

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

20 West Wood Street

October 11, 2011

The Youngstown Board of Education met in regular session at the I.L. Ward Building on October 11, 2011. President Lock P. Beachum, Sr. called the meeting to order at 5:30 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: Murphy, Atkinson, Beachum, Catale, Drennen, Mahone, Hanni
Members absent: None

Two members of the Academic Distress Commission were in attendance at the board meeting: Susan Moore, coordinator of P - 16 Outreach and Assessment for the Beeghly College of Education, Youngstown State University and Betty Green, former supervisor and principal for the District for 17 years.

Doug Hiscox, deputy superintendent of academic affairs, noted that on the third Tuesday of each month staff members from two district buildings have been invited to present information on where they are with data collection and how they are utilizing the data in their building. All district buildings will be represented.

Due to numerous calls, board members discussed various transportation issues with Warenettier Timpson, chief of transportation.

Board members discussed agenda items.

EXECUTIVE SESSION

At 6:05 p.m. Mr. Catale moved, seconded by Ms. Hanni that board members adjourn to executive session for the purpose of discussing: 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; and preparing for, conducting or reviewing negotiations or bargaining sessions with employees. On roll call vote the results were as follows:

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni
Nays: None

Board members came out of executive session at 6:25 p.m.

The regular portion of the meeting reconvened at 6:32 p.m.

APPROVAL OF AGENDA

As the first item of business, Mr. Beachum called for a motion approving the agenda. Mr. Murphy moved that the agenda be approved as presented. It was seconded by Mr. Atkinson. On roll call vote the results were as follows:

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried, and the agenda was approved as presented.

COMMUNICATIONS

There were no oral or written communications.

CITIZEN PARTICIPATION

President Beachum called for citizen participation. Shelley Marchand, Jimma McWilson and Reverend Cecil Monroe addressed the Board.

COMMITTEE REPORTS

Anthony Catale, Finance/Accounting/Investments Committee; Andrea Mahone, Legal/Legislative/Policy Committee; Richard Atkinson, Extra Curricular/Sports Committee and June Drennen, Certificated Personnel/Community Relations/Speakers Bureau Committee spoke to committee meeting information, recommended passage of resolutions pertaining to their committees and noted future committee meeting dates.

FACILITIES REPORT

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

BOARD PRESIDENT'S REPORT

President Beachum had no report at this time.

EXECUTIVE REPORTS

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

Superintendent Hathorn commented on the following:

- Thanked the community for their assistance and cooperation in helping to improve the school system
- He will report to the board on the number of students in the district

NEW BUSINESS

CONSENT AGENDA

Mr. Murphy offered a motion to place Resolution No. 213-11 through 224-11 on a Consent Agenda. Ms. Drennen seconded the motion, and on roll call vote the results were as follows:

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

Mr. Beachum then entertained a motion to adopt the Consent Agenda. Mr. Murphy moved adoption of the Consent Agenda, seconded by Ms. Mahone which included Resolution No. 213-11 through Resolution No. 224-11 summarized as follows:

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

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

RESOLUTION NO. 213-11

RESOLUTION IN OPPOSITION TO OHIO HOUSE BILL 136

WHEREAS, Ohio House Bill 136 proposes an extraordinarily large expansion in the state voucher program that would cause the exodus of students – and millions of dollars in state support – from public school districts throughout Ohio; and

WHEREAS, House Bill 136 specifically calls for a mammoth expansion in the pool of students eligible to participate in the voucher program to cover the cost of tuition at private and parochial schools; and

WHEREAS, in its current form, House Bill 136 would deduct approximately \$5,800 from a school district's state aid for each student who receives a voucher, and also would make vouchers available to any student in any district whose family makes less than \$95,000 a year; and

WHEREAS, House Bill 136 subsequently could drive many struggling public school districts throughout the state toward dire fiscal circumstances and concurrently threaten student academic gains.

