

BEACHWOOD BOARD OF EDUCATION

Special Meeting

June 7, 2010

The Special Meeting of the Beachwood Board of Education was called to order by David Ostro, President of the Board of Education, at 7:36 p.m. at the Beachwood Board of Education Fairmount Community Room located at 24601 Fairmount Blvd., Beachwood, Ohio, with all members having been notified in writing.

Members Present: Mr. David Ostro  
Mrs. Jennifer Tramer  
Mrs. Beth Rosenbaum  
Dr. Brian Weiss  
Mr. Mitchel Luxenburg

Dr. Richard Markwardt, Superintendent; Dr. Philip Wagner, Assistant Superintendent; Ms. Lauren Broderick, Director of Pupil Services; and Andrew Darvin, Student Council President, were also present.

**RESOLUTION 06-10-193**

**RESOLUTION TO RECOGNIZE STUDENT COUNCIL  
PRESIDENT**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

WHEREAS,

**ANDREW DARVIN** was elected Student Council President by the students of Beachwood High School; and

WHEREAS,

among his duties was service as a student representative to the Beachwood Board of Education; and

WHEREAS,

he has attended Beachwood Board of Education meetings and work sessions faithfully over the past year; and

WHEREAS,

he has greatly contributed to the deliberations of the Board of Education by participating freely in discussions relating to the students of Beachwood High School and by articulating to the Board of Education his insight into student reactions;

WHEREAS,

he has served as a Chairman of the Beachwood Citizens for Quality Schools Committee that secured the passage of Issue 3 to fund a renovation/reconstruction of Beachwood High School;

WHEREAS,

he has served as an exemplary role model to all Beachwood students through his integrity, his philanthropic efforts, his insight, his sense of humor, and his invaluable assistance to the Board of Education;

NOW THEREFORE, BE IT RESOLVED

that the Beachwood Board of Education hereby honors **ANDREW DARVIN** upon his graduation from Beachwood High School and wishes him the very best in all future endeavors.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Dr. Markwardt remarked that we seem to have an endless supply of outstanding students, but we always miss each of them when they leave. Each student leaves a unique mark on the school district as Andrew Darvin has.

Andrew stated the recognition by the Board meant a lot to him. It had been a lot of fun being a part of the Board. He has told Ananya Marathe, the incoming Student Council President, not to be scared because the Board can be an intimidating bunch. Toward the end of the year, he got to be part of the group and it was fun. The new student council will be excellent.

Dr. Markwardt remarked that each of the Darvin children were fabulous.

Mr. Ostro remarked that Andrew had spent one year with the Board at Monday night meetings. He had a standing invitation to come back and visit any time. The Board would love to see and hear how he is doing.

Mrs. Rosenbaum said she was going to miss Andrew a lot and would always remember that there was something special about him. What stands out most to her is his quiet maturity and ability to express himself. He has a great sense of humor and always appreciated the jokes.

Dr. Weiss echoed the quiet part. Yet pointed out that Andrew was always everywhere in leadership roles. The Board appreciates his support.

Mr. Ostro echoed Mrs. Rosenbaum's comments as well. He is leaving big shoes to fill. Marla Lipsyc had raved about Andrew. It was great to get to know him. When Andrew was asked to serve on the levy committee, it would have been easy to turn down. He didn't do that and was enthusiastic about it. He can take pride in his role as a leader. Mr. Ostro wished him the best of luck.

Andrew introduced the new student council officers for the 2010-11 school year: Ananya Marathe, President; David Silver, Executive Vice-President; Louis Rosenbaum, Vice-President; Lauren Lipsyc, Secretary; and Jodi Fish, Treasurer.

## **Study Session**

### *Literacy Pilot Review*

Administrators Dr. Wagner, Mrs. Bernetich, and Mr. Molnar along with teachers, Molly Keyes, Alesha Trudell, Marla Green, Jason Hill, Deb Rubenstein, Wendi Bomback, Ann Bracale, Diane Linick, Sherry Bogart, Barb Landis, and Dave Fesemyer presented a PowerPoint on the K-5 Literacy Pilot Program Review.

Mr. Ostro thanked the administrators and faculty for taking the time to study the issue.

**RESOLUTION 06-10-194**

**RESOLUTION TO APPROVE THE ROUTINE MATTERS OF THE BEACHWOOD BOARD OF EDUCATION**

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the appointment of the following individual(s) to be added to the substitute list for the 2009-2010 school year:

**MAINTENANCE**

**JONES, DAVID** \$15.00 per hour

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-195**

**RESOLUTION TO APPROVE HOME INSTRUCTION SERVICES FOR THE 2009-2010 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the following certificated staff to provide home instruction services, for a Beachwood High School student, at a rate of \$30.45 per hour, during the 2009-2010 school year:

**MAJERCAK, DON** not to exceed 10 hours  
**OGILVY, PAMELA** not to exceed 10 hours

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-196**

**RESOLUTION TO APPROVE SUPPLEMENTAL  
CONTRACT FOR THE 2009-2010 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve supplemental contract for the 2009-2010 school year for the following staff:

**EXTENDED DAYS** at the staff member's 2009-2010 per diem rate:

**LESSICK, MELISSA** Psychologist at the High School, 5 extended days.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-197**

**RESOLUTION TO ACCEPT RESIGNATION OF  
CERTIFICATED STAFF MEMBER**

It was moved by Mr. Luxenburg

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby accept the resignation of **MELISSA LESSICK**, Psychologist at Beachwood High School, effective at the end of the 2009-2010 school year, as detailed in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-198**

**RESOLUTION TO APPROVE LIMITED CONTRACT  
FOR CERTIFICATED STAFF FOR THE 2010-2011  
SCHOOL YEAR**

It was moved by Dr. Weiss

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the limited contract for the 2010-2011 school year, for **KEVIN HOUCHINS** Technology Teacher at the High School, Step 6, BA+15, Schedule C, Compensation: \$53,747.00.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Kevin Houchins attended the meeting. He is currently a technology teacher at Elyria High School.

Mr. Ostro welcomed Kevin and stated we consider ourselves a family, at the end of the day it's about our children.

**RESOLUTION 06-10-199**

**RESOLUTION TO APPROVE REQUEST FOR LEAVE  
OF ABSENCE FOR CERTIFICATED STAFF**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the request for a leave of absence for the following :

**THRASHER, SARAH** D/HH Teacher at the High School, beginning August 23, 2010 through on or about November 1, 2010, as detailed in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-200**

**RESOLUTION TO APPROVE SUPPLEMENTAL  
CONTRACTS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve supplemental contracts for the 2010-2011 school year for the following staff:

**EXTENDED DAYS** at the staff member's 2010-2011 per diem rate:

**ALPERIN, MARCIA** Guidance Counselor at the High School, 10 extended days  
**BEELE, CAROLYN** Guidance Counselor at the High School, 10 extended days  
**CURRINGTON, STEFANIE** Psychologist, 5 extended days  
**FLAHERTY, JENNIFER** Librarian at the High School, 2 extended days  
**GROOMS, CAROL** Guidance Counselor at the High School, 10 extended days  
**MOODY-BENEDICT, SHAHNYN** Librarian Bryden Elementary School, 2 extended days  
**PILARCIK, DEBORAH** Guidance Counselor at Hilltop Elementary, 5 extended days  
**SOEDER, MICHELE** Librarian at Hilltop Elementary, 2 extended days  
**STARZYK, LAWRENCE** Guidance Counselor at Bryden Elementary, 4 extended days  
**UNGIER, JULIE** Librarian at the Middle School, 2 extended days  
**WEYN, CHRISTIN** Psychologist, 5 extended days  
**WINSTON, DOUGLAS** Guidance Counselor at the Middle School, 10 extended days

**Vo-ed extended time and compensation stipend fully paid by Mayfield Excel TECC Program:**

**DIAMOND, DONNA** Hospitality and Food Service Careers, 2 extended days  
**GETZ, JEAN** Marketing Teacher at the High School, 2 extended days  
**KRUPINSKI, PATTI** Career Technical Teacher for Excel TECC, 2 extended days  
**MCHALE, DANETTE** Culinary Arts Teacher at the High School, 2 extended days  
**PAYNE, PATRICIA** Career Technical Teacher for Excel TECC, 2 extended days  
**PERRY, GREGORY** Marketing Teacher at the High School, 2 extended days  
**WILSON, KORTEZ** Culinary Arts Teacher at the High School, 2 extended days

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-201**

**RESOLUTION TO APPROVE CONTRACTS FOR 2010  
SUMMER SCHOOL PROGRAMS**

It was moved by Mr. Luxenburg

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve contracts, contingent upon student enrollment, for the tuition-based 2010 Summer School Programs for the following, per attached:

Bryden Summer Reading Program (June 21, 2010 – July 30, 2010)

**LINICK, DIANE** Teacher, Compensation: \$1,887.50

**MATISAK, KATE** Teacher, Compensation \$1,887.50

**SIUPINYS, LUCIA** Teacher, Compensation: \$1,887.50

Hilltop Reading and Math Program (July 26<sup>th</sup> – 29<sup>th</sup>, August 2<sup>nd</sup> – August 5<sup>th</sup>, and August 9<sup>th</sup> – 12<sup>th</sup>)

**BUSKIRK, HANNAH** Teacher, Compensation \$1,461.60

**GOLDIE, LEIGH** Teacher, Compensation \$1,461.60

**LYNCH, ERIN** Teacher, Compensation \$1,461.60

**PETERS, LYNN** Teacher, Compensation \$1,461.60

Substitutes: (on an as-needed basis in the event of teacher absence, \$30.00 per hour)

**TADDEO, NICOLE**

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-202**

**RESOLUTION TO ACCEPT RESIGNATION OF  
CERTIFICATED STAFF FOR AGNON SCHOOL**

It was moved by Dr. Weiss

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby accept the resignation of **MARGARET MUNYASYA**, Non-public, Title I/ARRA Tutor at Agnon School, effective the end of the 2009-2010 school year, per attached correspondence.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-203**

**RESOLUTION TO APPROVE CERTIFICATED STAFF  
FOR AGNON SCHOOL FOR THE 2010-2011 SCHOOL  
YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve **MARCIE ZIEGER**, Non-public, TitleI/ARRA Tutor for Agnon School, 24.5 hours per week, Step 5, BA, Compensation: \$28,211.75, for the 2010-2011 school year, to be paid from the Auxiliary Services Fund.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro pointed out that Marcie was being paid from Auxiliary Services Funds.

**RESOLUTION 06-10-204**

**RESOLUTION TO DISCHARGE CLASSIFIED  
EMPLOYEE**

It was moved by Mr. Luxenburg

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby discharge **VANESSA SPARKS** effective May 28, 2010 from her employment on the grounds that she violated, numerous times, the District's written rules while employed during her probationary status.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None



**RESOLUTION 06-10-205**

**RESOLUTION TO APPROVE THE CERTIFICATION OF  
THE 2010 BEACHWOOD HIGH SCHOOL GRADUATES**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the 2010 Beachwood High school graduates as set forth in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-206**

**RESOLUTION TO APPROVE EXTENDED SCHOOL  
YEAR SERVICES FOR SPECIAL EDUCATION  
STUDENTS SUMMER 2010**

It was moved by Dr. Weiss

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve extended school year services for 15 Beachwood students scheduled to attend summer programs at various Autism and MH camps.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-207**

**RESOLUTION TO APPROVE BEACHWOOD HIGH SCHOOL STUDENT TRIP**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the following out-of-district trip:

Three Beachwood High School students have qualified to compete at the North American Junior Achievement Company of the Year Competition, in Minneapolis, MN on July 18-21, 2010, after winning the Greater Cleveland Junior Achievement Company Competition.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-208**

**RESOLUTION TO AUTHORIZE EMPLOYEE ASSISTANCE SERVICES PROVIDED BY ASSIST NOW, THE EAP DIVISION OF RECOVERY RESOURCES**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby authorize employee assistance services provided by Assist Now, the EAP Division of Recovery Resources, effective June 1, 2010 through May 31, 2011, at a cost not to exceed \$6,000.00.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-209**

**RESOLUTION TO APPROVE CONTRACT FOR  
SPEECH-LANGUAGE THERAPY SERVICES FOR THE  
2009-2010 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve a contract with Patrice Carothers, for the 2009-2010 school year, for Speech-Language Therapy services, at a rate of \$75.00 per hour, not to exceed \$2,250.00, due to the leave of absence of a staff member.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-210**

**RESOLUTION TO APPROVE CONTRACT FOR  
PHYSICAL THERAPY SERVICES FOR THE 2010-2011  
SCHOOL YEAR**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve a contract with Stephanie Cervelloni, for the 2010-2011 school year, for Physical Therapy services, at a rate of \$50.00 per hour, 9 hours per week, not to exceed \$54,600.00.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Ms. Broderick stated that the contract for the 2009-10 school year is with the Achievement Center. The contract being approved for the 2010-11 school year is for more hours, but the cost is less. We will see a savings of \$11,000.00.

**RESOLUTION 06-10-211**

**RESOLUTION TO AUTHORIZE SCHOOL LUNCH PRICES FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mr. Luxenburg

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby authorize school lunch prices for the 2010-2011 school year as follows:

Elementary School Lunch	\$2.45
Middle School and High School Lunch	\$2.70
Milk	\$ .45

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-212**

**RESOLUTION TO APPROVE SCHOOL FEES FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve school fees for the 2010-2011 school year as follows:

Bryden Elementary School	\$55.00
Hilltop Elementary School	\$55.00
Beachwood Middle School	\$55.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mrs. Tramer asked for information regarding what the fees covered.

## **Reports**

### *Superintendent*

Dr. Markwardt remarked that the school year ended smoothly culminating with graduation which was a beautiful affair, and made us all proud of the students. He credited the high school staff and also the teachers that taught them prior to high school. He thanked every family member, community member and teacher, congratulating them all.

Dr. Markwardt commented on the senior awards ceremony. He remarked that Mr. Luxenburg's children were very poised and eloquent when they presented the award. It was very moving to watch and made a difference in one young man's life. Work his late wife did as a schoolteacher impacted the lives of countless children and the scholarship was created to help other aspiring teachers have that same impact.

### *Beachwood Federation of Teachers – Marcia Alperin*

Mrs. Alperin stated that June 1<sup>st</sup> marked the beginning of her fourth year as president of the BFT. During that time another contract had been negotiated and issue 3 had passed. It has been a pleasure working with the Board.

### *Student Council Representative – Andrew Darvin*

Andrew remarked as he was walking across the stage to receive his diploma, time flashed before his eyes. He wanted to thank all his teachers, the staff, administrators and Board members for making Beachwood the place it is.

### *Board Members*

Mr. Ostro thanked Mrs. Alperin for her kind words. The Board feels the same way. It's all about our children.

Dr. Weiss remarked that graduation is special for Board members as they give out the diplomas. Another source of pride was the premiere of the Holocaust film. It was a special night. He got to meet people who are community members not often involved with schools. Everyone thanked the schools and recognized what a great job Beachwood staff does working with the students.

Mr. Luxenburg attended the graduation. It was a pleasure to sit next to Andrew Darvin for the past 6 months. Andrew is the real deal.

### *Public Comments*

John Edwards questioned why the students who could not attend the Middle School field trip for various reasons were sent a letter instructing them to stay home. Mr. Edwards feels the policy should be revisited. If students cannot attend a field trip they should be allowed to attend school and be educated.

**RESOLUTION 06-10-213**

**RESOLUTION TO ADJOURN TO EXECUTIVE SESSION**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby adjourn to Executive Session at 9:10 p.m. relative to:

- Personnel matters (individuals need not be named)
  - Appointment and/or employment
  - Dismissal
  - Discipline
  - Promotion or demotion
  - Compensation
  - Investigation of charges and/or complaints
- Purchase or sale of property
- Conferences with legal counsel related to pending or imminent court action
- Negotiations
- Security arrangements
- Matters required to be kept confidential by state or federal law

Ayes: Mr. Ostro  
 Mrs. Tramer  
 Mrs. Rosenbaum  
 Dr. Weiss  
 Mr. Luxenburg

Nays: None

The Board reconvened into regular session at 10:53 p.m.

