

# BRIEF CASE

THE OHIO SCHOOL BOARDS ASSOCIATION

Serving the public school leadership team



## OSBA, other education groups endorse new electricity pooling program

OSBA, the Ohio Association of School Business Officials, the Buckeye Association of School Administrators and the Ohio Schools Council have joined together to offer an electricity savings program called Power4Schools. The power of pooled purchasing will offer school districts significant savings and provide budget certainty. The school groups have endorsed FirstEnergy Solutions for school districts in the Ohio Edison, Illuminating Company, Toledo Edison and Duke Energy Ohio service areas. Eligible northern Ohio schools that sign up for the program would receive savings on electricity generation through 2019; eligible schools in the Duke Energy Ohio service area would save through 2014. For more information, contact OSBA.

## Kasich names former state rep to vacated State Board of Education seat

Gov. **John Kasich** appointed former state Rep. **Bryan Williams** of Summit County to the District 7 State Board of Education seat on April 5. It was Kasich's seventh State Board appointment since taking office in January. Williams replaces **Tammy O'Brien**, whom Kasich appointed as a Summit County common pleas court judge.

## Legislation restores two calamity days to school districts

The governor has signed legislation that increases the number of school calamity days from three to five for the 2010-2011 school year. The law also allows Ohio school districts to use half-hour increments, rather than full days, to make up time lost on days that schools must close. For details, see "Legislative Report" on page 9.

## Connecticut school board member takes over as NSBA president

**Mary Broderick**, the National School Boards Association 2011-2012 president, took office earlier this month during the NSBA Annual Conference & Exposition in San Francisco. Broderick, from Connecticut, replaces **Earl C. Rickman III** of Michigan. In other action, the NSBA Delegate Assembly elected **C. Ed Massey** of Kentucky as president-elect and **David Pickler** of Tennessee as secretary-treasurer.

## OSBA announces new director, deputy director and regional manager

**Kathy LaSota** has been named OSBA director of school board services. LaSota, who has served the association for eight years, previously was deputy director of school board services. She replaced **Rob Delane**, who will take over full-time duties as deputy executive director. **Crystal Davis Hutchins** is OSBA's new deputy director of communication services. She comes to the association from the Industrial Commission of Ohio, where she served as communications director. Hutchins has experience in media relations, television production, website development and

April 25, 2011  
Volume 42 Issue 8

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### Route workshop information to:

- Administrators
- Human resource directors
- Principals
- Transportation supervisors

journalism. She replaced **Scott Ebright**, who retired in March after 26 years. **Terri Neff** has been hired as northeast regional manager. Neff served for 10 years as a school board member at **Brecksville-Broadview Heights City and Cuyahoga Heights Local (Cuyahoga)**. She replaced **Russell B. McKenzie**, who retired after being in the post for nine years.

### Deadline for 2011 Student Achievement Fair extended

The deadline for Student Achievement Fair nominations has been extended to June 1. The fair, held Nov. 15 during the OSBA Capital Conference, showcases 100 displays of innovative school district programs and five student performing groups. The conference runs Nov. 13-15. For details and to apply online or download a nomination form, visit [www.ohioschoolboards.org/SAF](http://www.ohioschoolboards.org/SAF).

### Pass the fourth grade, get into the state fair free

Ohio students who successfully complete the fourth grade can use their report cards as a free ticket to the 2011 Ohio State Fair. The child must be accompanied by an adult, who also gets in free.

The Ohio Department of Agriculture launched the new program to teach young people more about where their food comes from. Program participants also can compete to earn one of four \$500 scholarships and free family admission to the 2012 state fair.

The agriculture department said that about 133,000 students are expected to finish the fourth grade this year. A spokesperson said that a Web page will be set up soon with more details. The department's website address is [www.agri.ohio.gov](http://www.agri.ohio.gov).

This year's fair runs from July 27 to Aug. 7.

Source: McClatchy-Tribune Information Services

### OSBA SW Region seeks outstanding student programs

OSBA's Southwest Region is looking for top student programs to recognize. Program categories are: multidistrict impact, ongoing, new, volunteer and a new category, special recognition. The region will honor winners at its

fall conference on Oct. 13. The nomination deadline is June 30; forms are available at [www.ohioschoolboards.org/sw-region](http://www.ohioschoolboards.org/sw-region). For further information, contact Southwest Regional Manager **Ronald J. Diver** at (937) 746-7641 or [rdiver@ohioschoolboards.org](mailto:rdiver@ohioschoolboards.org).

### OSBA online

● [www.ohioschoolboards.org](http://www.ohioschoolboards.org)

The action in the Ohio General Assembly has been moving at a breathtaking pace so far this year. Labor relations, community schools, vouchers, unfunded mandates and the biennial budget are all on the front burner. To stay up-to-date on the rapidly developing legislative agenda, check OSBA's BillTracker every day. This valuable tool enables you to check the latest status of legislation with keyword, legislator, bill number and topic searches. Log onto [www.ohioschoolboards.org/billtracker](http://www.ohioschoolboards.org/billtracker) and stay informed.