NOW, THEREFORE, BE IT RESOLVED, that Youngstown Board of Education, intent upon maintaining sound financial footing and increasing the academic success of the students of the Youngstown City School District, and in the interest of preserving the rightful opportunities of quality public education in the state of Ohio, hereby joins with its colleagues statewide in expressing its firm opposition to the proposed Ohio House Bill 136.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

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

RESOLUTION NO. 214-11

**RESOLUTION TO APPROVE REVISED
BYLAW ON VOTING**

WHEREAS, the Board of Education of the Youngstown City School District adopted a bylaw to make and enforce rules and regulations regarding voting; and

WHEREAS, the Board has caused its bylaw to be reviewed by the Superintendent and his designees to obtain a recommendation as to updating such bylaw with revisions as are necessary and appropriate; and

WHEREAS, the Superintendent has recommended that the Board adopt the revised bylaw entitled "Voting" at Section 0167 of its Policy Manual.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District hereby ratifies, approves and adopts the revised bylaw entitled "Voting," a copy of which is attached hereto and made a part hereof by this reference.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

Voting

All motions shall require for adoption a majority vote of those present and voting, except as provided by statute, these bylaws, or parliamentary authority. (See listing of exceptions below.) Upon the demand of any member of the Board, the vote shall be recorded by roll call.

Pursuant to R.C. 121.22, a motion to go into executive session requires a majority vote of a quorum and must be adopted by roll call vote.

In situations in which a specific number of affirmative votes are required and abstentions have been recorded, the motion shall fail if the specified number of affirmative votes have not been cast.. In situations in which a tie vote occurs and abstentions have been **recorded**, the motion shall fail for lack of a majority.

All actions requiring a vote can be conducted by voice vote or show of hands, unless a roll-call vote is requested or required. A Board member must be physically present at the meeting to vote. Each vote and abstention shall be recorded. Proxy voting is prohibited. R.C. 3313.18

Statutory Exceptions:

<u>Item</u>	<u>Number Needed</u>	<u>R.C. Reference</u>
Administrator; employment when Superintendent nominates	Majority of Full Board	3313.18 3319.02
Administrator; reemployment when Superintendent refuses to appoint	3/4 of Full Board	3319.02

**BOARD OF EDUCATION
YOUNGSTOWN CITY SCHOOL DISTRICT**

**BYLAW
0167/page 2 of 5**

<u>Item</u>	<u>Number Needed</u>	<u>R.C. Reference</u>
Board Member; declaration that reasons for a Member's absence for ninety (90) days are insufficient to continue membership	2/3 of remaining Board members	3313.11
Board Member; filling a vacant Board seat	Majority of remaining Board Members	3313.11
Bonds; declaring necessity to issue	Majority of Full Board	133.01(U) 133.18
Competitive Bid; waive due to item being available only from a single source	2/3 of Full Board	3313.46(B)(2)
Competitive Bid; waive due to project involving an energy conservation measure	2/3 of Full Board	3313.46(B)(3)
Employee; Employment of any employee	Majority of Full Board	3313.18
Expulsion of Student; affirm, reverse, vacate or modify (or reinstate student)	Majority of Full Board	3313.66(E)

**BOARD OF EDUCATION
YOUNGSTOWN CITY SCHOOL DISTRICT**

**BYLAW
0167/page 3 of 5**

<u>Item</u>	<u>Number Needed</u>	<u>R.C. Reference</u>
Fact-Finding; Rejection of findings and recommendation of fact-finder under statutory impasse procedure	3/5 of Full Board	4117.14(c)(6)
Officer; election or Appointment of	Majority of Full Board	3313.18
Payment of debt or claim	Majority of Full Board	3313.18
Purchase of real or personal property	Majority of Full Board	3313.18
Sale of real or personal property	Majority of Full Board	3313.18
Superintendent Pro Tempore; appointment when Superintendent is incapacitated in such a manner that s/he is unable to perform duties	Majority of Full Board	3319.011
Superintendent Pro Tempore; determination that incapacity of Superintendent is removed	Majority of Full Board	3319.011
Superintendent Pro Tempore; removal for cause	2/3 of Full Board	3319.011