**RESOLUTION 06-10-214**

**RESOLUTION TO ADJOURN MEETING**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby adjourn this meeting at 10:54 p.m.

Ayes: Mr. Ostro  
 Mrs. Tramer  
 Mrs. Rosenbaum  
 Dr. Weiss  
 Mr. Luxenburg

Nays: None

---

Signed  
 Mr. David Ostro  
 President, Board of Education

---

Attest  
 Michele E. Mills  
 Treasurer, Board of Education

## BEACHWOOD BOARD OF EDUCATION

### Regular Meeting

June 14, 2010

The Special Meeting of the Beachwood Board of Education was called to order by David Ostro, President of the Board of Education, at 7:35 p.m. at the Beachwood Board of Education Fairmount Community Room located at 24601 Fairmount Blvd., Beachwood, Ohio, with all members having been notified in writing.

Members Present: Mr. David Ostro  
Mrs. Jennifer Tramer  
Mrs. Beth Rosenbaum  
Dr. Brian Weiss  
Mr. Mitchel Luxenburg

Dr. Richard Markwardt, Superintendent; Dr. Philip Wagner, Assistant Superintendent; Ms. Lauren Broderick, Director of Pupil Services; and Ananya Marathe, Student Council President, were also present.

### **Program Reports**

#### *Presentation of the Oculus*

Patsy Morrison formally presented the 50<sup>th</sup> volume of the Oculus, "Piece by Piece" was the theme, a culmination of two full years of hard work. Miranda Scott and Brett Musick, the co-editors, were unable to be present at the meeting due to other obligations. Co-editors for the 2010-2011 school year are Lily Lash, David Silver and Shira Baron.

Mr. Ostro thanked Patsy on behalf of the Board, noting it was a labor of love. Mr. Ostro had been on the Oculus staff while attending Beachwood High School and it was a remarkable experience. The yearbook will be a lasting piece of memorabilia shared by all. He was looking forward to reviewing this latest edition.

### **Study Session**

#### *AVI Foodsystems*

Lynn Mansfeld and Jill Smith gave a presentation on AVI Foodsystems.

Ananya Marathe questioned the vegetarian offerings and the snacks provided.

Mrs. Rosenbaum stated that she'd been informed that the food was not as well prepared and there was sometimes a shortage of the main meal offerings.

Dr. Markwardt said there are two on-line student surveys available. He suggested a process be put in place to gather input throughout the year - possibly a suggestion box.

Mrs. Rosenbaum said that the students are seeking healthy choices and AVI is open to student comments and input.

Mr. Ostro wants assurance that a process of communication will be in place.

Mr. Luxenburg stated the report brought up many figures and statistics, but he would like less numbers and more explanation of the trends.

### **Public Comments**

Steve Rosen asked if the preschool was subsidized by the Board.

Mrs. Mills replied that the preschool is not subsidized by the Board. All direct costs plus allocated costs including utilities are charged to the preschool.

**RESOLUTION 06-10-215**

**RESOLUTION TO APPROVE THE ROUTINE MATTERS  
OF THE BEACHWOOD BOARD OF EDUCATION**

It was moved by Dr. Weiss

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby approve the Financial Statement for May 2010.

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the appointment of the following individual(s) to be added to the substitute list for the 2009-2010 school year:

**2010 FAIRMOUNT PRESCHOOL CAMP**

Substitutes receive \$ .25 less per hour than the first step in the classification in which they are working.

- BERWICK, VERA**
- BINKOFSKY, SARA**
- FRABOTTA, SONDR**
- GREENBERG, HOLLI**
- HARTOG, CHRISTINE**
- MORRIS, BENJAMIN**
- RUBENSTEIN, DEBRA**
- SIVILLO, MICHELLE**

**SUMMER BUS DRIVERS**

- ANGELONE, DENISE** \$15.00 per hour
- BOARD-BLACKMAN, KIMBERLY** \$15.00 per hour
- BOBINCHECK, ALLAN** \$15.00 per hour
- BROCKWELL, LISA** \$15.00 per hour
- CARTER, KAREN** \$15.00 per hour
- DEFRATIS, BARBARA** \$15.00 per hour
- DICAPRIO, KAREN** \$15.00 per hour
- EATON, KERRY** \$15.00 per hour
- ENGELMAN, JACKIE** \$15.00 per hour
- FACEMYER, GARY** \$15.00 per hour
- HILLS, TAWANA** \$15.00 per hour
- JONES, NICOLE** \$15.00 per hour
- KING, ELLA** \$15.00 per hour
- SABOL, RUTH** \$15.00 per hour

**SECRETARY, OFFICE ASSISTANTS**

- BROCKWELL, LISA** \$10.00 per hour
- BURTIN, ROBERT** \$10.00 per hour
- CARTER, KAREN** \$10.00 per hour
- DEFRATIS, BARBARA** \$10.00 per hour
- ENGELMAN, JACKIE** \$10.00 per hour
- HILLS, TAWANA** \$10.00 per hour
- MATUSZAK, JUNE** \$10.00 per hour
- SABOL, RUTH** \$10.00 per hour

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None



**RESOLUTION 06-10-216**

**RESOLUTION TO ACCEPT DONATIONS**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

BE IT RESOLVED

that the Board of Education of the Beachwood City School District hereby accepts donations from:

- The Cleveland Institute of Art in the amount of \$250.00 for the Cleveland 20/20 Music Festival.
- Beachwood High School Alumni Association, Inc. in the amount of \$250.00 for the Cleveland 20/20 Music Festival.
- Dr. Robert Stern in the amount of \$250.00 for the Cleveland 20/20 Music Festival.
- Joshen Paper & Packaging Co. in the amount of \$100.00 for the Cleveland 20/20 Music Festival.
- Google for five (5) Lenovo G450 laptop computers with Intel Pentium Dual-Core Processor SU4100 and 3GB PC3-8500 DDR3 SDRAM.
- ORG Holdings Limited in the amount of \$250.00 for the Cleveland 20/20 Music Festival.
- Developers Diversified Realty Corp. in the amount of \$500.00 for the Cleveland 20/20 Music Festival.
- City of Beachwood in the amount of \$2,500.00 for the Cleveland 20/20 Music Festival.
- Ohio Commerce Bank in the amount of \$400.00 for the Cleveland 20/20 Music Festival.

Ayes: Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Abstain: Mr. Ostro

Nays: None

Mr. Ostro explained that he is the Treasurer of the Alumni Association and chose to abstain from voting.

**RESOLUTION 06-10-217**

**RESOLUTION TO AMEND PERMANENT APPROPRIATION - FISCAL YEAR 2010**

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

BE IT RESOLVED

that the Board of Education of Beachwood City School District hereby amend the Permanent Appropriation for Fiscal Year 2010 as follows:

Title III LEP (551)	From: \$15,146.00	To: \$17,099.00
Retirement Benefits (022)	From: \$3,290,253.00	To: \$3,721,257.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-218**

**RESOLUTION TO APPROVE CONTRACT FOR  
ONLINE PAYMENT SERVICES**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the contract for online payment services with RevTrak, Inc.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-219**

**RESOLUTION TO APPROVE WARRANTS FOR MAY  
2010**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby approve the payment of warrants 54332 through 54681 drawn on JP Morgan Chase Bank NA, in the amount of \$3,352,836.85

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-220**

**RESOLUTION TO APPROVE INVESTMENTS FOR  
MAY 2010**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby approve investments for May 2010.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-221**

**RESOLUTION TO CHANGE MEETING SCHEDULE**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby schedule a Special Meeting on June 21, 2010 at 7:30 p.m. in the Fairmount Community Room.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro asked if all Administrators and Board members would be present at the meeting.

Mrs. Rosenbaum replied that she would be flying home that day and may be late.

**RESOLUTION 06-10-221A**

**RESOLUTION TO INCREASE WORK SCHEDULE FOR ADMINISTRATIVE STAFF FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve an increase in FTE for **RYAN PETERS**, Athletic Director, from .50 FTE to 1.0 FTE, for the 2010-2011 school year, due to increased responsibilities and need.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro congratulated Ryan Peters.

**RESOLUTION 06-10-222**

**RESOLUTION TO APPROVE HOME INSTRUCTION SERVICES FOR THE 2009-2010 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the following certificated staff to provide home instruction services, during the 2009-2010 school year:

**BEECHUCK, MELANIE** For a Bryden Elementary student, at a rate of \$30.45 per hour, not to exceed 19 hours.

**SIUPINYS, LUCIA** For a Bryden Elementary student, at a rate of \$30.45 per hour, not to exceed 20 hours.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-223**

**RESOLUTION TO APPROVE REQUEST FOR LEAVE OF ABSENCE FOR CERTIFICATED STAFF**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the request for leave of absence for **JENNIFER CURALL**, D/HH Teacher at Fairmount Preschool and Bryden Elementary, beginning August 23, 2010 through October 5, 2010, as detailed in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-224**

**RESOLUTION TO EMPLOY CERTIFICATED STAFF  
ON ONE-YEAR LIMITED CONTRACT STATUS FOR  
THE 2010-2011 SCHOOL YEAR**

It was moved by Mr. Luxenburg

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby employ the following, on one-year limited contract status, for the 2010-2011 school year:

<u>NAME</u>	<u>FTE</u>
LEEDS, KAREN	1.0
MAYERS, JANE	1.0

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-225**

**RESOLUTION TO EMPLOY LONG-TERM  
SUBSTITUTE CERTIFICATED STAFF FOR THE 2010-  
2011 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby employ the following long-term substitute certificated staff:

**CHAPMAN, RACHEL** Long-Term Substitute Spanish Teacher at the High School, Step 1, BA, 1.0 FTE, Schedule C, Compensation \$44,562.00 (prorated), effective August 23, 2010 through October 26, 2010, due to the leave of absence of DARIA CAYNE.

**PHELPS, STACEY** Long-Term Substitute at Bryden Elementary, Step 1, MA, Schedule C, Compensation: \$51,679.00, for the 2010-2011 school year, due to the leave of absence of LEANNE RAINER.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro welcomed them and wished them great success.

**RESOLUTION 06-10-226**

**RESOLUTION TO APPROVE CONTRACTS FOR SERVICE FOR ATHLETICS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve contracts for service for athletics for the 2010-2011 school year for the following:

<u>High School/Fall Sports</u>	<u>Sport/Coaching Position</u>	<u>Ratio Range</u>	<u>Step</u>	<u>Ratio</u>	<u>Compensation</u>
<b>ABRAMS, SHAW</b>	Soccer Assistant Coach-Boys	1.10/1.15/1.20/1.25	2	1.20	\$5,203.20
<b>SUSSEL, JEREMY</b>	Soccer Assistant Coach-Girls	1.10/1.15/1.20/1.25	1	1.15	\$4,986.40
<b>WARD, WAYNE</b>	Cross Country Assistant Coach	.75/.80/.85/.90	4	.90	\$3,902.40

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-227**

**RESOLUTION TO APPROVE THE SECOND READING OF THE NEW 9143 BOARD POLICY, AND REVISED 2260.01, 6320, 8462, 9141 BOARD POLICIES**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the second reading of the following new and revised Board Policies:

New Board Policy 9143	Family and Civic Engagement Team
Revised Board Policy 2260.01	Section 504/ADA Prohibition against Discrimination Based on Disability
Revised Board Policy 6320	Purchases
Revised Board Policy 8462	Student Abuse and Neglect
Revised Board Policy 9141	Business Advisory Council

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro asked if there were any questions or comments at this point and requested that the Board members take one more look before the third and final reading of the policies.

**RESOLUTION 06-10-228****RESOLUTION APPOINTING MEMBERS TO THE  
FAMILY AND CIVIC ENGAGEMENT TEAM**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**WHEREAS**, in accordance with the requirements of Ohio Revised Code Section 3313.821. (B), each board shall determine the membership and organization of its family and civic engagement team, provided that it shall include parents, community representatives, health and human service representatives, business representatives, and any other representatives identified by the board: Therefore be it

**RESOLVED**, that the following persons are appointed to the Beachwood City School District Family and Civic Engagement Team representing the entity indicated next to their names, with each to serve until a successor shall be duly appointed, unless he or she resigns, is removed from office or is otherwise disqualified from serving as member of the team, to take his or her respective seat on the team immediately upon such appointment.

<b>Group or Entity Representing</b>	<b>Name of Member</b>	<b>Entity</b>
Parents	<i>Brenda Shapiro</i>	<i>PTO</i>
Community	<i>Brian Linick</i>	<i>City of Beachwood Intergovernmental Affairs</i>
Health and Human Services: (Health, Safety, and Wellness, Mental and Behavioral Health, Substance Abuse, etc.)	1. <i>Ronna Posta</i>	<i>SAY Counselor</i>
	2. <i>Dr. Alan Rosenthal</i>	<i>Pediatrician</i>
	3. <i>Karen Carmen</i>	<i>City of Beachwood Community Services Director</i>
	4. <i>Ryan Peters</i>	<i>Athletic Director</i>
Business	<i>Wayne Lawrence</i>	<i>Beachwood Chamber of Commerce</i>
School District	<i>Jen Tramer</i>	<i>Board of Education Member</i>
Other:		
	1. <i>Dr. Stephen Haynesworth</i>	<i>CSU</i>
	2. <i>Michelle Burgess</i>	<i>Communications Director</i>
	3. <i>Ananya Marathe</i>	<i>Student Council President</i>
	4. <i>Dr. Richard Markwardt</i>	<i>Superintendent of Schools</i>

**RESOLVED FURTHER**, that the members of the Beachwood City School District Family and Civic Engagement Team are, and each acting alone is, hereby authorized to do and perform any and all such acts as such members shall deem necessary or advisable, to carry out the purposes and intent of Ohio Revised Code Section 3313.821, and subject to the prior approval of the Board of Education.

It is hereby certified by the undersigned that the foregoing resolution was duly passed by the Beachwood City School District Board of Education on the 14th day of June, 2010 in accordance with the laws and by-laws governing the Board and that said resolution has been duly recorded in the minutes of the Board and is in full force and effect.

Ayes: Mr. Ostro  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Abstain: Mrs. Tramer

Nays: None

Mrs. Tramer explained that she is a member of the Civic Engagement Team and chose to abstain from voting.

Dr. Markwardt stated that the ORC3313.821 specifies that every school district must have a family and civic engagement team including parents, members from health and human services programs, and the community. The team may change members in the future which does not have to be approved by the Board of Education.

Mr. Ostro thanked the committee members.

**RESOLUTION 06-10-229**

**RESOLUTION TO APPROVE SUMMER SCHOOL PROGRAM FEES**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the 2010 Summer School Program fees as follows:

**BRYDEN ELEMENTARY** \$240.00 per session, Reading, June 21- July 30, 2010

**HILLTOP ELEMENTARY** \$230.00 per session, Math or Reading, July 26 - August 12, 2010.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None



**RESOLUTION 06-10-230**

**RESOLUTION TO APPROVE ADDITIONAL  
SUPPLEMENTAL POSITIONS**

It was moved by Dr. Weiss

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the following supplemental positions. Compensation for these positions is consistent with the approved schedules contained within the current Master Agreement with the Beachwood Federation of Teachers.

<u>District</u>	<u>Ratio</u>
<b>GIFTED K-12 SUBJECT COORDINATOR</b>	.60/.65/.70/.75
<b><u>Bryden Elementary</u></b>	
<b>TEAM – KINDERGARTEN</b>	.15/.15/.15/.15
<b>TEAM – 1<sup>ST</sup> GRADE</b>	.15/.15/.15/.15
<b>TEAM – 2<sup>ND</sup> GRADE</b>	.15/.15/.15/.15

Mrs. Tramer asked if the gifted subject coordinator position was new to the district.

