

**OFFICIAL MINUTES
OF THE
BOARD OF EDUCATION, DAYTON CITY SCHOOL DISTRICT**

MEMBERS

Yvonne Isaacs

Joseph Lacey

Ronald Lee

Nancy Nerny

Rev. Dr. Robert Walker

Sheila Taylor

Stacy Thompson

Student Senate Representative: Dasina Thomas

OFFICERS

Joseph Lacey
President

Rev. Dr. Robert Walker
Vice President

Lori Ward
Superintendent of
Schools

Hiwot Abraha
Interim Treasurer / Chief
Financial Officer

March 19, 2013

Business Meeting

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These Minutes approved June 18, 2013, Dayton, Ohio

These Minutes published June 20, 2013, Dayton, Ohio

**Board of Education, Dayton City School District
Dayton Montgomery County, Ohio
March 19, 2013 – Business Meeting**

The Board of Education of the Dayton City School District convened its regularly scheduled Business Meeting on Tuesday, February 15, 2013 at 6:05 p.m. in the Board Room, 115 S. Ludlow Street, Dayton, Montgomery County, Ohio, with President Lacey in the Chair.

ROLL CALL

MEMBERS ANSWERING ROLL CALL: Isaacs, Lacey, Lee, Nerny, Taylor, Thompson, Walker – 7
{SSR – Thomas} – PRESENT

MEMBERS ABSENT: None – 0

PLEDGE

Pledge of allegiance to the flag.

SPECIAL RECOGNITION – City of Dayton & DPS Recycling Drawing Contest

Toni Perry-Gillispie introduced Fred Stovall who addressed the board about the City of Dayton recycling program. Ms. Perry-Gillispie presented certificates to winning students.

SUPERINTENDENT REMARKS

Superintendent acknowledged a student who will be participating in the Stem Prep Program at United Methodist University.

SPECIAL PRESENTATION

Kristen Hammacher and Lori Williams, University of Dayton addressed the board.

ACADEMIC UPDATE

Linnæe Clinton addressed the board.

DAYTON EDUCATION COUNCIL REPORT

Les Weller addressed the board.

HEARING OF THE PUBLIC

The following people addressed the board: Charles Meadows, Dwight Richard, Dan Foley, Virgil McDaniel, April Muzzetti, Nina Washington and Vernese Williams.

HEARING OF THE BARGAINING UNITS

David Romick addressed the board.

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SUPERINTENDENT'S RECOMMENDATIONS

The following recommendations were presented by Lori L. Ward, Superintendent of Schools for consideration by the Board:

GENERAL FUNDS

ITEM I

I recommend that the **SEPARATIONS OF EMPLOYMENT** of the following persons be accepted for both regular and supplemental duties.

PARAPROFESSIONAL

001.2800.141.6320.000000.537.00.505 Spear Sr, William T.	Resignation	Eff. 2/28/2013
001.2215.141.3058.000000.459.00.000 Thompson, Linda D.	Termination	Eff. 2/26/2013
001.2222.141.3111.000000.143.00.000 50% 001.2222.141.3111.000000.151.00.000 50% Tincher, Laura M.	Deceased	Eff. 2/22/2013

RESERVE TEACHER

001.4512.111.5510.000000.372.00.000 001.1190.112.7321.000000.000.00.000 100% 001.1110.111.3020.000000.103.00.000 100% 001.4512.111.5510.000000.372.00.000 100% Brown, Donovan	Resignation	Eff. 2/28/2013
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TEACHER

001.1110.111.3020.000000.135.01.205 Brinkmann, Magdalene	Retirement	Eff. 6/1/2013
001.1110.111.3020.000000.138.01.205 Bussen, Brenda	Retirement	Eff. 6/1/2013
001.1280.111.4590.000000.180.00.000 Kelly, Jeanne	Retirement	Eff. 6/1/2013
001.1237.111.4503.000000.135.00.000 Malone, Jessica	Retirement	Eff. 6/1/2013
001.1110.111.3020.000000.138.03.205 Urquhart, Brian	Retirement	Eff. 6/1/2013

ITEM II

I recommend that the following **LEAVE OF ABSENCE ACTIONS** for Members of the staff shown below be approved for the reasons stated.

TEACHER

001.1110.111.3020.000000.156.04.205

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Stringer, Julie K.
Child Care

Eff. 1/16/2013 - 2/28/2013

001.2120.111.3020.000000.433.00.202

Stier, Joye L.
FMLA (Intermittent)

Eff. 1/29/2013 - 1/29/2014

ITEM III

I recommend that the following **APPOINTMENTS AND CHANGES TO THE CONTRACTS of the PROFESSIONAL STAFF MEMBERS** shown be approved in accordance with the bargaining unit agreements, Board-approved salary schedules and/or mandates of the State Division of Career, Technical and Adult Education.

TEACHER

New Hire

DUNBAR HIGH SCHOOL

Intervention Specialist at the rate of \$39,978.00 annually

Eff. 2/25/2013 - 6/30/2013, 001.1221.111.4503.192060.364.00.206

Dogbey, Minda

ITEM IV

I recommend that the Board of Education enter into the following **CONTRACTS AND AGREEMENTS**, and further, that the officers of the Board be authorized to sign same.

ADT Security Service, Inc. - Upgrade, monitor and maintain the fire and security alarm systems at Gorman @ Jackson. Eff. 9/19/2012-12/19/2012.

Code: 001.2760.410.1950.000000.500.00.000 (Amt: \$1,510.00)

Purchase Request: PR001311

CTB/McGraw Hill, Inc. - Subscription Expansion Renewal for Acuity Online Assessments during the 2012-2013 school year which will include item bank, tutorials, scoring/reporting, and data analysis. Eff. 3/20/2013-6/30/2013.