**BOARD OF EDUCATION
YOUNGSTOWN CITY SCHOOL DISTRICT**

**BYLAW
0167/page 4 of 5**

<u>Item</u>	<u>Number Needed</u>	<u>R.C. Reference</u>
Suspension of Student; affirm, reverse, vacate or modify (or reinstate a student)	Majority of Full Board	3313.66(E)
Tax; Levying tax in excess of 10-mill limitation (not an emergency)	2/3 of Full Board	5705.21
Teachers, Continuing Contract; rejection of Superintendent's recommendation for reemployment of teacher eligible for continuing Contract	3/4 of Full Board	3319.11(B)(1)
Teacher, Extended Limited Contract; Rejection of Superintendent's recommendation for Extended Limited Contact when Board rejected continuing contract	3/4 of Full Board	3319.11(C)(3)
Teacher; Employment when Superintendent appoints	Majority of Full Board	3313.18
Teacher; Reemployment when Superintendent refuses to appoint	3/4 of Full Board	3319.07
Textbook; Adoption of	Majority of Full Board	3313.18 and 3329.08

Transfer of Funds; (authorized by 5705.15); Resolution declaring necessity of	Majority of Full Board	5705.16
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**BOARD OF EDUCATION
YOUNGSTOWN CITY SCHOOL DISTRICT**

**BYLAW
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<u>Item</u>	<u>Number Needed</u>	<u>R.C. Reference</u>
Transfer of Funds (as specified in 5705.14)	2/3 of Full Board	5705.14
Treasurer Pro Tempore; appointment when Treasurer is incapacitated in such a manner that s/he is unable to perform duties	Majority of Full Board	3313.23
Treasurer Pro Tempore; determination that incapacity of Treasurer is removed	Majority of Full Board	3313.23
Treasurer Pro Tempore; removal for cause	2/3 of Full Board	3313.23

2/3 = 5 MEMBERS OF A SEVEN – PERSON BOARD

3/4 = 6 MEMBERS OF A SEVEN – PERSON BOARD

3/5 = 5 MEMBERS OF A SEVEN – PERSON BOARD

Adopted: 8/24/04
Revised: 12/15/10
Revised:

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

RESOLUTION NO. 215-11

**RESOLUTION TO APPROVE REVISED POLICY
ON USE OF MEDICATIONS**

WHEREAS, the Board of Education of the Youngstown City School District, pursuant to R.C. 3313.712, 3313.713, 3313.716, and 4739.01, adopted a policy to make and enforce such rules and regulations regarding the administration of prescribed medication and/or medically-prescribed treatments to the pupils attending the schools of the District; and

WHEREAS, the Board has caused its policy to be reviewed by the Superintendent and his designees to obtain a recommendation as to updating such policy with revisions as are necessary and appropriate; and

WHEREAS, the Superintendent has recommended that the Board adopt the revised policy entitled "Use of Medications" at Section 5330 of its Policy Manual.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District hereby ratifies, approves and adopts the revised policy entitled "Use of Medications," a copy of which is attached hereto and made a part hereof by this reference.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

USE OF MEDICATIONS

The Board of Education shall not be responsible for the diagnosis and treatment of student illness. The administration of prescribed medication and/or medically prescribed treatments to a student during school hours will be permitted only when failure to do so would jeopardize the health of the student, the student would not be able to attend school if the medication or treatment were not made available during school hours, or if the child is disabled and requires medication to benefit from his/her educational program.

For purposes of this policy, "medication" shall include all medicines including those prescribed by a licensed health professional authorized to prescribe drugs and any nonprescribed (over-the-counter) drugs, preparations, and/or remedies. "Treatment" refers both to the manner in which a medication is administered and to health-care procedures which require special training, such as catheterization.