Ms. Broderick stated that the district is required to have a gifted subject coordinator to receive state funding. The person should be knowledgeable in gifted operating standards, attend curriculum council meetings and serve as a support person to gifted staff.

Mrs. Tramer asked who supervises the gifted coordinator.

Ms. Broderick would supervise.

Mrs. Rosenbaum questioned the need for the team leaders.

Dr. Markwardt stated it was more an issue of fairness than a requirement.

Mrs. Rosenbaum replied she understands there are team leaders at other buildings, but has trouble understanding why team leaders at Bryden are necessary.

Dr. Markwardt remarked that every building needs curriculum coordinators. At the elementary level there are interdisciplinary projects that tie together multiple subjects. A determination must be made of what is taught and how it is to be taught. Someone has to guide the discussion and identify problems.

Mrs. Rosenbaum asked if there were already a curriculum supplemental for K-5.

Dr. Wagner stated there has been an increase of work -- more is being done with assessments, leading grade level meetings and serve as an information conduit.

**RESOLUTION 06-10-230A**

**RESOLUTION TO POSTPONE RESOLUTION 06-10-230**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve to postpone resolution #06-10-230.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-231**

**RESOLUTION TO APPROVE AN INTERDISTRICT SERVICE AGREEMENT WITH THE LAKE COUNTY EDUCATIONAL SERVICE CENTER FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve an Interdistrict Service Agreement, for the 2010-2011 school year, with the Lake County Educational Service Center, to provide a Student Interventionist and a Reading Tutor at Agnon School; a Social Worker and two Tutors at Yavne High School, to be paid out of Auxiliary Funds:

Agnon School

Eisenbach, Rachel - Intervention Specialist  
Gluck, Nancy - Reading Tutor

Yavne High School

Martin, Susan - Tutor  
Shapiro, Gretchen - Tutor  
Weinberg, Sima - Social Worker

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-232**

**RESOLUTION TO APPROVE AN ENERGY  
MANAGEMENT CONTROL SYSTEM SERVICE  
CONTRACT**

It was moved by Mr. Luxenburg

Seconded Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve an Energy Management and Control System Service Contract with Direct Digital Corporation, for Beachwood High School, Bryden Elementary, Hilltop Elementary, and Fairmount School/Central Office, at a cost not to exceed \$24,812.00, effective June 15, 2010 – June 14, 2011.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Larry Tomec explained this was for maintenance and service on the Teletrol System (HVAC) at four schools, 110 hours plus off-site services for 3 years.

**Reports**

*Superintendent*

Dr. Markwardt stated that Carole Katz has received the prestigious Buck Martin Award for 2010 as selected by a committee of the Ohio Council of Teachers of Mathematics. The award honors exemplary secondary math teachers in the State of Ohio. This is no surprise, she consistently motivates her students. We are grateful that we have her on staff.

Beachwood High School, for the 6<sup>th</sup> consecutive year, was named in Newsweek Magazine as one of the best high schools in the nation.

*Beachwood Federation of Teachers – Marcia Alperin*

Mrs. Alperin had nothing to report.

*Student Council Representative – Ananya Marathe*

Ananya attended graduation and was pleased that it was shorter than in the past. She liked the senior awards program and stated that finals went well.

*Board Members*

Mr. Ostro remarked that graduation was a terrific event, fabulous location with great students. He stated that along with Mrs. Rosenbaum, they have participated in eleven graduations and both felt the students were very respectful. A number of parents approached them stating their youngest child was graduating and thanked them for the outstanding education their children had received.

Mrs. Rosenbaum said she noticed recently what she thought was a parade. There was a group of college freshmen that had gotten together to watch the world cup games and had a parade. This says something about this community where kids that graduate return home to see their friends.

**RESOLUTION 06-10-233**

**RESOLUTION TO ADJOURN TO EXECUTIVE SESSION**

It was moved by Mr. Luxenburg

Seconded by Dr. Weiss

BE IT RESOLVED

that the Board of Education of the Beachwood City School District hereby adjourn to Executive Session at 8:36 p.m. relative to:

- Personnel matters (individuals need not be named)
  - Appointment and/or employment
  - Dismissal
  - Discipline
  - Promotion or demotion
  - Compensation
  - Investigation of charges and/or complaints
- Purchase or sale of property
- Conferences with legal counsel related to pending or imminent court action
- Negotiations
- Security arrangements
- Matters required to be kept confidential by state or federal law

Ayes: Mr. Ostro  
 Mrs. Tramer  
 Mrs. Rosenbaum  
 Dr. Weiss  
 Mr. Luxenburg

Nays: None

The Board reconvened into regular session at 9:19 p.m.

**RESOLUTION 06-10-234**

**RESOLUTION TO ADJOURN MEETING**

It was moved by Mr. Luxenburg

Seconded by Dr. Weiss

BE IT RESOLVED

that the Board of Education of the Beachwood City School District hereby adjourn this meeting at 9:20 p.m.

Ayes: Mr. Ostro  
 Mrs. Tramer  
 Mrs. Rosenbaum  
 Dr. Weiss  
 Mr. Luxenburg

Nays: None

---

Signed  
 Mr. David Ostro  
 President, Board of Education

---

Attest  
 Michele E. Mills  
 Treasurer, Board of Education

BEACHWOOD BOARD OF EDUCATION

Special Meeting

June 21, 2010

The Special Meeting of the Beachwood Board of Education was called to order by David Ostro, President of the Board of Education, at 7:35 p.m. at the Beachwood Board of Education Fairmount Community Room located at 24601 Fairmount Blvd., Beachwood, Ohio, with all members having been notified in writing.

Members Present: Mr. David Ostro  
Mrs. Jennifer Tramer  
Mrs. Beth Rosenbaum  
Dr. Brian Weiss  
Mr. Mitchel Luxenburg

Dr. Richard Markwardt, Superintendent; Dr. Philip Wagner, Assistant Superintendent; Ms. Lauren Broderick, Director of Pupil Services; and Ananya Marathe, Student Council President, were also present.

Mr. Ostro welcomed everyone. He anticipated that the attendees might be interested in topics discussed at tonight's meeting. He requested that they familiarize themselves with the public participation policy; in particular, number 6 stipulating that a spokesperson be appointed. He asked that the same points not be repeated. All comments will be part of a public record.

**Study Session:**

Transportation Presentations:

Dr. Markwardt remarked that the District has been studying the transportation issue since 2008 to improve the quality of the services to students and parents in addition to a cost savings measure.

Mr. Ostro asked that the presentations be kept to 30 minutes in length.

*PowerPoint Presentation for Petermann – Dr. Tucker Self and Joe Faessler presenters*

- 3 new buses per year
- May apply for unemployment
- \$40K one time rebate

Mrs. Rosenbaum asked about purchasing buses. If Peterman purchases 3 new buses a year, who will own the buses.

Joe Faessler replied Peterman purchases and owns the vehicles. The contract has a provision allowing Beachwood to purchase or lease back the buses at fair market value. Peterman is responsible for the liability insurance regardless of who owns the buses.

Mrs. Tramer asked how the projected savings of 500K was arrived at.

Joe Faessler stated fleet replacement, fuel, capital expenses plus the added cost of 3 new buses a year. It was pointed out that the cost for new buses is lower to Peterman due to the volume of purchases. They have a computerized maintenance program for the buses. In the future there will be a more efficient routing, although probably not in the first year.

Mrs. Rosenbaum asked if operationally they anticipate having a supervisor on the grounds.

Joe Faessler replied in the affirmative and said there are other staff that travel throughout Ohio to provide additional support as needed.

Mrs. Rosenbaum was concerned about the more personal customer service and how these relationships would be built.

Dr. Weiss explained that Beachwood is a high demand school district and the buses are staffed accordingly. The same people drive the same buses and the parents and students know them.

Mr. Luxenburg referenced the 500K, the bulk of it is over a 3-year timeframe.

Joe Faessler stated that at this time the fleet has buses 15 years old and the fleet will have to be updated within the next 3 years making the oldest 12 years. The average age of the fleet should be 6 years, therefore, there is some catch up to do.

Mr. Luxenburg asked if they were awarded the contract in Hudson and if they know what happened with their predecessor.

Joe Faessler did not know. They were not the low bid and the selection was made by their track record, of a 3-tier system moving to a 2-tier system.

Mr. Luxenburg asked if this was a common or unique experience at Hudson where schools were closed because of transportation concerns.

Joe Faessler stated this was the first time he was aware that it happened.

Dr. Weiss inquired if the 500K was guaranteed.

Joe Faessler stated the estimate was based on current parameters. The rate is fixed for 5 years and the company will stand by the contract

Mr. Ostro asked what the length of the contract is.

Joe Faessler replied 5 years.

Mr. Ostro asked if a 5 year contract was required.

Joe Faessler stated the contract was negotiable, but was typically 5 years due to capital expenses.

Mr. Ostro inquired about insurance coverage for the students and fleet.

Joe Faessler stated the insurance plan is large, 30 million to cover the entire fleet. Hopefully, will never be needed.

Mr. Ostro asked in addition to Hudson did they service other northeast Ohio districts.

Joe Faessler replied all the charter schools in Akron, Tallmadge, and the MR/DD county boards in central Ohio.

Mr. Ostro asked if they have lost any school districts in the last 12 months.

Joe Faessler replied none.

Mr. Ostro asked that the presentations be kept to 30 minutes in length.

*PowerPoint Presentation for Community Bus Services – Terry Thomas and Tom Binaut presenters*

- Insurance: 10 million and 50M umbrella

Mrs. Rosenbaum asked about district staffing.

Terry Thomas replied a full time supervisor would be assigned. Initially, a “tiger team” of 4-5 individuals would be working in Beachwood.

Mrs. Rosenbaum inquired about replacement buses.

Terry Thomas stated 3 buses would be purchased each year. Currently the average age of the Beachwood fleet is 8. CBS’s fleet average is 5 years.

Mrs. Rosenbaum asked who bears the cost of the insurance.

Terry Thomas replied District owned buses would be insured by the District. CBS owned buses are insured by CBS.

Mrs. Tramer asked what the biggest challenge in assisting the district during the outsourcing would be.

Terry Thomas stated building the level of trust with the parents. They needed to know staff would take care of any problems. Once the trust level was established, the objective was to improve service.

Mr. Luxenburg inquired about who would service the fleet.

Terry Thomas replied that CBS retains mechanics and the service is monitored and reported. Madison had mechanics, but no reporting was done.

Dr. Weiss stated that CBS serviced no local districts currently. What if additional buses were needed?

Terry Thomas replied that they had a large supplemental fleet.

Dr. Weiss asked when vehicles were sold, who receives the proceeds.

Terry Thomas explained the District will receive the proceeds if the District owns the bus.

Mr. Luxenburg asked if the buses would have the District name displayed.

Terry Thomas replied yes.

Mrs. Rosenbaum asked about the company relationship with their staff.

Terry Thomas stated that the happiest workforce is best. CBS establishes a 'be nice' culture and supports their employees. People who are malcontent do not want to be a part of the company.

Mr. Ostro asked for an explanation of slide #6 from the presentation concerning the district savings.

Terry Thomas said they looked at the T reports and factored in cost of capital. Cost is 1.5 million. Other expenses are insurance, fuel, etc. If you asked CBS to run 21 buses in another district, it would cost 1.4 million. They will focus on every other aspect of the operation.

Mr. Ostro asked if the existing employees would be hired with current salary and benefits.

Terry Thomas replied yes.

Mr. Ostro asked if it would be a 5 year contract.

Terry Thomas replied yes.

Mr. Ostro inquired if CBS serviced other districts.

Terry Thomas replied Madison, districts in Trumbell County and the Youngstown area.

Mr. Ostro asked if they had lost any clients in the last 12 months.

Terry Thomas replied the City of Columbus. The company was underbid by 20% by First Student.

Mr. Ostro asked if they had ever lost a client due to service or quality of service.

Terry Thomas replied they had not.

Mr. Luxenburg asked if the drivers qualified for SERS and unemployment.

Terry Thomas said yes.

**RESOLUTION 06-10-235**

**RESOLUTION TO ABOLISH ADMINISTRATIVE / SUPERVISORY POSITION AND SUSPEND ADMINISTRATIVE / SUPERVISORY CONTRACT**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby abolishes the administrative/supervisory position of Communications Director (260 Day Contract) within the Beachwood City School District effective July 31, 2010, suspends the employment contract of **MICHELLE BURGESS** who is currently holding said position effective July 31, 2010, and directs the Superintendent to amend the District's Organization Chart (Board Policy 1101) accordingly for the Board's future consideration.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-236**

**RESOLUTION TO ABOLISH COORDINATOR POSITIONS – COMMUNITY EDUCATION COORDINATOR AND BUSINESS RELATIONS COORDINATOR**

It was moved by Mr. Luxenburg

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District, for the improvement of operational efficiency, hereby abolishes the following coordinator positions within the Beachwood City School District effective July 31, 2010, lays off **BOBBIE LINDENBAUM** from said positions effective July 31, 2010, and directs the Superintendent to amend the District's Organization Chart (Board Policy 1101) accordingly for the Board's future consideration:

**COMMUNITY EDUCATION COORDINATOR – (163 Day Contract)  
BUSINESS RELATIONS COORDINATOR – (163 Day Contract)**

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None



**RESOLUTION 06-10-237**

**RESOLUTION TO CREATE NEW ADMINISTRATIVE / SUPERVISORY POSITIONS**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District, for the improvement of operational efficiency, hereby creates the following new administrative/supervisory positions within the Beachwood City School District, approves the job descriptions for these new administrative/supervisory positions per attached, directs the Superintendent to amend the District’s Organizational Chart accordingly for the Board’s future consideration, and authorizes the Superintendent to commence the advertising, screening, and interviewing of qualified candidates for these new administrative/supervisory positions, all of which are effective immediately:

- DIRECTOR OF PUBLIC RELATIONS – (260 Day Contract)**
- DIRECTOR OF MARKETING AND DEVELOPMENT – (210 Day Contract)**
- SWIMMING PROGRAM DIRECTOR – (260 Day Contract)**

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-238**

**RESOLUTION TO APPROVE EAST SUBURBAN BUSINESS ADVISORY COUNCIL LIAISON FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve **BOBBIE LINDENBAUM** as the East Suburban Business Advisory Council Liaison for the 2010-2011 school year, for a period not to exceed forty (40) days at a per diem of \$244.54, not to exceed \$9,781.60.

Beachwood’s share of the ESBAC is \$2,520.00. The cost of the salaries will be pro-rated among participating districts: Beachwood City Schools, Bedford City Schools, Mayfield City Schools, Orange City Schools, Shaker Heights City Schools, Cleveland Heights-University Heights City Schools, South Euclid-Lyndhurst City Schools, Cuyahoga Valley Career Center, and Maple Heights City Schools.

