

January 10, 2011

**MARIETTA CITY SCHOOL DISTRICT
BOARD OF EDUCATION
111 Academy Drive
Marietta, Ohio 45750
January 10, 2011**

The Marietta City School District Board of Education held its organizational meeting on Monday, January 10, 2011 at the Administrative Offices located at 111 Academy Drive in Marietta, Ohio. All Marietta City School District Board of Education meetings are recorded. Please refer to the audio recording for a detailed account of this meeting.

The President *pro tem*, Mr. Gault called the organizational meeting to order at 8:04 A.M.

Roll Call:

Members Present: Mr. Atkins, Mr. Hutchinson, Mrs. Myers, Mr. Gault
Members Absent: Mrs. Burton

The President *pro tem* invited all to join in the Pledge of Allegiance to the flag of the United States.

Res. #2011-01 The President *pro tem* invited nominations for the position of President of the Board of Education. Mr. Hutchinson nominated Mr. Gault for President of the Board of Education. Mr. Gault accepted the nomination. The President *pro tem* invited other nominations. When no other nominations were heard, the President *pro tem* declared the nominations closed.

The President *pro tem* called for a vote on the nomination of Mr. Gault to be elected President of the Board of Education.

Mr. Gault called for a vote: Yeas: Mr. Atkins, Mr. Hutchinson, Mrs. Myers, Mr. Gault
Nays: None

The President *pro tem* declared the nominee, Mr. Gault, elected President of the Marietta City School District Board of Education.

Res. 2011-02 Mr. Gault invited nominations for the position of Vice President of the Board of Education. Mr. Gault nominated Mrs. Myers for Vice President of the Board of Education. Mrs. Myers accepted the nomination. Mr. Gault invited other nominations for Vice President of the Board of Education. When no other nominations were heard, the President declared the nominations closed. Mr. Gault then called for a vote on the nomination of Mrs. Myers to be elected Vice President of the Board of Education.

Mr. Gault called for a vote: Yeas: Mr. Atkins, Mr. Hutchinson, Mrs. Myers, Mr. Gault
Nays: None

Mr. Gault declared the nominee, Mrs. Myers, elected Vice President of the Marietta City School District Board of Education.

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Res. #2011-03 Mr. Gault moved and Mr. Atkins seconded the motion.

G-1 BE IT RESOLVED, that the Marietta City School District Board of Education appoint Mrs. Myers to the OSBA Legislative Liaison Committee for the 2011 calendar year.

The President called for a vote: Yeas: Mr. Atkins, Mr. Hutchinson, Mrs. Myers,
Mr. Gault
Nays: None

The President declared the resolution adopted.

Res. #2011-04 Mrs. Myers moved and Mr. Gault seconded the motion.

G-2 BE IT RESOLVED, that the Marietta City School District Board of Education appoint Mr. Atkins to the OSBA Student Achievement Liaison for the 2011 calendar year.

The President called for a vote: Yeas: Mr. Atkins, Mr. Hutchinson, Mrs. Myers,
Mr. Gault
Nays: None

The President declared the resolution adopted.

Mrs. Burton arrived at 8:15 PM.

Res. #2011-05

The Board of Education of the Marietta City School District, County of Washington, Ohio, met during their organizational meeting at 8:00 a.m., on the 10th day of January 2011, at the Board of Education Office, 111 Academy Drive, Marietta, Ohio, with the following members present:

Greg Gault

Wendy Myers

Karen Burton

Bill Hutchinson

Don Atkins

Mr. Hutchinson moved the adoption of the following resolution:

MARIETTA CITY SCHOOL DISTRICT

RESOLUTION NO. 2011-05

RESOLUTION DECLARING IT NECESSARY
TO LEVY A TAX IN EXCESS OF THE
TEN-MILL LIMITATION

January 10, 2011

NOW THEREFORE BE IT RESOLVED by the Board of Education of the Marietta City School District:

SECTION 1. That the amount of revenue which may be raised in this school district by all tax levies which this school district is authorized to impose, when combined with all revenues to be received from the State of Ohio and the Federal Government, will be insufficient to avoid an operating deficit for this school district.