Before any medication (i.e., a drug) or treatment may be administered to any student during school hours, the Board shall require a written statement from a licensed health professional authorized to prescribe drugs ("prescriber") accompanied by the written authorization of the parent (see Form 5330 F1, Form 5330 F1a, and Form 5330 F1b). These documents shall be kept on file in the office of the principal or his/her designee, and made available to the persons designated by this policy as authorized to administer medication or treatment. A copy of the parent's written request and authorization and the prescriber's written statement must be given, by the next school day following the District's receipt of the documents, to the person authorized to administer drugs to the student for whom the authorization and statement have been received. No student is allowed to provide or sell any type of over-the-counter medication to another student. Violations of this rule will be considered violations of Policy 5530 - Drug Prevention and of the Student Code of Conduct/Discipline Code.

Only medication in its original container; labeled with the date, if a prescription; the student's name; and exact dosage will be administered. The Superintendent shall determine a location in each building where the medications to be administered under this policy shall be stored, which shall be a locked storage place, unless the medications require refrigeration in which case they shall be stored in a refrigerator in a place not commonly used by students. **Parents may administer medication or treatment, but only in the presence of a designated school employee. Additionally, students may administer medication or treatment to themselves, if authorized in writing by their parents and a licensed health professional authorized to prescribe drugs, but only in the presence of a designated school employee.**

However, students shall be permitted to carry and use, as necessary, an asthma inhaler, provided the student has prior written permission from his/her parent and physician and has submitted Form 5330 F3, Authorization for the Possession and Use of Asthma Inhalers/Other Emergency Medication(s), to the principal and any school nurse assigned to the building.

Additionally, students shall be permitted to carry and use, as necessary, an epinephrine autoinjector to treat anaphylaxis, provided the student has prior written approval from the prescriber of the medication and his/her parent/guardian, if the student is a minor, and has submitted written approval (Form 5330 F4, Authorization for the Possession and Use of Epinephrine Autoinjector (epi-pen)) to the principal and any school nurse assigned to the building. The parent/guardian or the student shall provide a back-up dose of the medication to the principal or school nurse. This permission shall extend to any activity, event, or program sponsored by the school or in which the school participates. In the event epinephrine is administered by the student or a school employee at school or at any of the covered events, a school employee shall immediately request assistance from an emergency medical service provider (911).

Only employees of the Board who are licensed health professionals or who have completed a drug administration training program conducted by a licensed health professional and are designated by the Board may administer prescription drugs to students in school.

Provided they have completed the requisite training, the following staff are authorized to administer medication and treatment to students:

- A. principal**
- B. principal's designee**
- C. school nurse**

No employee will be required to administer a drug to a student if the employee objects, on the basis of religious convictions, to administering the drug.

Additionally the Board shall permit the administration by a licensed nurse or other authorized staff member of any medication requiring intravenous or intramuscular injection or the insertion of a device into the body when both the medication and the procedure are prescribed by a licensed health professional authorized to prescribe drugs and the nurse/staff member has completed any and all necessary training.

Students who may require administration of an emergency medication may have such medication in their possession upon written authorization of their parent(s) or, such medication, upon being identified as aforementioned, may be stored in the principal's office or a designated area and administered in accord with this policy.

All dental disease prevention programs, sponsored by the Ohio Department of Health and administered by school employees, parents, volunteers, employees of local health districts, or employees of the Ohio Department of Health, which utilize prescription drugs for the prevention of dental disease and which are conducted in accordance with the rules and regulations of the Ohio Department of Health are exempt from all requirements of this policy.

The Superintendent shall prepare administrative guidelines, as needed, to address the proper implementation of this policy.

R.C. 3313.712, 3313.713, 3313.716, **3313.718**, 4729.01

Adopted: 8/24/04
Revised: 3/28/06
Revised: 3/13/07
Revised; 5/22/07
Revised:

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

RESOLUTION NO. 216-11

**RESOLUTION TO APPROVE REVISED POLICY
ON SCHOOL CALENDAR**

WHEREAS, the Board of Education of the Youngstown City School District, pursuant to R.C. 3313.602, 3313.48, 3313.62, 3313.63, 3317.01(B), and 3313.482, adopted a policy recognizing that the preparation of a calendar for the instructional program of the schools is necessary for orderly educational planning and for the efficient operation of the District; and