**BE IT FURTHER RESOLVED**

that the Beachwood City School District will act as fiscal agent.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-239**

**RESOLUTION TO APPROVE CONTRACTS FOR  
EXTRA WORK FOR EXTENDED SCHOOL YEAR  
SERVICES FOR SPECIAL EDUCATION STUDENTS**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve contracts for extra work for extended school year services for special education students based on IEP requirements for :

The following staff will provide extended services at the rate of \$30.45 per hour:

<b>AVNER, DEBBIE</b>	not to exceed 56.5 hours
<b>CAUDILL, MARY</b>	not to exceed 21 hours
<b>CIUPPA, MICHELLE</b>	not to exceed 2 hours
<b>FRIEDMAN, WENDY</b>	not to exceed 6 hours
<b>GOLDIE, LEIGH</b>	not to exceed 25 hours
<b>GORDEN, HARRIET</b>	not to exceed 12 hours
<b>MAJERCAK, DON</b>	not to exceed 60 hours
<b>PETERS, LYNN</b>	not to exceed 28 hours
<b>RESNIK, HARRIET</b>	not to exceed 20 hours
<b>SIUPINYS, LUCIA</b>	not to exceed 6 hours
<b>STAHL, MELISSA</b>	not to exceed 6 hours
<b>TOOMEY, MICHELLE</b>	not to exceed 28 hours
<b>TRIPODO, VERONICA</b>	not to exceed 7 hours
<b>TUCKER, SUZANNE</b>	not to exceed 16 hours

The following staff will provide extended school year aide services at their 2009-2010 hourly rate:

<b>AKERS, KIM</b>	\$17.10/hour not to exceed 56 hours
<b>AVNER, DEBBIE</b>	\$25.02/hour not to exceed 5 hours
<b>TRIPODO, VERONICA</b>	\$17.70/hour not to exceed 98 hours

The following staff will provide special education nurse assistant services for students attending out of district extended school year program:

<b>GLAZER, JANIE</b>	\$24.93/hour not to exceed 66 hours
<b>WASSERMAN, JANET</b>	\$24.93/hour not to exceed 66 hours

Ayes:            Mr. Ostro  
                      Mrs. Tramer  
                      Mrs. Rosenbaum  
                      Dr. Weiss  
                      Mr. Luxenburg

Nays:            None

**RESOLUTION 06-10-240**

RESOLUTION TO APPROVE THE THIRD AND FINAL READING OF THE NEW 9143 BOARD POLICY, AND REVISED 2260.01, 6320, 8462, 9141 BOARD POLICIES

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the third and final reading of the following new and revised Board Policies:

New Board Policy 9143  
Revised Board Policy 2260.01

Family and Civic Engagement Team  
Section 504/ADA Prohibition against Discrimination Based on Disability  
Purchases  
Student Abuse and Neglect  
Business Advisory Council

Revised Board Policy 6320  
Revised Board Policy 8462  
Revised Board Policy 9141

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro stated this was the 3<sup>rd</sup> and final reading for the policies listed and asked if there were any last comments.

**RESOLUTION 06-10-241**

RESOLUTION TO APPROVE RENEWAL OF FOOD SERVICE MANAGEMENT AGREEMENT WITH AVI FOODSYSTEMS, INC. FOR ONE-YEAR TERM

It was moved by Mrs. Tramer

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District renew the Food Service Management Agreement with AVI FoodSystems, Inc., pursuant to Article 20 and any amendments to the Agreement thereto, for an additional term of one (1) year commencing on August 1, 2010 and ending on July 31, 2011, consistent with the terms of Schedule E-1, Schedule E-2 and Schedule E-3 which are attached to this Resolution and incorporated herein.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

## Reports

### *Superintendent*

Dr. Markwardt stated that Tom Ash, BASA government liaison, has scheduled a meeting with Beachwood administrators and special education advocacy groups to meet with the ODE representatives concerning the method used to assess and report testing scores for our District. Severe cognitive disabilities beyond 1% have passing scores on alternate assessment tests reported to failing. He and Lauren Broderick have pursued numerous channels and asked ODE to review their policy. Dr. Markwardt would like the ODE to hear other voices on this subject. He wants parents to participate in this discussion as parents know their children best.

Mr. Ostro thanked Dr. Markwardt for his continued leadership on the issue.

### *Beachwood Federation of Teachers – Marcia Alperin*

Mrs. Alperin had nothing to report.

### *Student Council Representative – Ananya Marathe*

Ananya said she has spoken a number of students on break and most are busy doing something – jobs, volunteering, etc. She is a junior teacher for Aspire at Hathaway Brown working with inner city kids. In speaking with other students from other school districts working along with her, she realizes there are big differences between Beachwood and other districts. She has taken for granted how lucky she is and is thankful.

### *Board Members*

Mr. Ostro congratulated Dr. Markwardt on the birth of his granddaughter.

### *Public Comments*

Mr. Ostro reminded the audience that they would need a spokesperson. If a point or comment was made already, please don't repeat it and state your name and address.

Allan Bobincheck, 22806 Halburton Road, Beachwood, OH

Allan stated that he has been employed as a bus driver for Beachwood for 19 years. He was attending the meeting because Beachwood is looking into privatizing the transportation department. As Dr. Markwardt stated the district has been considering since 2008. A lot of people were just informed last Friday of what the Board is considering. Allan had not been able to attend the Friday meeting, but received numerous phone calls and texts from those that had attended. For the past several months the classified employees have been trying to unionize and he was concerned about the progress. This is a bombshell – what about their jobs, benefits, etc. Some drivers said they wanted to help and haven't been given the opportunity to improve the department's problems. The department has been plagued with problems. Less than 2 months ago the superintendent and treasurer came to the bus garage and announced the supervisor was retiring and was seeking input on a replacement. The transportation staff members were very optimistic. Everyone is familiar with the Lion King movie – everything is the circle of life. What is transpiring now comes full circle. Thirteen years ago at the Middle School a presentation was given by CBS to privatize transportation. The difference between then and now is the whole new school board and administrators are trying to save money. Thirteen years ago one of the Board recognized him and asked how he felt. At that time he was taking English at Tri-C and was writing a research paper on private bussing and its effects on the community. It was decided not to contract out – ultimate reason, the Board did not want to lose control. Ultimate goal, reconsider decision they are about to make. As a driver and resident he is concerned. He is asking the Board to allow them a chance to save money and improve the efficiency of the department.

Mr. Ostro thanked him for his comments.

Stephanie Novinc, 2160 Fenway Drive, Beachwood, OH

Stephanie stated that not one person asked if they guarantee that everyone would be employed.

Mrs. Rosenbaum replied that Mr. Ostro did ask that question.

Mr. Ostro stated that both companies guaranteed that everyone will have an opportunity to be screened. They also guaranteed current rates and comparable benefits.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta stated that she started working for Beachwood 14 years ago and was extremely proud of where she worked. She worked for Don, Gavin and Windella. The last 3 years she has experienced anxiety, depression, disappointment and embarrassment. Many spoke out. It is extremely insulting to work so hard for 3 years, be told that the supervisor was leaving, and experience hope and excitement, only to get the bomb that we won't spend money on an awesome supervisor. There were times 2 to 3 buses had the same field trip or none at all – it was a waste of time and fuel.

Marcia Alperin, 2741 Shakercrest Blvd., Beachwood, OH

Marcia said that at the last several meetings, the Board hired several BFT members and was proud of the statement, “welcome to our family.”

Kathleen Catullo, 1325 Golden Gate Blvd., Mayfield Hts., OH

Kathleen stated that both companies promise to save 500K. The only place to save is through benefits and wages. They may match the 1<sup>st</sup> year, but not in the future. She can route this community without a computer. Give her 20 stops and she can route in 10 minutes. Kathleen wonders why Beachwood would pay someone to do what she knows how to do. The supervisor has been pulled out of the soup. Please give us a chance. You have a great group here.

Dee Bobincheck, 22806 Halburton Road, Beachwood, OH

Dee has listened to the companies' presentations and was impressed with both. There seems to be ongoing management issues not addressed. Sounds like the drivers are paying for management issues. We already have GPS systems, trained drivers and own the buses. Highlighted internal department problems. Dee moved to Beachwood because of the ethics, principles and loyalty. She asked that everyone look at what is already in place and wonders why we are looking to re-buy stuff. She wonders if all that is needed is a manager.

Alec Isaacson, 2173 Lyndway, Beachwood, OH

Alec asks if the department is a victim of the prior manager. Seems that the baby is being thrown out with the bath water. The companies may exert pressure on the drivers to cut corners rather than serve the community.

Jeremy Auerbach, 23414 Greenlawn Avenue, Beachwood, OH

Jeremy's parents own a transportation company. Drivers remember me from 1<sup>st</sup> grade – you can't buy that. The drivers have rapport with students and families. All are more than adequately qualified, an incredible team. This would be a severe mistake on the Board's part.

Debi Rubenstein, 24100 East Baintree Road, Beachwood, OH

Debi states that kindergarten students love their bus drivers as much as their teacher. She can always count on them to let her know of problems on the bus. They ensure the best start and end of day. She gives them a great deal of credit – kudos to the bus drivers for the job they do.

Mr. Ostro thanked everyone for their time and attention.

Mr. Luxenburg assured them their comments were heard and did not fall on deaf ears. There are constraints on the district, but try to take care of family. On some levels the decisions made are not always popular, but they're not trying break up family just change the process. His own children are transported and loved by the drivers. These are tough times and tough decisions. The Board is doing their best to address all the concerns. He is happy to see so many people attending the meeting and he thanked them for their comments and feedback.

Mr. Ostro stated that they were studying the issue, no decision has been made. He appreciates all the comments and input. The district is studying and considering an issue. It's a continuation of the process.

Kerry Eaton, 3364 Fox Run Drive, Richfield, OH

Kerry stated that he has been a driver for 18 years. He said that we are family. That was never addressed in presentations. He suggested checking out other districts like Beachwood, upscale and diversified. Kerry stated that he can sit down and be quiet in Japanese, Chinese and Korean. Can these companies match that?

Mr. Ostro replied that is why questions were asked of both companies.

Steve Rosen, 2398 Beachwood Blvd., Beachwood, OH  
Steve asked how long was the lead time.

Dr. Markwardt replied that they wanted to start with the new school year.

**RESOLUTION 06-10-242**

NOT USED

**RESOLUTION 06-10-243**

RESOLUTION TO ADJOURN MEETING

It was moved by Mr. Rosenbaum

Seconded by Dr. Weiss

BE IT RESOLVED

that the Board of Education of the Beachwood City School District hereby adjourn this meeting at 9:35 p.m.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

---

Signed  
Mr. David Ostro  
President, Board of Education

---

Attest  
Michele E. Mills  
Treasurer, Board of Education

# BEACHWOOD BOARD OF EDUCATION

## Business Meeting

June 28, 2010

The Business Meeting of the Beachwood Board of Education was called to order by David Ostro, President of the Board of Education, at 7:37 p.m. at the Beachwood Board of Education Fairmount Community Room located at 24601 Fairmount Blvd., Beachwood, Ohio, with all members having been notified in writing.

Members Present: Mr. David Ostro  
Mrs. Jennifer Tramer  
Mrs. Beth Rosenbaum  
Dr. Brian Weiss  
Mr. Mitchel Luxenburg

Dr. Richard Markwardt, Superintendent; Dr. Philip Wagner, Assistant Superintendent; Ms. Lauren Broderick, Director of Pupil Services; and Ananya Marathe, Student Council President, were also present.

Mr. Ostro welcomed the audience members. He requested that everyone in attendance read the rules of meeting participation noting sections 6 and 8. He stated that a vote was not scheduled at this meeting concerning transportation and that public comments will be taken at the end of the meeting.

### **Program Reports**

None

### **Study Session**

#### Transportation Study

Dr. Markwardt stated the purpose of the presentation was to answer questions posed from an earlier study session. Bus safety was addressed as well as sensitivity training, routing audit and plotting of safety hazards. One of our concerns has been the number of accidents. We have had 8 in the last year. Maintaining the same level of service to the parents and students is an important objective.

Mr. Ostro asked if it was the intention to have this stipulation in the contract of the agency.

Dr. Markwardt replied yes.

Mrs. Mills stated that Districts believe it is in their best interest to own buses. The cost of a bus is between \$70,000 and \$80,000. CBS has offered to purchase buses on the district's behalf. They would save an estimated \$3,500 to \$5,000 per bus. The wages and benefits change with normal attrition. Beachwood's healthcare costs increased 31% this year. Non productive time, such as overtime was \$33,000, and the cost of substitutes was \$22,000.

Mr. Ostro asked if the company was required to contribute to SERS.

Mrs. Mills replied yes. Any current driver and any new would be covered by SERS by State law.

Mrs. Rosenbaum asked about the previous efficiency ratings.

Mrs. Mills stated that Beachwood has a rate of .47 on ODE State efficiency chart. The highest possible rating is 1.0. The average cost per pupil for transportation in the State is \$700.00. Beachwood's cost is \$1700.00 per pupil.

Larry Tomec explained the primary reason for the high cost is the low number of students transported per bus.

Mr. Ostro asked whether this would be part of the contract.

Dr. Markwardt replied it could be.

Mrs. Rosenbaum asked who contacted the companies.

Dr. Markwardt recommended the Board approve a contract with CBS.

Mrs. Rosenbaum asked why there was a recommendation for CBS and not the other company, Petermann.

Dr. Markwardt replied the quality of references. Peterman is growing nationally. The Ohio Department of Education representative suggested that a smaller firm might provide a better quality of service, although both firms came highly recommended by the ODE.

Dr. Weiss asked if there would be a greater savings if we purchased the buses.

Mrs. Mills replied no. We would be able to take advantage of CBS's buying power.

Mr. Luxenburg asked if we are free to use other companies for overnight trips.

Mrs. Mills replied yes. We would be free to obtain bids from other companies. CBS would be able to bid, but we are not required to use them.

Mr. Luxenburg asked if there will be a supervisor on site. Also, are we reducing the number of buses or size of our fleet?

Mrs. Mills stated there would be an on site supervisor and there are no plans to reduce our fleet.

Mr. Luxenburg asked if we would have regular driver and substitute drivers.

Dr. Markwardt replied yes. Stating it would be just like the teachers. There will be a regular substitute list, similar to what we have at this time. He wasn't sure if all the regular drivers would be our drivers.

Mr. Luxenburg asked if CBS will be paying for repairs on the buses.

Mrs. Mills replied yes.

Mrs. Tramer asked if the 2010-2011 salary rates are guaranteed for 1 year. Would there be step increases also?

Dr. Markwardt replied that yearly salary increases would be determined by CBS. The benefits would be comparable to Beachwood.

Mrs. Tramer stated that the drivers will be expected to be efficient, but we do not want efficiency at a cost to the service.

Dr. Markwardt said the personal care to students rests with the driver. People who go into education have a service orientation. There would be clear expectations and opt out clause in the contract. Part of the plan is retaining the fleet should we choose to not employ the company. There will be a monthly report to the Board.

Mrs. Mill stated there will be a set management fee of \$100,000 with a guarantee of minimum savings like with AVI. Anything beyond that comes back to the district. If they don't deliver, then the cost comes off the management fee.

Study Session ends at 8:10 p.m.



**RESOLUTION 06-10-244**

**RESOLUTION TO APPROVE THE ROUTINE MATTERS  
OF THE BEACHWOOD BOARD OF EDUCATION**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby approve the minutes of the Regular Meeting of May 10, 2010 and the Special Meeting of May 17, 2010.

