

**CLIO AREA SCHOOLS
BOARD OF EDUCATION**
Unofficial Minutes – March 12, 2013

The Board of Education met for a Regular Meeting at the Administration Building.

The meeting was called to order by President Mary Ann Dipzinski at 7:07 p.m.

Board of Education Members Present: Jeff Drayton, Mary Ann Dipzinski, Henry Hatter, Robert Gaffney, Tim Ranville and Eric Wood

Board of Education Members Absent: Steve Nordstrom

School Administrative Staff Present: Superintendent Dr. James Tenbusch, Assistant Superintendent for Curriculum and Instruction Dr. Ed Graham, Principals Mike Lytle, Neil Bedell, John Darga, John Lanyi and Katrina Mitchell, Assistant Principals Carrie Ammons and Shelly Cranick (arrived 7:57pm), Technology Director Bruce Richards, Special Education Director Carrie Darling, Director of Operations and Transportation Pat Jones, Assistant Transportation Supervisor Dan McCann and Alternative Education Director John Roark

Student Representatives Present: Wyatt Castle

Others Present: Debi Drabek, Felicia Naimark, Ann Holbin, Cheryl Childers, Dan Olmstead, Ron and Tina Traver, Tom Saelens, Gregg Bryan several teachers and parents

PRESENTATIONS

The Board of Education recognized high school student Tyler Lenzi for his “Outstanding Achievement Award” through Career Technical Education.

John Darga presented the Board of Education with an outline of MTSS (Multi-Tiered System of Support) for Garner Elementary.

COMMENTS BY STUDENT REPRESENTATIVE

Juniors took ACT and MME last week.

Band students left for Disney.

DECA had 28 students participating in Grand Rapids, Michigan.

Junior Tyler Eible and Sophomore Mason Smith qualified for MHSAA Wrestling Tournament. Mason won the MHSAA State Title.

The Board of Education recessed at 7:15 p.m.
The Board reconvened in regular session at 7:20 p.m.

AUDIENCE PARTICIPATION

A citizen “Thanked” the Board of Education for adopting the *Clio Area Parks and Recreation Plan 2013-2018*.

A citizen disappointed in the direction the Board is going.

A teacher informed the Board of Education, staff and audience of a fundraiser at Barnes & Noble.

APPROVAL OF CONSENT AGENDA

Motion by Drayton, supported by Ranville that the Clio Area Schools Board of Education approve the Consent Agenda.

Vote: Yea 6 – Nay 0. Motion carried.

The Consent Agenda included the following:

- Minutes of the Regular Meeting on February 26, 2013

ACTION ITEMS

623: TABLE FEBRUARY 27TH MINUTES

BE IT RESOLVED, that the Clio Area Schools Board of Education table the minutes of the closed session meeting held on February 27, 2013.

Motion by Ranville, supported by Hatter that the resolution be adopted.

Vote: Yea – Dipzinski, Hatter, Ranville
Nay – Drayton, Gaffney
Abstain – Wood. Motion failed.

624: APPROVE FEBRUARY 27TH MINUTES

BE IT RESOLVED, that the Clio Area Schools Board of Education approve the February 27, 2013 minutes subject to verification of Board Secretary’s calculations in comparison/agreement with Superintendent’s calculations.

Motion by Drayton, supported by Gaffney that the resolution be adopted.

Vote: Yea – Hatter, Drayton, Gaffney
Nay – Dipzinski, Ranville
Abstain – Wood. Motion failed.

Motion by Ranville to reject the superintendent evaluation conducted on February 27, 2013, and move to conduct a new superintendent evaluation after a four to six month waiting period. Motion failed for lack of a second.

625: APPROVE FEBRUARY 27TH MINUTES

BE IT RESOLVED, that the Clio Area Schools Board of Education approve the minutes of the February 27, 2013 board meeting with the extraction of said paragraph until Board Secretary verifies numbers with Dr. Tenbusch.

Motion by Drayton supported by Gaffney that the resolution be adopted.

Vote: Yea – Dipzinski, Hatter, Drayton, Ranville

Nay – Gaffney
Abstain – Wood. Motion carried.