## Briefcase

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OSBA President: **Cathy Johnson, South-Western City**  
OSBA Executive Director: **Richard Lewis, CAE**  
Managing editor: **Gary Motz**, editorial manager  
Assistant editor, layout and design: **Angela Penquite**, communication design manager

*A one-year subscription to Briefcase is \$110 for up to 15 subscribers. Briefcase also is available electronically by e-mail or by fax. For more information, contact Ann Herritt at the address or fax number above or e-mail to [aherritt@ohioschoolboards.org](mailto:aherritt@ohioschoolboards.org).*

*Briefcase is published semimonthly by the Ohio School Boards Association. Postage paid at Westerville, Ohio. Postmaster: Send address changes to: Briefcase, Attn.: Mailroom, Ohio School Boards Association, 8050 N. High St., Suite 100, Columbus, OH 43235-6481*

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OSBA leads the way to educational excellence by serving Ohio's public school board members and the diverse districts they represent through superior service and creative solutions.



# BULLETIN BOARD

compiled by Melanie Price, administrative assistant of communication services

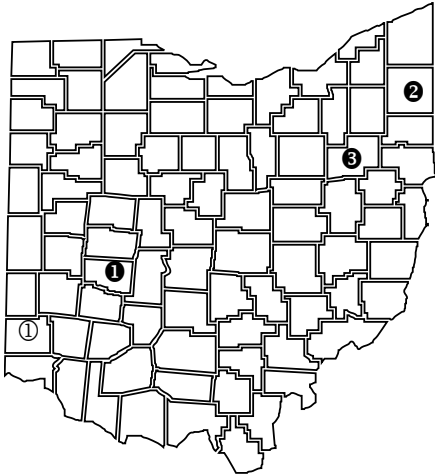
## OSBA executive searches

### Superintendent

District	Deadline	Contact
① Northeastern Local (Clark)	April 29	OSBA Search Services, (614) 540-4000
② Warren City	May 6	OSBA Search Services, (614) 540-4000
③ Massillon City	TBD	OSBA Search Services, (614) 540-4000

### Treasurer

District	Deadline	Contact
① Middletown City	May 31	OSBA Search Services, (614) 540-4000



① = Superintendent  
① = Treasurer

## Other searches

Position	District	Deadline	Contact
Superintendent	Mathews Local (Trumbull)	April 29	Michael Hanshaw, superintendent, Trumbull County ESC, (330) 505-2800
Superintendent	North Ridgeville City	May 2	Maria Sycz, board president, North Ridgeville City, (440) 327-4444
Superintendent	New Lexington City	May 2	Charlie Irish or Homer Mincy, Finding Leaders/Ohio Schools Council, (216) 447-3100, ext. 106 or (614) 205-3455
Superintendent	Oak Hill Union Local (Jackson)	May 6	Lowell Howard, superintendent, South Central Ohio ESC, (740) 354-0221
High school assistant principal/athletic director	River Valley Local (Marion)	May 5	Thomas G. Shade, superintendent, River Valley Local, (740) 725-5401

## Board changes

Lisbon EV named Marti Cusick Grimm to the board to replace Robert "Chick" Ashton, who resigned March 14. ●●● North Ridgeville City board member Bo Truett announced his resignation effective immediately. ●●● Wooster City board member Denise Parker announced her resignation effective immediately due to job and family commitments.

### Editor's note

Job postings must be received six weeks before the application deadline to ensure timely publication. Thank you for your cooperation.

## Administrative changes

### Superintendents

Athens-Meigs ESC hired **Rick Edwards** as superintendent effective Aug.1. He replaces Interim Superintendent **Bill Buckley**. Edwards is currently superintendent at **Eastern Local (Meigs)**. ●●● **Berlin-Milan Local (Erie)** hired **Bill Pahl** as interim superintendent effective immediately. He replaced **David Snook**, who retired. ●●● **Bethel-Tate Local (Clermont)** hired **Melissa Kircher** as superintendent in August. She will replace **Jim Smith**, who is retiring in August. She is currently superintendent for **New Miami Local (Butler)**. ●●● **Bowling Green City** hired Dr. **Ann McVey** as superintendent effective immediately. She replaced **Hugh Caumartin**, who retired in January. McVey was the interim superintendent for the district. ●●● **Fayetteville-Perry Local (Brown)** hired **Raegan White** as superintendent effective Aug. 1. White, currently the high school principal for the district, replaces **Roy Hill**. ●●● **National Trail Local (Preble)** Superintendent Dr. **Clint Moore** announced his resignation effective July 31. ●●● **New Miami Local (Butler)** hired **Dave Gibson** as superintendent effective July 1. He replaces Melissa Kircher, whose new position is mentioned above. Gibson currently is the district's assistant superintendent. ●●● **Pandora-Gilboa Local (Putnam)** hired **R. Todd Schmutz** as superintendent effective Aug. 1. He replaces **Dale Lewellen**, who took the superintendent position at **Bath Local (Allen)**. Schmutz is currently an elementary/middle school principal for the district. ●●● **Perry Local (Lake)** hired **Jack Thompson** as superintendent effective Aug. 1. He replaces Interim Superintendent **Keith Thimons**. Thompson currently is assistant superintendent at **Kenston Local (Geauga)**. ●●● **Streetsboro City** hired **Robert W. Hunt** as superintendent effective Aug. 1. He replaces **Linda T. Keller**, who resigned in December. Hunt currently is assistant superintendent at **Chagrin Falls EV**. ●●● **Wayne Trace Local (Paulding)** hired **Stephen Arnold** as superintendent effective Aug. 1. He will replace **Brian Gerber**, who has taken the superintendent position at **Western Buckeye ESC**. Arnold is currently a high school principal at **Antwerp Local (Paulding)**.