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the appointment of the following individual(s) to be added to the substitute list for the 2010-2011 school year:

**TEACHERS**

**ADORYAN, KATE  
ASCHERMAN, HERB  
BARIS, GINNI  
BEATTY, DEBRA  
BEECHUK, MELANIE  
BLEYER, EILEEN  
BREWSTER, GAIL  
CURTIS, LISA  
DIXON, KATHRYN  
DOLIN, CAROL  
EVANS, LINDA  
FACTOR, CHAR  
FEDER, JEFFREY  
FISHBACH, LAURENCE  
FRIEDMAN, WENDY  
FULLER, AUDREY  
GILMORE, MYRNA  
GORDON, ILKA  
GOTEL, STACY  
GRASSIA, CHRISTINA  
GREEN, BARBARA  
GREEN, JOAN  
HELMET, CARLY  
HERMAN, CAROLYN  
HOROWITZ, KAREN  
HORWITZ, HELEN  
JACOBS, MARLENE  
JACOBSON, MARILYN  
JOHNSON, CAROLYN  
KANE, GAIL  
KAUFMAN, MARCIE  
KIMMEL, JENNIFER  
LEDONNE, JASON  
LENNON, MARY MARGARET  
LILLARD, RICHELLE  
LITTLE, DOROTHY  
LURIE, BARBARA  
MAJERCAK, DON**

**MCCARRELL, SUSAN  
MESTELSKE, KAITLYN  
METRISIN, JANE  
MILLER, PAM  
MILNE, DEE  
MORRISON, PATSY  
NEUGER, MARJORIE  
OVERBERGER, JENNIFER  
PATTERSON, LEAH  
PELKA, DEBORAH  
PETERS, LYNN  
PETKOVIC, LYNNE  
RESNIK, HARRIET  
RICE, DEBRA  
RICHARDS, PATRICIA  
ROBINSON, MICHAEL  
ROTHKOPF, ARLENE  
RYAN, VICTORIA  
SABLE, DIANE  
SAFRIN, REVA  
SEDAY, SHOU CHUN  
SIEGEL, ADRIENNE  
SMITH, DEBRA  
STEAD, KATHRYN  
SURLOFF, SHELBY  
SWICK, MELINDA  
TADDEO, ANN  
TAI, KUEI-FANG  
TEREN, SANDRA  
WARNER, TARA  
WEIZER, PAULA  
WEIZMAN, ELISSA  
WILLIAMS, KAREN  
WOLF, BRITTANY  
WOODBIDGE, JOHN  
YEHLIK, STEPHANIE**

**RESOLUTION 06-10-244**

**RESOLUTION TO APPROVE THE ROUTINE MATTERS  
OF THE BEACHWOOD BOARD OF EDUCATION**

**CLEANERS**

**BOUGHNER, DEBORAH** \$10.00 per hour  
**HALL, SHAWN** \$10.00 per hour  
**JACOBS, DEBORAH** \$10.00 per hour  
**WASHINGTON, GLORIA** \$10.00 per hour

**CUSTODIANS**

**CROWELL, MATTHEW** \$10.00 per hour  
**MIHALINA, JOHN SR.** \$10.00 per hour

**MAINTENANCE**

**CROWELL, MATTHEW** \$15.00 per hour  
**JONES, DAVID** \$15.00 per hour  
**KALEMBA, THEODORE** \$15.00 per hour

**NURSES**

**CANNATA, JILL** \$30.00 per hour  
**FLIGIEL, DONNA** \$30.00 per hour

**PRESCHOOL ASSISTANTS**

**HEISER, GAYLE** \$8.00 per hour  
**SCHORR, HELENE** \$8.00 per hour  
**WRIGHT, KELLY** \$8.00 per hour

**SECRETARIES/OFFICE ASSISTANTS**

**FOWLER, VALENCIA** \$10.00 per hour  
**GOLOVAN, LISA** \$10.00 per hour  
**GOODMAN, BONNIE** \$10.00 per hour  
**GRIFFITH, CAROL** \$10.00 per hour  
**HARDY, KIMBERLY** \$10.00 per hour  
**HARRIS, LYNN** \$10.00 per hour  
**HOCHHEISER, GAYLE** \$10.00 per hour  
**JACOBS, MARILYN** \$10.00 per hour  
**LYNARD, KAREN** \$10.00 per hour  
**SANDERS, JERI** \$10.00 per hour  
**SCHARF, CHERYL** \$10.00 per hour  
**SCHORR, HELENE** \$10.00 per hour  
**SIEGEL, ADRIENNE** \$10.00 per hour  
**SURLOFF, SHELBY** \$10.00 per hour  
**WALTER, DAWN** \$10.00 per hour  
**WRIGHT, KELLY** \$10.00 per hour

**LIBRARY ASSISTANTS**

**GOLOVAN, LISA** \$10.00 per hour  
**LYNARD, KAREN** \$10.00 per hour  
**GLAZER, JANIE** \$30.00 per hour  
**HARVEY, KRIS** \$30.00 per hour

**SANDERS, JERI** \$10.00 per hour  
**SCHARF, CHERYL** \$10.00 per hour  
**SIEGEL, ADRIENNE** \$10.00 per hour  
**WALTER, DAWN** \$10.00 per hour  
**WRIGHT, KELLY** \$10.00 per hour

**SPECIAL EDUCATION ASSISTANTS**

**BRITSCH, ELIZABETH** \$10.00 per hour  
**CAPOROSSI, KATHERINE** \$10.00 per hour  
**CURTIS, LISA** \$10.00 per hour  
**DIXON, KATHRYN** \$10.00 per hour  
**DOLIN, CAROL** \$10.00 per hour  
**EVANS, LINDA** \$10.00 per hour  
**FEDER, JEFFREY** \$10.00 per hour  
**FRIEDMAN, WENDY** \$10.00 per hour  
**GOLOVAN, LISA** \$10.00 per hour  
**GOTEL, STACEY** \$10.00 per hour  
**GRIFFITH, CAROL** \$10.00 per hour  
**HARDY, KIMBERLY** \$10.00 per hour  
**HEISER, GAYLE** \$10.00 per hour  
**HOLZHEIMER, ANDREA** \$10.00 per hour  
**JACOBS, MARILYN** \$10.00 per hour  
**LURIE, BARBARA** \$10.00 per hour  
**MERCURIO, ROSEMARIE** \$10.00 per hour  
**MESTELSKE, KAITLYN** \$10.00 per hour  
**NEUGER, MARJORIE** \$10.00 per hour  
**RESNIK, HARRIET** \$10.00 per hour  
**ROMANO, ALINA** \$10.00 per hour  
**SANDERS, JERI** \$10.00 per hour  
**SCHORR, HELENE** \$10.00 per hour  
**SHAPIRO, SHEILA** \$10.00 per hour  
**SMITH, DEBRA** \$10.00 per hour  
**STEAD, KATHRYN** \$10.00 per hour  
**STERLING, DEBRA** \$10.00 per hour  
**STONE, JOSHUA** \$10.00 per hour  
**SURLOFF, SHELBY** \$10.00 per hour  
**TEREN, SANDRA** \$10.00 per hour  
**WALTER, DAWN** \$10.00 per hour  
**WARNER, TARA** \$10.00 per hour  
**WEIZMAN, ELISSA** \$10.00 per hour

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-245**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

It was moved by Mrs. Tramer

Seconded by Dr. Weiss

WHEREAS, at an election held on May 4, 2010, on the question of issuing bonds of the School District in the aggregate principal amount of \$30,000,000 for the purpose stated in Section 2 and of levying taxes outside the ten-mill limitation to pay the debt charges on those bonds and any anticipatory securities, the requisite majority of those voting on the question voted in favor of it; and

WHEREAS, this Board finds and determines that the School District should issue the Bonds described in Section 2 to provide funds for that purpose; and

WHEREAS, this Board has previously applied for and received from the Ohio School Facilities Commission (the OSFC) allocation of authority to issue "qualified school construction bonds" within the meaning of Section 54F of the Internal Revenue Code of 1986, as amended, in an amount not to exceed \$11,260,000, and wishes to authorize the issuance and sale of a portion of the Bonds as qualified school construction bonds and to elect to receive the direct subsidy provided pursuant to H.R. 2847, the Hiring Incentives to Restore Employment (HIRE) Act, through which Congress authorized issuers of qualified school construction bonds to elect to receive a direct subsidy for all or a portion of interest paid on such bonds in lieu of issuing bonds that would provide a tax credit to an owner of such bonds; and

WHEREAS, this Board has requested that the Treasurer, as the fiscal officer of the School District, certify the estimated life or period of usefulness of each class of the improvements described in Section 2 and the maximum maturity of the Bonds; and

WHEREAS, the Treasurer has certified that the estimated life or period of usefulness of each class of the improvements described in Section 2 is at least five years and that the maximum maturity of the Bonds described in Section 2 is 30 years;

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

Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Resolution, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means (a) with respect to Current Interest Bonds, a denomination of \$5,000 or any whole multiple thereof, and (b) with respect to any Capital Appreciation Bonds, a denomination equal to a principal amount that, when interest at the applicable compounding interest rate is accrued and compounded thereon on each Interest Accretion Date to the stated maturity of the Bonds, will result in a Maturity Amount equal to \$5,000 or any whole multiple thereof.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

“Bond proceedings” means, collectively, this Resolution, the Certificate of Award, the Tax Certificate, the Continuing Disclosure Certificate, the Bond Registrar Agreement and such other proceedings of the School District, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

“Bond Purchase Agreement” means the Bond Purchase Agreement between the School District and the Original Purchaser, as it may be modified from the form on file with the Treasurer and signed by the Treasurer in accordance with Section 6.

“Bond Register” means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

“Bond Registrar” means the bank or trust company appointed pursuant to Section 4, as the initial authenticating agent, bond registrar, transfer agent, paying agent and escrow agent (if any Bonds are issued as Sinking Fund Bonds) for the Bonds under the Bond Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Bond Registrar Agreement and, thereafter, “Bond Registrar” shall mean the successor Bond Registrar.

“Bond Registrar Agreement” means the Bond Registrar and Deposit Agreement between the School District and the Bond Registrar, as it may be modified from the form on file with the Treasurer and signed by the Treasurer in accordance with Section 4.

“Book Entry Form” or “Book Entry System” means a form or system under which (i) the ownership of book entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry, and (ii) physical Bond certificates in fully registered form are issued by the School District only to a Depository or its nominee as registered owner, with the physical Bond certificates deposited with and maintained in the custody of the Depository or its agent. The book entry maintained by others than the School District or the Bond Registrar is the record that identifies the owners of book entry interests in those Bonds and that principal and interest.

“Capital Appreciation Bonds” means any Bonds designated as such in the Certificate of Award, maturing in the years, being in the principal amounts and having the Maturity Amounts set forth therein, and bearing interest accrued and compounded on each Interest Accretion Date and payable at maturity.

“Certificate of Award” means a certificate authorized by Section 6(a), to be signed by the Treasurer, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Resolution requires or authorizes to be set forth or determined therein.

“Closing Date” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“Code” means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

“Compound Accreted Amount” means, with respect to any Capital Appreciation Bond, the principal amount thereof plus interest accrued and compounded on each Interest Accretion Date to the date of maturity or other date of determination. The Compound Accreted Amount per \$5,000 Maturity Amount of the Capital Appreciation Bonds of each maturity and interest rate within a maturity as of each Interest Accretion Date shall be set forth in the Certificate of Award. The Compound Accreted Amount of a Capital Appreciation Bond as of any date other than an Interest Accretion Date is the sum of (a) the Compound Accreted Amount for such Bond on the immediately preceding Interest Accretion Date plus (b) the product obtained by multiplying (i) the difference obtained by subtracting (A) the Compound Accreted Amount of that Bond on the immediately preceding Interest Accretion Date from (B) the Compound Accreted Amount of that Bond on the immediately succeeding Interest Accretion Date, times (ii) the ratio of (C) the number of days from the immediately preceding Interest Accretion Date to the date of determination to (D) the total number of days from that immediately preceding Interest Accretion Date to the immediately succeeding Interest Accretion Date; provided, however, that in determining the Compound Accreted Amount of a Capital Appreciation Bond as of a date prior to the first Interest Accretion Date, the Closing Date shall be deemed to be the immediately preceding Interest Accretion Date and the principal amount of that Capital Appreciation Bond shall be deemed to be the Compound Accreted Amount on the Closing Date.

“Continuing Disclosure Certificate” means the certificate authorized by Section 6(c) to be signed by the President or Vice President and Treasurer of this Board and the Superintendent, or any two of them, to be substantially in the form on file with the Treasurer and which, together with the agreements of the School District set forth in that subsection and the Bonds, shall constitute the continuing disclosure agreement made by the School District for the benefit of holders and beneficial owners of the Bonds in accordance with the Rule.

“Current Interest Bonds” means, collectively, the Serial Bonds, the Sinking Fund Bonds and the Term Bonds, each as may be designated as such by the Treasurer in the Certificate of Award and being Bonds payable as to principal at maturity or pursuant to Mandatory Redemption Requirements or Mandatory Sinking Fund Requirements on the Principal Payment Dates and bearing interest payable on each Interest Payment Date as set forth in the Certificate of Award.

“Debt Charges” means principal, including any Mandatory Redemption Requirements and Mandatory Sinking Fund Requirements, and interest and any redemption premium payable on the Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Direct Payment” means a credit payment allowed with respect to Direct Payment BABs, or a credit payment allowed with respect to Direct Payment QSCBs, that is in each case payable directly to the School District by the U.S. Treasury as provided in Section 6431 of the Code, in lieu of the federal income tax credit that would otherwise be available to holders of such obligations.

“Direct Payment BABs” means Current Interest Bonds that are “Build America Bonds” within the meaning of Section 54AA(d) of the Code and that are qualified bonds within the meaning of Section 54AA(g) of the Code, the interest on which is includible in gross income for federal income tax purposes and with respect to which the School District shall have made an irrevocable election to receive one or more Direct Payments.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

“Direct Payment QSCBs” means Current Interest Bonds that are “qualified school construction bonds” within the meaning of Section 54F of the Code and that are also “qualified tax credit bonds” within the meaning of Section 54A of the Code, the interest on which is includible in gross income for federal income tax purposes and with respect to which the District shall have made an irrevocable election to receive one or more Direct Payments.

“Interest Accretion Dates” means, unless otherwise determined by the Treasurer in the Certificate of Award, as to any Capital Appreciation Bonds, each December 1 and June 1, commencing December 1, 2010, in the years any Capital Appreciation Bonds are outstanding.

“Interest Payment Dates” means, unless otherwise determined by the Treasurer in the Certificate of Award, (a) as to Current Interest Bonds, December 1 and June 1 of each year that the Current Interest Bonds are outstanding, commencing June 1, 2011, and (b) as to any Capital Appreciation Bonds, their respective maturity dates.

“Mandatory Redemption Date” means a Principal Payment Date designated as such by the Treasurer in the Certificate of Award on which principal of Term Bonds is payable by mandatory redemption prior to stated maturity pursuant to Section 3(e)(i).

“Mandatory Redemption Requirements” means amounts required by the Bond proceedings to be deposited in the Bond Retirement Fund in a year or fiscal year for the purpose of paying in that year or fiscal year by mandatory redemption prior to stated maturity the principal of Term Bonds that is due and payable, except for such mandatory redemption, in a subsequent year or fiscal year.

“Mandatory Sinking Fund Requirements” means amounts required by the Bond proceedings to be deposited in the Bond Retirement Fund in a year or fiscal year for the purpose of paying principal of Sinking Fund Bonds that is due and payable at their maturity in a subsequent year or fiscal year.

“Maturity Amount” means, with respect to a Capital Appreciation Bond, the principal and interest on that Bond due and payable on its stated maturity date.

“Original Purchaser” means, unless otherwise determined by the Treasurer in the Certificate of Award, Stifel, Nicolaus & Company, Incorporated.

“Participant” means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies, and clearing corporations.

“Principal Payment Dates” means, unless otherwise determined by the Treasurer in the Certificate of Award, December 1 in each of the years specified in the Certificate of Award when principal of the Bonds is scheduled to be paid, either at maturity or pursuant to Mandatory Redemption Requirements or Mandatory Sinking Fund Requirements, provided that in no case shall the total number of Principal Payment Dates exceed the maximum maturity of the Bonds referred to in the preambles hereto.

“Rule” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“SEC” means the U.S. Securities and Exchange Commission.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

“Serial Bonds” means those Current Interest Bonds designated as such by the Treasurer in the Certificate of Award, and which are not subject to Mandatory Redemption Requirements or Mandatory Sinking Fund Requirements.

“Sinking Fund Account” means a separate escrow account created and maintained in the custody of the Bond Registrar pursuant to the Bond Registrar Agreement for any amounts received by the Bond Registrar pursuant to any Mandatory Sinking Fund Requirements, which Account shall be a part of the School District’s Bond Retirement Fund and the Bond Fund created therein pursuant to the Bond Registrar Agreement.

