

**MAPLETON LOCAL SCHOOL DISTRICT  
BOARD OF EDUCATION MEETING AGENDA  
635 Co. Rd. 801  
Ashland, Ohio 44805  
Mapleton HS/MS Media Center  
Regular Meeting  
March 22, 2021  
4:30 p.m.**

Virtual Meeting Link <https://zoom.us/j/481266699?pwd=eCtoT0VhUk4xZ0sraWZ1Y2FORmVqUT09>

**1. CALL TO ORDER**

**A. ROLL CALL:**

Benner\_\_\_\_\_ Donley\_\_\_\_\_ Grundy\_\_\_\_\_ McKean\_\_\_\_\_ Scurlock\_\_\_\_\_

**B. PLEDGE OF ALLEGIANCE**

**2. RECOGNITION OF VISITORS/PUBLIC PARTICIPATION**

Given the signing of HB 404 that grants the Mapleton Board of Education the lawful authority to conduct board meetings virtually until July 1, 2021, we are suspending public comment for this meeting. The public may make comments by leaving a message at 419.945.8165 or sending an email to [publicparticipation@imountie.org](mailto:publicparticipation@imountie.org).

1. Mapleton Elementary School
2. Mapleton eSports Club

**3. APPROVE MINUTES OF PRIOR MEETING**

Moved by \_\_\_\_\_; seconded by \_\_\_\_\_ to dispense with the reading of the minutes of the Regular Meeting held on February 8, 2021 and in the absence of any corrections approve as written. **(Exhibit 1)**

Benner\_\_\_\_\_ Donley\_\_\_\_\_ Grundy\_\_\_\_\_ McKean\_\_\_\_\_ Scurlock\_\_\_\_\_

**4. TREASURER’S REPORT AND RECOMMENDATIONS**

**1. Financial Report**

- A. The Treasurer recommends accepting the February 2021 Financial Report as presented. **(Exhibit 2)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner\_\_\_\_\_ Donley\_\_\_\_\_ Grundy\_\_\_\_\_ McKean\_\_\_\_\_ Scurlock\_\_\_\_\_

- B. Recommends approval for the following certified employee's increase in salary due to completing college course work per the negotiated agreement retroactive January 12, 2021.

Jeffery Burkholder BA to BA+15

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- C. Recommends approval of the following establishment of new funds:

507 9022 Elementary and Secondary School Relief Fund FY22 (ESSERII)

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- D. Recommends approval of the Activity Statements of Purpose and Budgets for FY21.  
(Exhibit 3)

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- E. Recommends approval to participate in the Sedwick (Ohio School Comp Worker's Compensation) Group Rating Program with Sedwick as the Third Party Administrator for policy year 2022 at a cost of \$2,830.00. This is an **increase** of \$30 from last year. (Exhibit 4)

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

5. **REPORTS AND PRESENTATIONS**

- A. **Board Reports**
  - 1. OSBA
  - 2. Career Center
  - 3. Legislative
  - 4. Athletic Council

**B. Administrative Reports**

- |    |   |             |
|----|---|-------------|
| 1. | Mapleton Elementary School                | Mrs. Roblin |
| 2. | Mapleton Middle School                    | Mr. Fulton  |
| 3. | Mapleton High School                      | Mr. Kline   |
| 4. | Annual Food Service Report (ORC 3313.814) | Mr. Machin  |

**6. SUPERINTENDENT’S REPORT AND RECOMMENDATIONS**

**Superintendent’s Consent Agenda – Items A - C.**

Note: Items under the Consent Agenda are considered routine and will be enacted under one motion. There will be no separate discussion of these items prior to the time the Board votes unless a Board Member requests an item be clarified or even removed from the Consent Agenda for separate action.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

**A. Employment - Classified**

1. Accept the resignation (retirement) of Patricia Ames, paraprofessional, effective May 28, 2021.
2. Accept the resignation (retirement) of Brian Finley, bus driver, effective March 22, 2021.

**B. Employment – Pupil Activity**

1. Approve Joshua Welch as Varsity Assistant Baseball Coach
2. Approve Fred Lowery as Volunteer Softball Coach

**C. Employment – Substitute**

1. Approve Melissa Stewart as a paraprofessional and secretarial substitute.
2. Approve Justine Paramore as a cafeteria substitute.