626: CLIO AREA FIVE YEAR PARK AND RECREATION PLAN 2013-2018

BE IT RESOLVED, that the Clio Area Schools Board of Education adopt the following:

WHEREAS, the Clio Area Parks and Recreation Board has undertaken a planning process to determine the recreation and natural resource conservation needs and desires of its residents during a five year period covering the years 2013 through 2018; and

WHEREAS, the City of Clio has entered into this planning process in collaboration with the Clio Area School District and the townships of Thetford and Vienna; and

WHEREAS, the combined area of the aforementioned local units of government constitutes the planning area; and

WHEREAS, the Clio City Commission is of the understanding that the governing bodies of the aforementioned local units of government intend to pass a similar resolution of adoption of the *Clio Area Five Year Parks and Recreation Plan 2013-2018*; and

WHEREAS, the Clio Area Parks and Recreation Board began the process of developing a community recreation and natural resource conservation plan in accordance with the most recent guidelines developed by the Department of Natural Resources and made available to local communities; and

WHEREAS, residents of the City of Clio were provided with a well-advertised opportunity during the development of the draft plan to express opinions, ask questions, and discuss all aspects of the recreation and natural resources conservation plan; and

WHEREAS, the final public comment session was held on March 12, 2013, 430 N. Mill Street, Clio, Michigan to provide an opportunity for all residents of the planning area to express opinions, ask questions, and discuss all aspects of the recreation and natural resource conservation plan; and

WHEREAS, the Clio Area Parks and Recreation Board has developed the plan as a guideline to improving recreation and enhancing natural resource conservation for the City of Clio and all other residents of the planning area; and

WHEREAS, after the public meeting, the Clio Area School District Board of Education voted to adopt said recreation and natural resources conservation plan.

NOW, THEREFORE, BE IT RESOLVED, the Clio Area School District, State of Michigan, hereby adopts the *Clio Area Parks and Recreation Plan 2013-2018*.

Mary Ann Dipzinski Date
Board President

Steve Nordstrom Date
Board Secretary

CERTIFICATION

I hereby certify that I am the Clio Area School District and that the foregoing resolution was adopted at a meeting held on the 12th day of March 2013 by the Clio Area School District. The meeting was noticed in conformance with the Open Meetings Act, 1976 PA 267, as amended, MCL 15.261 et seq.

Steve Nordstrom, Secretary

Motion by Ranville supported by Dipzinski that the resolution be adopted.

Vote: Yea 6 – Nay 0. Motion carried.

627: RETIREMENT OF COORDINATOR OF FINANCIAL SERVICES

BE IT RESOLVED, that the Clio Area Schools Board of Education accept the written letter of retirement from **Susan Morgan** from her position as Coordinator of Financial Services with the Clio Area School District, effective March 1, 2013.

Motion by Drayton supported by Ranville that the resolution be adopted.

Vote: Yea 6 – Nay 0.

628: RETIREMENT OF A TEACHER

BE IT RESOLVED, that the Clio Area Schools Board of Education accept the written letter of retirement from **Larry Gregory** from his position as a teacher with the Clio Area School District, effective June 30, 2013.

Motion by Wood supported by Ranville that the resolution be adopted.

Vote: Yea 6 – Nay 0.

629: RETIREMENT OF A TEACHER

BE IT RESOLVED, that the Clio Area Schools Board of Education accept the written letter of retirement from **Jane Abbott** from her position as a teacher with the Clio Area School District, effective June 30, 2013.

Motion by Ranville supported by Wood that the resolution be adopted.

Vote: Yea 6 – Nay 0.

630: EMPLOYMENT OF A BUS DRIVER

BE IT RESOLVED, that the Clio Area Schools Board of Education approve the employment of **Dale Jackson** as a bus driver with the Clio School District with wages and fringe benefits in accordance with the Master Agreement between the Clio Board of Education and the Clio Area Schools Transportation Employees, Chapter 21, AFSCME-Council 25 and contingent upon employment background and criminal history checks.

Motion by Ranville supported by Dipzinski that the resolution be adopted.

Vote: Yea 6 – Nay 0.

