

Minutes, Regular Meeting, March 26, 2019, 6:30 P.M., Piketon High School

Roll Call: Cutler, Present
 Fuller, Present
 Jenkins, Present
 Smith, Present
 Wooldridge, Present

19-060 EXECUTIVE SESSION Mrs. Jenkins motioned to enter into executive session to consider the employment of a public employee and to discuss the purchase of property. Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

Upon return to open session:

19-061 OPEN SESSION Mr. Smith motioned to return to open session. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-062 ADOPT AGENDA Mrs. Jenkins motioned to adopt the agenda as presented by the superintendent. Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-063 APPROVE MINUTES Mrs. Jenkins motioned to approve the minutes of the February 5 and February 26, 2019 board meetings. Seconded by Mr. Smith, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-064 ACCEPT TAX RATES Mr. Smith motioned to approve a resolution accepting the school district tax rates as determined by the Pike County Budget Commission authorizing the necessary tax levies and certifying them to the County Auditor as follows:

General Fund – 3.6 Mills Inside, 16 Mills Outside

Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-065 APPROVE FINANCIAL STATEMENTS Mr. Smith motioned to approve the financial statements for the period ending February 28, 2019. Seconded by Mrs. Jenkins, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, Mr. Wooldridge YEA.

19-066 BILLS Mrs. Jenkins motioned to approve payment of the bills for February. Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-067 BRADLEY PAYNE ENGAGEMENT LETTER Mr. Smith motioned to approve the engagement letter with Bradley Payne Advisors. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, Mr. Wooldridge YEA.

19-068 LEASE-PURCHASE RESOLUTION Mrs. Jenkins motioned to approve the following resolution:

LEASE-PURCHASE RESOLUTION

AUTHORIZING THE BOARD OF EDUCATION OF THE SCIOTO VALLEY LOCAL SCHOOL DISTRICT TO ENTER INTO A GROUND LEASE OF SCHOOL DISTRICT LAND AND FACILITIES, AND A LEASE OF THE SAME BACK TO THE BOARD OF EDUCATION OF THE SCHOOL DISTRICT, FOR THE PURPOSE OF CONSTRUCTING, IMPROVING, FURNISHING AND EQUIPPING SCHOOL FACILITIES; AND APPROVING THE EXECUTION OF A GROUND LEASE AGREEMENT, A LEASE-PURCHASE AGREEMENT, AND OTHER DOCUMENTS RELATING THERETO; AND APPROVING RELATED MATTERS

WHEREAS, Ohio Revised Code (the "Revised Code") Section 3313.375 provides that the board of education of a school district may enter into a lease-purchase agreement providing for the construction, enlarging or other improvement, furnishing, and equipping of facilities or improvements to facilities for any school district purpose, and, in conjunction therewith, may grant a lease for land or facilities under the board's control for a series of one-year renewable lease terms totaling not more than the number of years equivalent to the useful life of the asset and in no event more than 30 years; and

WHEREAS, Revised Code Section 3313.375 further provides that the obligations of the board of education of the school district under such a lease-purchase transaction shall not be construed as net indebtedness of that school district pursuant to Revised Code Section 133.06; and

WHEREAS, the Board has determined that it is advisable and in the best interest of the School District to construct, improve, furnish and equip school facilities (the "Project"); and

WHEREAS, it will be necessary for the Board to enter into a lease-purchase transaction in accordance with the provisions of Revised Code Section 3313.375 in order to provide financing for the Project, and the Board has determined that it is advisable to enter into a Ground Lease Agreement (the "Ground Lease"), a Lease-Purchase Agreement (the "Lease"), and such other documents as are necessary to effectuate such a lease-purchase transaction in accordance with Revised Code Section 3313.375 and the laws of the State of Ohio; and

WHEREAS, the estimated cost of the Project will not exceed \$8,250,000;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE SCIOTO VALLEY LOCAL SCHOOL DISTRICT, PIKE AND SCIOTO COUNTIES, OHIO, THAT:

Section 1. It is hereby determined to be necessary and in the best interest of the inhabitants of the School District, and the Board hereby agrees to enter into a lease-purchase arrangement with such Lessor as shall provide the most advantageous terms for financing the Project (the "Lessor") as shall be determined by the Treasurer of the Board (the "Treasurer") on behalf of the Board.

