

**REGULAR MEETING
THE BOARD OF EDUCATION OF
YOUNGSTOWN CITY SCHOOL DISTRICT
YOUNGSTOWN, OHIO**

20 West Wood Street

January 24, 2012

The Youngstown Board of Education met in regular session at the I.L. Ward Building on January 24, 2012. President Lock P. Beachum, Sr. called the meeting to order at 5:34 p.m. The meeting opened with the Pledge of Allegiance followed by a moment of silence. Roll call was taken with the following board members in attendance:

Members present: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum
Members absent: Hanni

Board members discussed agenda items.

EXECUTIVE SESSION

At 5:55 p.m. Ms. Mahone moved, seconded by Mr. Murphy that board members adjourn to executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of an employee or the investigation of charges or complaints against an employee, official, licensee or student, unless the employee, official, licensee or student requests a public hearing. On roll call vote the results were as follows

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum
Nays: None

Board members came out of executive session at 6:15 p.m.

The regular portion of the meeting reconvened at 6:22 p.m.

STUDENT BOARD MEMBERS

Members present: Robinson, Sharp
Members absent: Ward

APPROVAL OF AGENDA

As the first item of business, Mr. Beachum called for a motion approving the agenda. Ms. Mahone moved that the agenda be approved with the deletion of Resolution. No. 25-12, Memorandum of Understanding Regarding School Improvement Grants. It was seconded by Mr. Atkinson, and on roll call vote the results were as follows:

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum
Nays: None

Motion carried, and the agenda was approved as amended.

APPROVAL OF MINUTES

Ms. Mahone moved, seconded by Mr. Murphy that the minutes of the regular board meeting of January 10, 2012 along with the special meeting of January 13, 2012 be approved as presented. On roll call vote the results were as follows:

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried, and minutes were approved as presented.

COMMUNICATIONS

There were no oral or written communications.

CITIZEN PARTICIPATION

President Beachum called for citizen participation. Tom Anderson introduced Janice Hanna, 4-H educator for Mahoning County/OSU Extension in Canfield, OH. Ms. Hanna presented information about 4-H Programs. Yulanda McCarty-Harris, representing Youngstown State University, presented the Ohio Dr. Martin Luther King, Jr. Holiday Commission award to Mahoning Valley Sojourn to the Past students.

COMMITTEE REPORTS

Brenda Kimble, Certificated Personnel/Community Relations/Speakers Bureau Committee; Michael Murphy, Business/ Non-Instructional/Non-Certified Committee; Andrea Mahone, Finance/Accounting/ Investments Committee; Richard Atkinson, Extra Curricular/Sports Committee and Marcia Haire-Ellis, Curriculum/Career Tech Committee spoke to committee meeting information, noted future meeting dates and recommended passage of resolutions pertaining to their committees.

STUDENT BOARD MEMBERS

Patricia Sharp, East High School and Leon Robinson, Jr., Youngstown Early College School presented information on numerous activities at their schools.

FACILITIES REPORT

Harry Evans, chief of maintenance, had no report at this time.

BOARD PRESIDENT'S REPORT

President Beachum noted that the superintendent's and the treasurer's evaluations would be completed next month.

EXECUTIVE REPORTS

Mr. Johnson, treasurer, had no report at this time.

Superintendent Hathorn noted that the district continues to move forward, and students are preparing for OGT and OAA testing. He further noted that the Levy Steering Committee meets every Monday to discuss levy plans.

NEW BUSINESS

CONSENT AGENDA

Ms. Mahone offered a motion to place Resolution No. 23-12 through Resolution No. 29-12 on a Consent Agenda (Resolution No. 25-12 was deleted from the agenda). Mr. Atkinson seconded the motion, and on roll call vote the results were as follows:

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

Mr. Beachum then entertained a motion to adopt the Consent Agenda. Ms. Mahone moved adoption of the Consent Agenda, seconded by Ms. Haire-Ellis which included Resolution No. 23-12 through Resolution No. 29-12 summarized as follows:

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 23-12

**RESOLUTION TO APPROVE
MEMORANDUM OF UNDERSTANDING
TO ESTABLISH ALTERNATE DISPUTE RESOLUTION PROCESS**

WHEREAS, the Board of Education of the Youngstown City School District (“District”) and the Youngstown Education Association (“YEA”) are parties to a Collective Bargaining Agreement (“CBA”) for the period July 1, 2010 through June 30, 2013; and