“Sinking Fund Bonds” means those Current Interest Bonds designated as such by the Treasurer in the Certificate of Award, and which are subject to Mandatory Sinking Fund Requirements but not subject to Mandatory Redemption Requirements.

“Tax Certificate” means the certificate of the School District to be executed by the Treasurer, delivered on the issuance date of the Bonds, and included in the transcript of proceedings for the Bonds and setting forth the School District’s certifications, representations and covenants relating to the use of proceeds of the Bonds and the Tax Status of the Bonds.

“Tax-Exempt Bonds” means Bonds that are obligations to which Section 103 of the Code applies, the interest on which is excluded from gross income for federal income tax purposes.

“Tax Status” means the status of Bonds as Tax-Exempt Bonds, Direct Payment BABs or Direct Payment QSCBs.

“Term Bonds” means those Current Interest Bonds designated as such by the Treasurer in the Certificate of Award, and which are subject to Mandatory Redemption Requirements but not subject to Mandatory Sinking Fund Requirements.

The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Board determines that it is necessary and in the best interest of the School District to issue bonds of the School District in the maximum aggregate principal amount of \$30,000,000 (the Bonds) for the purpose of constructing, renovating, remodeling, adding to, furnishing, equipping and otherwise improving school district buildings and facilities and clearing and improving their sites, including renovating, remodeling and otherwise improving the high school.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

Subject to the limitations set forth in this Resolution, the aggregate principal amount of the Bonds to be issued, the principal maturities of and the principal payment schedule for the Bonds, the interest rate or rates that the Bonds shall bear and certain other terms and provisions of the Bonds identified in this Resolution are subject to further specification or determination in the Certificate of Award upon the finalization of the terms and provisions of the Bonds. The aggregate principal amount of Bonds to be issued, as so specified in the Certificate of Award, shall be the amount determined by the Treasurer to be necessary to carry out the purpose for which the Bonds are to be issued.

The proceeds from the sale of the Bonds, except any premium and accrued interest, shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Bonds are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The respective principal amounts of the Bonds to be issued as (i) Current Interest Bonds and Capital Appreciation Bonds (if any Bonds are to be issued as Capital Appreciation Bonds), and (ii) Tax-Exempt Bonds (if any Bonds are to be issued as Tax-Exempt Bonds), Direct Payment BABs (if any Bonds are to be issued as Direct Payment BABs), and Direct Payment QSCBs (if any Bonds are to be issued as Direct Payment QSCBs), shall be determined by the Treasurer in the Certificate of Award, having due regard to the best interest of and financial advantages to the School District. The Current Interest Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than 60 days prior to the Closing Date, and any Capital Appreciation Bonds shall be dated as of the Closing Date.

(a) Interest Rates and Interest Payment Dates. The Current Interest Bonds shall bear interest at the rate or rates of interest per year (computed on the basis of a 360-day year consisting of twelve 30-day months), as shall be specified by the Treasurer (subject to subsection (c) of this Section) in the Certificate of Award. Interest on the Current Interest Bonds shall be payable on each Interest Payment Date until the principal amount has been paid or provided for. The Current Interest Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

Any Capital Appreciation Bonds shall bear interest from the Closing Date at the compounding rate or rates of interest per year (computed on the basis of a 360-day year consisting of twelve 30-day months), accrued and compounded on each Interest Accretion Date and payable at maturity, that will result in the aggregate Maturity Amounts payable at maturity, as shall be specified by the Treasurer in the Certificate of Award. The total interest accrued on any Capital Appreciation Bond as of any particular date shall be an amount equal to the amount by which the Compound Accreted Amount of that Capital Appreciation Bond as of that date exceeds the principal amount of that Capital Appreciation Bond.

Notwithstanding any provision of this Resolution to the contrary, Bonds maturing on any one Principal Payment Date may have a different Tax Status, may bear interest at different rates and may be issued separately as Current Interest Bonds and Capital Appreciation Bonds.



**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Redemption Requirements, in the case of Term Bonds, or Mandatory Sinking Fund Requirements, in the case of Sinking Fund Bonds, on the Principal Payment Dates and in principal amounts as shall be determined by the Treasurer in the Certificate of Award (subject to subsection (c) of this Section), consistently with the Treasurer's determination of the best interest of and financial advantages to the School District.

Consistently with the foregoing and in accordance with the Treasurer's determination of the best interest of and financial advantages to the School District, the Treasurer shall specify in the Certificate of Award (i) the aggregate principal amount of Current Interest Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date, (ii) the aggregate principal amount of Current Interest Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be payable pursuant to Mandatory Redemption Requirements and the principal amount thereof that shall be so payable on each such Principal Payment Date, (iii) the aggregate principal amount of Current Interest Bonds to be issued as Sinking Fund Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Mandatory Sinking Fund Requirements shall be met by a payment to the Bond Registrar for deposit to a Sinking Fund Account and the Mandatory Sinking Fund Requirement to be so met on each such Principal Payment Date, and (iv) the aggregate principal amount of any Bonds to be issued as Capital Appreciation Bonds and the corresponding aggregate Maturity Amount thereof, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, and the principal amount and corresponding Maturity Amount thereof that shall be payable on each such Principal Payment Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Current Interest Bonds and the compounding rate or rates of interest per year to be borne by any Capital Appreciation Bonds, and the principal amount of Current Interest Bonds maturing or payable pursuant to Mandatory Sinking Fund Requirements or Mandatory Redemption Requirements on each Principal Payment Date and the Maturity Amount of any Capital Appreciation Bonds payable on each Principal Payment Date, shall be such that (i) the total principal and interest payments on the Bonds in any fiscal year in which principal is maturing or payable is not more than three times the amount of those payments in any other such fiscal year, and (ii) the true interest cost of the Bonds shall not exceed 9%.

(d) Payment of Debt Charges. The Debt Charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal (excluding any Mandatory Sinking Fund Requirements) of and any premium on the Current Interest Bonds, and principal of and interest on any Capital Appreciation Bonds, shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Current Interest Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing on the Bond Register at the close of business on the 15<sup>th</sup> day preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal (excluding any Mandatory Sinking Fund Requirements) of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Treasurer, in the name and on behalf of the School District, in connection with the book entry system. Mandatory Sinking Fund Requirements shall be payable when due to the Bond Registrar and applied as provided in the Bond Registrar Agreement.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(e) Redemption Provisions. The Capital Appreciation Bonds, if any, shall not be subject to redemption prior to maturity. Unless otherwise specified by the Treasurer in the Certificate of Award, consistently with the Treasurer's determination of the best interest of and financial advantages to the School District, the Current Interest Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Redemption of Term Bonds Pursuant to Mandatory Redemption Requirements. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and (unless retired by optional redemption as described below) be redeemed pursuant to Mandatory Redemption Requirements, at a redemption price of 100% of the principal amount redeemed, plus interest accrued to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, if any, for which provision is made in the Certificate of Award (such Dates and principal amounts being the Mandatory Redemption Requirements).

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on the Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Mandatory Redemption Date the principal amount of Term Bonds subject to mandatory redemption on that Mandatory Redemption Date pursuant to Mandatory Redemption Requirements (less the amount of any credit as hereinafter provided).

The School District shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Redemption Requirement (and corresponding mandatory redemption obligation) of the School District, as specified by the Treasurer, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate and having the same Tax Status as the Term Bonds so delivered. That option shall be exercised by the School District on or before the 15<sup>th</sup> day preceding any Mandatory Redemption Date with respect to which the School District wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Treasurer, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bear interest at the same rate. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Treasurer, shall also be received by the School District for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate and having the same Tax Status as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Treasurer, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate and having the same Tax Status as the Term Bonds so delivered, redeemed or purchased and canceled.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(ii) Extraordinary Mandatory Redemption. To the extent that the School District fails to expend for federal tax law purposes all of the available project proceeds (as defined in the Code) of any Direct Payment QSCBs within the three-year period beginning on the Closing Date (or if an extension of that expenditure period has been received by the School District from the Secretary of the Treasury of the United States, by the close of the extended period), the Direct Payment QSCBs shall be subject to extraordinary mandatory redemption, in whole or in part, on any date on or prior to the 90<sup>th</sup> day following the close of the three-year period (or extended period), at a redemption price equal to 100% of the principal amount redeemed, plus any interest accrued to the redemption date, payable from such unexpended proceeds held by the School District in the fund or funds established for the proceeds of those Direct Payment QSCBs, to the extent necessary to preserve the Tax Status of the Direct Payment QSCBs.

If Direct Payment QSCBs are to be redeemed pursuant to extraordinary mandatory redemption, the Treasurer is authorized and directed to select the date for such redemption and to give written notice of the redemption date and the principal amount of Direct Payment QSCBs of each maturity to be so redeemed to the Bond Registrar at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Optional Redemption. The Current Interest Bonds of the Tax Status, interest rates and maturities, if any, specified in the Certificate of Award shall be subject to redemption by and at the sole option of the School District, in whole or in part (as selected by this Board) in Authorized Denominations, on the dates, in the years and at the redemption prices determined by the Treasurer in the Certificate of Award, plus, in each case, accrued interest to the redemption date; provided that the earliest optional redemption date for Tax-Exempt Bonds shall not be more than ten and one-half years after the Closing Date.

Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Treasurer to the Bond Registrar, given upon the direction of this Board by adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and of each interest rate and Tax Status within a maturity) of Bonds to be redeemed and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iv) Extraordinary Optional Redemption. If and as determined by the Treasurer in the Certificate of Award, Current Interest Bonds that are issued and sold as Direct Payment BABs or Direct Payment QSCBs, or both, may be subject to extraordinary optional redemption by and at the sole option of the School District, in whole or, if so specified in the Certificate of Award, in part, upon the occurrence of events resulting in a reduction or cessation of the applicable Direct Payments, on the dates, and at the redemption prices (expressed as a percentage of the principal amount to be redeemed) specified in the Certificate of Award, plus accrued interest to the redemption date.

Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Treasurer to the Bond Registrar, given upon the direction of this Board by the adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(v) Partial Redemption. If fewer than all of the outstanding Bonds are called for extraordinary mandatory redemption, optional redemption or extraordinary optional redemption at one time and Bonds of more than one maturity (or Tax Status or interest rate within a maturity) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates and Tax Status or Tax Statuses selected by the School District. If fewer than all of the Bonds of a single maturity and Tax Status and interest rate within that maturity are to be redeemed, the selection of Bonds of that maturity, interest rate and Tax Status to be redeemed, or portions thereof in amounts of \$5,000 or any whole multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the \$5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate, maturing on the same date and having the same Tax Status as, the Bond surrendered.

(vi) Notice of Redemption; Rescission of Certain Notices. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the School District by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15<sup>th</sup> day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond. Notice of extraordinary mandatory redemption or extraordinary optional redemption may be rescinded upon written notice to the registered owner of each Bond subject to such redemption that the conditions requiring or permitting such redemption no longer exist. Such notice of rescission shall be given in the same manner as the notice of redemption at least one business day prior to the date fixed for such redemption.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(vii) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to Section 7, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, provided that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the School District to the extent not required for the payment of the Bonds called for redemption.

(f) Mandatory Sinking Fund Requirements. The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of Debt Charges on each Principal Payment Date shall include with respect to any Sinking Fund Bonds an amount sufficient to meet the Mandatory Sinking Fund Requirement for deposit to the Sinking Fund Account on that Principal Payment Date (less a credit for any amount by which the balance in the Sinking Fund Account on that Principal Payment Date, determined as provided in the Bond Registrar Agreement, exceeds the sum of all Mandatory Sinking Fund Requirements for prior Principal Payment Dates).

Section 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the President or Vice President and Treasurer of this Board, in the name of the School District and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Treasurer, shall be numbered as determined by the Treasurer in order to distinguish each Bond from any other Bond and to distinguish the Current Interest Bonds from any Capital Appreciation Bonds and any Bonds of differing Tax Status, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code, the approval of the electors at the election identified in the first preamble hereto, this Resolution and the Certificate of Award.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

The Bank of New York Mellon Trust Company, N.A., is appointed to act as the initial Bond Registrar; provided, however, that the Treasurer is authorized to appoint a different Bond Registrar in the Certificate of Award after determining that such bank or trust company will not endanger the funds or securities of the School District and that proper procedures and safeguards are available for that purpose. The Treasurer shall sign and deliver, in the name and on behalf of the School District, the Bond Registrar Agreement between the School District and the Bond Registrar, in substantially the form as is now on file with the Treasurer. The Bond Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the Bond Registrar Agreement or amendments thereto. The Treasurer shall provide for payment of services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Treasurer on behalf of the School District. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the School District will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the other provisions of this Section and Sections 3(d) and 6(c) of this Resolution, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the Debt Charges on any Bond shall be made only to or upon the order of that person; neither the School District nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the School District's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the registered owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate, maturing on the same date and having the same Tax Status.

If manual signatures on behalf of the School District are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the School District. In all cases of Bonds exchanged or transferred, the School District shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the School District and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The School District or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the School District, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the School District nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15<sup>th</sup> day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Resolution, if the Treasurer determines in the Certificate of Award that it is in the best interest of and financially advantageous to the School District, the Bonds may be issued in book entry form in accordance with the following provisions of this Section.

The Bonds may be issued to a Depository for use in a book entry system and, if and so long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and each interest rate and Tax Status within a maturity and registered in the name of the Depository or its nominee, as registered owner, and deposited with and maintained in the custody of the Depository or its designated agent which may be the Bond Registrar; (ii) the book entry interest owners of Bonds in book entry form shall not have any right to receive Bonds in the form of physical securities or certificates; (iii) ownership of book entry interests in Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of book entry interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the School District.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Treasurer may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Treasurer does not or is unable to do so, the Treasurer, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of School District action or inaction, of those persons requesting such issuance.

The Treasurer is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the School District, that the Treasurer determines to be necessary in connection with a book entry system for the Bonds.

Section 6. Sale of the Bonds.

(a) To the Original Purchaser. The Bonds shall be sold by the Treasurer to the Original Purchaser at a purchase price not less than 97% of the aggregate principal amount thereof (provided that in addition to the foregoing 97% requirement, the purchase price of each of the Direct Payment BABs and the Direct Payment QSCBs shall not be less than 98% of the respective aggregate principal amounts thereof plus any original issue premium and minus any original issue discount), plus accrued interest on the Bonds from their date to the Closing Date, as shall be specified in the Certificate of Award, and with and upon such other terms as are required or authorized by this Resolution to be specified in the Certificate of Award, in accordance with law, the provisions of this Resolution and the Bond Purchase Agreement.

In accordance with the Treasurer's determination of the best interest of the School District and based on conditions then existing in the financial markets, the Treasurer shall sign and deliver the Certificate of Award to determine and specify the Tax Status or Tax Statuses of the Bonds, the interest rate or rates the Bonds are to bear, the final purchase price of the Bonds and other final terms of the Bonds in accordance with the provisions of this Resolution and to evidence the sale of the Bonds to the Original Purchaser and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The President, Vice President and Treasurer of this Board, the Superintendent and other School District officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments (including but not limited to agreements as necessary or appropriate for the holding, investment and application of any money deposited in the Bond Retirement Fund pursuant to Mandatory Sinking Fund Requirements and agreements with the Bond Registrar for services related to the procedures for receiving Direct Payments) and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

The Treasurer shall sign and deliver, in the name and on behalf of the School District, the Bond Purchase Agreement between the School District and the Original Purchaser, in substantially the form as is now on file with the Treasurer, setting forth the terms and conditions for the sale of the Bonds to, and the purchase of the Bonds by, the Original Purchaser. The Bond Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the Bond Purchase Agreement or amendments to that Agreement.



