

**Hicksville Exempted Village Schools
Regular Meeting of the Board of Education
June 14, 2010**

The Hicksville Exempted Village School Board of Education met in regular session on Monday, June 14, 2010 at 7:30 p.m. in the Community Room. The meeting was opened by President, Karen Schmidt, with the following Board members answering roll call: Stephanie Mazur, John McCalla, David Schooley, Dennis Vetter, and Karen Schmidt.

John McCalla moved and Stephanie Mazur seconded the motion to approve the following consent agenda:

1. Minutes from the May 24, 2010 regular board meeting.
2. Treasurer's Report
 - a. Cash Reconciliation as of May 2010.
 - b. Financial Statements for May 2010.
3. Accept the following donations:

\$750.00 from the Tribune to the Athletic Dept.
\$450.00 from the Tribune to the Music Account
25.00 from Ramona Hill to the HHS Drama Club
4. **Consent Agenda - Superintendent**
 1. Employ Tyler Sailer as summer 2010 technology assistant in place of John Subtirelu.
 2. Approve Kathy Laney as Science OGT Instructor this summer.
10 hours of intervention and 2 hours of prep time at rate of \$22.73.
 3. Approve Allyssa Lytle for MS Summer School teacher for 10 days the first two weeks of August.
Rate \$22.73 per hour. 30 hours instruction + 8 hours prep/grading to the
 4. Approve the contract with NWOESC to transfer the position of Gifted and Talented Program Teacher from Hicksville Village Schools Northwest Ohio Educational Service Center.
 5. Grant approval to the Superintendent to request from the Ohio Department of Education a waiver from ORC 3306.01 3313.48 - Minimum School Year Standards - for (A)(2) and the 2010-2011 school year by requesting that 2 student days be used for teacher inservice.
 6. Approve the Elementary Student Handbook for the 2010-2011 school year.
 7. Approve the Elementary Staff Handbook for the 2010-2011 school year.
 8. Approve the Elementary School Fees for the 2010-2011 school year.
Preschool - \$45.00 and Grades K thru 6 - \$55.00.
 9. Approve the following new/revised Board Policies:
4120.02 - Bus Drivers
3440 and 4440 - Travel Policy
Bylaw 0167 - Voting (Replacement)

- (Revised) Bylaw 0169.1 - Public Participation at Board Meetings
- (Revised) Policy 2260.01 - Section 504/ADA Prohibition Against Discrimination Based on Disability
- (Revised) Policy 3122.02/4122.02 - Nondiscrimination Based on Genetic Information of the Employee (New)
- Policy 3430.01/4430.01 -FMLA Leave (Revised)
- Policy 4121 - Criminal History Record Check (Revised)
- Policy 5460 - Graduation Requirements (Revised)
- Policy 6320 - Purchases (Revised)
- Policy 8210 - School Calendar (Revised)
- Policy 8462 - Student Abuse and Neglect (Revised)
- Policy 9141 - Business Advisory Council (Revised)
- Policy 9143 - Family & Civic Engagement Team (New)

10. Approve Virlynn Rex as OGT Social Studies teacher this summer. 10 hrs. of instruction and 2 hrs. prep at a rate of \$22.73 per hr.

11. Approve the employment of the following for the 2010-2011 school year:

- Randy Headley - Co/Head Boys Basketball Coach
- Dan Turnbull - Co/Head Boys Basketball Coach
- Lindsey Kees - Head Girls Basketball Coach
- Kevin Timbrook - Head Wrestling Coach
- Dave Bains - Varsity Assistant Football Coach
- Mike Bailey - Varsity Assistant Football Coach
- Todd Shock - Varsity Assistant Football Coach
- Tim Shock - Freshman Football Coach
- Cory Jones - Weight Room Supervisor
- Paul Payne - Head JH Football Coach
- Shawn Klepper - Assistant JH Football Coach
- John Reid - Assistant Cross Country Coach
- Danielle Turnbull - JV Volleyball Coach
- Tyler Lauber - Head JH Volleyball Coach
- Lisa Slattery - Assistant JH Volleyball Coach

12. Approve the following football volunteers:

- Craig Diehl Jon Diehl Paul Overmyer
- Josh Freese Dave Blue

13. Approve the Athletic Code for the 2010-2011 school year with no changes from last year.

2010-
scheduled school

14. Approve supplemental contracts for extended days during the 2011 school year, to be served before and after the year:

- Jeff Shaffer - 25 days Matt Hoffman - 25 days
- Marilyn Leon - 10 days Dave Blue - 20 days
- Katie Karacson - 7 days Mike Blue - 25 days
- Cory Kelley - 10 days (Band Camp)