SECTION 2. That pursuant to the provisions of Section 5705.194 of the Ohio Revised Code, it is necessary that a tax be levied in excess of the ten-mill limitation for the benefit of this school district, for the purpose of avoiding an operating deficit for the Marietta City School District, in the amount of \$2,750,000.00 per year for a five (5) year period.

SECTION 3. That the question of the passage of said tax levy shall be submitted to the electors of the school district at an election to be held on May 3, 2011. If approved by the electors, said tax levy shall first be placed upon the 2011 tax list and duplicate, for first collection in calendar year 2012.

SECTION 4. That the treasurer of this board of education be and is hereby directed to certify forthwith a copy of this resolution to the county auditor at least ninety-five (95) days prior to said election as required by law requesting that said county auditor calculate and certify to this board of education the total current tax valuation of the school district and to calculate the annual tax levy which will be required to produce the annual amount set forth in Section 2 hereof, in accordance with Section 5705.195 of the Ohio Revised Code and Section 5705.03 of the Ohio Revised Code.

SECTION 5. It is found and determined that all formal actions of this board of education concerning and relating to the adoption of this resolution were adopted in an open meeting of this board of education, and that all deliberations of this board of education, 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, and the rules of this board of education adopted in accordance therewith.

Mr. Atkins seconded the motion, and the roll being called upon the question of adoption of the resolution the vote resulted as follows:

AYE: Mr. Atkins, Mrs. Burton, Mr. Hutchinson, Mrs. Myers, Mr. Gault

NAY: None

ADOPTED this 10th day of January, 2011.

January 10, 2011

Treasurer

120125/JRB/bwg

CERTIFICATE

The undersigned hereby certifies that the text of the foregoing resolution is taken and copied from the record of proceedings of a meeting of the Board of Education of the Marietta City School District held on January 10, 2011. The undersigned further certifies that the same has been compared by me with said record and it is a true and correct copy thereof, together with a true and correct copy of excerpts from the minutes of said meeting to the extent pertinent to the consideration and adoption of said resolution.

Treasurer

RECEIPT

The undersigned hereby acknowledges this day receipt of a certified copy of the foregoing resolution.

Washington County Auditor

Dated: January 10, 2011

120125/JRB/bwg

CERTIFICATE OF COUNTY AUDITOR
PURSUANT TO SECTIONS 5705.03 AND 5705.195, OHIO REVISED CODE

The undersigned hereby certifies that the total current tax valuation of the Marietta City School District is \$ _____ and that the average annual levy which will be required through the life of the levy to produce the annual amount of _____ Dollars (\$ _____), as set forth in the resolution of the Board of Education of the Marietta City School District, adopted July 22, 2010, assuming that the amount of the tax list of such school district remains throughout the life of the levy the same as the amount of the tax list for the current year, is _____ (_____) mills for each one dollar (\$1.00) of valuation, which amounts to _____ cents (\$0. _____) for each one hundred dollars (\$100.00) of valuation.

Washington County Auditor

Dated: January 10, 2011

120125/JRB/bwg

CONSENT AGENDA – Items G-3 – G-7

Res. #2011-06 Mrs. Myers moved and Mr. Atkins seconded the motion to accept the consent agenda items.

G-3 WHEREAS, Section 3315.15 of the Ohio Revised Code authorizes a board of education to establish a Service Fund for the purpose of paying the expenses of board members incurred in the performance of their duties, or of the official representatives when sent out of the school district on school business, the Service Fund, as per law, being based upon a sum not to exceed Two dollars (\$2.00) per pupil or Twenty thousand dollars (\$20,000.00), whichever is greater; therefore

BE IT RESOLVED, that the Marietta City School District Board of Education establish a Service Fund in the amount of \$5,000.00 to be paid from the General Fund and that the official enrollment of the Marietta City Schools, in October 2010, be certified to the Board at 3021.