**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

(b) Primary Offering Disclosure – Official Statement. An official statement shall be used in connection with the original issuance of the Bonds. The preliminary official statement of the School District in the form now on file with the Treasurer (the Preliminary Official Statement) is hereby approved and the distribution and use of the Preliminary Official Statement is hereby approved. The President or Vice-President and Treasurer of this Board and the Superintendent are authorized and directed, on behalf of the School District and in their official capacities, to (i) make or authorize modifications, completions or changes of or supplements to, the Preliminary Official Statement in connection with the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the revised official statement is to be “deemed final” (except for permitted omissions) by the School District as of its date or is a final official statement for purposes of the Rule, (iii) use and distribute, or authorize the use and distribution of that official statement and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign the final official statement as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of that official statement as they deem necessary or appropriate.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the School District agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of paragraph (b)(5)(i) of the Rule. In order to describe and specify certain terms of the School District’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the President or Vice-President and Treasurer of this Board and the Superintendent are authorized and directed to sign and deliver, in the name and on behalf of the School District, the Continuing Disclosure Certificate, in substantially the form as is now on file with the Treasurer, with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the President or Vice-President and Treasurer of this Board and the Superintendent on behalf of the School District, all of which shall be conclusively evidenced by the signing of that Certificate or amendments to it. The agreement formed, collectively, by the Bonds, this paragraph and that Certificate, shall be the School District’s continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the School District would be required to incur to perform it.

(d) Applications for Ratings and Bond Insurance; Financing Costs. If, in the judgment of the Treasurer, the filing of an application for (i) a rating on the Bonds by one or more nationally recognized rating agencies and/or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds is in the best interest of and financially advantageous to the School District, the Treasurer is authorized to prepare and submit those applications. The Treasurer is also authorized to provide to each such agency or company such information as may be required for the purpose and, if it is, in the Treasurer’s judgment, in the best interest of and financially advantageous to the School District, to accept a commitment for insurance issued by a nationally recognized municipal bond insurance company insuring the payment when due of the principal of and interest on all or any portion of the Bonds. The Treasurer is authorized to enter into any agreements, on behalf of and in the name of the School District, that the Treasurer determines to be necessary or required to obtain such ratings or insurance.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

The expenditure of the amounts necessary to secure those ratings and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Bonds, to the extent not paid by the Original Purchaser in accordance with the Bond Purchase Agreement, is authorized and approved, and the Treasurer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 7. Provisions for Tax Levy. There shall be levied on all the taxable property in the School District, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the Debt Charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be unlimited as to amount or rate, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the satisfaction of Mandatory Sinking Fund Requirements and the payment of the principal (at stated maturity or upon redemption) of and interest and any redemption premium on the Bonds when and as the same fall due.

Section 8. Federal Tax Considerations.

(a) Tax-Exempt Bonds. The representations and covenants in this subsection (a) apply only to Bonds issued as Tax-Exempt Bonds.

The School District covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as obligations the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest thereon will not be an item of tax preference under Section 57 of the Code.

The School District further covenants that (a) it will take or cause to be taken such actions that may be required of it for the Bonds to be and to remain Tax-Exempt Bonds, (b) it will not take or authorize to be taken any actions that would adversely affect that Tax Status and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (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 Tax Status.

(b) Direct Payment QSCBs. The representations and covenants in this subsection (b) apply only to Bonds issued as Direct Payment QSCBs.

The School District covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that the Bonds will qualify as Direct Payment QSCBs under the applicable provisions of the Code.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

The School District further covenants that (i) it will take or cause to be taken such actions that may be required of it for the Bonds to be and to remain Direct Payment QSCBs, including, but not limited to, making an irrevocable election for the Bonds to be Direct Payment QSCBs, (ii) it will not take or authorize to be taken any actions that would adversely affect that Tax Status, and (iii) it, or persons acting for it, will, among other acts of compliance, (A) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (B) restrict the yield on investment property, (C) make timely and adequate payments to the federal government, (D) maintain books and records and make calculations and reports, and (E) 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 Tax Status.

(c) Direct Payment BABs. The representations and covenants in this subsection (c) apply only to Bonds issued as Direct Payment BABs.

The School District covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that the Bonds will qualify as Direct Payment BABs under the applicable provisions of the Code.

The School District further covenants that (i) it will take or cause to be taken such actions that may be required of it for the Bonds to be and to remain Direct Payment BABs, including, but not limited to, making an irrevocable election for the Bonds to be Direct Payment BABs, (ii) it will not take or authorize to be taken any actions that would adversely affect that Tax Status, including, but not limited to, allowing the sale of a Bond with more than a de minimus amount (determined under rules similar to those of Section 1273(a)(3) of the Code) of premium over the stated principal amount of the Bonds, and (iii) it, or persons acting for it, will, among other acts of compliance, (A) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (B) restrict the yield on investment property, (C) make timely and adequate payments to the federal government, (D) maintain books and records and make calculations and reports, and (E) 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 Tax Status.

(d) Further Actions. The Treasurer or any other officer of the School District having responsibility for issuance of the Bonds is hereby authorized (i) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the School District with respect to the Bonds as the School District is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, the election to issue Bonds as Direct Payment BABs or Direct Payment QSCBs, any of the elections provided for in Section 54A, Section 54AA, Section 54F, Section 6431 or Section 148(f)(4)(C) or other applicable sections of the Code or available under Section 54A, Section 54AA, Section 54F or Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or the Tax Status of the Bonds or interest thereon or an entitlement to Direct Payments relating thereto, or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, 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 with respect to the Bonds, (ii) 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 School District, as may be appropriate to assure the intended Tax Status of the Bonds or the School District's entitlement to receive one or more Direct Payments, (iii) to designate Tax-Exempt Bonds as "qualified tax-exempt obligations" if such designation is applicable and desirable, and to make any related necessary representations and covenants, and (iv) to give one or more appropriate certificates of the School District, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the School District regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and Direct Payments relating to the Bonds and the Tax Status of the Bonds.

**RESOLUTION 06-10-245 Continued**

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, REMODELING, ADDING TO, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING SCHOOL DISTRICT BUILDINGS AND FACILITIES AND CLEARING AND IMPROVING THEIR SITES, INCLUDING RENOVATING, REMODELING AND OTHERWISE IMPROVING THE HIGH SCHOOL

Section 9. Certification and Delivery of Resolution and Certificate of Award. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution and a signed copy of the Certificate of Award to the Cuyahoga County Auditor.

Section 10. Satisfaction of Conditions for Bond Issuance. This Board determines that all acts and conditions necessary to be performed by the Board or the School District or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the Beachwood City School District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the School District are pledged for the timely payment of the Debt Charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 11. Retention of Bond Counsel. The legal services of Squire, Sanders & Dempsey L.L.P., as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. 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 the extent they are not paid by the Original Purchaser in accordance with the Bond Purchase Agreement, 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 12. Compliance with Open Meeting Requirements. 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 in open meetings of this Board or of its committees, and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 13. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mrs. Rosenbaum asked if the amount of the bonds was included in the appropriation.

Mr. Ostro replied that the interest rate is at historically low levels and is doubtful they will change materially.

**RESOLUTION 06-10-246**

**RESOLUTION TO AMEND PERMANENT  
APPROPRIATION - FISCAL YEAR 2010**

It was moved by Dr. Weiss

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

that the Board of Education of Beachwood City School District hereby amend the Permanent Appropriation for Fiscal Year 2010 as follows:

Perm. Improvement (003)	From: \$884,514.00	To: \$660,564.00
Termination Benefits (035)	From: \$253,248.00	To: \$273,248.00
Idea B (516)	From: \$513,688.00	To: \$492,692.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-247**

**RESOLUTION TO APPROVE TRANSFERS**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby approve the following transfers:

From: General Fund (001-7200-910)	\$5,620.00	
To: Oculus (014-5100-9020)		\$4,270.00
To: Cleveland 20/20 (014-5100-9039)		\$1,350.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-248**

**RESOLUTION TO APPROVE THE PERMANENT  
APPROPRIATION – FISCAL YEAR 2011**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

that the Board of Education of Beachwood City School District in order to provide for the current expenses and expenditures of said Board of Education during the fiscal year ending June 30, 2011, including General Fund Permanent Appropriation of \$32,710,500.00 and a total Permanent Appropriation for all funds of \$63,996,151.00 the sums be and the same hereby set aside and appropriated for the several purposes for which expenditures are to be made for and during fiscal year 2011.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-249**

**RESOLUTION TO AUTHORIZE RENEWAL OF  
INSURANCE POLICIES**

It was moved by Dr. Weiss

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby authorize the renewal of insurance policies as detailed in the attachments.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-250**

**RESOLUTION TO AMEND JOB DESCRIPTION OF ATHLETIC DIRECTOR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby amends the job description of the Athletic Director, effective immediately, as detailed in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-251**

**RESOLUTION TO APPROVE JOB DESCRIPTION**

It was moved by Mrs. Tramer

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approves the job description of the Family and Civic Engagement Coordinator, as detailed in the attachment:

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Dr. Wagner reported that this problem was initiated through HB1. Every district has a committee and is required to craft a coordinator position. Dr. Markwardt will absorb the job responsibilities of the coordinator.

Mr. Ostro noted this is a requirement by the State and with Dr. Markwardt assuming the role of coordinator there will be no additional cost to the District.

**RESOLUTION 06-10-251A**

**RESOLUTION TO ACCEPT RESIGNATION OF  
CERTIFICATED STAFF MEMBER**

It was moved by Mrs. Tramer

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby accept the resignation of **SUSAN FERRAZZA**, Special Education Teacher at Fairmount Preschool, at the end of the 2009-2010 school year, as detailed in the attachment.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-252**

**RESOLUTION TO APPROVE HOME INSTRUCTION  
SERVICES FOR THE 2009-2010 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve **DON MAJERCAK** to provide home instruction services for a Beachwood High School student, at a rate of \$30.45 per hour not to exceed 10 hours.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-253**

**RESOLUTION TO EMPLOY CERTIFICATED STAFF  
FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mr. Luxenburg

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby employ **KATIE N. BALL**, Teacher for the Early Childhood Educational Program through Excel TECC, Step 3, BA, .5 FTE, Schedule C, Compensation \$23,725.00, for the 2010-2011 school year.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None



Katie attended the meeting. Patti Krupinski helped with the interviews.

Mr. Ostro welcomed Katie and wished her success.

**RESOLUTION 06-10-254**

**RESOLUTION TO EMPLOY LONG-TERM  
SUBSTITUTE CERTIFICATED STAFF FOR THE 2010-  
2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby employ **LINDA SEMAN**, Long-Term Substitute Technology Teacher at Hilltop Elementary, Step 1, MA+30, 1.0 FTE, Schedule C, Compensation \$55,969.00 (prorated), effective September 1, 2010 through November 17, 2010, due to the leave of absence of LISA CUMMINGS.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-255**

**RESOLUTION TO APPROVE CONTRACTS FOR  
EXTRA WORK FOR CURRICULUM WRITING FOR  
THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve limited contracts for the 2010-2011 school year for:

**SUBJECT/NAMES**

**Science, Modify Course of Study**

*15 hours per staff member*

**BURTON, JIM**

**Speech, Debate and Public Speaking**

**Curriculum Development**

*15 hours per staff member*

**HEYMAN, SHEILA**

**ROBINSON, NICOLE**

**Language Arts, Hilltop Development of**

**Monthly Curriculum Maps**

*10 hours per staff member*

**SOLONCHE, KAREN**

**TRUDELL, ALESHA**

*8 hours per staff member:*

**BRUCE, MARY**

*8 hours per staff member cont.*

**CONANT, KARI  
POLLACK, STACI  
PRENETA, NORMA  
VEON, KENNETH**

*5 hours per staff member:*

**LEWIS, SHELLY  
MENTAL, LAURIE**

**Character Education, Hilltop**

*10 hours per staff member*

**BRUCE, MARY  
CHALLENGER, VICKIE  
CIUPPA, MICHELLE  
DETRICK, MARY  
MENTAL, LAURIE  
PILARCIK, DEBBIE  
SOLONCHE, KAREN  
TRUDELL, ALESHA**

**RESOLUTION 06-10-255 Continued**

**RESOLUTION TO APPROVE CONTRACTS FOR  
EXTRA WORK FOR CURRICULUM WRITING FOR  
THE 2010-2011 SCHOOL YEAR**

**SUBJECT/NAMES**

**Writing, Hilltop**

*3 hours per staff member*

**BRUCE, MARY,  
CONANT, KARI  
POLLACK, STACI  
PRENETA, NORMA  
SOLONCHE, KAREN  
TRUDELL, ALESHA  
VEON, KENNETH**

**Language Arts, Bryden Development of  
Monthly Curriculum Maps and Bryden Staff  
Literacy Program Rollout**

*8 hours per staff member*

**BOGART, SHERRY  
BOMBACK, WENDI  
BRACALE, ANNIE  
LANDIS, BARBARA  
LINICK, DIANE  
MARGULIES, ELLEN  
RUBENSTEIN, DEBBIE**

*5 hours per staff member*

**COLANGELO, LAUREN  
EPSTEIN, SARA  
FESEMYER, DAVID  
HOLMES, RAYNARD  
MATISAK, KATE  
MAYER, MICHELLE  
OVERSTREET, KAREN  
PHELPS, STACEY  
SCHLACHET, BELINDA  
TROMBO, JANET**

**Literacy, Bryden Designing Family**

**Literacy Night Activities**

*5 hours per staff member*

**BOGART, SHERRY  
BOMBACK, WENDI  
EPSTEIN, SARA  
LINICK, DIANE  
MAYER, MICHELLE  
MOODY-BENEDICT, SHAHNYN**

**RUBENSTEIN, DEBBIE  
WHITE, ANGELA**

**Math, Grades K-5 Revise  
Courses of Study**

*15 hours per staff member*

**CONANT, KARI  
EPSTEIN, SARA  
LANDIS, BARBARA  
POLLACK, STACI  
WILSON, GRACE**

*8 hours per staff member*

**KATZ, CAROLE  
LEWIS, SHELLY**

**Math, Prepare & Teach After School  
Class for Students moving from  
Precalculus to AP Calculus AB**

*14 hours per staff member*

**KATZ, CAROLE**

**Math, Revise Calculus & AP Calculus AB  
Courses of Study**

*15 hours per staff member*

**KATZ, CAROLE  
MORGAN, LISA**

**Math, AP Calculus BC Preparation Class**

*18 hours per staff member*

**KATZ, CAROLE**

**Special Education, English, Math Collaboration**

*15 hours per staff member*

**TOOMEY, MICHELLE  
WISE, ERIN**

*5 hours per staff member*

**BOSTWICK, MAUREEN  
DAVIS, JOSH  
KAMINSKI, JOHN  
KRAUS, TERRI  
MATTHEWS, CASEY**

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Dr. Wagner reported the cost of the curriculum writing was a little over \$15,000 a decrease from last year's \$19,000.