WHEREAS, the Board has caused its policy to be reviewed by the Superintendent and his designees to obtain a recommendation as to updating such policy with revisions as are necessary and appropriate; and

WHEREAS, the Superintendent has recommended that the Board adopt the revised policy entitled "School Calendar" at Section 8210 of its Policy Manual.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District hereby ratifies, approves and adopts the revised policy entitled "School Calendar," a copy of which is attached hereto and made a part hereof by this reference.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

SCHOOL CALENDAR

The Board of Education recognizes that the preparation of a calendar for the instructional program of the schools is necessary for orderly educational planning and for the efficient operation of the District.

The Board shall determine annually the total number of days when the schools will be in session for instructional purposes. For purposes of receiving State-school aid, such days shall be no fewer than 182. Furthermore, the Board requires that an observance be scheduled each year on or about Veterans Day to convey the meaning and significance of that day to all students and staff.

Prior to **September 1st of each** year, the Board shall approve the contingency plan the Superintendent prepares for the makeup of at least five (5) full school days. The plan shall be in accordance with the terms of **Ohio Law and** applicable collective bargaining agreements.

A school day may be waived if the closing is due to disease, epidemic, hazardous weather conditions, damage to a school building, utility failure, or inoperability of school buses or other equipment needed for school operations and the number of allowable calamity days has not been exceeded. Any school days lost in excess of the allowable number of calamity days shall be made up in accordance with the approved contingency plan and as provided in Ohio law.

The contingency plan may provide for making up some or all of the days a school is closed or evacuated by increasing the length of other school days in increments of one-half hour.

A regularly-scheduled school day that is reduced in length by no more than two (2) hours due to hazardous weather conditions may be counted as a full school day for the purpose of meeting the minimum number of school days.

A regularly-scheduled school day that is reduced in length due to a bomb threat, or any other report of an alleged or impending explosion may be made up in one-half (1/2) hour increments added to other school days.

Kindergarten students must be in school at least one and one-half (1 1/2) hours per day in order to meet the State's minimum standards.

Prior to August 1st of each year, the Board may submit to the Ohio Department of Education a plan to require students to access and complete classroom lessons posted on the District's web portal or web site in order to make up a maximum of three (3) calamity days. The plan must include the written consent of the teachers' union, and address all of the requirements set forth in R.C. 3313.88. The plan may also include distribution of "blizzard bags," which are paper copies of the lessons posted online.

**BOARD OF EDUCATION
YOUNGSTOWN CITY SCHOOL DISTRICT**

**OPERATIONS
8210/page 2 of 2**

The school calendar and the number of days of student instruction shall be consistent with the provisions of the collective bargaining agreements between the District and its employees.

R.C. 3313.602, 3313.48, 3313.62, 3313.63, 3317.01 (B), 3313.482, **3313.88**

Adopted: 8/24/04

Revised: 3/24/09

Revised: 6/8/10

Revised:

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

RESOLUTION NO. 217-11

**RESOLUTION TO APPROVE REVISED POLICY
ON FOOD SERVICES**

WHEREAS, the Board of Education of the Youngstown City School District, pursuant to R.C. 3313.81, 3313.811-815, A.C. 3301-91, 7 C.F.R.210, 215, 220, and 42 U.S.C. 1758, adopted a policy to provide cafeteria facilities in all school buildings where space and facilities permit and provide food service for the purchase and consumption of lunch for all students ; and

WHEREAS, the Board has caused its policy to be reviewed by the Superintendent and his designees to obtain a recommendation as to updating such policy with revisions as are necessary and appropriate; and

WHEREAS, the Superintendent has recommended that the Board adopt the revised policy entitled "Food Services" at Section 8500 of its Policy Manual.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District hereby ratifies, approves and adopts the revised policy entitled "Food Services," a copy of which is attached hereto and made a part hereof by this reference.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

FOOD SERVICES

The Board of Education shall provide cafeteria facilities in all school facilities where space and facilities permit, and will provide food service for the purchase and consumption of lunch for all students. The Board shall annually encumber the funds needed to operate the program.