### Treasurers

Ashtabula County ESC hired **Mary Gillespie** as treasurer effective May 1. She replaces **Bonnie Brockway**, who is taking the treasurer's position at **Jefferson Area Local (Ashtabula)**. Gillespie is currently the treasurer at **Conneaut Area City**. ●●● **Washington County Career Center** hired **Joe Crone** as treasurer effective immediately. He replaced **Janine Satterfield**, who retired in March. ●●● **Zanesville City** hired **Jolene R. Carter** as treasurer effective June 1. She replaces **Cindy Nye**, who is retiring. Carter currently is assistant treasurer at **Gallipolis City**.

## OSBA Deputy Director of School Board Services position available

The Ohio School Boards Association is seeking qualified applicants for a full-time position as the deputy director of school board services. The successful candidate will provide leadership to the association; assist with planning, developing, coordinating, monitoring and evaluating all division activities; serve as a professional search consultant; produce and deliver workshops and retreats; provide consulting services to public school districts; and assist with coordination of school board development programs. Knowledge and experience with school boards, school administration and strategic planning are required. Experience in management, supervision, group facilitation and adult training is essential. Must have college degree in a related field and possess excellent written and oral communication skills. Public speaking, evening and weekend work and travel in Ohio are required. Send cover letter, résumé and salary expectations to School Board Services Search, OSBA, 8050 N. High Street, Suite 100, Columbus, Ohio 43235. No email or online applications will be considered. Deadline is May 6, 2011. EOE

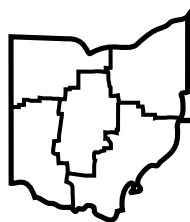
### Sympathies

Former **Arlington Local (Hancock)** Treasurer **Ila Mae Riegle** died April 7. She was 76. ●●● Former **Bradford EV Board of Education** member **John W. Brubaker** died March 9. He was 90. ●●● **Ralph Weiz**, former board of education member for the former **Henry County Board of Education** and **Four County Career Center**, died April 10. He was 85. ●●● Former **Lakota Local (Butler)**

*Continued on page 5*

Bulletin Board, continued from page 4

Board of Education member **James E. Neal** died April 3. He was 84. ●●● **Ralph F. Knowlton**, former board of education member for the former **Salem Liberty** school district, as well as former board of education member of the **Fort Frye Local (Washington)** and **Washington County Career Center**, died March 25. He was 79. ●●● **A. Richard DeWeese**, former board of education member for the former **Staunton Township** and **Miami Central** schools in Miami County and **Miami East Local (Miami)** died April 2. He was 93.



## REGIONAL ROUNDUP

compiled by Angela Penquite, communication design manager

### Spring conference bring showers of recognitions

Nearly 1,000 school board members, administrators and guests attended the six regional conferences throughout the state.

Each gathering featured numerous recognitions, outstanding student entertainment, association updates and fellowship. Attendees networked with fellow board members and created new contacts in the regions.

OSBA President **Cathy Johnson**, **South-Western City**, OSBA Executive Director **Richard Lewis** and a number of association staff members traveled to all of the conferences to greet attendees and present OSBA updates.

If you attended a regional conference you are eligible for five credits toward the OSBA Award of Achievement. For information on the Award of Achievement program, visit <http://links.ohioschoolboards.org/43085>.

Following is a summary of the spring conference from reports submitted by the regional managers, who organize and

oversee the annual spring and fall meetings. Visit [www.ohioschoolboards.org/Regions](http://www.ohioschoolboards.org/Regions) and choose your region to view photos from the conferences. You also can learn more about OSBA's regions or get contact information for your regional managers.

#### Central Region

by *Dr. Michael G. Grote*  
regional manager

The Central Region welcomed 236 registered guests to its Spring Conference on March 16 at Villa Millano in Columbus.

Region President **Cindy Crowe**, **Westerville City**, hosted the event, which featured presentations by OSBA President Johnson, OSBA Executive Director Lewis and OSBA Lobbyist **Michelle Francis**.

Twelve Central Region Outstanding Teachers were recognized, including 2011 Ohio Teacher of the Year **Timothy Dove** from **Worthington City's** Phoenix Middle School. The region also honored board members for 10, 15

and 20 years of service. The region especially congratulates 20-year veterans **Carolyn E. Addair**, **Danville Local (Knox)**; **Arthur Brate**, **Liberty Union-Thurston Local (Fairfield)**; **Jim Clinger**, **Cardington-Lincoln Local (Morrow)** and **Tri-Rivers Career Center**; **Joseph Farmer**, **Liberty Union-Thurston Local**; **Robert Haas**, **River Valley Local (Marion)**; **Byron Lloyd**, **Ross-Pike ESC** and **Pickaway-Ross Career and Technology Center**; and **Gordon L. McCarty**, **Miami Trace Local (Fayette)**.

The region celebrated one of its largest classes of OSBA Award of Achievement recipients, with 10 receiving the award. **Joyce Galbraith**, **ESC of Central Ohio and Eastland-Fairfield Career & Technical Center**, was named a Master Board Member. **Charlie Wilson**, **Worthington City**, received the National School Boards Association's School Board Member National Recognition for

*Continued on page 6*

Regional Roundup, continued from page 5

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his leadership and participation in state and national meetings.

Mark your calendar for the Central Region Fall Conference to be held Wednesday, Sept. 28 at Villa Milano.

## Northeast Region

by Jeff Chambers  
interim regional manager

March 23 marked the Northeast Region's Spring Conference.