**Superintendent’s Consent Agenda Approval – Items A – C.**

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

7. **NEW BUSINESS**

- A. Adopt a resolution for the authorization to purchase one (1) 78-passenger conventional school bus from Cardinal Bus Sales and service, Inc. using ESSER II funds in the amount of \$90,414.00 from school bus bids received by Ohio Schools Council.  
WHEREAS, the Mapleton Local School District is a member of the Ohio Schools Council. On November 2, 2020, the Ohio Schools Council received bids for school buses on behalf of its members. The Mapleton Local School District Board of Education authorizes the purchase of one (1) 78-passenger conventional school bus chassis and body that was bid through the Ohio Schools Council.  
THEREFORE, BE IT RESOLVED, the Mapleton Local School District Board of Education wishes to purchase one (1) 78-passenger conventional school bus chassis and body from Cardinal Bus Sales and Service, Inc. using ESSER II funds in the amount of \$90,414.00 from the bids received through the Ohio Schools Council on November 2, 2020.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- B. Approve Sarver Paving Co. to repave approximately 77,500 square feet of the Mapleton Elementary School parking lot and front drive at a cost of \$73,919.00 using Permanent Improvement Funds. **(Exhibit 5)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- C. Approve the renewal of a three-year agreement with Gardiner for HVAC (chillers and condensers) maintenance in the amount of \$6,650.00 per year. **(Exhibit 6)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- D. Approve the agreement with Grilley's Landscaping & Services for mowing and trimming on the Mapleton campus from April to October, 2021. **(Exhibit 7)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- E. Accept the resolution to allow Mapleton Elementary School to administer the third grade English Language Arts and Mathematics assessments in paper format during the 2021-2022 school year.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- F. Approve a two-year health service agreement with psi Affiliates, Inc./psi Associates, Inc. for registered nurse services through the 2023-2024 school year using Student Wellness and Success funds. **(Exhibit 8)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- G. Approve a two-year contract with EJ Therapy for evaluation services, occupational/physical therapy, audiology services and other related services for FY22 and FY23. **(Exhibit 9)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- H. Approve a three-year shared service agreement with the New London Local School District to provide routine maintenance and emergency repairs to the Mapleton bus and van fleet effective July 1, 2021 through June 30, 2024. **(Exhibit 10)**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

- I. Approve a resolution to approve attorney-client fee contract with Frantz Law Group, APLC and Peters, Kalail & Markakis, Co., LPA and authorize litigation in regards to Juul Labs, Inc. Marketing, Sales Practices & Products Liability, Case No. 3:19-md-2913-WHO. **(Exhibit 11)**

**WHEREAS**, electronic cigarette and other nicotine vapor product (“vaping”) use and abuse by minor students in the United States has reached epidemic levels; and

**WHEREAS**, vaping companies’ irresponsible marketing strategies have targeted young people and have led to increased instances of nicotine addiction amongst America’s students; and

**WHEREAS**, nicotine and other harmful chemicals contained in vaping products leads to health issues and jeopardizes student development; and

**WHEREAS**, students across the United States, including students within the Mapleton Local School District, have been negatively impacted by the vaping epidemic; and

**WHEREAS**, the District has expended funds to address students’ use of vaping products;

**WHEREAS**, in 2019, Frantz Law Group, APLC filed a mass tort action lawsuit against JUUL Labs, Inc. on behalf of several California schools in the United States District Court for the Northern District of California (“Lawsuit”); and

**WHEREAS**, the Lawsuit is captioned *In re: Juul Labs, Inc. Marketing, Sales Practices & Products Liability Litigation*, Case No. 3:19-md-2913-WHO; and

**WHEREAS**, the Lawsuit has been approved for trial and is set to commence in January 2022; and

**WHEREAS**, the law firms of Peters, Kalail & Markakis Co., LPA and Frantz Law Group, APLC (“Law Firms”) have entered into a co-counsel agreement to join Ohio schools into the Lawsuit; and

**WHEREAS**, the Law Firms have offered to jointly represent the Mapleton Local School District in the Lawsuit pursuant to an Attorney-Client Fee Contract (“Agreement”); and

**WHEREAS**, a copy of the Agreement has been attached and fully incorporated herein; and

**WHEREAS**, under the terms of the Agreement, the District shall be not be charged attorneys’ fees, nor shall the District bear any costs or expenses, if there is no recovery from the Lawsuit;

**NOW THEREFORE, BE IT RESOLVED THAT** the Board of Education of the Mapleton School District approves and enters into the Agreement with the Law Firms, and directs the Board President, Superintendent, and Treasurer to execute the Agreement and return the same to the Law Firms; and

**BE IT FURTHER RESOLVED THAT** it is hereby found and determined that all formal action of the Board of Education concerning and/or relating to the adoption of this Resolution was taken in an open meeting of this Board and that all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public and conducted in compliance with all legal requirements, including Section 121.22 of the Revised Code.

**BE IT FURTHER RESOLVED THAT** the Board of Education authorizes the Law Firms to file a complaint in the appropriate United States District Court(s) having jurisdiction over the Lawsuit;

**BE IT FURTHER RESOLVED THAT** the Board of Education authorizes the Superintendent, Treasurer and other administrators and staff to provide reasonable assistance to the Law Firms to enable the handling of the Lawsuit.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

J. Approve the following donations for February 2021 as follows:

Daniel & Anita Mercer	Class of 2024	\$50.00
Ryan & Mashala Lorentz	Class of 2024	\$40.00
Todd & Sarah Lawrence	Class of 2024	\$50.00
End Zone Athletics	HS Athletics	\$50.00

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

K. Approve the purchase of (200) Chromebooks in the amount not to exceed \$50,000.00 using ESSER II funds.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

**8. ITEMS FOR DISCUSSION**

**9. EXECUTIVE SESSION:** Time In: \_\_\_\_\_ Time Out: \_\_\_\_\_

The Board may adjourn into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official; to consider the investigation of charges or complaints against a public employee or official unless the employee or official requests a public hearing; to consider the purchase or sale of property; to conference with an attorney to discuss pending or imminent court action; to discuss collective bargaining matters; to discuss matters required to be kept confidential by federal law, regulations or state statute or to discuss security matters.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_

**10. ADJOURNMENT:** Time: \_\_\_\_\_

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

Benner \_\_\_\_\_ Donley \_\_\_\_\_ Grundy \_\_\_\_\_ McKean \_\_\_\_\_ Scurlock \_\_\_\_\_