Code: 001.2922.416.1810.000000.500.00.000 (Amt: \$40,213.25)

Purchase Request: PR004064

ITEM V

I recommend approval of the following resolution:

Rationale

WHEREAS, Governor Kasich's biennial budget (HB 59) proposes to expand the Educational Choice Scholarship Program through two new programs that will significantly increase the number of publicly-funded vouchers for students to attend private or parochial schools; and

WHEREAS, one of the programs provides private or parochial school tuition vouchers to any entering kindergarten student of a family with a household income less than 200 percent of the federal poverty level, to be used at the parent's choice of participating private or parochial school; and

WHEREAS, the following year, such vouchers would be expanded to include students in both kindergarten and first grade, totaling \$25 million over the biennium; and

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WHEREAS, such vouchers would be granted without regard to the academic performance or quality of the public school that the student is assigned to attend; and

WHEREAS, the second voucher expansion proposed by the Governor offers EdChoice vouchers to students enrolled in schools that fail to meet the Third Grade Reading Guarantee for two successive years; and

WHEREAS, the operation of the proposed programs would effectively reduce funds from the already financially beleaguered local public school districts, resulting in fewer resources for the education of remaining students;

NOW THEREFORE BE IT, AND IT IS HEREBY RESOLVED, that the Dayton Board of Education does hereby express its opposition to these provisions in HB 59; and

BE IT FURTHER RESOLVED that the Dayton Board of Education expresses its opposition to any legislation that seeks to transfer public dollars to support private education; and

BE IT FURTHER RESOLVED that the Treasurer be directed to spread this resolution upon the minutes of the Dayton Board of Education and that copies of the resolution be forwarded to the Governor and members of the Ohio General Assembly.

ITEM VI

I recommend that the Board authorize the **General Funds PURCHASE REQUESTS** as submitted by the Treasurer.

GENERAL FUNDS

TO: Superintendent of Schools
FROM: Treasurer
SUBJECT: Purchase Requests for Board Agenda

I recommend that the following purchase requests in excess of \$5,000.00 be authorized by the Board of Education.

(1) PR004089
Vendor: Pitney Bowes
Fund: 001.2600.443.6042.000000.578.00.000 (Amt: \$15,000.00)
(Logistical Support Services)
Description: US Postal Service - Postage
Amount: \$15,000.00

(2) PR004129
Vendor: Downtown Dayton Partnership
Fund: 001.2411.849.1020.000000.500.00.000 (Amt: \$5,000.00)
(Superintendent's Office)
Description: 2013 annual membership dues to the Downtown Dayton Partnership
Amount: \$5,000.00

NON/GENERAL FUNDS

ITEM VII

**Board of Education, Dayton City School District
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I recommend that the **SEPARATIONS OF EMPLOYMENT** of the following persons be accepted for both regular and supplemental duties.

TEACHER

572.1930.111.9761.000000.156.00.000 %
Shambo, Virginia

Retirement

Eff. 6/1/2013

ITEM VIII

I recommend that the following **APPOINTMENTS AND CHANGES TO THE CONTRACTS of the PROFESSIONAL STAFF MEMBERS** shown be approved in accordance with the bargaining unit agreements, Board-approved salary schedules and/or mandates of the State Division of Career, Technical and Adult Education.

TEACHER**Supplemental Contract**

BELMONT HIGH SCHOOL

Ohio Graduation Test Preparation at the rate of \$15.00 hourly NTE 6 hours,
Eff. 2/11/2013 - 3/5/2013, 537.1270.113.9333.000000.363.00.000

Beck, Carl

Cline, Diane

Ohio Graduation Test Preparation at the rate of \$15.00 hourly NTE 6 hours,
Eff. 2/18/2013 - 3/7/2013, 537.1270.113.9333.000000.363.00.000

Geanuracos, Jason E.

Ohio Graduation Test Preparation at the rate of \$15.00 hourly NTE 6 hours,
Eff. 2/18/2013 - 3/6/2013, 537.1270.113.9333.000000.363.00.000

Muntzinger, Kyle

Ohio Graduation Test Preparation at the rate of \$15.00 hourly NTE 6 hours,
Eff. 2/18/2013 - 3/7/2013, 537.1270.113.9333.000000.363.00.000

Sanicky, Kathryn J.

ITEM IX

I recommend that the following **APPOINTMENTS AND CHANGES for NON-TEACHING PERSONNEL** be approved at the rates indicated and for the periods shown, in accordance with the salary schedule for the period stated.

PARAPROFESSIONAL**Change of Contract**

GORMAN SCHOOL @ JACKSON CENTER

From Sub Paraprofessional to Paraprofessional at the rate of \$12.79 hourly NTE 65 hours,
Eff. 3/4/2013 - 6/30/2013, 516.2215.141.9661.000000.459.00.505

Puckett, Pamela C.

New Hire

ADMINISTRATIVE BUILDING

Paraprofessional at the rate of \$12.79 hourly NTE 65 hours,
Eff. 2/25/2013 - 6/30/2013, 516.2215.141.9661.000000.000.00.505

Beatty, Jamie

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EDWIN JOEL BROWN PREK-8 SCHOOL
Paraprofessional at the rate of \$12.79 hourly NTE 65 hours,
Eff. 3/4/2013 - 6/30/2013, 516.2215.141.9661.000000.105.00.505
Hooks-Bailey, Gwendolyn

Recall from Layoff
ADMINISTRATIVE BUILDING
Paraprofessional at the rate of \$13.54 hourly NTE 65 hours,
Eff. 2/25/2013 - 6/30/2013, 516.2215.141.9661.000000.000.00.505
Wiggins, Ashley

LOUISE TROY PREK-3 SCHOOL
Paraprofessional at the rate of \$13.54 hourly NTE 65 hours,
Eff. 2/25/2013 - 6/30/2013, 516.2215.141.9661.000000.140.00.505
Bailey, Erric

ITEM X

I recommend that the following **CONTRACTS FOR CONSULTANT SERVICES** be approved in the amounts shown for the reasons stated.

Black Brothers/Sisters Involv., 513 Fredericksburg Dr., Dayton, OH 45415-2648
NTE: \$1,900.00
To provide a mentoring program for 9th grade males at Dunbar High School.
Eff. 3/1/2013-5/31/2013.
Code: 537.1270.412.9333.000000.364.00.000 (Amt: \$1,900.00)
Purchase Request: PR004055

Parks-Love, Diane, 1835 Malvern Ave, Dayton, OH 45406-0000
NTE: \$500.00
To provide services to Valerie PreK-8 through the Title I Parent Advisory Team and under the guidance of the District Title I parent Involvement staff.
Eff. 9/5/2012-6/20/2013.
Code: 572.2190.412.9761.000000.000.00.000 (Amt: \$500.00)
Purchase Request: PR003979

ITEM XI

I recommend that the Board of Education enter into the following **CONTRACTS AND AGREEMENTS**, and further, that the officers of the Board be authorized to sign same.