**Wayne County Schools Career Center** in Smithville was the setting for this recognition and meeting of local school board members and administrators from districts throughout the region's 19 counties. Members enjoyed hors d'oeuvres, a buffet dinner and desserts prepared by students from Wayne County Schools Career Center's Culinary Arts program.

The Choralettes & Debonaires from **Green Local's (Wayne)** Smithville High School, under the direction of **Kelly Riley**, entertained guests after dinner. Attendees were impressed with the musical expertise of these talented students.

More than 150 attendees heard greetings from OSBA President Johnson, along with an update on various OSBA programs and initiatives by OSBA Executive Director Lewis. A highlight of the evening was a legislative update by OSBA Lobbyist **Jay Smith**.

Northeast Region President **Susie Lawson**, **Tri-County ESC** and Wayne County Schools Career Center, and Johnson, assisted by Lewis and **Rob Delane**, OSBA

deputy executive director, presented the awards and recognitions. The region honored 19 Ohio Teacher of the Year nominees.

Thirty board members received the Award of Achievement. Master Board Member honors were presented to **William "Bud" Hill**, **Ashtabula County ESC** and **Ashtabula County JVSD**, and **Matthew John Markling**, **Lakewood City**. The region also recognized 103 board members for 10 years of service; 13 for 15 years; and 13 for 20 years. Lawson received the National School Boards Association's School Board Member National Recognition.

## Northwest Region

by Dr. Judy Jackson May  
regional manager

Northwest Region President Dr. **Angela Zimmann**, **Lucas County ESC**, presided over "An Evening at the Apollo" and welcomed 121 guests to the March 10 Spring Conference. Superintendent **Judy L. Wells** and the **Apollo Career Center** provided an excellent venue that spotlighted the outstanding culinary expertise of Restaurant Technology Program Director **Carrie Hamilton**. Guests were treated to, among other menu items, appetizers, carved beef and a Banana's Foster Dessert Bar.

Attendees were greeted and registered by members of the Northwest Region Executive Committee, including region President-elect **David Spridgeon**, **Arcadia Local (Hancock)**; **Jaimie L. Beamer**, **Seneca East Local**

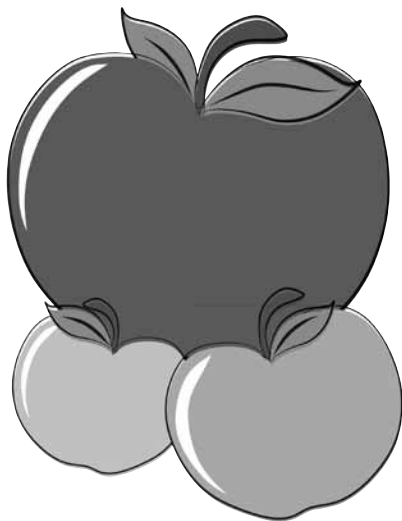
**(Seneca)** and **Vanguard-Sentinel Career & Technology Centers**; **Joseph P. Uphaus**, **Ottawa-Glandorf Local (Putman)**; and **Richard Bast**, **Benton-Carroll-Salem Local (Ottawa)**.

Keynote speaker **Timothy Dove**, the 2011 Ohio Teacher of the Year from **Worthington City**, spoke on serving the abilities of all students in a creative learning environment. Entertainment was provided by **Bath Local (Allen)** High School's American Sign Language Program, led by teacher and director **Jody Pierstorff**. Thirty school districts, ESCs and career centers were represented at the conference, along with 32 superintendents, assistant superintendents, directors, supervisors and principals. OSBA President Johnson and Executive Director Lewis offered a welcome and remarks from the association and OSBA Director of Legislative Services **Damon Asbury** presented a legislative update focusing on Senate Bill 5.

Six board members were recognized with the OSBA Award of Achievement. Recognizing the tireless efforts of school district leaders, the Northwest Region introduced the "Who's Who in the NW Region Excellence Award for Outstanding Leadership." Nominated by their peers, this award honors the leaders in the region. The eight nominees included **Gary Devol**, **Springfield Local (Lucas)**; **Jill Ackerman**, **Lima City**; **Mark Vehre**, **Carey EV**; **Thomas Bentley**, **Elmwood**

*Continued on page 7*





## *Management Development Series #2:* **Implementing Healthy Choices for Healthy Children (SB 210) — It may not be as bad as you think!**

*Tuesday, May 10*  
*OSBA office, Columbus*

*10 a.m. to 1:45 p.m.*  
*Cost is \$80*

Senate Bill (SB) 210 is causing quite a stir in school districts around the state. Body mass index (BMI) screenings, nutrition consultations and guidelines, physical activity reporting and report card information are all pieces of this giant puzzle. Fortunately, there are school districts that are already doing these things and experts in the educational community who can help your district.

Attend this workshop to learn how some school districts in northeast Ohio have navigated the rough waters of BMI screenings with the help of the Cleveland Clinic. Hear how the School Nutrition Association of Ohio is helping school districts implement the nutritional guidelines of the bill. Learn from the Ohio Department of Education (ODE) and the Ohio Department of Health (ODH) about what is expected and required from school districts, as well as ODE's other responsibilities under this bill.

Registration will begin at 9:45 a.m. The registration fee includes materials, lunch and refreshments. An agenda is available at <http://links.ohioschoolboards.org/74905>. Space is limited, so register today!

## **Transportation Roundtable**

*You decide the topic*

**Date and location:**  
Wednesday, May 25  
OSBA office, Columbus

**Cost:**  
\$40, includes lunch

**Time:**  
10 a.m. to 2 p.m.

In this roundtable discussion, any attendee can offer a question or issue to be discussed by the entire group for whatever length of time is needed.