The food-service program shall comply with Federal and State regulations pertaining to the selection, preparation, consumption, and disposal of food and beverages as well as to the fiscal management of the program. In addition, as required by law, a food safety program that is based on the principles of the Hazard Analysis and Critical Control Point (HACCP) system shall be implemented with the intent of preventing food-borne illnesses. For added safety and security, access to the facility and the food stored and prepared therein shall be limited to food service program staff and other authorized persons.

The Board shall approve and implement nutrition standards governing the types of food and beverages that may be sold on the premises of its schools and shall specify the time and place each type of food or beverage may be sold. In adopting such standards, the Board shall:

- A. consider the nutritional value of each food or beverage;**
- B. consult with a dietitian licensed under Revised Code Chapter 4759, a dietetic technician registered by the commission on dietetic registration, or a school nutrition specialist certified or credentialed by the school nutrition association; and**
- C. consult and incorporate to the maximum extent possible the dietary guidelines for Americans jointly developed by the United States Department of Agriculture (USDA) and the United States Department of Health and Human Services.**

No food or beverage may be sold on any school premises except in accordance with the standards approved by the Board.

The Board shall provide a Federal food service program for students during summer intervention programs that are mandated under Federal law. If the Board determines that it is unable to provide a Federal food service program during the summer, for financial reasons, the Board will communicate that decision to its residents in a manner it determines to be appropriate.

During all times while the food service program is operating and students are being served food, at least one (1) employee shall be present in the area in which the food is being consumed who has received instruction in methods to prevent choking and demonstrated an ability to perform the Heimlich maneuver.

Lunches sold by the school may be purchased by students and staff members and community residents in accordance with administrative guidelines established by the Superintendent.

The operation and supervision of the food-service program shall be the responsibility of the Chief of Food Service. In accordance with Federal law, the Chief of Operations/Office of Business Affairs shall take such actions as are necessary to obtain a minimum of two (2) food safety inspections per school year, which are conducted by the State or local governmental agency responsible for food safety inspections. The report of the most recent inspection will be posted in a publicly visible location, and a copy of the report will be available upon request. **[Please note: Schools participating in more than one (1) child nutrition program are only required to obtain two (2) food safety inspections per school year if the nutrition programs offered use the same facilities for the preparation and service of meals. Also, the requirement for two (2) inspections does not apply to schools that only offer the Special Milk Program.]**

A periodic review of the food-service accounts shall be made by the Chief of Food Service. Any surplus funds from the National School Lunch Program shall be used to reduce the cost of the service to students or to purchase cafeteria equipment. Surplus funds from a-la-carte foods may accrue to the food-service program supplies and materials.

In accordance with the nutritional standards adopted by the Board, the placement of vending machines in any classroom where students are provided instruction, unless the classroom is also used to serve meals to students, is prohibited.

No foods or beverages, other than those associated with the District's food-service program, are to be sold during food-service hours. The District shall serve only nutritious food **in accordance with the nutritional standards adopted by the Board.** Foods and beverages **in competition** with the **District's** food-service program may **only be sold** in accordance with Board Policy 8550.

The Superintendent is responsible for implementing the food service program in accordance with the adopted nutrition standards and shall provide a report regarding the District's compliance with the standards at one of its regular meetings annually.

R.C. 3313.81, 3313.811-815

A.C. 3301-91

7 C.F.R. 210, 215, 220

42 U.S.C. 1758

Adopted: 8/24/04

Revised: 4/24/07

Revised: 7/8/08

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

RESOLUTION NO. 218-11

**RESOLUTION TO ADOPT POLICY
ON COMPETITIVE FOOD SALES**

WHEREAS, the Board of Education of the Youngstown City School District expects the Food and Nutrition Department to comply with the provisions set forth in Federal law regarding sale of competitive food and foods of minimal nutritional value ; and

WHEREAS, the Superintendent has developed and recommended to this Board adoption of the attached policy entitled “Competitive Food Sales”.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Education of the Youngstown City School District that the policy entitled, “Competitive Food Sales,” recommended by the Superintendent, a copy of which is attached hereto and incorporated herein by this reference, is hereby ratified, approved and adopted by the Board.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

COMPETITIVE FOOD SALES

The Food and Nutrition Services Department will comply with the provisions set forth in Federal law regarding sale of competitive food and foods of minimal nutritional value. Only the Food and Nutrition Services Department shall sell food and beverages in district schools during regular school hours.