**RESOLUTION 06-10-256**

**RESOLUTION TO APPROVE SUPPLEMENTAL CONTRACT FOR ADVISOR FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the supplemental contract for advisor for the 2010-2011 school year for the following:

<u>DISTRICT</u>	<u>Advisory</u>	<u>Ratio Range</u>	<u>Step</u>	<u>Ratio</u>	<u>Compensation</u>
MAYERS, JANE	Director of Fairmount Preschool	1.10/1.15/1.20/1.25	3	1.25	\$5,420.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-257**

**RESOLUTION TO APPROVE SUPPLEMENTAL CONTRACT FOR ATHLETICS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve supplemental contract for athletics for the 2010-2011 school year for the following:

<u>High School/Fall Sports</u>	<u>Sport/Coaching Position</u>	<u>Ratio Range</u>	<u>Step</u>	<u>Ratio</u>	<u>Compensation</u>
DEBELJAK, KELLY	Soccer Assistant Coach-Girls	1.10/1.15/1.20/1.25	3	1.25	\$5,420.00

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-258**

**RESOLUTION TO ACCEPT RESIGNATION OF  
CLASSIFIED STAFF**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby accept the following resignations at the end of the 2009-10 school year, as detailed in the attachments of:

**BLYSTONE, VIRGINIA** Special Education Assistant

**KLOUDA, SHANNON L.** Special Education Assistant

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-259**

**RESOLUTION TO NON-RENEW SPRING CONTRACTS  
FOR SERVICE FOR ATHLETICS EFFECTIVE THE END  
OF THE 2009-2010 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

**BE IT RESOLVED**

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby non-renew the spring contracts for service for athletics for the following individuals, effective the end of the 2009-2010 school year:

**BEAVERS, JOE** Baseball Assistant Coach-Boys, HS  
**CODE, BRITTYN** Softball Assistant Coach-Girls, HS  
**FISCHER, SCOTT** Lacrosse Assistant Coach-Boys, HS  
**FYFE, JOYCE** Tennis Assistant Coach-Boys, MS  
**GOLDBERG, GREGG** Tennis Head Coach-Boys, HS  
**GROSS, MURRAY** Tennis Assistant Coach-Boys, HS  
**HINES, ERWIN** Softball Head Coach-Girls, HS  
**HORWITZ, HARVEY** Track Co-Assistant Coach, HS  
**JOHNSON, PAUL** Baseball Head Coach-Boys, MS  
**JONES, DARREN** Softball Assistant Coach-Girls, HS  
**JONES, KAREN** Track Head Coach, MS  
**KLEIS, CHRISTOPHER** Track Co-Assistant Coach, MS  
**KOVER, BRIAN** Baseball Assistant Coach-Boys, HS  
**MAYERS, ERIC** Baseball Assistant Coach-Boys, MS  
**MUNN, BRETT** Baseball Assistant Coach-Boys, HS  
**SMITH, WILLIE** Track Head Coach, HS  
**SONPAL, DANIEL** Lacrosse Head Coach-Boys, HS  
**WARD, WAYNE** Track Assistant Coach, HS  
**WATKINS-CLARK, ASHLEY** Track Co-Assistant Coach, MS

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Dr. Wagner stated this is a routine matter.

Mr. Ostro reiterated that coaching positions are routinely non-renewed and filled at the start of the new season.

**RESOLUTION 06-10-260**

**RESOLUTION TO RESCIND CONTRACT FOR SERVICE FOR ATHLETICS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Mr. Luxenburg

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby rescind the contract for service for athletics for **HERB SCHOEN**, Football Assistant Coach for the 2010-2011 school year, approved May 17, 2010, Resolution #05-10-182.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-261**

**RESOLUTION TO APPROVE CONTRACTS FOR SERVICE FOR ATHLETICS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve contracts for service for athletics for the 2010-2011 school year for the following:

<u>High School/Fall Sports</u>	<u>Sport/Coaching Position</u>	<u>Ratio Range</u>	<u>Step</u>	<u>Ratio</u>	<u>Compensation</u>
<b>BLAUSTEIN, CRAIG</b>	Golf Co-Assistant Coach	.75/.80/.85/.90	1/2 of 0	0.38	\$1,626.00
<b>JOHNSON, KYAN</b>	Football Assistant Coach	1.30/1.35/1.40/1.45	0	1.30	\$5,636.80
<b>MARUNA, JIM</b>	Golf Co-Assistant Coach	.75/.80/.85/.90	1/2 of 3	0.45	\$1,951.20
<b>SKUPNIEWICZ, ARTHUR</b>	Soccer Head Coach-Girls	1.30/1.35/1.40/1.45	0	1.30	\$5,636.80
<b>WILLIS, MARK</b>	Football Assistant Coach	1.30/1.35/1.40/1.45	0	1.30	\$5,636.80
<u>Middle School/Fall Sports</u>	<u>Sport/Coaching Position</u>	<u>Ratio Range</u>	<u>Step</u>	<u>Ratio</u>	<u>Compensation</u>
<b>GUREN, SETH</b>	Soccer Assistant Coach-Girls	.70/.75/.80/.85	2	0.80	\$3,468.80
<b>KINCAID, NIARCHOS</b>	Football Co-Assistant Coach	.90/.95/1.0/1.05	1/2 of 0	0.45	\$1,951.20
<b>LAVIN, MICHAEL</b>	Football Co-Assistant Coach	.90/.95/1.0/1.05	1/2 of 2	0.50	\$2,168.00
<b>MARTIN, RANDY</b>	Soccer Head Coach-Girls	.90/.95/1.0/1.05	3	1.05	\$4,552.80

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-262**

**RESOLUTION TO APPROVE VOLUNTEER COACHES FOR ATHLETICS FOR THE 2010-2011 SCHOOL YEAR**

It was moved by Mrs. Rosenbaum

Seconded by Dr. Weiss

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve volunteer coaches for athletics for the 2010-2011 school year for the following:

**High School/Fall Sports**

**DAVIS, STACEY**

**LOWE, JOSHUA**

**SCHOEN, HERB**

**Sport/Coaching Position**

Soccer Assistant Coach-Girls

Soccer Assistant Coach-Boys

Football Assistant Coach

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

**RESOLUTION 06-10-263**

**RESOLUTION TO APPROVE HANDBOOKS**

It was moved by Mrs. Rosenbaum

Seconded by Mrs. Tramer

BE IT RESOLVED

on the recommendation of the Superintendent of Schools that the Board of Education of the Beachwood City School District hereby approve the handbooks for:

**FAIRMOUNT PRESCHOOL**

**BRYDEN ELEMENTARY SCHOOL**

**HILLTOP ELEMENTARY SCHOOL**

**BEACHWOOD MIDDLE SCHOOL**

**BEACHWOOD HIGH SCHOOL**

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

Mr. Ostro asked for comments. There were none.

## **Reports**

### *Superintendent*

None

### *Beachwood Federation of Teachers – Joe Burwell, Grievance Chairperson*

Joe publicly stated support of the classified staff members that were seeking to unionize.

### *Student Council Representative – Ananya Marathe*

Ananya stated the student council retreat is July 31<sup>st</sup> to August 1<sup>st</sup>. Everyone she has spoken with has started their summer reading.

### *Board Members*

Mrs. Rosenbaum asked about insurance savings in regard to the buses. Also, she asked if the weight room had summer hours.

Mr. Peters replied that the weight room was typically closed for the summer.

Mrs. Rosenbaum stated that in the past the cardio equipment was not in the weight room and the community had access.

Mr. Peters replied that even the cardio equipment was closed for the summer.

### *Public Comments*

Mr. Ostro reminded the audience to limit comments to constructive remarks using courtesy and respect. He asked they state their name and address.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta had questions about the hours and pay the bus company would be offering drivers and would the drivers be guaranteed 4.5 hours per day. Roberta also mentioned that there were 8 accidents that buses were involved in, but wondered how many were the driver's fault.

Dr. Markwardt stated that seniority would be honored, but would research the number of hours per day.

Dee Bobincheck, 22806 Halburton Road, Beachwood, OH

Dee stated that at last week's Board meeting it was mentioned that there were alleged management issues with the supervisor. Dee asked what efforts were made to lower the costs for the transportation department before the radical, extreme decision to outsource the department was made.

Dr. Markwardt replied that the cost incurred by the department did not dramatically change over the years. It was a steady escalation in costs over the past 15 years.

Dee Bobincheck, 22806 Halburton Road, Beachwood, OH

Dee said that safety and efficiency need to be addressed. If Beachwood manages what they have already, the only savings with outsourcing would be the cost of the drivers' salaries.

Dr. Markwardt tried to explain the number of expenditures for the department. He stated that a search was made for a new supervisor as a replacement, but although a considerable effort was made, a good candidate was not found.

Denise Angelone, 888 Stanwell Drive, Highland Hts., OH

Denise thanked Mrs. Tramer for bringing up the healthcare plan. Denise asked what would happen after the 2010-2011 school year. She understands the statements concerning the cost. Our mission statement is to develop intellectual entrepreneurs with a social conscience, but it seems that no one cares.



Kathleen Catullo-Fejes, 1325 Golden Gate Blvd, Mayfield Hts., OH

Kathleen stated that the drivers are required to get 12 hours of training every 6 years to be recertified. Ohio has the most stringent and highest standards in the whole country. She said there was a vehicle maintenance program at the garage. Completed T-forms have the information for the last 12 years, but have never been asked to produce them. There is a 5 minute idling policy instituted by the previous transportation supervisor - saving 33K. Not allowed to have any driver work more than 4 hours per day. For Excel TECC, CEVEC, athletic trips etc., more drivers will have to be brought in to work. A way to save on route efficiency – there are 7 buses going to the HS and 7 buses going to the MS. The Board had requested separate runs. That is why the routes are inefficient. She thanked Mrs. Tramer for the inefficiency. The drivers go the extra mile. Ski pants were left on a bus, the driver came back with the 4<sup>th</sup> graders and no one was home.

Jackie Engelman, 4104 Liggett Drive, Parma, OH

Jackie asked for an update on Cleveland Clinic.

Mrs. Mills responded that it is with the Board of Tax Appeals.

Jackie Engelman, 4104 Liggett Drive, Parma, OH

Jackie said that the company has been presenting pretty, shiny things like saving 400K. They are in business, how do they make money.

Karen DiCaprio, 7617 Glencoe Ave., Brooklyn, OH

Karen asked about the life insurance policy and unused sick leave. Karen stated that a lot of drivers have come to work on days they weren't feeling well and asked if there was anyway they can be compensated.

Dr. Markwardt explained that was not in the existing contract, but the Board was looking at options.

Allan Bobincheck, 22806 Halburton Road, Beachwood, OH

Allan stated that the Board could see this was an emotional issue. Speaking as a 10 year resident he has always been proud of Beachwood as a premier district. Privatizing is step in wrong direction and thanked them for their attention.

Kerry Eaton, 3364 Fox Run Drive, Richfield, OH

Kerry said looking at the big picture - vacation time was taken away and they no longer receive longevity pay in lieu of steps. The drivers are a proud group; many have gone out of their way while working. There is a safety group that talks to the elementary students, drivers have taken advanced training, and represent Beachwood yearly at the bus rodeo on our own time. He reported that there are many long term drivers; Kerry 18 years, Lisa 24 years and Jackie 19 years. Kerry knows the community and the kids. He has taken them on field trips. Kids see drivers at games.

Mrs. Tramer stated the she had seen Kerry at basketball games.

Gary Facemyer, 48 Meadows Drive, Painesville Twp., OH

Gary said he began driving 15 years ago. It was a chance to make a living, a great place to work. Larry Tomec had asked him what his goals were and he had replied he wanted to retire from Beachwood. Gary has 2 sons at OSU. He isn't sure the company will be concerned about family. For security reasons he has always kept an eye on the kids, knowing the parents and is aware which cars shouldn't be around. He doesn't want to work for anyone else.

Sam Moten, 23684 Brookton Road, Warrensville, OH

Sam said he began driving 8 years ago. Sam states something to address is that this community is different and stands out. In the 8 years he has driven, he has hardly missed any time. Sam drives the handicapped students, some since 2<sup>nd</sup> or 3<sup>rd</sup> grade. He's taken teams to Patrick Day School. They have a bond, they react to him. It will be hard for another company to give the same service to this community. Sam said he only has a few more years to work and would like to drive for Beachwood community that cares about its staff members. He thinks that all the bus drivers who come to Beachwood think it is a special, beautiful community. It won't be the same if privatized. When you lose control of your system, it starts breaking down. Will it be the same dedicated service or a company to make money?

Alec Isaacson, 2173 Lyndway, Beachwood, OH

Alec stated he is a parent and asked if outsourced, would the company drivers bid to work in Beachwood?

Dr. Markwardt replied that the drivers cannot bump out Beachwood senior drivers. Seniority would be maintained. There may be some drivers that will not meet employment criteria.

Dr. Markwardt stated that seniority stays with Beachwood.

Alec Isaacson, 2173 Lyndway, Beachwood, OH

Alec asked if we will get paid for the garage and other infrastructure.

Dr. Markwardt replied that we would be maintaining the building.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta asked when the vote would take place. She wanted to know if they have jobs.

Mr. Ostro replied it depends on when a resolution is presented to the Board.

Dr. Markwardt stated it would be early July at the very latest.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta said they couldn't wait until the end of July to get a letter in the mail telling them if they work for Beachwood.

Dr. Markwardt said when the Board decides to take action it is required to post the meeting and agenda.

Mr. Ostro stated that the Board has received a significant amount of input.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta said the reason she is asking is it will be hard to go anywhere for a job. Only substitute positions are available this time of year.

Mr. Ostro replied that until a resolution and agenda are presented the issue will not be determined. He appreciates all the comments, but the Board cannot make a decision prematurely. The Board will not meet without public notice.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta asked if there will be a meeting with the transportation department.

Mr. Ostro said yes, if the Board chooses to outsource.

Roberta Latterner, 17200 Woodacre Trail, Bainbridge, OH

Roberta stated they were hungry for information.

Mr. Ostro stated that Michele Mills is taking copious notes and the data is fully available.

Mrs. Rosenbaum suggested putting something together in the event the Board moves forward to notify employees of their options.

Mr. Ostro stated not in advance of the vote, but only if the Board comes to a conclusion and it becomes a resolution matter.

Mrs. Rosenbaum said these are just assurances if the Board proceeds.

Dr. Markwardt said the desired process to follow would be an informational meeting with the company.

Allan Bobincheck, 22806 Halburton Road, Beachwood, OH

Allan stated that he does not feel he has gotten an answer as to what has been done with expenses that have been overlooked to make the decision clearer such as leadership, direction, and better routes. He asked about cutting back on the number of things due to budgetary concerns, changes to the infrastructure. He asked the Board to consider making available what efforts have been done as to trimming expenses and efficiency measures. There have been repeated calls for change. Not only has nothing changed, but extra spending has been incurred. Drivers are willing and able to help. We already own GPS system. He questioned how we using the GPS system.

Mr. Ostro replied that all operations of our facilities are public record. Everyone is welcome to the information and ask the Board for the data. The Board will continue to deliberate and has heard all the comments.

Lisa Brockwell, 3783 Roselawn Ave., Woodmere, OH

Lisa stated she is the mother of a special needs child who attends Orange Schools and these things always have a domino effect. She is concerned about morale. There will be a turn over in the department. Lisa cares deeply for the students she has driven, always considering student safety. As a former firefighter/paramedic she knows the children and the action needed. New drivers drive with senior drivers. The drivers know the District like the back of their hands. Lisa asked if CBS will be bringing in their own mechanics.

Nicole Jones, 9600 Park Heights Ave., Garfield Hts., OH

Nicole said that July is the month the office is working on routes. How can the company guarantee the routes will run on time? She has been a driver for 3 years and knows the kids and houses.

Dr. Markwardt stated that CBS has been informed of the need for a smooth transition. They will be ready to roll at the beginning of school. A team would be brought in to get everything up and running. CBS would like to grow leadership talent within the current ranks. They have opportunities for the drivers to grow within the company. They have a team of experts to ensure the routes are completed and ready.

Denise Angelone, 888 Stanwell Drive, Highland Hts., OH

Denise asked if there is a 3 year contract can there be language for current employees guaranteeing them hours and rate of pay. Does the district have an alternate option if the district doesn't outsource?

Mr. Ostro stated that the time period is very critical. The Board cannot commit because no resolution has been presented. He thanked everyone for their time and comments.

**RESOLUTION 06-10-264**

**RESOLUTION TO ADJOURN MEETING**

It was moved by Mrs. Tramer

Seconded by Mrs. Rosenbaum

**BE IT RESOLVED**

that the Board of Education of the Beachwood City School District hereby adjourn this meeting at 9:26 p.m.

Ayes: Mr. Ostro  
Mrs. Tramer  
Mrs. Rosenbaum  
Dr. Weiss  
Mr. Luxenburg

Nays: None

---

Signed  
Mr. David Ostro  
President, Board of Education

---

Attest  
Michele E. Mills  
Treasurer, Board of Education