Section 2. The Board shall convey to the Lessor a leasehold interest in the real property and any improvements thereon upon which the Project is to be constructed (the "Project Site") pursuant to the Ground Lease, which shall be executed on behalf of the Board by the President of the Board (the "President") and the Treasurer. The term of the Ground Lease shall be for a term not exceeding five years beyond the final renewal term of the Lease, as determined by the Treasurer and reported to this Board. Rental payments under the Ground Lease shall be in such amount as determined by the Treasurer.

Section 3. The Board shall sublease the Project Site and related grounds, including the Project, from the Lessor pursuant to the Lease, which shall be executed by the President and Treasurer and dated of even date with the Ground Lease. The Lease shall require the Board to acquire or cause to be acquired the Project on the Project Site, and the Lease shall provide, among other things, for payments (the "Base Rent") from the Board to the Lessor.

Base Rent shall be payable in periodic installments over the term of the Lease, in such amounts and at such times as shall be determined by the Treasurer and reported to this Board, provided that the interest component of the actual Base Rent payments shall not exceed in any year the amounts that would be required if the applicable interest rate were 5.50% per annum applied on a principal amount of not to exceed \$8,250,000. The term of the Lease shall be for one initial term and such one-year (or partial-year for the final renewal term) renewal terms as shall be determined by the Treasurer and reported to this Board; provided, however, that the sum of the initial term and all renewal terms may not exceed 30 years. The Lease shall provide for termination in the event the Board fails to appropriate funds adequate to pay rent due with respect to any renewal term.

Section 4. The Treasurer and President are hereby authorized and directed (i) to take such action (including, but not limited to, hiring such professionals or consultants as may be needed to facilitate the financing of the Project as set forth herein) and (ii) to execute and deliver on behalf of the Board the Ground Lease, the Lease, and such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Resolution. Such documents shall be in a form substantially consistent with the terms of this Resolution, as such officers in their discretion shall deem necessary or appropriate.

Section 5. The Board agrees to execute and perform the Ground Lease and the Lease in accordance with their terms. The Board agrees to comply with the terms and conditions of any additional instruments, agreements, certificates, and other documents relating to the Ground Lease and the Lease as shall be deemed, by the Treasurer or the President, in their discretion, necessary or appropriate in connection with the financing described in this Resolution.

Section 6. Nothing in the Ground Lease, the Lease, or any related instruments, agreements, certificates, and other documents shall constitute or be construed or deemed to constitute a debt or bonded indebtedness or a general obligation of the School District, the Board, or any agency of the School District. Neither the taxing power nor the full faith and credit of the School District are pledged or shall be pledged for the payment or security of the Ground Lease, the Lease, or any other related instruments, agreements, certificates, and other documents.

Section 7. The Board hereby covenants that it will comply with all existing and future laws applicable to the exemption of interest portion of the rent due on the Lease from federal income taxation. The Board further covenants that it will restrict the use of the proceeds of the Lease in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Lease is executed, so that it will not constitute an arbitrage bond under Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and the regulations prescribed thereunder (the "Regulations").

The Treasurer is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Board with respect to the Lease as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Lease or interest thereon or assisting compliance

with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Treasurer, which action shall be in writing and signed by the Treasurer, on behalf of the Board; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Board and the School District, as may be appropriate to assure the status of the Lease as tax-exempt obligations; and (c) to give an appropriate certificate on behalf of the Board, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Board pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Board regarding compliance by the Board with Sections 141 through 150 of the Code and the Regulations, as applicable.

The Treasurer shall cause to be kept and maintained adequate records pertaining to investment of all proceeds of the Lease sufficient to permit, to the maximum extent possible and presently foreseeable, the Board and the School District to comply with any federal law or regulation now or hereafter having applicability to the Lease which limits the amount of Lease proceeds which may be invested at an unrestricted yield or requires the Board and the School District to rebate arbitrage profits to the United States Department of the Treasury. The Treasurer is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Lease requires any such reports or rebates.