This is an opportunity for transportation supervisors and other school administrators to sit down and openly discuss various issues, as well as interact with individuals from other school districts to solve similar problems. **Pete Japikse**, associate director of the Ohio Department of Education's Office of Pupil Transportation, will be on hand to answer questions.



# Cyberlaw

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## Technology and the Law Seminar

Tuesday, May 17

Embassy Suites,  
Dublin

9 a.m. to 3 p.m.

Tuition is \$140



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### AGENDA

8:30 a.m. **Registration**

9 a.m. **Following the e-trail — use of electronic records in disciplinary cases**

Employees frequently create electronic records that demonstrate misconduct. However, districts face issues when seeking records created outside the workplace or with privately owned devices. This session will discuss these issues and explain how telephone, credit card, email and other electronic records may be used in disciplinary investigations and proceedings.

*Patrick J. Schmitz, Esq., Scott, Scriven & Wahoff LLP, Columbus*

9:45 a.m. **Fired over Facebook**

An employer's ability to discipline or terminate employees for the revelations they make and the interactions they have with students on social media websites like Facebook is an emerging legal issue. Join Akron City Schools' general counsel for a discussion on this hot legal topic.

*Rhonda J. Porter, general counsel, Akron City*

10:30 a.m. **Break**

10:40 a.m. **Big Brother is watching — surveillance cameras in school settings**

Districts face many issues when they bring surveillance cameras into their schools. They include privacy considerations, records retention and disclosure, and the use of video recordings for disciplinary or evaluative purposes. This session will provide an overview of these issues and offer best practices for those districts that choose to use surveillance cameras.

*Sara C. Clark, deputy director of legal services, OSBA*

11:45 a.m. **Lunch (provided)**

12:45 p.m. **Acceptable-use policies and today's technology**

A well-written acceptable-use policy is essential for ensuring successful, equitable and cost-effective technology use in the district. This session will identify ways that school districts can strengthen their acceptable-use policies to keep current with technological trends, including Internet use in the classroom and district-assigned technology.

*William M. Deters II, Esq., Ennis Roberts Fischer Co. LPA, Cincinnati*

2 p.m. **Break**

2:10 p.m. **Before you hit 'send' — the legal challenges associated with email**

The electronic age has brought new challenges when it comes to public records, the Sunshine Law and records retention. Learn how the relevant laws apply to email and other electronic records, along with practical advice about retention and disposal of electronic records.

*Adam C. Miller, Esq., Benesch, Friedlander, Coplan & Aronoff LLP, Columbus*

3 p.m. **Adjourn**

*Unauthorized audio recording or videotaping of any session is strictly prohibited.*





The Ohio School Boards Association and the  
Ohio Council of School Board Attorneys present the  
**34th Annual OCSBA Spring Seminar**  
Friday, June 10      Cherry Valley Lodge, Newark      workshop cost \$175

**8:15 a.m.**      **Registration and continental breakfast**

**8:45 a.m.**      **Welcome and overview**

**9 a.m.**      **Legislative update**

Join an experienced labor relations practitioner and an OSBA lobbyist for a timely legislative update and discussion on the impact and implementation of Senate Bill (SB) 5 and the status of the biennial budget.

*Jay Smith*, lobbyist, OSBA; and *Greg Scott, Esq.*, Scott, Scriven & Wahoff LLP, Columbus

**10 a.m.**      **RttT implementation/merit-based pay/creative compensation/benefits strategies**

From Race to the Top to SB 5 to the Ohio Department of Education's (ODE) licensure scheme, the emphasis has been on changing the way districts compensate educators. Join an experienced attorney and an educator in a discussion about the implementation of Race to the Top and performance pay programs for educators.

*Larry Braverman, Esq.*, Columbus City; and *Ellen McWilliams*, assistant superintendent, curriculum & instruction, Akron City

**10:45 a.m.**      **Break**

**11 a.m.**      **Breakout Session**

● **Community school law update**

This session will provide a review of the basics of community school law, with a community school case law update. ODE's assistant legal counsel will also share tips on effective community school governance and what should and should not be included in a community school sponsor contract.

*Mark A. Michael*, assistant legal counsel, ODE

● **Impact and fallout of Senate Bill 5 and budget proposals as they relate to special education**

With the budget bill's funding cuts and the tension and uncertainty of Senate Bill 5, Ohio's public schools face a future that guarantees change. One thing that will not change, however, is the obligation to provide a free appropriate public education (FAPE) to both gifted students and students with special needs. This presentation will include a dialogue on the potential challenges and opportunities ahead in providing these services.

*Donna M. Andrew, Esq.*, Peple & Waggoner Ltd., Cleveland

**Noon**      **Lunch (provided) and OCSBA Annual Meeting**

**1:15 p.m.**      **Teacher First Amendment rights**

Recent events have resulted in a new wave of union activity throughout Ohio. Teachers are on the front line, actively participating in protests and community discussions. Some have even taken these protests into the classroom. This presentation will discuss the First Amendment implications for teachers and the remedies available to boards of education in such circumstances.