WHEREAS, due to the District being declared to be in Academic Emergency, restrictions in the CBA on the District’s management rights are not enforceable and the District has resumed holding those rights or responsibilities as provided by statute; and

WHEREAS, the District’s exercise of statutory management rights and responsibilities may be implemented without bargaining, subject to a limited bargaining duty which will be observed as to any effects such exercise of management rights or responsibilities may have on wages, hours or terms and other conditions of employment; and

WHEREAS, the YEA had filed an Unfair Labor Practice charge (“ULP”) against the District which is pending before the State Employment Relations Board (“SERB”) and a number of grievances which are pending before arbitrators, all in connection with the District’s exercise of restored management rights and responsibilities; and

WHEREAS, SERB ordered the District and the YEA to participate in mediation with a SERB-appointed mediator, and such mediation resulted in a Memorandum of Understanding between the District and the YEA pursuant to which the ULP and the grievances will be withdrawn and dismissed, and pursuant to which the parties established an alternate dispute resolution process to resolve future disputes about (1) whether an action of the District is a statutory management right or responsibility which may not be restricted by a CBA and (2) whether effects – bargaining may be required for any such action; and

WHEREAS, the Board has reviewed such Memorandum of Understanding, the Superintendent has recommended its adoption, and the Board desires to ratify and adopt such Memorandum of Understanding.

Resolution 23-12 continued

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Youngstown City School District hereby ratifies and adopts the Memorandum of Understanding between the Youngstown City School District and the Youngstown Education Association regarding alternate dispute resolution procedures referenced hereinabove, the terms and conditions of which are incorporated herein by reference.

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 24-12

**RESOLUTION TO APPROVE
MEMORANDUM OF UNDERSTANDING
TO ESTABLISH EMPLOYEE DRESS CODE FOR CERTIFIED STAFF**

WHEREAS, the Board of Education of the Youngstown City School District (“District”) and the Youngstown Education Association (“YEA”) are parties to a Collective Bargaining Agreement (“CBA”) for the period July 1, 2010 through June 30, 2013; and

WHEREAS, the YEA had filed an Unfair Labor Practice charge (“ULP”) against the District which is pending before the State Employment Relations Board (“SERB”) and a grievance which is pending before an arbitrator in connection with the District’s unilateral implementation of changes to the previously bargained dress code; and

WHEREAS, SERB ordered the District and the YEA to participate in mediation with a SERB-appointed mediator, and such mediation resulted in a Memorandum of Understanding between the District and the YEA pursuant to which the ULP and the grievance will be withdrawn and dismissed, and pursuant to which the parties established a new dress code for Certified Staff; and

WHEREAS, the Board has reviewed such Memorandum of Understanding, the Superintendent has recommended its adoption, and the Board desires to ratify and adopt such Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District hereby ratifies and adopts the Memorandum of Understanding between the Youngstown City School District and the Youngstown Education Association regarding Employee Dress Code for Certified Staff referenced hereinabove, the terms and conditions of which are incorporated herein by reference.

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 26-12

**CERTIFICATED PERSONNEL
APPOINTMENTS OF SUBSTITUTE TEACHERS**

RESOLVED, based upon the recommendation of the Assistant Superintendent of Human Resources, the following appointments of substitute teachers are being recommended for the 2011-12 school year:

APPOINTMENTS

Substitute Teachers (Fund 001) – To be used on an “as needed basis” as follows:

- \$ 70.00 a day or from day 1 to day 10 if in the same position
- \$ 75.00 a day from day 11 to day 60 if in the same position
- \$157.64 a day from day 61 to day 184 if in the same position

Lisa Curtin
Dominique Graves

Ryan Stocke
Howard Deslandes

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 27-12

**CERTIFICATED PERSONNEL
APPOINTMENTS FOR CHOFFIN ADULT EDUCATION**

RESOLVED, based on the recommendation of the Assistant Superintendent of Human Resources, the following individuals are being recommended to be used on an “as needed basis” for the 2011-12 school year:

Adult Education – Certificated Instructors – (Fund 012) \$22.05 per hour – not to exceed 30 hours per week:

Christine D’Amore-Gray
Martha Miller
Terrance Murray

Hamid M. Nawaz
Irene Skoufis
Janice Wilson

Adult Education Programs – (Non-Certificated) – \$9.38 per hour not to exceed 30 hours per week Fund 012

Carol Clinkscale

Carmen Santiago

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 28-12

**CERTIFICATED PERSONNEL
APPOINTMENTS, LEAVE OF ABSENCE AND RESIGNATION**

RESOLVED, based upon the recommendation of the Assistant Superintendent of Human Resources, the following appointments, leave of absence and resignation are being accepted for the 2011-12 school year:

APPOINTMENTS

Administrator – Fund 001

S. Diane Rollins – 11 Months, 219 days – Grade 12/Step 6 – \$85,003.00 – **\$38,814.00 prorated** – Effective: 02/01/12

Limited Contract Teacher Fund 001

Christine L. Williams – Elementary – MA – Step 7 – \$43,141.00 - **\$18,991.26 prorated** – Effective: 02/01/12

Extended Day Coordinator – Fund 572 – **P. Ross Berry** – \$15.50 per hour for Non-YEA members, not to exceed 25 hours per week:

Joselyn Parker

After-School Intervention Program – Fund 572 – **P.C. Bunn Elementary** – \$22.35 per hour for YEA members, not to exceed 6 hours per week, effective 01/17/12:

Cheryl Wlodarski

Pupil Personnel Services – Home Instruction – Fund 001 – \$22.35 per hour for YEA members, not to exceed 5 hours per week per student assigned:

Randall Perkins

Purchased Services Academic Coach Fund 019 – **Youngstown Early College** – \$15.50 per hour for Non-YEA members, not to exceed 12 hours per week:

Misha Taylor

Resolution No. 28-12 continued

LEAVE OF ABSENCE

Debbie D. Kamer

Medical

Eff. 12/27/11 thru 02/01/12

RESIGNATION

Richard A. Gozur

Personal Reasons

Eff. 01/13/12

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

**The Public Schools
Youngstown, Ohio
Office of the Superintendent**

RESOLUTION NO. 29-12

**CLASSIFIED PERSONNEL
APPOINTMENTS, LEAVES OF ABSENCE AND RETIREMENT**

RESOLVED, based upon the recommendation of the Assistant Superintendent of Human Resources, the following appointments, leaves of absence and retirement are being accepted for the 2011-12 school year:

APPOINTMENTS

Substitute Carpenter – (Fund 001) – \$23.32 per hour; not to exceed 40 hours per week:

Joseph Armitage

Substitute Custodial Helpers – (Fund 001) – \$7.70 per hour; to be used on an “as needed” basis; not to exceed 35 hours per week:

Zane Smith

Scott Williams

Ronald E. Timlin

Parent Liaison – (Fund 572) – \$7.70 per hour; not to exceed more than 24 hours per week:

German Navarro

Substitute Bus Driver (Fund 001) – \$11.00 per hour, not to exceed 25 hours per week:

Brian Hobard

Substitute Licensed Helper – (Fund 001) – \$12.00 per hour; maximum 40 hours per week

Michael Tonti

LEAVES OF ABSENCE

Secretaries

Marjorie McGarry

Medical

Eff. 11/2/11 thru 1/19/12

Connie Scandy

Medical

Eff. 1/17/12 thru 2/16/12

Resolution No. 29-12 continued

Custodian

Larry Hood

Medical

Eff. 1/6/12 thru 2/29/12

RETIREMENT

Custodian

Larry Hood

Retirement

Eff. 3/1/12

Ms. Mahone moved, seconded by Ms. Haire-Ellis that the foregoing resolution be adopted.

Ayes: Haire-Ellis, Kimble, Mahone, Murphy, Atkinson, Beachum

Nays: None

Motion carried.

1/24/12

ADJOURNMENT

There being no further business requiring board action at this time, Mr. Murphy moved that the meeting adjourn. Ms. Mahone seconded the motion, and upon voice vote all board members voted yes. Mr. Beachum announced the meeting adjourned at 6:45 p.m.

President

Treasurer