Section 8. The Board hereby approves of the appointments of the law firm of Bricker & Eckler LLP to serve as special counsel and Bradley Payne Advisors, LLC, Inc. to serve as a municipal advisor to the School District with respect to the lease-purchase transaction described herein. The respective fees to be paid to such firms shall be subject to review and approval by the Treasurer and shall not exceed the fees customarily charged for such services.

Section 9. All proceeds received by the School District from the Lessor are hereby appropriated for the payment of the costs of the Project and for the payment of fees related to the financing of the Project pursuant to the Ground Lease, the Lease, and as set forth in this Resolution, which fees may include, but are not limited to, the fees of Bricker & Eckler LLP, as special counsel, the fees of Bradley Payne Advisors, LLC, recording fees, and any fees of the Lessor (including legal fees of counsel to the Lessor).

There is further appropriated, from unappropriated funds to be deposited or currently on deposit in the permanent improvement fund and/or the general fund of the School District, a sum not to exceed \$200,000.00 to pay the cost of lease payments due or coming due under the Lease for the initial lease term ending June 30, 2019.

Section 10. 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 Revised Code Section 121.22.

Seconded by Mr. Smith, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-069 RESIGNATION - FULLER Mrs. Jenkins motioned to accept the resignation of Rachel Fuller as PHS Football/Basketball Cheerleading Advisor. Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller ABSTAIN, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-070 RESIGNATION – SHAW Mr. Fuller motioned to accept the resignation of Ally Shaw as 6th grade quiz bowl coach. Seconded by Mr. Smith, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-071 EMPLOY SUPPLEMENTALS Mr. Smith motioned to employ Robbie Taylor as Math 24 Coach (Grades 4-6) and Angie Bentley as Math 24 Coach (Grades 7-9). Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-072 SUB TEACHER LIST Mrs. Jenkins motioned to approve additions to the substitute teacher list. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

Reports of Building Principals

Dr. Cheri Crabtree reported that Jasper has planned the AR Field Trip for 60 qualified students who achieved their goals. The students will be rewarded with ice cream and lunch at LaRosa's in Jackson. Redstreak Pride Night will take place April 4th. There are several activities planned for the evening including inflatables, literacy activities and a free meal. The testing meeting has been scheduled with Mr. Amato. He will refresh the staff members on the protocol and securities for testing.

Mr. Reuter reported that the Zach Farmer Memorial dedication was held on March 23rd. Mr. Owens reported the RP3's have been very positive and are currently at 522 for the year.

19-073 BOARD POLICY UPDATES Mrs. Jenkins motioned to approve the following board policy updates:

131	141.2	164	165.1	165.2	165.3	166
168	169.1	1240.01	1422	1541	1662	2111
2260	2261	2261.01	2261.03	3122	3140	3362
4122	4140	4162	4362	5113.02	5517	5610
5610.02	5610.03	5611	6320	6325	6423	6605
7540.02	8141	8400	8500			

Seconded by Mr. Cutler, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-074 STUDENT TRANSPORTATION CONTRACT Mr. Cutler motioned to approve a student transportation contract. Seconded by Mr. Smith, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-075 PSEA MOU Mrs. Jenkins motioned to approve a memorandum of understanding with PSEA regarding elementary and middle school yearbook advisors. Seconded by Mr. Smith, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-076 CONCESSION BUILDING Mr. Smith motioned to approve a contract with Wastren Advantage for the construction of the new home-side concession/restroom building. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

Mr. Amato presented the board with documentation on reviewed bids for several vendors. He recommends going with META as the Erate vendor. This will be a 5 year internet and 3 year wireless contract. The FCC hasn't approved a budget cycle on the wireless for the next 5 years and this is the reason for a 3 year wireless contract. Our equipment is fairly new and should be fine for the next 3 years and we should still be within the budget cycle if it is approved. We would start the Erate process over again closer to the deadline. If in agreement, the contract will need to be approved and signed due to the March 27th being the deadline. Mr. Amato will proceed with finalizing the uploading process which is currently in run and release mode.