Bonnie Bazill-Davis - Mandatory Child Abuse Recognition and Prevention training for 21st Century Community Learning Center after-school staff at Louise Troy PreK-3 School. Eff. 2/11/2013-6/28/2013.
Code: 599.2190.411.9021.000000.000.00.000 (Amt: \$600.00)
Purchase Request: PR003620

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ITEM XII

I recommend that the Board authorize the **Non-General Funds PURCHASE REQUESTS** as submitted by the Treasurer.

NON-GENERAL FUNDS

TO: Superintendent of Schools
FROM: Treasurer
SUBJECT: Purchase Requests for Board Agenda

I recommend that the following purchase requests in excess of \$5,000.00 be authorized by the Board of Education.

(1) PR004010

Vendor: Hertz Furniture, Corp.

Fund: 034.2720.570.6420.000000.000.00.000 (Amt: \$6,265.20)

(Facilities & Operations)

Description: Platforms, skirting, steps and other components to create a portable stage for use at various school events.

Amount: \$6,265.20

(2) PR004042

Vendor: Dayton Power & Light Corp

Fund: 013.4590.451.5541.000000.551.00.000 (Amt: \$20,000.00)

(Athletics)

Description: electrical services at Welcome Stadium

Amount: \$20,000.00

(3) PR004121

Vendor: MCS Software, LLC

Fund: 006.3120.410.6902.000000.534.00.000 (Amt: \$9,689.40)

(Nutrition Services)

Description: Training and support allows Nutrition Services to maximize the software used for production, point of sale, and Family Meal Applications which is necessary to serve students and staff efficiently and cost effectively.

Amount: \$9,689.40

(4) PR004216

Vendor: Schindler Elevator Corp.

Fund: 034.2720.423.6420.000000.000.00.000 (Amt: \$7,500.00)

(Facilities)

Description: Annual inspection, preventive maintenance and repair service to seven elevators in new school buildings per the OFCC-approved Maintenance Plan.

Amount: \$7,500.00

(5) PR004275

Vendor: Richard D. Smith & Sons, Inc.

Fund: 034.2720.423.6420.000000.000.00.000 (Amt: \$10,740.00)

(Facilities - Carpenters)

Description: Furnish and install carpet in Stivers old auditorium aisles.

Amount: \$10,740.00

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OSFC FUNDS

ITEM XIII

I recommend approval of the resolution Authorizing Amendment to Post-Closing Terms of Real Estate Purchase Contract with the City of Dayton.

Rationale

WHEREAS, the Board previously entered into a Real Estate Purchase Contract with the City of Dayton in which the purchase price for the premises was \$1,700,000, dated December 20, 2006 (the "Contract"). While the purchase and sale transaction under the Contract closed on or around December 11, 2007, certain terms of the Contract survived the closing.

WHEREAS, the parties expressed in the Contract an intent for the majority of the property located at 2408 Philadelphia Drive (formerly Fairview Middle School) to be used post-closing for market rate housing (the "Use Restriction"). However, certain development opportunities (for community purposes) have arisen since the time of the Contract, and the Board does not object to such proposed uses of the property. Accordingly, the Board is agreeable to amending the Use Restriction to provide that the subject property shall be used for purposes beneficial to the community, which may include, but are not limited to, market rate residential development and community facilities/institutions that support public education, and

WHEREAS, all other terms of the Amendment to the Real Estate Purchase Contract (the "Amendment") have been reviewed by the Board and by the Board's legal counsel.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Dayton City School District as follows:

1. The Board hereby approves the modification of the Use Restriction described herein and all other terms of the Amendment.
2. The Treasurer and the Board President are hereby authorized to execute the Amendment, and the Treasurer and the Board President are authorized to take such other actions as may be necessary to fulfill the obligations of the District under the Amendment.

Respectfully submitted,

Lori L. Ward
Superintendent

It was moved by Ms. Lee and seconded by Ms. Taylor to accept the Superintendent's Recommendations.
Nancy Nerny read Item V, Resolution for (HB59) .

AYES: Isaacs, Lacey, Lee, Nerny, Taylor, Thompson, Walker – 7

NAYS: None – 0

Motion Carried.

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TREASURER’S RECOMMENDATIONS

The following recommendations were presented by Hiwot Abraha, Interim Treasurer for consideration by the Board:

GENERAL & NON-GENERAL FUNDS

ITEM XIV

Pursuant to Section 3313.36 of the Ohio Revised Code, I recommend that the Board of Education of the Dayton City School District accept the following **donations** and that we convey our appreciation to the donor for their gracious and timely gifts.

A. DAYTON PUBLIC SCHOOLS

McKinney-Vento Homeless Children & Youth Holiday Celebration
Miller Valentine Group
\$500.00

Delta Sigma Theta Sorority, Inc.
\$300.00

Marilyn Frost
\$25.00

Ed Smith Flowers & Gifts
Three Poinsettias
\$125

McAfee Heating & Air
Two Bikes, One Basketball, One Football
\$200

Church on the Rock
Walmart Gift Cards
\$500

Burger Master (Benjamin’s) Corp.
One Hundred Chicken Wings
\$75

Bon Ton Stores Foundation
Gift Cards
\$200

Cub Foods
Gift Card
\$25

Cleveland Browns
Brown’s Memorabilia
\$60

Target Stores
Variety of Teen & Parent Gifts
\$1,500

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Barbara Brown & Family
Gift Cards
\$300

Life Enrichment Center
Ten Bicycles
\$900

Furst Florist & Greenhouse
Six Poinsettias
\$150

Catherine Smith
Sixty Christmas Cupcakes
\$120

Meijer
Gift Card
\$100

Kemp School PTA/CED
Walk A Thon
\$1,450

Sinclair Paralegal Student Association
Variety of Parent Gifts
\$600

North Dayton Garden Center
Eight Poinsettias
\$250

Janet Ware
Banquet Hall
\$800

Connie Bethel & Family
Numerous Holiday Gifts
\$500

Maxine Hawkins
Hats & Gloves
\$500

Various Donations
Glimcher Properties, LP
Meadowdale High School
\$5,000.00

Greater Dayton Chapter of 10-80 Blacks in Government
Wogaman 4-8 School
School Project
\$540.00

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Fit for a King
Meadowdale High School
\$50.00