631: OVERNIGHT FIELD TRIP

BE IT RESOLVED, that the Clio Area Schools Board of Education approve an overnight field trip for the Girls Varsity Soccer to travel to Olivet College in Olivet, Michigan for the purpose of an athletic event on March 23-24, 2013.

Motion by Ranville supported by Wood that the resolution be adopted.

Vote: Yea 6 – Nay 0.

632: RESIGNATION OF A TEACHER

BE IT RESOLVED, that the Clio Area Schools Board of Education accept the written resignation from **John Kusku** as a teacher with the Clio Area School District, effective March 17, 2013.

Motion by Hatter supported by Ranville that the resolution be adopted.

Vote: Yea 6 – Nay 0.

633: RESIGNATION OF A TEACHER

BE IT RESOLVED, that the Clio Area Schools Board of Education accept the written resignation from **Jennifer Wilson** as a teacher with the Clio Area School District, effective March 18, 2013.

Motion by Hatter supported by Ranville that the resolution be adopted.

Vote: Yea 6 – Nay 0.

634: STATE AID OPERATING LOAN RESOLUTION

BE IT RESOLVED

Clio Area Schools, Genesee and Saginaw Counties, Michigan (the "Issuer").

A regular meeting of the Board of Education (the "Board") of the Issuer, was held on March 12, 2013, at the Administration Building, 430 North Mill Street, Clio, Michigan, within the boundaries of the Issuer.

The meeting was called to order at seven o'clock, p.m., by President Mary Ann Dipzinski.

Present: Mary Ann Dipzinski, Henry Hatter, Jeff Drayton, Robert Gaffney, Tim Ranville, Eric Wood

Absent: Steve Nordstrom

The following preamble and resolution were offered by Member Drayton and supported by Member Wood.

WHEREAS:

1. Under the terms of Section 1225 of Act 451, Public Acts of Michigan, 1976, as amended ("Act 451"), a school district is authorized, either by achieving qualified status as described in Section 303(2) of Act 34, Public Acts of Michigan, 2001, as amended, or upon receiving prior approval of the authorized representative of the Department of Treasury, to borrow money for school operations and issue its notes therefor, pledging for the payment thereof monies to be received by it from the state school aid fund, which notes shall be the full faith and credit obligation of the Issuer; and

2. The estimated amount of such state aid appropriations allocated, or to be allocated, to this Issuer is \$ 23,375,998 for the fiscal year ending June 30, 2013, of which amount the sum of \$ 10,643,483 has been heretofore distributed and received, leaving a balance of \$ 10,643,483 as the estimated amount remaining to be distributed to the Issuer pursuant to Act 451; and

3. This Issuer has immediate need to borrow the sum of not to exceed Two Million Dollars (\$2,000,000) to pay current operating expenses for fiscal year 2012-2013, and the next succeeding fiscal year 2013-2014; and

4. The principal amount of the notes payable from the undistributed balance of the appropriations allocated to this Issuer for said fiscal year which have heretofore been issued and are now outstanding is \$ - 0 - ; and

5. Five percent (5%) of estimated fiscal year 2012/2013 operating expense is \$ 1,534,114; and

6. The process of soliciting bids by publishing a notice of sale in a publication as specified in Section 309(2) of Act 34, Public Acts of Michigan, 2001, as amended, is prohibitively more expensive than obtaining bids through the distribution of a solicitation for bids.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Based upon expense considerations associated with publishing a notice of sale, as specified in Section 309(2) of Act 34, Public Acts of Michigan, 2001, as amended, the Board authorizes the distribution of a solicitation for bids, without publication, to obtain bids under the terms of Paragraph 6 of this resolution.

