 260 days, incl pd holidays
- 1.15. Palinkas, Brenda, Director’s Secretary, Student Services & Wellness Initiatives, 260 days, incl pd holidays
- 1.16. Shannon, Alexa, Director’s Secretary, Treasurer’s Office, 260 days, incl pd holidays

2. LEA & AUXILIARY ASSIGNED STAFF – EMPLOYMENT

- 2.1. Forchione-Beadling, Laura, Head of Public Relations, Stow Munroe Falls School District, stipend for services, paid in 24 equal payments
- 2.2. Sachs, Angelina, Parent Mentor, Stow Munroe Falls School District, 125 days, 1000 hours, 2023-2024

AYES: Ms. Barry, Mrs. Young, Mr. Chadsey, Mrs. Roemer, Mrs. Weber
NAYS: None
Resolution approved.

Resolution #23-55

Moved by Mr. Chadsey, seconded by Mrs. Weber to approve the following resignations.

- 1.1. Sweet, Ashley, Technology Aide, Copley-Fairlawn School District, effective April 7, 2023
- 1.2. Torres, Rossana, School Psychologist, Early Learning, effective July 31, 2023

AYES: Mr. Chadsey, Mrs. Weber, Mrs. Young, Ms. Barry, Mrs. Roemer
NAYS: None
Resolution approved.

Resolution #23-56

Moved by Ms. Barry, seconded by Mrs. Roemer to approve the following Board Policies.

- 1.1. Policy #1422– Nondiscrimination & Equal Employment Opportunity
 - 1.1.1. Policy 3122 Professional Staff
 - 1.1.2. Policy 4122 Classified Staff

- 1.2. Policy #1439 – Holidays
- 1.3. Policy #1623 – Section 504/ADA Prohibition Against Disability Discrimination
 - 1.3.1. Policy #3123 Professional Staff
 - 1.3.2. Policy #4123 Classified Staff
- 1.4. Policy #1662 – Anti-Harassment
 - 1.4.1. Policy #3362 Professional Staff
 - 1.4.2. Policy #4362 Classified Staff
- 1.5. Policy #3220 – Standards Based Teachers Evaluations
- 1.6. Policy 4120.05 – Employment of Educational Aides
- 1.7. Policy #4439 – Holidays

AYES: Ms. Barry, Mrs. Roemer, Mrs. Weber, Mrs. Young, Mr. Chadsey
NAYS: None
Resolution approved.

Resolution #23-57

Moved by Mr. Chadsey, seconded by Mrs. Young to enter Executive Session at 6:18 p.m. to discuss compensation of public employees.

AYES: Mr. Chadsey, Mrs. Young, Ms. Barry, Mrs. Roemer, Mrs. Weber
NAYS: None
Resolution approved.

The Board exited Executive Session at 6:37 p.m. No action was taken.

Resolution #23-58

Moved by Mr. Chadsey, seconded by Mrs. Weber to adjourn the meeting at 6:37 p.m.

AYES: MR. Chadsey, Mrs. Wever, Mrs. Young, Ms. Barry, Mrs. Roemer
NAYS: None
Resolution approved.

5/16/23

Date Approved


Board of Governors President


Treasurer, Summit Educational Service Center