Dunbar Alumni Association
Dunbar Boys Track Team Championship Rings
\$2,675.00

First Baptist Church of Dayton
Horace Mann PreK-8 School
Help Purchase Items/Food for Needy Families for Christmas
\$200.00

Wright State University
Westwood PreK-8 School
School Supplies
\$1,000.00

Ohio Federation of Licensed Nurses, Inc
Horace Mann PreK-8 School
Gift Card
\$320

Chris Rismiller
Vito Alto Saxophone
\$150

Karen Malesko
Pan American Metal Clarinet
\$15

Dayton Foundation
Six Hundred Expanding Brown Folders 5x9
\$90

Spaghetti Warehouse
UNCF Employee Drawing March 15, 2013
Two Gift Cards
\$50

Pizza Factory
UNCF Employee Drawing March 15, 2013
Two Gift Cards
\$20

Subway
UNCF Employee Drawing March 15, 2013
Two Gift Cards
\$12

Muslim Sisters of Dayton
Nine Hundred Student Reading Books
\$10,000

Vectren Energy Delivery of Ohio, Inc.

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Fifty-Four Tickets to the NCAA First Four for Dayton Public School Students Valued at \$2,160

ITEM XV

Pursuant to Section 5705.41 of the Ohio Revised Code, I recommend that the Board of Education of the Dayton City School District accept the following “then and now certificate.” It is hereby certified that both at the time of the making of this contract or order and at the date of the execution of this certificate the amount required to pay this contract or order has been appropriated for the purpose of this contract or order and is in the treasury or in the process of collection to the credit of the fund, free from any previous encumbrance.

I recommend that the following invoices \$3,000.00 and over be authorized for payment by the Dayton Board of Education.

INVOICE	FUND	VENDOR	DESCRIPTION	AMOUNT
0000092637	4301500014 5841000	Education Development Center, Inc.	Renewal of annual membership with The Urban Special Education Leadership Collaborative, a networking organization designed to support school district administrators from urban communities who are responsible for leading educational programs and services that benefit students with disabilities.	\$3,800.00
18	4502537125 5511000	All Occasions Signs & Promotional	Supplies and incentive awards for Thurgood Marshall student incentive.	\$5,000.00
1163	9100137103 5418035 9100137104 5418035	Dayton School Design Association	In accordance with the agreement for professional design services executed in February 2007 between DSDA and DPS; added the design for the demolition of McGuffey Elementary to the Optional Demolition list assigned to DSDA member design firms.	\$15,201.00

APPROVAL OF MINUTES

January 8, 2013 – Organizational Meeting
January 8, 2013 – Informational Meeting
January 22, 2013 – Business Meeting
January 26, 2013 – Board Retreat
January 29, 2013 – Board Work Session

A. BOARD MEMBER TRAVEL

April 13-15, 2013
NSBA Annual Conference

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San Diego, CA

April 24-26, 2013
National School Foundation
Indianapolis, IN

OSBA Legislative Conference
Columbus, OH

Respectfully submitted,

Hiwot Abraha
Interim Treasurer

It was moved by Ms. Nerny and seconded by Mr. Walker to accept the Treasurer's Recommendations.

AYES: Isaacs, Lacey, Lee, Nerny, Taylor, Thompson, Walker – 7

NAYS: None – 0

Motion Carried.

NEW BUSINESS

Interim Treasurer Hiwot Abraha reported on refinancing series A and series B Bond results.

Ms. Thomas indicated that the student senate discussed the habitat project at the March 7, 2013 meeting which was held at Stivers School for the Arts. The student senate is still seeking donations to the scholarship fund.

Ms. Taylor recognized a custodian Mr. Allen who performed his job well.

**BOARD RESOLUTION TO ADOPT BOARD POLICY
(FIRST READING)**

RATIONALE:

In as much as the board of education is committed to the continued updating of its Policies, Rules and Regulations Manual and the committee, which was appointed, has been working toward that goal, the following is brought at this time for first readings in compliance with Board File BFC Policy Adoption.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Dayton City School District, Montgomery County, Ohio, hereby accepts and adopts the following policy which has been codified for inclusion in the Handbook of Policies, Rules and Regulations:

File: IGBA PROGRAMS FOR STUDENTS WITH DISABILITIES
Revised to be aligned with current legislation.

File: IGBI LIMITED ENGLISH PROFICIENCY
Revised to be aligned with current legislation.

File: IGBEA READING SKILLS ASSESSMENT AND INTERVENTION
Revised to be aligned with current legislation.

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- File: IGD COCURRICULAR AND EXTRACURRICULAR ACTIVITIES**
Revised to be aligned with current legislation.
- File: IKE PROMOTION AND RETENTION OF STUDENTS**
Revised to be aligned with current legislation.
- File: IKF GRADUATION REQUIREMENTS**
Revised to be aligned with current legislation.

These policies are being read for the first time. As such, a Motion or Second is not required. This policy will be available in the Superintendent's Office for review and comment prior to their Second Reading and Adoption by the Board of Education. Furthermore, the policies will be reviewed by the Superintendent's Office, the Board's Office, and the Legal Department of the Dayton Public Schools prior to the Second Reading.

See attachments for detailed copies of these regulations

NEW BUSINESS CONTINUED

Ms. Isaacs attended a Mercy Manor. Fund- raising banquet.

Mr. Lee thanked the entire team who traveled to Chicago regarding the bond re-financing.

SUPERINTENDENT ANNOUNCEMENTS

- Another 7th grader will also participate in the Stem Prep Program
- Stivers students will receive recognition at the Governors Youth Art Exhibition
- Dayton Business Technology to receive the School of Excellence in urban education award May 24th
-

ADJOURNMENT

There being no further business, it was moved by Ms. Thompson and seconded by Ms. Nerny to adjourn.

AYES: Isaacs, Lacey, Lee, Nerny, Taylor, Thompson, Walker – 7

NAYS: None – 0

Motion Carried. Meeting adjourned at 8:22 p.m.