19-077 E-RATE VENDOR Mr. Smith motioned to select META to be the district's internet and wireless vendor for E-rate. Seconded by Mrs. Jenkins, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

Dance Policy Discussion Mr. Reuter met with Mr. Owens, Ms. Gilbert, Ms. Cook, Mrs. Williams and Mr. Cutler to discuss the dance policy for the upcoming prom. The committee suggested implementing the ideas that they came up with after the homecoming dance. He suggested more lighting in the gym and referenced a prom where they had lighted trees, which made it one of the brightest and prettiest proms. He stated that the students are being offered line dancing classes during Rise. He is hopeful that the kids will get each other involved to learn the dances. He feels the biggest change will be with the DJ and the type of music being played. He suggested adding more line dancing songs, slow songs and some vintage dance songs. He stated that it is the recommendation of the committee that there be no official dance policy.

Mrs. Jenkins stated that there is already a policy in place and it covers the issue in reference to dances. The policy is listed under the student code of conduct in the student handbook that is given at the beginning of each school year. Mr. Smith would like to give them a chance to implement the changes. Mrs. Jenkins would like for the handbook policy to be enforced and to tell students to have fun and no grinding.

Ms. Cook ask what the exact language of the handbook entailed and would like the policy to be referenced aloud. Mr. Fuller said the policy didn't specifically say no grinding at dances. He stated that the handbook lists expectations and behaviors by students. It mentions the display of public affection and the number of points assigned for a violation of the policy. The handbook states that extracurricular activities are subject to the same rules as curricular activities.

Mr. Wooldridge has concerns over postings and pictures on social media. He puts his trust in the chaperones to stop the inappropriate dancing between the students. Mrs. Jenkins stated that they just want to protect the students and that grinding is a sexually suggestive behavior and it is something that should not be permitted.

Ms. Cook has concerns about getting chaperones because of the dance policy. She feels chaperones will not want to be responsible for ejecting students from their Jr. /Sr. prom for over penalizing them for inappropriate dancing. She stated that it is a very grey area about what is to be enforced by the chaperones. She commented that it is very hard to do the job expected and would like an interpretation to be in black and white from the board.

Mrs. Jenkins stated that we are only talking about one behavior, grinding, at a school function that is not permitted. The dancing is front to back in a circular motion between a guy and a girl. Mr. Wooldridge stated that he feels it is also inappropriate. Mrs. Jenkins stated that she would chaperone the dance and if she feels a student is dancing in appropriately she will notify Mr. Reuter and would expect other chaperones to do the same. Administration will be the ones that have to enforce the policy due to having the authority to ask the student to leave. Mrs. Jenkins presented an example of a dance etiquette contract that clearly states what is expected and suggest that students sign the form.

Ms. Cook would like to see the kids have the opportunity to decompress and enjoy themselves. She knows that this is a school event but it is also a social event and giving an ultimatum is not the best course of action. Riley Williams informed the board that the student council committee met and suggested to Administration to implement some changes. She stated that this is the first year that this has been an issue and people are upset over the policy. She would like for the students to be given a chance and not sign a policy. A petition was signed by over 100 students that stated they will not attend future dances if a dance policy has to be signed.

Ms. Cook informed the board the she has 56 prom committee members who have raised \$10,000 this year to fund the prom and after prom. She feels dropping a policy on them 2 ½ weeks before prom and 1 week

before ticket sales is not acceptable when the committee hasn't been given a chance to make everyone feel included. We shouldn't shut them down before giving them a chance to make the changes.

Brea Smith wanted to know why it is being brought up. Mr. Wooldridge stated that it was being brought up again on social media. Brea brought up the fact that prom dresses typically reach the ground where as homecoming dresses tend to be on the shorter side. She feels this policy should be geared more towards the homecoming and prom. Mrs. Jenkins feels that we need to have consistency for all the dances.

19-078 EXECUTIVE SESSION Mrs. Jenkins motioned to enter into executive session to consider the employment and compensation of a public employee and security arrangements that are required to be kept confidential. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

Upon return to open session:

19-079 OPEN SESSION Mrs. Jenkins motioned to return to open session. Seconded by Mr. Fuller, and upon a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.

19-080 ADJOURN Mr. Cutler moved to adjourn the meeting. Seconded by Mrs. Jenkins, and on a roll call vote: Mr. Cutler YEA, Mr. Fuller YEA, Mrs. Jenkins YEA, Mr. Smith YEA, and Mr. Wooldridge YEA.