*Tabitha Justice, Esq.*, Subashi & Wildermuth LPA, Dayton

**2 p.m.**      **Break**

**2:15 p.m.**      **Ins and outs of records retention and litigation holds**

Although school districts are required to maintain public records and education records, that alone will not insulate them from their legal obligation to locate and preserve all relevant records when put on notice of a lawsuit or administrative charge, including special education due process claims. This presentation will examine a district's legal obligation to retain and produce records (including electronically stored information) related to these suits and what triggers the obligation to preserve records; who at the district should search for records, including emails; and the proper procedures for implementing a "litigation hold."

*Scott C. Peters*, Britton, Smith, Peters & Kalail Co. LPA, Cleveland

**3 p.m.**      **Professionalism**

Join an experienced attorney for a discussion of professionalism in the school law setting. Find out how to incorporate A Lawyer's Creed and A Lawyer's Aspirational Ideals into your daily practice. Discuss some of the unique challenges of working with board clients.

*Alvin E. Mathews Jr., Esq.*, Bricker & Eckler LLP, Columbus

**4 p.m.**      **Adjourn**

This course has been approved by the Supreme Court of Ohio Commission on Continuing Legal Education for 5.25 total CLE hour(s), with 1.00 of professionalism instruction.

The workshop will be held at the Cherry Valley Lodge, 2299 Cherry Valley Road, Newark, Ohio 43055. The phone number is (740) 788-1200. To register, contact Laurie Miller, OSBA events manager, at (614) 540-4000 or [Lmiller@ohioschoolboards.org](mailto:Lmiller@ohioschoolboards.org).



# WORKSHOP REGISTRATION

**MDS #2: Senate Bill 210**  
 May 10, Columbus, \$80

**Transportation Roundtable**  
 May 25, Columbus, \$40

**OCSBA Spring Seminar**  
 June 10, Newark, \$175

**Cyberlaw Workshop**  
 May 17, Dublin, \$140

## OSBA Workshop Registration Form

Workshop name \_\_\_\_\_ Workshop date \_\_\_\_\_  
 Attendee name \_\_\_\_\_ Title \_\_\_\_\_  
 Daytime phone \_\_\_\_\_ Email \_\_\_\_\_  
 District/firm \_\_\_\_\_ County \_\_\_\_\_

Enclosed is a check for \$ \_\_\_\_\_ or P.O.# \_\_\_\_\_ to cover \_\_\_\_\_ registration(s). Make checks payable to OSBA and mail to 8050 N. High St., Suite 100, Columbus, OH 43235-6481; fax to (614) 540-4100; or email Laurie Miller at [Lmiller@ohioschoolboards.org](mailto:Lmiller@ohioschoolboards.org). Include a purchase order number with fax or email.



\_\_\_\_\_ *Please check here if you require special accommodations. Contact us or attach a written description of needs.*

**Please photocopy this form for each person**

## OSBA workshop registration procedures

OSBA sends email confirmation of registration if an email address is provided. Registration is open to all boards and staff of OSBA members. "Walk-in" registrations are welcome on a space-available basis only. Please call OSBA to check the status of registration before you arrive at the workshop. To register, you must have a purchase order number or a check payable to OSBA and a completed registration form. You may register with a purchase order number by phone, fax, email or Web page 24 hours a day.

### Award of Achievement/LPDC

Most workshops entitle members to Award of Achievement credits. Local Professional Development Committee certificates of attendance will be issued to all workshop attendees.



Mail

OSBA  
8050 N. High St.,  
Suite 100, Columbus, OH  
43235-6481



Phone  
or fax

OSBA Registration Hotline,  
(614) 540-4000, ext. 300;  
toll free (800) 589-OSBA,  
ext. 300; or fax us at  
(614) 540-4100.



Email registrations can be sent to Laurie Miller at [Lmiller@ohioschoolboards.org](mailto:Lmiller@ohioschoolboards.org). Please include a purchase order number.

You may register on our Web page at [www.ohioschoolboards.org](http://www.ohioschoolboards.org). Events are listed at the bottom of the page.

### Cancellation and refund policy

- Cancellations received by OSBA at least four workdays before the date of the workshop will receive a full refund or no charge to the district.
- Cancellations received less than four workdays before the date of the workshop will have one-third of the fee charged to the district.
- No-shows and cancellations the day of the workshop will be charged the full registration amount.

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**Local (Wood); Bill Lodermeier**, Bath Local; **Marlene North**, North Baltimore (Wood); **Doug Fries**, Lincolnview Local (Van Wert); and **Don Diglia**, Elida Local (Allen), who received the award. Four 2011 Teacher of the Year nominees also were recognized.

The Northwest Region takes pride in recognizing teachers who go above and beyond by earning their National Board Certification. This year's honorees included **Joy Lanahan**, Springfield Local; **Julie Herring**, Upper Sandusky EV, **Debra Meyer**, Toledo City; and **Kelly Bodkin**, EHOVE Career Center.

The region created the Humanitarian Award to recognize districts that are doing great things in their schools and communities. This year's effort was a food drive, with Lincolnview Local and **Crestview Local (Van Wert)** collecting 2,065 and 1,160 items respectively for their local food pantries. The efforts were led by Lincolnview Junior High/High School Guidance Counselor **Brenda Leeth**, the Lincolnview High School Beta Club, Crestview High School Intervention Teacher **Judy Wortman** and the Crestview High School Student Council. Crestview Local board member **Lonnie Nedderman** accepted the award on behalf of the district.

Former **Auglaize County ESC** board member **John Schmiesing** received a special award for his record attendance at regional conferences. The Northwest Region values the continued

participation of member districts in the region's conference and recognized North Baltimore Local, Springfield Local, **Wood County ESC** and Elida Local for their eight-year participation record.