ATTEST:

Hiwot Abraha, Interim Treasurer / Chief Financial Officer

Joseph Lacey, President

**RESOLUTION TO ADOPT BOARD POLICY
(FIRST READING)**

RATIONALE:

Inasmuch as the Board of Education is committed to the continued updating of its Policies, Rules and Regulations Manual and the committee, which was appointed, has been working toward that goal, the following are brought at this time for first reading in compliance with Board File BFC Policy Adoption.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Dayton City School District, Montgomery County, Ohio, hereby accepts and adopts the following policies that have been codified for inclusion in the Handbook of Policies, Rules and Regulations:

FILE	TITLE	CHANGE
IGBA	Programs for Students with Disabilities	<i>Revised to be aligned with current legislation.</i>
IGBI	Limited English Proficiency	<i>Revised to be aligned with current legislation.</i>
IGBEA	Reading Skills Assessment and Intervention	<i>Revised to be aligned with current legislation.</i>
IGD	Cocurricular and Extracurricular Activities	<i>Revised to be aligned with current legislation.</i>
IKE	Promotion and Retention of Students	<i>Revised to be aligned with current legislation.</i>
IKF	Graduation Requirements	<i>Revised to be aligned with current legislation.</i>

These policies are being read for the first time. As such, a Motion or Second is not required. The policies will be available in the Superintendent's Office for review and comment prior to their Second Reading and Adoption by the Board of Education. Furthermore, the policies will be reviewed by the Superintendent's Office, the Board's Office, and the Legal Department of the Dayton Public Schools prior to the Second Reading.

PROGRAMS FOR STUDENTS WITH DISABILITIES

All students with disabilities living within the District are identified, evaluated and placed in appropriate educational programs. Additionally, all parentally-placed private school children with disabilities who reside in a state other than Ohio and attend a private school within the District are located, identified and evaluated. Due process requirements, procedural safeguards and confidential treatment of information are adhered to as required by State and Federal law.

The Superintendent is expected to supervise all special education programs and to assign a member of the staff to coordinate efforts. The person designated is responsible for the identification of students with disabilities, the evaluation of disabilities and evaluation procedures, the design of Individualized Education Programs (IEP), plans and placement. All procedures are in accordance with State and Federal law.

The IEP determined for each identified student is developed in accordance with the student's individual needs. The plan provides for re-evaluation of the student's needs, progress and effectiveness of the program being offered.

Although the District requires all students with disabilities to be tested, each student with a disability is considered individually relative to his/her participation in the District's educational and testing programs. Alternative assessments may be required. Students must make yearly gains towards closing the achievement gap as defined by the State Board of Education performance targets.

The Board, by resolution, directs the administration to comply with and follow the Ohio Department of Education, Office of Exceptional Children's model special education policies and procedures.

[Adoption date: August 5, 2009]

[Re-adoption date: December 8, 2009]

[Anticipated re-adoption date: April 16, 2013]

LEGAL REFS.: The Elementary and Secondary Education Act; 20 USC 1221 et seq.
Individuals with Disabilities Education Improvement Act; 20 USC 1400 et seq.
Rehabilitation Act; 29 USC 706(8), 794, 794a
504 Regulations 34 C.F.R. Part 104
504 Regulations 34 C.F.R.300.131
Americans with Disabilities Act Amendments Act of 2008; 42 USC 12101 et seq.
State Department of Education, Special Education Policies and Procedures,
Free Appropriate Public Education-101
ORC 3313.50
3323.01 et seq.
3325.01 et seq.
OAC Chapter 3301-51
3301-55-01

CROSS REFS.: ACB, Nondiscrimination on the Basis of Disability
IGBJ, Title I Programs
IL, Testing Programs
JB, Equal Educational Opportunities
JGF, Discipline of Students with Disabilities
KBA, Public's Right to Know

NOTE: Ohio's operating standards for Ohio Educational Agencies Serving Children with disabilities ("Operating Standards") require school districts to adopt written policies and procedures regarding the education of children with disabilities. In July 2009, the Ohio Department of Education, Office of Exceptional Children made available the department's model special education policies and procedures. These model special education policies and procedures do not need to be adopted in its entirety as board policy. Instead, a board of education should pass a resolution directing district administrators to comply with and follow ODE's model special education policies and procedures. This policy should be amended to include a paragraph that provides that the Board, by resolution, directs the administration to comply with and follow the model special education policies and procedures

THIS IS A REQUIRED POLICY

LIMITED ENGLISH PROFICIENCY

The Board recognizes the need to provide equal educational opportunities for all students in the District. Therefore, if the inability to speak and understand the English language excludes a student from effective participation in the educational programs offered by the District, the District shall take appropriate action to rectify the English language deficiency in order to provide the student equal access to its programs. Students in a language minority or who have limited English proficiency are identified, assessed and provided appropriate services.

The Board directs the administration to develop and implement instruction programs that:

1. appropriately identify language minority students;
2. provide the appropriate instruction to limited English proficient students to assist them in gaining English language proficiency, as well as content knowledge, in reading/language arts and mathematics and
3. annually assess the English proficiency of students and monitor their progress in order to determine their readiness for the mainstream classroom environment.

The District requires all students with limited English proficiency to be tested. Alternative assessments may be required. Students must make yearly gains towards closing the achievement gap as defined by the State Board of Education performance targets.

Limited English proficient students who have been enrolled in U.S. schools for less than one full year are exempt from one administration of the reading/language arts assessment administered to their grade levels. However, students who choose to take these tests are permitted to do so. (Assessments in math, science and social studies are not exempt.)

The District provides parents with notice of and information regarding the instructional program as required by law. Parental involvement is encouraged and parents are regularly apprised of their child's progress.

[Adoption date: August 5, 2009]

[Anticipated re-adoption date: April 16, 2013]

LEGAL REFS.: 42 USC 2000d
The Elementary and Secondary Education Act; 20 USC 1221 et seq.
34 CFR 200
ORC 3301.0711
3302.01; 3302.03
3313.61; 3313.611; 3313.612
3317.03
3331.04
OAC 3301-35-04; 3301-35-06; 3301-35-07

CROSS REFS.: AC, Nondiscrimination
IE, Organization of Facilities for Instruction
IGBJ, Title I Programs
IGBL, Parental Involvement in Education
JB, Equal Educational Opportunities
JK, Employment of Students

NOTE: THIS IS A REQUIRED POLICY

READING SKILLS ASSESSMENTS AND INTERVENTION
(Third Grade Reading Guarantee)

The Board believes in the importance of the development of English language skills. As a result the Board promotes the importance of reading skills through English diagnostic assessments and reading intervention services in order to provide a meaningful tool to identify and assist students in achieving proficiency in English language arts.