G-4 WHEREAS, Revised Code Section 3313.15 and 3313.16 prescribe regulations for establishing regular and special meetings of the Board of Education; therefore

BE IT RESOLVED, that the Marietta City School District Board of Education approve the following rules and regulations for holding regular and special meetings for the 2011 calendar year:

Regular Meetings:

Place: Marietta City Schools Board of Education, 111 Academy Drive
Time: 5:30 P.M.
Date: Fourth Monday of each month unless changed by board.

Special Meetings:

In accordance with Section 3313.06 ORC, the President, Chief Fiscal Officer or any two board members may call a special meeting of the board by signing and sending written notice to all board members at least two days prior to the date of such meeting. Additionally, in accordance with Section 121.22 ORC, any news media or citizen requesting notification of special meetings and meeting the requirements of Section 122.22(F) ORC will receive notice at least twenty-four hours in advance; however, in the case of emergency meetings of the board, the news media or citizen will receive immediate notification of the time, place, and purpose of the meeting.

Executive Session:

The Board will hold executive sessions only at regular and special meetings for the following reasons:

- a. The appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or the investigation of charges or complaints against an employee or official or student unless the employee or official or student requests a public hearing.
- b. The purchase of property for public purposes or the sale of property at competitive bidding.
- c. Conferences with the board's attorney to discuss matters which are the subject of pending or imminent court action.
- d. Preparing for, conducting, or reviewing negotiations or bargaining/sessions with employees.
- e. Matters required to be kept confidential by federal law or rules or state statutes.
- f. Specialized details of security arrangements.

G-5 BE IT RESOLVED, by the Board of Education of the Marietta City School District, Washington County, Ohio,

SECTION 1. That the Auditor of Washington County be and he is hereby requested to issue an order to the Treasurer of Washington County to pay to the CFO of this Board of Education such funds as may be available for distribution by said County Treasurer.

SECTION 2. That the President or Vice President be and he is hereby authorized to sign and the CFO to countersign the necessary documents to secure the semi-annual settlement with the County Treasurer during the calendar year 2011.

SECTION 3. That the authorization herein conferred shall extend to any advances that may be requested during the calendar year 2011.

SECTION 4. That the CFO of the Board be and he is hereby authorized and directed to certify a copy of this resolution to the County Auditor as may be necessary to make this resolution effective.

WHEREAS, it is essential that the business affairs of the Marietta City School District Board of Education must be consistent and continuous to carry out the financial responsibilities of the Board; therefore

BE IT RESOLVED, that the Board of Education authorizes the CFO of the Board to invest funds that are not needed immediately allowing the Board of Education to earn the maximum interest possible, and

BE IT FURTHER RESOLVED, that all investments so made be presented to the Board of Education for approval at the next regular meeting.

WHEREAS, all funds of the school district are deposited into an interest bearing account, with interest to be paid each month, and

WHEREAS, it is the duty of the Board of Education to assign the interest to any fund, other than the General Fund; therefore

BE IT RESOLVED, that the Marietta City School District Board of Education assign the interest earned on the Bond Retirement, all Food Services Funds, Euna Brown Trust Fund, and Auxiliary Services Fund, to the respective funds, with the interest to be calculated on the fund balance each month at the rate of interest paid on the NOW checking account, all other interest earned will stay in the General Fund.

WHEREAS, if the collection of Real Estate Taxes for 2011 is delayed, the possibility would exist of an insufficient amount of money in the treasury of the school district to meet current operating costs of the district, and

WHEREAS, it will be necessary to obtain funds to meet and make payment of such demand, and

WHEREAS, there will come into the treasury of the district, current revenue for the present fiscal year and advance draws as soon as collection is made from the Real Estate and Personal Property Taxes, and

WHEREAS, this board is authorized by law to borrow money and issues notes in anticipation of the collection of such revenue which is deemed appropriate for the payment of such notes at maturity,

BE IT THEREFORE RESOLVED, that in anticipation of the receipts of such moneys and for the purpose of meeting payment of current operating demands, this Board of Education authorizes the President of the Board and the CFO to arrange for the borrowing of an amount required for meeting the payrolls and payment of bills from the depository offering the lowest interest rate the aggregate sum borrowed not to exceed \$500,000.00 and to mature in four (4) months or less; and that the President and CFO be and are authorized to execute and deliver notes therefore to secure the same, and place the moneys thus obtained to the account of the General Fund in the treasury of the school district, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be certified by the CFO to the County Auditor, and the certificate as to availability of funds be requested as needed to present to the bank.