The food and beverages to be sold must be in accordance with the District's approved nutrition standards and the District's wellness policy (Policy 8510) and guidelines (AG 8500).

Title 7 C.F.R. 210.11

F.S. 1001.41(2), 1001.42(14), 1006.06

F.A.C. 7.0411

Adopted:

DEPARTMENT OF CURRICULUM & COMMUNITY SUPPORT

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

RESOLUTION NO. 219-11

RESOLUTION APPROVING CONTRACT WITH YWCA

WHEREAS, the Youngstown City School District has presented a purchase exceeding \$10,000 for approval; and

WHEREAS, the purchase is being made in accordance with Youngstown City School District Policies, the State of Ohio cooperative purchasing act (HB100) and such grant requirements as may be applicable to the purchases; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District approves the purchase of services for the YWCA to hire a Program Director for the Youngstown Afterschool Alliance Program through the 21st Century grant not to exceed:

Fund 599 \$36,583

moved, seconded by that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni
Nays: None

Motion carried.

10/11/11

DEPARTMENT OF CURRICULUM & INSTRUCTION

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

RESOLUTION NO. 220-11

**APPROVAL FOR SUBMISSION OF FY 2011-2012
INSTRUCTION AND INTERVENTION PROPOSALS
Purchased Services**

WHEREAS, the Board of Education of the Youngstown City Schools is committed to the improvement of teaching and learning through a variety of purchased services that enhance the educational process.

WHEREAS, the Board of Education wishes to support the effectiveness of learning, through a positive school climate; and

WHEREAS, the purchase is being made in accordance with Youngstown City School District Policies, the State of Ohio Cooperative Purchasing Act (HB 100) and such grant requirements as may be applicable to the purchases; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Youngstown City School District does approve purchase services for the 2011-2012 for services as follows:

Kevin Douglas Fund 537 Chaney SIG/Linkage Coordinator \$34,000

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni
Nays: None

Motion carried.

10/11/11

DEPARTMENT OF HUMAN RESOURCES

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

RESOLUTION NO. 221-11

**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

Phyllis Brown
Tonya Bunkley
Leslie Chain
Andrew Chick

Karen Fisher
Barbara Howell
Hannah McCarthy
Jeffrey Rothstein

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

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

RESOLUTION NO. 222-11

**CERTIFICATED PERSONNEL
APPOINTMENTS AND LEAVES OF ABSENCE**

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

APPOINTMENTS

Limited Contract - Fund 001

Monique Smith	Elementary	MA Step 5	\$39,945.00	Eff. 10/12/11
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After School Alliance Program Fund 516/019-9713 - \$22.35 per hour for YEA members, \$15.50 and \$10.00 per hour for Non-YEA members, not to exceed 20 hours per week:

Joseph Catone	Math	P.R. Berry	\$22.35/hr
LaToya Fornore	Activity Leader	P.R. Berry	\$10.00/hr (Purchased Services)
Kathleen French	Site Manager	P.R. Berry	\$15.50/hr (Purchased Services)
Randall Perkins	Lang. Arts	P.R. Berry	\$15.50/hr

After School Alliance Program Fund 599 912E - \$22.35 per hour for YEA members, \$15.50 and \$10.00 per hour for Non-YEA members, not to exceed 20 hours per week:

Robert Greer	Activity Leader	REC	\$10.00/hr (Purchased Services)
Crystal Henderson	Lang. Arts	Volney	\$22.35/hr
Jalise Humphrey	Site Manager	Volney	\$15.50/hr (Purchased Services)
Robert Jarrett	Activity Leader	Volney	\$10.00/hr
Danielle Battafarano	Site Manager	REC	\$15.50/hr (Purchased Services)