The District annually evaluates the English reading skills of each K-3 student by September 30 and identifies students who are reading below their grade level. The District uses the reading diagnostic assessment that is appropriate for the grade level and is adopted under State law or is a comparable tool approved by the Ohio Department of Education. The student's classroom teachers are involved in the assessment and identification of students reading below grade level.

The District provides written notification to the parents or guardian of students who are reading below their grade level. Intensive reading instruction is provided to students immediately after they are identified as having a reading deficiency. The District develops a reading improvement and monitoring plan within 60 days of receiving the student's diagnostic results.

For students who have been retained at the end of third grade, the District provides intense remediation services that include intensive interventions that address the student's specific areas of deficiency. Further, the District provides each retained student with a teacher who meets set criteria and offers the option for such students to receive applicable services from one or more providers other than the District.

Students who have been retained and who have demonstrated proficiency in a specific academic field as defined by State law are provided with instruction which is commensurate to the their achievement level.

The Board designates the Superintendent/designee to establish a district policy for the mid-year promotion of students who were retained but who now are reading at or above their grade level.

[Adoption date: September 18, 2012]

[Anticipated re-adoption date: April 16, 2013]

LEGAL REFS.: ORC 3301.07; 3301.0710; 3301.0711(D); 3301.0715; 3301.079
3313.608; 3313.609; 3313.6010; 3313.6012; 3324.01
OAC 3301-35-04; 3301-35-06

CROSS REFS.: IGBE, Remedial Instruction (Intervention Services)
IGBI, Limited English Proficiency
IKE, Promotion and Retention of Students

NOTE: This policy also applies to community schools.

THIS IS A REQUIRED POLICY

COCURRICULAR AND EXTRACURRICULAR ACTIVITIES

The purpose of education is to develop the whole person of the student. For this reason an educational program must embody, as an essential element, activities, which involve students beyond the classroom and foster the values, which result from interaction and united effort. Such activities form a logical extension of the required and general curriculum and the elective or special curriculum.

The Board has established the criteria for cocurricular and extracurricular activities consistent with its philosophy of, and goals for, education. All student activity programs must:

1. have educational value for students;
2. be in balance with other curricular offerings in the schools and be supportive of, and never in competition with, the academic program and
3. be managed in a professional manner.

The Board may require that students pay reasonable fees to participate in cocurricular and extracurricular activities.

The following guidelines govern the student activity programs.

1. Student activities are those school-sponsored activities, which are voluntarily engaged in by students, have the approval of the school administration and do not carry credit toward promotion or graduation.
2. Each school, under the direction of the principal and professional staff, has a student activity program designed to stimulate student growth and development by supplementing and enriching the curricular activities. All receipts and expenditures are accounted for through the activity account.
3. Each activity should be designed to contribute directly to the educational, civic, social and ethical development of the students involved.
4. The student activity program receives the same attention in terms of philosophy, objectives, social setting, organization and evaluation as that given the regular school curriculum.

5. Each school develops written guidelines and procedures regulating the creation, organization, administration and dissolution of student activity programs. The Superintendent reports annually to the Board the general purposes, plans and financial status of the cocurricular and extracurricular programs of the District.
6. The expenses involved in participating in any school activity and in the total program for a school year should be set so that a majority of the students may participate without financial strain. Special consideration may be given in cases in which the expense of participating would result in exclusion.
7. Activities must be open to all students, regardless of race, color, national origin, ancestry, citizenship status, religion, sex, economic status, age, disability or military status.
8. Activities must not place undue burdens upon students, teachers or schools.
9. Activities should not interfere with regularly scheduled classes. This limitation often requires conducting such activities beyond the regular school day, if possible.
10. Activities at any level should be unique, not duplications of others already in operation.
11. Students participating in cocurricular and extracurricular activities are expected to demonstrate responsible behavior and good conduct. The Board encourages the development and promotion of sportsmanship in all phases of the educational process, including athletics and all other cocurricular and extracurricular activities.
12. Students suspended and expelled from school are banned from extracurricular activities. Students may also be suspended from extracurricular activities for violations of the Student Code of Conduct or the code of conduct of the particular activity in which they participate. Students absent from school are not permitted to participate in extracurricular activities on that date.
13. Annually, the Board directs the Superintendent/designee to identify supplemental contract positions that supervise, direct or coach a student activity program which involves athletic, routine/regular physical activity or health and safety considerations. Upon the identification of the position, the individual must complete the requirements established by the Ohio Department of Education and State law.
14. Students may be expelled for up to one year for firearm-related or knife-related incidents occurring off school property while at an interscholastic competition, extracurricular event or other school-sponsored activity.

15. Students may be removed from extracurricular activities when their presence poses a continuing danger to persons or property or an ongoing threat of disruption. If a student is removed from extracurricular activities, such removal may include all extracurricular activities in which the student is involved.
16. Students in grades 7-12 enrolled in District-sponsored community schools are permitted to participate in the District's extracurricular activities, including interscholastic athletics. The Board may require the community school student to enroll in and participate in no more than one academic course in the District as a condition for participation.
17. Resident students attending STEM schools are permitted to participate in the District's extracurricular activities, including interscholastic athletics.

[Adoption date: August 5, 2009]

[Re-adoption date: December 8, 2009]

[Antipated re-adoption date: April 16, 2013]

LEGAL REFS.: ORC 3313.537; 3313.58; 3313.59; 3313.664
3315.062
3319.16
Chapter 4112

CROSS REFS.: AFI, Evaluation of Educational Resources
DJ, Purchasing
IGDB, Student Publications
IGDC, Student Social Events
IGDF, Student Fundraising Activities
IGDG, Student Activities Funds Management
IGDJ, Interscholastic Athletics
IGDK, Interscholastic Extracurricular Eligibility
JECBC, Admission of Students from Nonchartered or Home Schooling
JED, Student Absences and Excuses
JGD, Student Suspension
JGDA, Emergency Removal of Student
JGE, Student Expulsion
JL, Student Gifts and Solicitations
JN, Student Fees, Fines and Charges
KGB, Public Conduct on District Property
KK, Visitors to the Schools
Student Handbooks

NOTE: In 2009, the Ohio General Assembly enacted House Bill (HB) 1, which directed school districts to count – up to four days as excused absences – time that a student is absent from school for the sole purpose of traveling out of state to participate in a board of education approved enrichment activity or an extracurricular activity. The student is required to make up all missed classroom assignments.