WHEREAS, it is essential that the business affairs of the Marietta City School District Board of Education must be consistent and continuous to carry out the financial responsibilities of the Board, and

BE IT FURTHER RESOLVED, that the practice of computing annual salary amounts rounded to the nearest dollar be continued, and

BE IT FURTHER RESOLVED, that the CFO be authorized to sign the warrants of the school district, and

BE IT FURTHER RESOLVED, that the Board of Education advised by the CFO of the requirement to purchase various products and services from the Ohio Industries for the Handicapped, Inc., a qualified non-profit agency for persons with severe disabilities (Ohio Revised Code Section 4115.34). The CFO also informed the Board of Education that from previous experience the products available are not of the same quality of the products currently being used and the prices are often higher; therefore

BE IT RESOLVED, that the Board of Education adopt this resolution to authorize the CFO of the Board and the Administration to carry out the intent of the adopted appropriation of meeting payroll obligations, purchasing, and paying the bills and other such affairs that permit an orderly operation of the schools (O.R.C. 3313.18).

G-6 WHEREAS, the Marietta City School District board of Education is authorized by the Marietta City Council to have two (2) members or designees of the Board of Education serve on the City Recreation Advisory Board, and

WHEREAS, the term now being served by Mr. Mark Duckworth expired December 31, 2010; therefore

BE IT RESOLVED, that the Marietta City School District Board of Education re-appoint Mr. Mark Duckworth for a two-year term as a member of the Marietta City Recreation Advisory Board, said term expiring December 31, 2012.

G-7 BE IT RESOLVED, by the Marietta City School District Board of Education, that upon the recommendation of the Superintendent of Schools, the resignations and/or leaves of absence, for professional personnel, be approved, effective at the date shown.

Schedule A-11-01
RESIGNATIONS and/or LEAVES OF ABSENCE
PROFESSIONAL STAFF

| NAME | POSITION | REMARKS |
|------------------------|-----------------------|-------------------------------|
| Ms. Jennifer Hendricks | Middle School Teacher | Resignation, Eff. 12/31/10 |
| Mr. William Bonar | Middle School Teacher | Resignation, Eff. 02/28/11 |

Also, with the consent agenda items, Mr. Hutchinson made a motion to approve the committee assignments for 2011 calendar year and Mrs. Burton seconded the motion.

Mr. Gault called for a vote: Yeas: Mr. Atkins, Mrs. Burton, Mr. Hutchinson,
Mrs. Myers, Mr. Gault
Nays: None

The President declared the consent agenda items approved.

Res. #2011-07 Mrs. Myers made a motion to continue the organizational meeting in executive session to discuss personnel. Mr. Hutchinson seconded the motion.

Mr. Gault called for a vote: Yeas: Mr. Atkins, Mrs. Burton, Mr. Hutchinson,
Mrs. Myers, Mr. Gault
Nays: None

The President declared the motion passed and the organizational meeting to be in executive session at 9:06 A.M.

The President declared the executive session concluded and the organizational meeting continued in open session at 9:57 A.M.

Res. #2011-08 Mr. Atkins made a motion to adjourn the organizational meeting. Mr. Hutchinson seconded the motion.

Mr. Gault called for a vote: Yeas: Mr. Atkins, Mrs. Burton, Mr. Hutchinson,
Mrs. Myers, Mr. Gault
Nays: None

The President declared the motion passed and the organizational meeting adjourned at 9:57 A.M.

ATTEST:

Greg Gault, President

Matthew S. Reed, Chief Fiscal Officer