Bridge Formula Model (Parity) Fund 001- Rayen Early College - \$15.50 per hour for Non-YEA members, not to exceed 25 hours per week:

Luke Polito	Sheila Woodson
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Bridge Formula Model (Parity) Fund 001 - Wilson Middle School - \$15.50 per hour for Non-YEA members, not to exceed 25 hours per week:

Lynette McElroy

Resolution No. 222-11 continued

Bridge Formula Model (Parity) Fund 001 - P.R. Berry Middle School - \$15.50 per hour for Non-YEA members, not to exceed 25 hours per week:

Paul Nachim
Seraphin Okello

Juanita Thompson
Gerald Wansack

Sysop Fund 001 - Supplemental Contract 3% of the base pay of service period during the work day:

Lois Haynes-Paige

LEAVES OF ABSENCE

Teachers

Mary J. Melnik	Medical Leave of Absence	Eff. 09/29/11 thru 12/09/11
Allen P. Rauzan	Medical Leave of Absence	Eff. 09/30/11 thru 06/04/12
Erica L. Sofranko	Unpaid Medical Leave of Absence	Eff. 10/03/11 thru 10/17/11

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

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

RESOLUTION NO. 223-11

CLASSIFIED PERSONNEL

APPOINTMENTS AND RETIREMENT

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

APPOINTMENTS

Night School Secretaries (Fund 001) - \$11.07 per hour; **Choffin Career & Technical Center**, two nights per week; not to exceed 10 hours each per week:

Lesley Lewis

Amy McCon

Substitute Licensed Practical Nurse - (Fund 001) - \$15.64 per hour; to be used on an “as needed” basis, not to exceed 35 hours per week:

Marva Stubbs

Security Guard - (Fund 001) - \$23.08 per hour; to be used on an “as needed” basis, not to exceed 12 hours per week:

Charles Swanson

Substitute Cook Helper - (Fund 006) - \$7.40 per hour; to be used on “an as needed” basis, not to exceed 25 hours per week:

Neida Rios

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

Nicole Hewitt

Resolution No. 223-11 continued

Parent Volunteer - (Fund 019) - \$5.00 per hour; (stipend); to be used on an “as needed” basis; not to exceed more than 24 hours per week:

Alberta Pratt

Substitute Educational Assistant - (Fund 001) - \$7.48 per hour; to be used on an “as needed” basis; not to exceed 35 hours per week:

Bernice Poindexter

RETIREMENT

Carpenter Foreman

William Ramhoff

Retirement

Eff. 12/31/11

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

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

RESOLUTION NO. 224

**ELEMENTARY AND ADMINISTRATIVE KITCHEN
WAGE INCREASE**

WHEREAS, the Mission of the Food Service Program is to enhance a good learning environment for the Youngstown City School students by providing nutritious meals in a safe and friendly environment, and

WHEREAS, to continue to maintain a consistency of difference between the rates paid to substitute food service employees and the regular elementary and administrative kitchen workers, and

WHEREAS, elementary wage did not increase until the 1% raise in 2010 to \$7.93 per hour, and

WHEREAS, the administrative kitchen wage did not increase until the 1% in 2010 to \$8.51;

NOW, THEREFORE, BE IT RESOLVED, that the elementary workers' hourly wage increase to \$8.30 per hour, and the administrative kitchen wage rate be increased to \$9.98 per hour.

Mr. Murphy moved, seconded by Ms. Mahone that the foregoing resolution be adopted.

Ayes: Mahone, Murphy, Atkinson, Beachum, Catale, Drennen, Hanni

Nays: None

Motion carried.

10/11/11

ADJOURNMENT

There being no further business requiring board action at this time, Mr. Atkinson moved that the meeting adjourn. Mr. Murphy seconded the motion, and upon voice vote all board members voted yes. Mr. Beachum announced the meeting adjourned at 7:00 p.m.

President

Treasurer