

June 9, 2010

The Perry Local Board of Education met in Special Session on Wednesday, June 9, 2010 at 7:30 a.m. in the Room 152 of Edison Junior High School.

A. OPENING OF MEETING

President Brenner called the meeting to order

President Brenner called on the Treasurer to call the roll:

ROLL CALL:Members Present: Capuano, Deitz, Elum, Schnabel, Brenner

B. PERSONNEL

2010-139 *Resolution for Non-licensed/Non-certified Personnel*
Motion by Member Deitz, Seconded by Member Capuano,
to adopt the resolution of non-licensed personnel for supplemental positions for the 2010-11 school year:

WHEREAS, this Board has posted the following position listed below as being available to employees of the District who hold teaching licenses or certificates, and no such employee who is qualified to fill the position has applied for, been offered and accepted such positions; and

WHEREAS, this Board then advertised the positions listed below as being available to any individual with such a license or certificate who is qualified to fill it and who is not employed by the Board and no such person who is qualified to fill the position has applied for, been offered and accepted such positions; and

BE IT THEREFORE RESOLVED, that the following non-licensed/non-certificated persons be employed as indicated, pending completion of all legal requirements.

Roll Call:Ayes:Members: Deitz, Capuano, Schnabel, Elum,
President Brenner
The motion carried.

2010-140 *One-Year Supplemental Contract*
Motion by Member Elum, seconded by Member Deitz,
to approve a head coaching supplemental contract for the following personnel for the 2010-11 school year as follows:

Allison Heppe, Head Softball Coach, 12% (5 years)

Roll Call:Ayes:Members: Elum, Deitz, Capuano, Schnabel,
President Brenner
The motion carried.

2010-141 *Amendment to Perry Classroom Teachers' Association Negotiated Agreement*
Motion by Member Elum, Seconded by Member Schnabel,
to amend the agreement between the Perry Classroom Teachers' Association and the Perry Local Schools Board of Education July 1, 2007-June 30, 2010:

Article XXIX-Retirement Incentive/ERI Program

Roll Call:Ayes:Members: Elum, Schnabel, Deitz, Capuano,
President Brenner
The motion carried.

June 9, 2010

2010-142 *Amendment to Ohio Association of Public School Employees Local 329 Negotiated Agreement and Non-Teaching Salary Schedule Agreement*
 Motion by Member Schnabel, Seconded by Member Elum,
 to amend the agreement between the Ohio Association of Public School Employees Local 329 and Non-Teaching Salary Schedule Agreement and the Perry Local School Board of Education October 7, 2008-June 30, 2010:

Article XVI-Retirement Incentive/ERI Program

Roll Call:Ayes:Members:Schnabel, Elum, Capuano, Deitz,
 President Brenner
 The motion carried.

2010-143 *Resignations*
 Motion by Member Schnabel, Seconded by Member Elum,
 to accept the resignations for retirement purposes of the following personnel:

Certified:
Effective June 1, 2011
 Jane Allen
 Joanna Gartner
 Karen Kraft

Classified:
Effective July 1, 2010
 Connie E. Turner

Effective June 1, 2011
 Denise J. Anderson
 Judith Saylor
 Pamela Warrick

Roll Call:Ayes:Members:Schnabel, Elum, Capuano, Deitz,
 President Brenner
 The motion carried.

C. BUILDINGS AND GROUNDS

2010-144 *Approve Resolution to Affirm Selection of Harris Day Architects*
 Motion by Member Elum, Seconded by Member Schnabel,
 to approve the following resolution to affirm selection of Harris Day Architects to provide professional design services for capital improvements and to authorize negotiation of supplemental agreement for services related to Perry High School:

WHEREAS, the Board of Education of the Perry Local School District (the "Board") has planned to undertake design and construction of a district-wide capital improvements program and previously selected Harris/Day Architects, following the statutory qualification-based selection process applicable to boards of education, as the most qualified design firm for a portion of the overall capital improvements program through action taken at the January 23, 2007, Board meeting; and

WHEREAS, the Board has not secured funding for the planned district-wide capital improvements program described in the design services agreements prepared with the two firms previously selected and now wishes to move ahead with a reduced scope of improvements to address current facility and student needs using existing funds with Harris/Day Architects; and

WHEREAS, the Board wishes to authorize its Business Manager to negotiate an agreement for design services, including construction administration, for a reduced scope of work, which does not include the role of a construction manager, with Harris/Day Architects to include renovations and related improvements to the existing Perry High School building to accommodate additional students and another grade level, the cost of which is expected to be less than \$7,000,000 and compensation for those services will not exceed 7.5% of the construction cost;

NOW THEREFORE BE IT RESOLVED by the Board of Education of the Perry Local School District as follows:

June 9, 2010

1. The Board affirms its prior selection of Harris/Day Architects as the firm most qualified to provide design services for Project Scenario 1 of the planned capital improvements program, and authorizes the Superintendent and Director of Business Operations, working with legal counsel, to enter into negotiations with Harris/Day Architects to provide design professional services, including construction administration, for a modified project, without the role of a construction manager, which is planned to include renovations and other improvements to the existing Perry High School facility with an estimated construction cost of less than \$7,000,000.00, at a reasonable fee, which will not be more than 7.5% of the estimated construction cost, and under such terms as were included in the prior agreement for services between the Board and Harris/Day Architects to supplement the agreement previously entered into with Harris/Day Architects.
2. The Board authorizes the Treasurer to sign an agreement with Harris/Day Architects, on behalf of the Board, based upon the terms described above, so that the work at Perry High School can proceed expeditiously to maintain the planned schedule to accommodate students and address the District's educational program needs.

Roll Call:Ayes:Members: Elum, Schnabel, Deitz, Capuano,
 President Brenner
 The motion carried.

2010-145

Approve Resolution to Enter Into a Performance Contracting Agreement

Motion by Member Elum, Seconded by Member Capuano,
 to approve the following resolution for authorization to submit energy conservation
 report to the Ohio School Facilities Commission and enter into a performance contracting
 agreement:

WHEREAS, the Board of Education (the "Board") has received a report from Johnson Controls, Inc. regarding installations (the "Installations") that would significantly reduce energy consumption in buildings owned by the School District (the "Report");

WHEREAS, in reliance upon the Report, the Board has found that the amount of money the School District will spend on the Installations is not likely to exceed the amount of money it would save in energy and operational costs over the ensuing fifteen years; and

WHEREAS, in reliance upon the Report, the Board desires to submit to the Ohio School Facilities Commission (the "Commission"), a copy of the Report and a request for approval to incur indebtedness to finance the Installations in an amount such that debt service thereon shall not exceed \$7,000,000; and

WHEREAS, the Board desires to enter into a Performance Contract with Johnson Controls, Inc., as approved by the Treasurer of the Board and the Board's legal counsel, for the design and implementation of the Installations, contingent upon the Commission's approval of the Board's request for financing of the Installations;

NOW THEREFORE, BE IT RESOLVED, by the Board of Education of the Perry Local School District that:

1. The Board finds after receiving and reviewing the Report that the amount of money the School District will spend on the Installations is not likely to exceed the amount of money it would save in energy and operational costs over the ensuing fifteen years.
2. The Treasurer of the Board is hereby authorized and directed to submit to the Commission a copy of this Resolution and the Report and a request for approval to incur indebtedness to finance the Installations in an amount such that debt service thereon shall not exceed \$7,000,000.
3. The Treasurer is hereby directed to enter into a Performance Contract with Johnson Controls, Inc. (as approved by h and the Board's legal counsel) for the design and implementation of the Installations in order to significantly reduce energy consumption in buildings owned by the District, contingent upon the Commission's approval of the Board's request for financing of the Installations.
4. The Treasurer is hereby directed to arrange the financing of the Installations in accordance with the approval of the Commission in an amount such that debt service thereon shall not exceed \$7,000,000.
5. The Board declares, if approved by at least two-thirds of all its members, that the competitive bidding requirements of Ohio Revised Code Section 3313.46(A) do not apply to the Installations to be designed and implemented by Johnson Controls, Inc. pursuant to Ohio Revised Code Section 133.06(G) or Section 3313.372.

RECORD OF PROCEEDINGS

2508

Minutes of the PERRY LOCAL BOARD OF EDUCATION Meeting

June 9, 2010

6. It is found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with the law.

BE IT FURTHER RESOLVED, that the Board President, Board Vice President and Treasurer be and are hereby authorized and directed to take such actions as are necessary to effectuate the terms and intent of this resolution.

Roll Call:Ayes:Members:Elum, Capuano, Schnabel, Deitz,
President Brenner
The motion carried.

D. ANNOUNCEMENT

**** CHANGE OF DATE****

The next regular Board of Education meeting will be held on Tuesday, June 29, 2010 at 6:30 p.m. in the Pfeiffer Middle School Library Media Center

E. EXECUTIVE SESSION

- 2010-146 Motion by Member Schnabel, Seconded by Member Deitz, to go into executive session to discuss the employment of a public employee. In 7:42 a.m.

Roll Call:Ayes:Members:Schnabel, Deitz, Elum, Schnabel,
President Brenner
The motion carried.

President Brenner declared the Board out of executive session at 8:30 a.m.

F. ADJOURNMENT

- 2010-147 *Adjournment*
Motion by Member Deitz, Seconded by Member Elum to adjourn.

Roll Call:Ayes:Members:Deitz, Elum, Brenner, Capuano
President Brenner
The motion carried.



PRESIDENT



TREASURER