Upcoming region dates:

- First week of May — book grant award announcements
- June 6 — Executive Committee meeting and legislative update, Bowling Green State University Alumni Center
- Oct. 6 — Region Fall Conference, Four County Career Center.

### **Southeast Region**

*by Paul D. Mock  
regional manager*

The Southeast Region enjoyed two well-attended Spring Conferences, with 188 attendees representing 41 of the region's 85 districts. Region President **W. Bryce Watt**, Muskingum Valley ESC, presided over both conferences while OSBA President Johnson and Executive Director Lewis provided greetings and updates from the association.

**Pike County Career Technology Center** was the setting for the March 1 Spring Conference, with 85 registered. Students in the career center's Business Professionals of America (BPA) organization were greeters. Dinner was provided by **Anna Overly**, food service manager, and students from the Basic Food Service program. Outstanding music was provided by the **Eastern Local (Meigs)** High School Bell Choir, under the direction of **Cris Kuhn**.

OSBA Director of Legislative Services **Damon Asbury** presented an informative and timely legislative update. Special guests included newly retired OSBA Deputy Director of Communication Services **Scott Ebright**, State Board of Education member **Dannie Greene** and OSBA Southwest Regional Manager **Ronald J. Diver** and his wife, **Sandra**.

Johnson, Watt, Lewis and **Rob Delane**, OSBA deputy executive director, recognized districts at both region conferences for participating in the 2010 Student Achievement Fair at the OSBA Capital Conference in November.

Board members honored for 10 years of service were **Donna Cunningham**, **Wheelerburg Local (Scioto)** and **Gary Piatt**, **South Central Ohio ESC**. **Richard R. Howard**, South Central Ohio ESC and **Scioto County Career Technology Center**, was honored for 15 years of service.

Six board members received the Award of Achievement, and **David H. White**, **Fort Frye Local (Washington)** was recognized as a recipient of the National School Boards Association's School Board Member National Recognition.

The second Spring Conference was held on March 3 at the **Coshocton County Career Center**, with 103 registered. Career center students from the following clubs served as hosts: SkillsUSA, FFA, BPA and Family, Career and Community Leaders of America. Students in the Criminal Justice

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Regional Roundup, continued from page 7

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program were parking lot attendants. Dinner was prepared by Culinary Arts Instructor **Mike Cichon** and students from the center's Culinary Arts Program. Outstanding music was provided by **Switzerland of Ohio Local's (Monroe)** Powhatan Elementary School Choir, directed by **Jennifer Bohach**, and **River View Local's (Coshocton)** Certified Gold Chamber Ensemble, under the direction of **Dawn Anglin**.

A legislative update was presented by OSBA Lobbyist **Michelle Francis**. OSBA Northwest Regional Manager Dr. **Judy Jackson May** was the region's special guest.

Fifteen district programs were recognized for participating in the Student Achievement Fair at the 2010 OSBA Capital Conference. The Powhatan Elementary School Choir was recognized as the region's performing arts ensemble.

Six board members were recognized for 20 years of service and **Ed McKee, Noble Local (Noble)** was honored for 10 years. **Larry A. Good, Muskingum Valley ESC**, and **John Riebesell, Ridgewood Local (Coshocton)** and Coshocton County Career Center, received the OSBA Award of Achievement. **Northern Local (Perry)** was recognized for having its superintendent, treasurer and all five board members in attendance.

### Southwest Region

by *Ronald J. Diver*  
regional manager

The Southwest Region Spring

Conference was held on March 15 at the **Great Oaks ITCD** Scarlet Oaks Campus in Cincinnati. Southwest Region President **JoAnn Feltner, Franklin City**, was the evening's host. It was the region's 11th straight spring conference with more than 200 attending. There were 286 registered, plus 30 members of Franklin City's High School Symphonic Choir and five members of the Scarlet Oaks Naval Junior ROTC cadets. Both groups had outstanding performances and were thanked for their participation.

After the choir performed the national anthem, region President-elect **Randall E. Smith, Forest Hills Local (Hamilton)**, led the Pledge of Allegiance and a moment of silence for our service people. Feltner announced that 10 school districts were in attendance for the first time and there were 19 boards with four or more board members registered. Past OSBA presidents from the Southwest Region were recognized, including **Ron Thompson**, 1991 OSBA president, and his wife **Linda**.

OSBA President Johnson and OSBA Executive Director Lewis presented certificates to board members in attendance with 10, 15 or 20 years of service as Smith read the names. Honored were 46 board members with 10 years of service, two with 15 years of service and eight with 20 years of service.

The region's third annual Effective School Board Awards were presented to 29 board and administration teams. Twenty-

three boards earned the gold level and six earned the silver level. Lewis and Past President **Donna J. Myers, Northwestern Local (Clark)** and **Springfield-Clark Career Technology Center**, made the presentations, while OSBA Deputy Executive Director **Rob Delane** read the names.

Johnson provided an update on educational activity in Ohio and her efforts as president. Lewis updated attendees on the association's activities and introduced OSBA Director of Legislative Services **Damon Asbury**, who provided a comprehensive legislative report.

The third annual National School Boards Association's School Board Member National Recognition honors were presented to Feltner; Myers; **Tawana Lynn Keels, Princeton City** and **Great Oaks ITCD**; and **Warren Stevens, Urbana City** and **Ohio Hi-Point Career Center**.