15. Approve the following:

**GENETIC INFORMATION NONDISCRIMINATION ACT OF 2008 (GINA)
POLICY REVISIONS - NEOLA, INC.
FEBRUARY 2010**

WHEREAS, the Genetic Information Nondiscrimination Act of 2008, 42 U.S.C. 2000ff et seq., (GINA), signed into law on May 21, 2008, contains sections

relating to health insurance coverage (Title I) and provisions in regard to employment (Title II); and

WHEREAS, Title I of GINA takes effect at the start of the health insurance “plan year” beginning one year after GINA's enactment and Title II of GINA became effective November 1, 2009; and

WHEREAS, certain Board policies must be modified to reflect the implementation of GINA;

NOW, THEREFORE, BE IT RESOLVED, the Board modifies the following policies as set forth below:

Policy 1460 - Physical Examination

Policy 3160 - Physical Examination

Policy 4160 - Physical Examination

(Page 1, paragraph 3)

Employees will be notified of the results of the medical examination upon receipt. Any and all reports of such examination will be maintained in a separate confidential personnel file in accordance with the Americans with Disabilities Act **and the Genetic Information Nondiscrimination Act.**

Policy 3362 - Anti-Harassment

Policy 4362 - Anti-Harassment

(Page 1, paragraph 2)

The Board will vigorously enforce its prohibition against harassment based on sex, race, color, national origin, religion, disability, **genetic information**, or any other unlawful basis, and encourages those within the School District community as well as third parties, who feel aggrieved to seek assistance to rectify the problems.

(Page 5)

Disability Harassment

Prohibited disability harassment occurs when unwelcome physical, verbal, or nonverbal conduct is based upon an individual's disability and when the conduct has the purpose or effect of interfering with the individual's work or educational performance; of creating an intimidating, hostile, or offensive working and/or learning environment; or of interfering with one's ability to participate in or benefit from a class or an educational program or activity. Such harassment may occur where conduct is directed at the characteristics of a person's disabling condition, such as negative comments about speech patterns, movement, physical impairments or defects/appearances, or the like. **Such harassment may further occur where conduct is directed at or pertains to a person's genetic information.**

Policy 3419.01 - Privacy Protections of Self-Funded Group Health Plans

Policy 4419.01 - Privacy Protections of Self-Funded Group Health Plans

(Page 1, paragraph 2)

The Board acknowledges that these group health plans are required to comply with the Health Insurance Portability and Accountability Act (HIPAA) Privacy Rule, ***as amended by Title I of the Genetic Information Nondiscrimination Act (GINA).***

Policy 8310 - Public Records

(Page 1, paragraph 2)

“Public records” do not include medical records, ***documents containing genetic information,*** trial preparation records, confidential law enforcement investigatory records, records the release of which is prohibited by State or Federal law, and any other exceptions set forth in R.C. 149.43.

The appropriate legal references:

***42 U.S.C. 2000ff et seq., The Genetic Information Nondiscrimination Act
29 C.F.R. Part 1635***

will be added at the end of the following policies (Technical Correction):

- Policy 1460 - Physical Examinations**
- Policy 3160 - Physical Examinations**
- Policy 4160 - Physical Examinations**
- Policy 3161 - Unrequested Leaves of Absence**
- Policy 4161 - Unrequested Leaves of Absence**
- Policy 3362 - Anti-Harassment**
- Policy 4362 - Anti-Harassment**
- Policy 3419.01 - Privacy Protections of Self-Funded Group Health Plans**
- Policy 4419.01 - Privacy Protections of Self-Funded Group Health Plans**
- Policy 8310 - Public Records**

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

John McCalla moved and Dennis Vetter seconded the motion to extend recognition and congratulations to the various staff members, community members, and community organizations who have given their time and talent in developing the new Hicksville School Site to become a Wildlife Site, as recognized by the Ohio Dept. of Natural Resources. Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

David Schooley moved and Stephanie Mazur seconded the motion to extend recognition and congratulations to Coach Paul Payne and the 4x100m and 4x200m relay teams of Austin Michael, John Michael, Evan Sechler, and Jake Bradbury who qualified for the State Track and Field meet. Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

Dennis Vetter moved and John McCalla seconded the motion to approve the following resolution:

RESOLUTION DECLARING THAT AN ITEM NECESSARY FOR THE SCHOOLS OF THIS DISTRICT IS AVAILABLE AND CAN BE OBTAINED ONLY FROM A SINGLE SOURCE

WHEREAS, section 3313.46 of the Ohio Revised Code requires this Board of Education to advertise for bids when it determines to acquire or construct certain improvements the cost of which will exceed \$25,000 and to award a contract to the lowest responsible bidder, except where any item is available and can be acquired only from one source; and

WHEREAS, the Board has determined to acquire Apple Computers pursuant to a lease agreement; and

WHEREAS, this Board has determined that Apple, Inc. is the only source from which Apple Computers are available and can be obtained;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Hicksville Exempted Village School District, two-thirds of the members thereof concurring, that:

SECTION I

For the aforesaid reasons and pursuant to Revised Code Section 3313.46(B)(2), this Board hereby finds, determines and declares that Apple, Inc. is the sole single source from which Apple Computers are available and can be obtained by lease and, therefore, the bidding procedures prescribed by Section 3313.46(A) of the Revised Code do not apply to obtaining those items.