2. This Issuer shall borrow the sum of not to exceed Two Million Dollars (\$2,000,000) or such lesser amount as the Department of Treasury may approve or as reduced by a member of either the administrative staff or the Board of the Issuer, and shall issue its note or notes (the "Notes") therefor. The Issuer hereby appropriates a sufficient amount of state aid to repay the principal of and interest on the Notes. In addition, the full faith and credit of the Issuer is hereby irrevocably pledged for payment of the principal and interest on the Notes, and in case of insufficiency of state aid, the Issuer shall pay the Notes from any funds legally available therefor, and, if necessary, levy taxes on all taxable property in the Issuer for the payment thereof, subject to applicable constitutional and statutory tax rate limitations, all pursuant to Act 451. The pledge of full faith and credit is subordinate to any encumbrances or tax levies pledged or to be pledged for the payment of tax anticipation notes issued or to be issued by the Issuer pursuant to Act 34, Public Acts of Michigan, 2001, as amended.

It is hereby declared that said borrowing is necessary for the purpose of securing funds for school operations and it is agreed with the purchaser of said Notes that the proceeds thereof will be used exclusively for that purpose.

3. Book Entry. If requested by the purchaser of the Notes, the ownership of one fully registered note for each maturity in the aggregate principal amount of such maturity, shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"). So long as the Notes are in the book entry form only, the Paying Agent shall comply with the terms of the Blanket Issuer Letter of Representations to be entered into between the Issuer and DTC, which provisions shall govern registration, notices and payment, among other things, and which provisions are incorporated herein with the same effect as if fully set forth herein. The Superintendent is hereby authorized and directed to enter into the Blanket Issuer Letter of Representations with DTC in such form as determined by the Superintendent, in consultation with note counsel, to be necessary and appropriate. In the event the Issuer determines that the continuation of the system of book entry only transfer through DTC (or a successor securities depository) is not in the best interest of the DTC participants, beneficial owners of the Notes, or the Issuer, the Issuer will notify the Paying Agent, whereupon the Paying Agent will notify DTC of the availability through DTC of the note certificates. In such event, the Issuer shall issue and the Paying Agent shall transfer and exchange Notes as requested by DTC of like principal amount, series and maturity, in authorized denominations to be identifiable beneficial owners in replacement of the beneficial interest of such beneficial owners in the Notes, as provided herein.

So long as the book-entry-only system remains in effect, in the event of a partial redemption the Paying Agent will give notice to Cede & Co., as nominee of DTC, only, and only Cede & Co. will be deemed to be a holder of the Notes. DTC is expected to reduce the credit balances of the applicable DTC Participants in respect of the Notes and in turn the DTC Participants are expected to select those Beneficial Owners whose ownership interests are to be extinguished or reduced by such partial redemptions, each by such method as DTC or such DTC Participants, as the case may be, deems fair and appropriate in its sole discretion.

4. Said Notes shall be dated as of April 17, 2013, or date of delivery, shall bear interest from the date thereof until paid at a rate not exceeding four percent (4%) per annum on the balance from time to time remaining unpaid, shall be in minimum denominations of \$100,000, shall be payable to the Registered Owner, in lawful money of the United States of America, at such bank or trust company in the State of Michigan as shall be designated by the original purchaser of the Notes, which paying agent qualifies as such under the statutes of the State of Michigan or of the Federal Government, and shall be due and payable on November 21, 2013, but subject to the right of the Issuer to pay the same in whole or in part, without penalty, at any time prior to maturity. If more than one note is issued, the Notes shall be numbered serially from 1 upwards, and any such payments made prior to maturity shall be applied upon the Notes in direct numerical order. Such Notes may be designated, at the option of the purchaser thereof, as a "State Aid Note" or "State Aid Notes".

5. The form of the Notes shall be in substantially the form set forth and attached hereto as Exhibit A.

6. Once the Issuer has either achieved qualified status under Act 34, Public Acts of Michigan, 2001, as amended, or received prior approval for the issuance of the Notes from the authorized representative of the Department of Treasury, and based upon the determination of Paragraph 1 of this resolution, a member of either the administrative staff or the Board of the Issuer is authorized to arrange for the sale of such Notes without the taking of competitive bids thereon, provided that when competitive bids are solicited and more than one bid received, such Notes shall be awarded to the lowest responsible bidder. The Notes shall be executed by the President and Secretary of the Board. In the absence of the President, the Superintendent may sign in the place of the President, and in the absence of the Secretary, the Treasurer of the Board may sign in place of the Secretary.