In addition, if the student will be out of the state for four or more consecutive school days for a board-approved enrichment or extracurricular activity, a classroom teacher employed by the board must accompany the student to provide instructional assistance.

For boards of education developing policy without the assistance of an OSBA consultant, this category is useful for general policy on student activities and for establishing definitions. For additional information on this topic, contact Ohio Association of Secondary School Administrators and Ohio High School Athletic Association.

THIS IS A REQUIRED POLICY

PROMOTION AND RETENTION OF STUDENTS

The promotion of each student is determined individually. The decision to promote or retain a student is made on the basis of the following factors. The teacher takes into consideration: reading skill, mental ability, age, physical maturity, emotional and social development, social issues, home conditions and grade average.

Promotion procedures demand continuous analysis and study of the cumulative student case history records. Administrative guidelines must be developed and reviewed and may include the following elements.

1. A student receiving passing grades in the core courses is promoted.
2. A student having failing grades in the core courses at the end of each year is evaluated by the teachers, guidance counselor and principal for placement.
3. No conditional promotions are permitted.
4. A student having failing grades may be assigned to the next higher grade with discretion only with approval of the principal.
5. No student having passing grades, "D" or above, throughout the year is failed.
6. No student should be retained more than twice in the elementary grades, kindergarten through eighth grade.
7. Documentary and anecdotal evidence should be available to justify retention.

Any student who is truant for more than 10% of the required attendance days of the current school year and has failed two or more of the required curriculum subject areas in the current grade is retained unless the student's principal and the teachers of the failed subject areas agree that the student is academically prepared to be promoted to the next grade level.

"Academically prepared," means that the principal, in consultation with the student's teacher(s), has reviewed the student's work and records and has concluded that, in his/her judgment as a professional educator, the student is capable of progressing through and successfully completing work at the next grade level.

Beginning with students who enter third grade in the 2013/2014 school year, any student who does not receive the minimum level of achievement on the Third Grade English Language Arts Assessment will not be promoted to fourth grade unless one of the following applies:

1. The student is a limited English proficient student who has been enrolled in United States schools for less than two full school years and has had less than two years of instruction in an English as a second language program.
2. The student is a child with a disability entitled to special education and related services under Chapter 3323 of the Revised Code and the student's individualized education program exempts the student from retention under this division.
3. The student demonstrates an acceptable level of performance on an alternative standardized reading assessment as determined by the Ohio Department of Education.
4. All of the following apply:
 - A. The student is a child with a disability entitled to special education and related services under Chapter 3323 of the Revised Code.
 - B. The student has taken the third grade English language arts achievement assessment prescribed under Section 3301.0710 of the Revised Code.
 - C. (iii) The student's individualized education program or plan under Section 504 of the Rehabilitation Act of 1973 shows that the student has received intensive remediation in reading for two school years but still demonstrates a deficiency in reading.
 - D. The student previously was retained in any of grades kindergarten to three.
5. The student received intensive remediation for reading for two school years but still demonstrates a deficiency in reading and was previously retained in any of grades kindergarten to three. Students promoted under this section continue to receive intensive reading instruction in grade four. The instruction includes an altered instructional day that includes specialized diagnostic information and specific research-based reading strategies for the student that have been successful in improving reading among low-performing readers.

Intervention services are offered to students who are not making satisfactory progress toward the attainment of the statewide academic standards for their grade level.

Any student who has been retained because of results on the third grade English language assessment and who demonstrates during the academic year that he/she now is reading at or above grade level is promoted to the fourth grade pursuant to the district-level mid-year promotion policy.

[Adoption date: August 5, 2009]

[Re-adoption date: October 16, 2012]

[Anticipated re-adoption date: April 16, 2013]

LEGAL REFS.: ORC 3301.07; 3301.0710; 3301.0711; 3301.0712; 3301.0715;
3313.608; 3313.609; 3313.6010; 3313.6012, 3314.03
OAC 3301-35-04; 3301-35-06

CROSS REFS.: AFI, Evaluation of Educational Resources
IGBE, Remedial Instruction (Intervention Services)
IGBEA, Reading Skills Assessments and Interventions (Third Grade Reading
Guarantee)
IGCD, Educational Options (Also LEB)

NOTE: This policy also applies to community schools.

THIS IS A REQUIRED POLICY

Senate Bill 316 changed districts' option related to students who don't pass the Third Grade Reading Assessment. These changes go into effect for students who enter the third grade in the 2013-14 school year.

GRADUATION REQUIREMENTS

The Board desires that its standards for graduation meet or exceed the minimum standards of the Ohio Department of Education as well as State law and, further, that our high schools compare favorably with other high schools in the state that are recognized for excellence.

The Board assumes that at the time of graduation each student has fulfilled all academic and financial obligations. A good school record, scholastic and otherwise, is the best recommendation a student can offer, either for college admission or for a job. A record of good personal behavior and cooperation is expected.

The requirements for graduation from high school are as follows.

<u>Minimum</u>		<u>Ohio Core</u>	
English Language Arts	4 units	English Language Arts	4 units
History and government, including one-half unit of American History and one-half unit of American Government	1 unit	History and government, including one-half unit of American History and one-half unit of American Government	1 unit
Social Studies	2 units	Social Studies	2 units
Science, including one unit each in Physical Science and Biology	3 units	Science, with inquiry-based lab experience, including one unit each in Physical Science and Life Sciences and one unit in Chemistry, Physics or other physical science, Advanced Biology or other life science, Astronomy, Physical Geology or other earth or space science	3 units
Mathematics	3 units	Math, including one unit of Algebra II or its equivalent	4 units
Health	½ unit	Health	½ unit
Physical Education	½ unit	Physical Education	½ unit
Electives *	<u>6 units</u>	Electives **	<u>5 units</u>
Total	20 units	Total	20 units

The minimum requirements for graduation also include:

1. student electives* of at least one unit or two half units, from the areas of business/technology, fine arts and/or foreign language;
2. units earned in English language arts, mathematics, science and social studies shall be delivered through integrated academic and technical instruction and
3. passing all state-required examinations.

The Ohio Core requirements for graduation also include:

1. student electives** of any one or combination of the following: foreign language, fine arts (two semesters in any of grades 7-12), business, career-technical education, family and consumer sciences, technology, agricultural education or additional English language arts, math, science or social studies courses not otherwise required under the Ohio Core;
2. units earned in social studies shall be integrated with economics and financial literacy and
3. passing all state-required examinations.