SECTION II

The President of this Board, the Superintendent and the Treasurer are hereby authorized and directed to do any and all things and take any and all actions required to enter into a lease agreement with Apple, Inc. for the lease of computers to be used for instructional purposes.

SECTION III

It is found and determined that all formal actions of this Board concerning or related to the adoption of this Resolution were adopted in an open meeting of this Board, and all deliberations of this Board and any of its committees that resulted in such formal actions were adopted in meetings open to the public, in compliance with all applicable requirements of the Ohio Revised Code.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

Stephanie Mazur moved and John McCalla seconded the motion to approve the following:

Board Resolution of the Hicksville Board of Education appointing the Family and Civic Engagement Team

WHEREAS, in accordance with the requirements of the Ohio Revised Code Section 3313.821. (B), each board of education shall determine the membership and organization of its family and civic engagement team: Therefore be it

RESOLVED, the Hicksville Board of Education appoints the following to serve as its family and civic engagement team: The Northwest Ohio Family and Civic Engagement Consortium, which is comprised of Family and Children First Council Directors of Henry, Defiance, Fulton and Williams Counties, local school district representatives, representatives of the Northwest Ohio Educational Service Center and its school business advisory council. Therefore be it

FURTHER RESOLVED, The Northwest Ohio Family and Civic Engagement Consortium shall: Develop a five year family and civic engagement plan, and submit said plan to the

county Family and Children First Council for approval; provide annual progress reports on the development and implementation of the plan to the county Family and Children First Council and the school district; develop responsibilities to be included in a job description for a family and civic engagement coordinator, if needed, pursuant to ORC section 121.37. It is the intent and purpose of the district's Family and Civic Engagement Team to carry out the intent and purpose of ORC sections: 3313.82, 3313.821, and 3313.822.

It is hereby certified by the undersigned that the foregoing resolution was duly passed by the Hicksville 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.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

John McCalla moved and Stephanie Mazur seconded the motion to accept the resignation of Kevin Miller as Superintendent of Schools, effective July 31, 2010.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, Dennis Vetter.
David Schooley abstained.

Stephanie Mazur moved and Dennis Vetter seconded the motion to employ Stephanie Yetter as Primary Intervention Module Teacher for the 2010-2011 school year.

0 experience with a BA degree, fully funded with Title I Funds.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

John McCalla moved and Stephanie Mazur seconded the motion to approve the following resolution:

**RESOLUTION AUTHORIZING THE LEASE-PURCHASE OF TECHNOLOGY
EQUIPMENT AND AUTHORIZING A LEASE-PURCHASE AGREEMENT IN
CONNECTION THEREWITH**

(R.C. Section 3313.37)

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Hicksville Exempted Village School District, Defiance County, Ohio, that:

Section 1. The Board of Education (the "Board") of the Hicksville Exempted Village School District, Defiance County, Ohio is hereby authorized to enter into an equipment lease-purchase agreement (the "Lease-Purchase Agreement") with Apple Financial Services, or such other financing entity as determined by the Treasurer, for the lease and purchase of technology equipment.

Section 2. On behalf of the Board, the Treasurer is hereby authorized to execute the Lease-Purchase Agreement, which agreement shall be in such form, not inconsistent with the terms of this resolution. The Treasurer is also hereby authorized to execute any other agreements, or other documents necessary in connection with the Lease-Purchase Agreement. The Treasurer's execution of such documents shall be conclusive evidence of the Board's approval of such documents.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

At 8:57 p.m. Karen Schmidt moved and John McCalla seconded the motion to consider the appointment, employment, dismissal, discipline, demotion, or compensation of a public employee or official, or issuing suspension, or termination of a license, or the investigation of charges or complaints against a public employee, official licensee, or regulated individual unless the public employee, official, licensee, or regulated individual requests a public hearing.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, Dennis Vetter.
Nay -David Schooley.

The Board returned to regular session at 9:36 p.m.

John McCalla moved and Stephanie Mazur seconded the motion to accept ESC Service Agreement for Superintendent search.

Roll Call: Ayes - Stephanie Mazur, John McCalla, Karen Schmidt, David Schooley, Dennis Vetter.

Upon motion properly moved, the meeting adjourned. A special meeting will be held on Tuesday, June 29, 2010 at 7:00 a.m. in the Community Room. The next regular meeting will be on Tuesday, July 13, 2010 at 7:00 p.m. in the Community Room.

President

Treasurer