

RECORD OF PROCEEDINGS
Mapleton Local School District
Board of Education Meeting Minutes

**Mapleton Local School District
Board of Education Regular Board Meeting
Mapleton HS/MS Media Center and Virtual Zoom Meeting Access
March 22, 2021 4:30 P.M.**

0688

I. CALL TO ORDER

A. Mrs. Benner called the regular meeting of the Board of Education to order at 4:30 p.m. in the Mapleton HS/MS Media Center and Virtual Zoom Meeting Access. The roll was called: Mr. Donley, Present; Mr. Grundy, Present; Mr. McKean, Present; Mrs. Scurlock, Present; Mrs. Benner, Present.

B. Pledge of Allegiance

II. RECOGNITION OF VISITORS/PUBLIC PARTICIPATION

Given the recent signing of HB 197 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. (No emails or voicemails were received.)

- 1) Mapleton Elementary School
- 2) Mapleton eSports Club

III. APPROVAL OF MINUTES OF PRIOR MEETINGS

Mr. McKean motioned, seconded by Mr. Grundy 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.

Vote: Mr. McKean, Yes; Mr. Grundy, Yes; Mr. Donley, Yes; Mrs. Scurlock, Yes, Mrs. Benner, Yes.
Motion Carried.

IV. TREASURER'S REPORT AND RECOMMENDATIONS

Financial Report

A. Mrs. Scurlock motioned, seconded by Mr. Grundy to accept the February 2021 Financial Report as presented.

Vote: Mrs. Scurlock, Yes; Mr. Grundy, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Benner, Yes.
Motion Carried.

B. Mrs. Scurlock motioned, seconded by Mr. Donley to approve 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

Vote: Mrs. Scurlock, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mr. McKean, Yes, Mrs. Benner, Yes.
Motion Carried.

C. Mr. McKean motioned, seconded by Mrs. Benner to approve the following establishment of new funds:
507 9022 Elementary and Secondary School Relief Fund FY22 (ESSER II)

Vote: Mr. McKean, Yes; Mrs. Benner, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mrs. Scurlock, Yes.
Motion Carried.

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D. Mrs. Scurlock motioned, seconded by Mr. Grundy to approve the Activity Statements of Purpose and Budgets for FY21.

Vote: Mrs. Scurlock, Yes; Mr. Grundy, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Benner., Yes.
Motion Carried.

E. Mr. Grundy motioned, seconded by Mr. McKean to approve 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.

Vote: Mr. Grundy, Yes; Mr. McKean, Yes; Mr. Donley, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

V. REPORTS AND PRESENTATIONS

A. Board Reports

1. OSBA – Nothing to report
2. Career Center – Meeting Thursday, planning for renovation/purchasing property
3. Legislative – Nothing to report
4. Athletic Council – Winter Sports wrapped up (Wrestling-Brock Durbin 8th/Boys BB 4-18 season/Girls BB 6-14 season) Donor to donate \$50,000 - drive to match donation

B. Administrative Reports

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

VI. 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.

Mr. Grundy motioned, seconded by Mr. McKean to approve the Superintendent’s Consent Agenda.

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
3. Approve Patrick Arter as JV Baseball Coach

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C. Employment – Substitute

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

Vote: Mr. Grundy, Yes; Mr. McKean, Yes; Mr. Donley, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

VII. NEW BUSINESS

A. Mr. Donley motioned, seconded by Mr. Grundy to 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.

Vote: Mr. Donley, Yes; Mr. Grundy, Yes; Mr. McKean, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

B. Mr. McKean motioned, seconded by Mrs. Benner to 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.

Vote: Mr. McKean, Yes; Mrs. Benner, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mrs. Scurlock, Yes.
Motion Carried.

C. Mr. Grundy motioned, seconded by Mrs. Scurlock to 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.

Vote: Mr. Grundy, Yes; Mrs. Scurlock, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Benner, Yes.
Motion Carried.

D. Mrs. Scurlock motioned, seconded by Mr. McKean to approve the agreement with Grilley's Landscaping & Services for mowing and trimming on the Mapleton campus from April to October, 2021.

Vote: Mrs. Scurlock, Yes; Mr. McKean, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mrs. Benner, Yes.
Motion Carried.

E. Mrs. Scurlock motioned, seconded by Mr. Grundy to 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.

Vote: Mrs. Scurlock, Yes; Mr. Grundy, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Benner, Yes.
Motion Carried.

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F. Mrs. Benner motioned, seconded by Mr. McKean to 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.

Vote: Mrs. Benner, Yes; Mr. McKean, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mrs. Scurlock, Yes.
Motion Carried.

G. Mr. Grundy motioned, seconded by Mrs. Scurlock to approve a two-year contract with EJ Therapy for evaluation services, occupational/physical therapy, audiology services and other related services for FY22 and FY23.

Vote: Mr. Grundy, Yes; Mrs. Scurlock, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Benner, Yes.
Motion Carried.

H. Mr. McKean motioned, seconded by Mr. Donley to 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.

Vote: Mr. McKean, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

I. Mr. Grundy motioned, seconded Mr. McKean 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.

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

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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.

Vote: Mr. Grundy, Yes; Mr. McKean, Yes; Mr. Donley, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

J. Mrs. Scurlock motioned, seconded by Mrs. Benner to 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

Vote: Mrs. Scurlock, Yes; Mrs. Benner, Yes; Mr. Donley, Yes; Mr. Grundy, Yes; Mr. McKean, Yes.
Motion Carried.

K. Mr. Grundy motioned, seconded by Mr. McKean to approve the purchase of (200) Chromebooks in the amount not to exceed \$50,000.00 using ESSER II funds.

Vote: Mr. Grundy, Yes; Mr. McKean. Yes; Mr. Donley, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

VIII. ITEMS FOR DISCUSSION

CDC Guidance – no temp checks

Vinyl and Spire Marketing – helping with low enrollment

IX. EXECUTIVE SESSION: None

X. ADJOURNMENT

Mr. Grundy motioned, seconded by Mr. Donley to adjourn.

Vote: Mr. Grundy, Yes; Mr. Donley, Yes; Mr. McKean, Yes; Mrs. Scurlock, Yes; Mrs. Benner, Yes.
Motion Carried.

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Meeting adjourned at 5:22 p.m. Next meeting scheduled for April 19, 2021.

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President

Treasurer

Minutes Approved _____