7. The form of solicitation for bids shall be in substantially the form set forth and attached hereto as Exhibit B.

8. If the Issuer has not achieved qualified status under Act 34, Public Acts of Michigan, 2001, as amended, a member of either the administrative staff or the Board of the Issuer is hereby authorized and directed to file a certified copy of this resolution with the authorized representative of the Department of Treasury for and on behalf of the Issuer and an application for an order approving such borrowing and issuance of said Notes, if applicable, and to pay any applicable fee therefor.

9. The Board hereby designates the Note of this issue as "Qualified Tax-Exempt Obligations" for purposes of deduction of interest expense by financial institutions under the provisions of the Internal Revenue Code of 1986, as amended. The Board covenants to comply with existing provisions of the Internal Revenue Code of 1986, as amended, necessary to maintain the exemption of interest on the Notes from federal income taxation.

10. A member of either the administrative staff or the Board of the Issuer is further authorized to approve the specific interest rate to be borne by the Notes, not exceeding the maximum rate permitted by law, the purchase price of the Notes, and other terms and conditions relating to the Notes and the sale

thereof. A member of either the administrative staff or the Board of the Issuer is directed to execute a certificate accepting the interest rate and purchase price of the Notes on behalf of the Issuer.

11. Within fifteen (15) business days after issuance of the Notes, the Board hereby authorizes and directs the Superintendent to cause to be filed with the Department of Treasury any and all documentation required subsequent to the issuance of the Notes, along with any statutorily required fee.

12. The President, Vice President, Secretary, Treasurer, Superintendent and the school employee acting in the capacity of the school business official are each further authorized to execute any documents or certificates necessary to complete the transaction. Any of those officers may designate, in writing, an individual to act in their place with respect to the powers conveyed in this paragraph.

13. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Ayes: Dipzinski, Hatter, Drayton, Gaffney, Ranville, Wood

Nays: None

Resolution declared adopted.

Secretary, Board of Education

I, the undersigned, the duly qualified and acting Secretary of the Board of Education of Clio Area Schools, Genesee and Saginaw Counties, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board at a regular meeting held on the 12th day of March, 2013, the original of which is a part of the Board's minutes. The undersigned also certifies that notice of the meeting was given to the public pursuant to the "Open Meetings Act" (Act 267 Public Acts of Michigan, 1976, as amended).

Secretary, Board of Education

Motion by Drayton supported by Wood that the resolution be adopted.

Vote: Yea 6 – Nay 0.

DISCUSSION ITEMS

The Board of Education discussed the following:

- Schools of Choice
- Posting of Director of Business Affairs
- Ten-Year Plan-Sinking Fund
- Clio-Mott Scholars (CMS) Program
- Phone System
- MASB Workshop
- Committees

FACILITIES COMMITTEE

The Facilities Committee met and discussed the following:

- Sinking Fund Monies
- Phone System
- Camera/Security System
- Fire Suppression System
- High School Freezer
- High School Gym Lighting
- Spring Break Projects
- Early Elementary Latchkey
- Pool
- Middle School Kitchen
- Architects/Construction Manager
- Painting Projects

CLOSED SESSION

Motion by Wood, supported by Ranville that the Clio Area Schools Board of Education enter closed session for the purpose of discussing negotiations.

Vote: Yea – Dipzinski, Hatter, Drayton, Gaffney, Ranville and Wood
Nay – 0. Motion carried.

The Board of Education recessed at 9:50 p.m.

The Board entered closed session at 10:00 p.m.

Motion by Ranville, supported by Drayton that the Clio Area Schools Board of Education adjourn the closed session.

Vote: Yea – Dipzinski, Hatter, Drayton, Gaffney, Ranville and Wood
Nay – 0. Motion carried.

The closed session adjourned at 10:50 p.m.

The Board reconvened in open session at 10:50 p.m.

ADJOURNMENT OF MEETING

Motion by Ranville, supported by Wood that the Clio Area Schools Board of Education adjourn the meeting.

Vote: Yea 6 – Nay 0. Motion carried.

President Mary Ann Dipzinski adjourned the meeting at 10:52 p.m.

_____, Secretary