Summer School

Summer school credits are accepted toward graduation, provided that administrative approval has been given prior to registration for the course.

Postsecondary Enrollment Options

Credit is awarded for a course successfully completed outside of regular school hours by a student at an accredited postsecondary institution. High school credit awarded for a course successfully completed under this section of the Ohio Revised Code counts toward the graduation requirements and subject area requirements of the District. If a course comparable to the course successfully completed is offered by the District, then comparable credit for the completed equivalent course is awarded. If no comparable course is offered, the District grants to the student an appropriate number of credits in a similar subject area.

The course can be free of charge or paid by the student's parent or guardian.

Physical Education Exemption

The Board may allow a student who, during high school, has participated in interscholastic athletics, marching band, or cheerleading for at least two full seasons or an approved Junior Reserve Officer Training Corps (JROTC) program for two years to not be required to complete any physical education courses as a condition to graduate. However, the student is required to complete one-half unit, consisting of at least 60 hours of instruction, in another course of study.

Award of Carnegie Units

A student must earn a grade of D or better in a course in order for the Carnegie unit to be awarded.

A student may earn Carnegie units through coursework completed in a regular high school setting or through any of the following alternative settings:

1. High School Coursework Taken Prior to Ninth Grade:

Carnegie units are awarded if the following requirements are met:

- A. The coursework covers the same curriculum and content as the equivalent high school course with the same level of rigor and
- B. The course is taught by a highly qualified teacher with a high school teaching certificate or license.

2. High School Coursework Completed Through Summer School:

Summer school coursework may be approved for Carnegie unit credit at the discretion of the Superintendent or his/her designee. Students must receive administrative approval prior to registering for the summer school coursework.

Summer school courses could carry a fee as determined by the Board.

3. High School Coursework Completed Through Credit Recovery:

Credit recovery opportunities are made available when a student has met seat time (registered for the course, attended and failed) for a core curriculum subject (English, Mathematics, Science or Social Studies). Credit recovery coursework provides an opportunity for students to earn the Carnegie units needed to graduate.

Credit recovery coursework is offered and directed by highly qualified teachers. Some components of credit recovery coursework may be held on a District school campus; other components may utilize computer technology and distance learning.

Credit recovery courses taken during the academic year or the summer months could carry a fee as determined by the Board.

4. Equivalent or More Advanced Coursework Completed at an Accredited Postsecondary Institution:

- A. Equivalent Coursework: One Carnegie unit is awarded for coursework equivalent to a comparable course offered by the District.
- B. Advanced Coursework: One or more Carnegie units for advanced coursework are awarded in a similar subject area at the discretion of the Superintendent or his/her designee.

Any fees associated with the courses below are the responsibility of the student, parent or guardian.

5. Online Courses

- A. High school courses offered online are accepted for graduation credit if the online provider has been pre-approved by curriculum and instruction and:
 - 1. The course is pre-approved through the counselor
 - 2. The course meets guidelines established through an accreditation agency such as North Central Accreditation

6. Credit Flexibility

Coursework satisfactorily completed through Credit Flex may be used toward graduation requirements. All requests for Credit Flex must be submitted on the district request form and pre-approved prior to the beginning of any course or activity.

7. High School Coursework Offered Through Correspondence Courses:

- A. Carnegie units for correspondence coursework offered by accredited state universities may be awarded (but are not guaranteed to be awarded) in a similar subject area at the discretion of the Superintendent or his/her designee. It is recommended that pre-approval be obtained prior to the start of any correspondence course.
- B. Carnegie units are not awarded for coursework offered by institutions established primarily for correspondence study.
- C. The student must arrange for the school offering the correspondence course(s) to provide the District with an official transcript and official information describing the contents of the correspondence course(s) for which credit is being requested.

8. High School Coursework Offered Through Tutoring

- A. Carnegie units for core coursework taught by a District-approved highly qualified tutor are available.
- B. Cost of the tutoring services is the responsibility of the parent.
- C. All tutoring requests must be approved by the Office of Secondary Education or the Office of Curriculum and Instruction prior to obtaining the approved list of tutors.

Ohio State Testing Requirements

Students must pass all five Ohio Graduation Tests or meet all of the following alternatives:

- 1. pass four of the five tests and has missed passing the 5th test by no more than 10 points;
- 2. have a 97% attendance rate, excluding any excused absences, through all four years of high school and must not have had an expulsion in high school;
- 3. have at least a grade point average of 2.5 out of 4.0 in the courses of the subject area not yet passed;
- 4. have completed the high school curriculum requirement;
- 5. have participated in any intervention programs offered by the school and must have had a 97% attendance rate in any programs offered outside the normal school day and
- 6. have letters recommending graduation from the high school principal and from each high school teacher in the subject area not yet passed.

[Adoption date: August 5, 2009]

[Re-adoption date: July 20, 2010]

[Re-adoption date: August 21, 2012]

[Anticipated re-adoption date: April 16, 2013]

LEGAL REFS.: ORC 3313.60; 3313.6014; 3313.603; 3313.605; 3313.61
3345.06
OAC 3301-35-04

CROSS REFS.: IGCA, Summer Schools
IGCD, Educational Options (Also LEB)
IGCH, Postsecondary Enrollment Options (Also LEC)
JN, Student Fees, Fines and Charges

NOTE: Although the minimum requirements for graduation are listed in the policy as 20 units of credit, boards of education are permitted to require more than 20 units in order for its students to graduate from high school and should edit this policy accordingly.

Senate Bill (SB) 311, passed in 2006, permits boards of education to adopt a policy that excuses from high school physical education those students who have participated in interscholastic athletics, cheerleading or marching band for at least two full seasons. However, excused (exempted) students must complete one-half unit of at least 60 hours of instruction in another course of study in order to graduate from high school.

House Bill (HB) 290, passed in 2009, adds participation in Junior Reserve Officer Training Corps (JROTC) programs approved by the United States Congress to the list of permitted electives within the Ohio Core curriculum. Boards of education may also excuse (exempt) participating students from high school physical education courses if participation in JROTC is for at least two full years.

In addition, under HB 290, boards of education are permitted to grant high school credit for two full years of participation in JROTC without the student having to take another course of study in order to graduate from high school.

THIS IS A REQUIRED POLICY