

RESOLUTION

WHEREAS, since 1970, the Fort Smith Public School District of Sebastian County, Arkansas (the “**District**”), has recognized the Fort Smith Education Association (“FSEA,” f/k/a Fort Smith Classroom Teacher’s Association) for the purpose of negotiating personnel policies, salaries, and educational matters of mutual concern under a written policy agreement; and

WHEREAS, the District has learned that FSEA falls well short of representing a majority of its certified staff as required by: (1) Ark. Code Ann. § 6-17-202(a); (2) the current Consulting Agreement the District executed with FSEA in 1987; and, (3) District Policy GCQF; and

WHEREAS, currently, little more than 30% of the District’s certified staff are represented in personnel policies, salaries, and educational matters of mutual concern; and

WHEREAS, the District also has learned that FSEA has been on a continuous membership decline and has not held a membership comprising a majority of its certified staff for more than a decade; and

WHEREAS, the District desires to have a significant increase of participation by its certified staff with respect to personnel policies, salaries, and educational matters of mutual concern; and

WHEREAS, as a result of these circumstances, the District desires to form a Certified Personnel Policy Committee as quickly as possible to dramatically increase certified staff representation in the District.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Directors of the District:

The President, Secretary, and Superintendent of the District, or any of them, are hereby authorized and empowered to execute, acknowledge and deliver all such instruments, and to take such further action as they may deem necessary or appropriate to carry out the purposes of this Resolution, including the pursuit of a waiver from the Arkansas Department of Education of the limitations imposed by Ark. Code Ann. § 6-17-203 and § 6-17-205 such that the District can obtain the flexibility needed to immediately create a broad based, fully representative committee of certified staff with representation from each of its 27 school buildings.

PASSED: _____, 2018.

BOARD OF DIRECTORS OF FORT
SMITH PUBLIC SCHOOL DISTRICT OF
SEBASTIAN COUNTY, ARKANSAS

By: _____

Name: _____

Title: _____

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of the above District, certify the foregoing to be a true copy of a Resolution duly adopted by the Board at a regular (regular or special) meeting of the Board held on the _____ day of _____, 2018. The Resolution appears in the official minutes of the meeting which are in my custody. At the time of the meeting the duly elected (or appointed), qualified and serving members of the Board and their respective votes on the adoption of the Resolution were as follows:

<u>Director</u>	<u>Vote</u> <u>(Aye, Nay, Abstain or Absent)</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

I further certify that the meeting of the Board was duly convened and held in all respects according to law; that to the extent required by law due and proper notice of the meeting was given to the members of the Board and to the public; that the meeting was open to the public; that a legal quorum was present throughout the meeting; that all other requirements and proceedings under the law incident to the proper adoption and passage of the Resolution have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this Certificate.

CERTIFIED under my hand and seal of the District this _____ day of _____, 2018.

(SEAL)

Secretary