Feltner presented the 2011 President's Award to **William Duning** and the Area Progress Council of Warren County. Duning, who has been the council's president for three years, is an attorney and principal partner in Gray and Duning in Lebanon. After his remarks, Duning asked key council board members to provide a few comments on how they fit into the overall picture. These council board members included council Vice President **Mike Geygan**; **Walt Davis**, co-founder of the council's

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Regional Roundup, continued from page 8

Project Excellence, a teacher recognition program that honors excellent performance in the public schools; and **Bill Thornton**, president of Progress Excellence.

An outstanding group of 14 Southwest Region teachers were nominated for the 2011 Ohio Teacher of the Year award. Also recognized were 27 board members who received the OSBA

Award of Achievement. **Barbara Graves, North College Hill City**, was honored with the Master Board Member award.

Nominations are being accepted to honor the region's outstanding student programs, with Miami University Middletown providing the judges. The nomination deadline is June 30. The region also will be mailing forms for the

2011 Effective School Board Awards shortly. In addition, the region is encouraging participation in the Student Achievement Fair at the Capital Conference. Student achievement is felt to be the region's most important goal. Finally, the Southwest Region Treasurers' Clinic will be held Sept. 13 at the Savannah Center in West Chester.



## LEGISLATIVE REPORT

by Michelle Francis, lobbyist

### OSBA testifies on budget, school choice; calamity days bill signed

The Ohio Statehouse has been an extremely busy place, with testimony and legislation moving on a number of fronts. Most lawmakers have left the capital for spring break, however, behind-the-scenes activity continues. Following is a recap of some recent action.

#### OSBA testifies on budget bill

Initial hearings in the House on Gov. **John Kasich's** first biennial budget proposal, House Bill (HB) 153, have concluded. Unlike previous years, the House Finance Committee and its subcommittees have had much less time to consider the governor's proposal. The House Primary and Secondary Education Subcommittee only held one week of testimony from the public, with the House Finance

Committee following with just one week of testimony, as well.

Legislators are currently taking two weeks off for spring break. However, work behind the scenes at the Statehouse continues while members of House Finance Committee and their staffs work through amendments to the bill. Chairman **Ron Amstutz** (R-Wooster) hopes to have a substitute bill ready to present to the committee by April 28, with a vote the first week in May.

OSBA, along with the Ohio Association of School Business Officials (OASBO) and Buckeye Association of School Administrators (BASA), testified on HB 153 in both the House Primary and Secondary Education Subcommittee and the House

Finance Committee. While noting several provisions that we believe are positive in the bill, we also stressed concern about the following:

- overall school funding,
- tangible personal property (TPP) tax reimbursement loss,
- expansion of school choice,
- parental takeover of school buildings.

Overall, the loss of revenue from state funding and federal stimulus dollars available to school districts in fiscal year 2011 adds up to \$3.1 billion over the biennium. This loss, combined with the accelerated phase-out of the TPP tax replacement payments, will put many school districts in crisis. Regardless of how comparisons

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are made to measure the losses, the effects on school districts and children are real. They will mean loss of programs, people and Ohio jobs. We believe the reductions could threaten our sound education system.

The drastic reductions in HB 153 represent a definite shift to local taxpayers in those districts where taxpayers will support additional levies. There is much debate about Ohio's tax ranking, but there is little disagreement that local taxes are already relatively higher than those in many other states. HB 153 will exacerbate that problem. For complete copies of our testimony, visit [www.ohioschoolboards.org/129th-general-assembly](http://www.ohioschoolboards.org/129th-general-assembly) and search HB 153.

OSBA would like to thank all of the school board members, superintendents and treasurers who traveled to Columbus to testify on HB 153. We would also like to thank the districts that were unable to travel down on short notice, but submitted written testimony or passed board resolutions. Legislators needed to hear how this bill will impact their constituents locally and most importantly, how it will impact children in the classroom.

We must keep in mind that we are only at the first stage of a long budget process. Once the House finalizes its version of the budget, it then goes to the Senate for consideration. It is extremely important that you continue to contact your legislators and discuss your concerns with the

proposed budget. It's not too late to contact your House representative, and it's never too early to begin contacts with your senator.

As we proceed through the budget process, please continue to watch for calls to action and the latest budget updates from the OSBA legislative division.

### **Governor signs calamity days bill**

HB 36, sponsored by Rep. **Casey Kozlowski** (R-Pierpont), restores two calamity days for the 2010-11 school year, bringing the total back to five from three. The governor signed the legislation April 13 and it became effective immediately because it contained an emergency clause.

In addition to restoring the two calamity days, the legislation provides flexibility for districts to use half-hour increments added to the school day to make-up for missed days. Previously, districts could add half-hour increments to make-up for missed days, but only after using their calamity days and their contingency days. Now, school districts can use half-hour increments to make-up for missed days without using their contingency days first.

It is important to note that school districts already beyond the state minimum number of hours would still have to add time to their daily schedules in order to take advantage of the half-hour increments. In other words, they would not be able to count time

already beyond the state minimum.

### **School choice legislation**

HB 136, sponsored by Rep. **Matt Huffman** (R-Lima), overhauls Ohio's voucher system. It creates two new statewide voucher programs. The Parental Choice and Taxpayer Savings Scholarship Program (PACT) would provide private school vouchers for K-12 students statewide and would replace the Educational Choice and Cleveland scholarship programs. HB 136 would also create a statewide special education voucher program to provide vouchers for disabled children in grades K-12 to attend alternative public or private special education programs. OSBA opposes both aspects of the bill.

● PACT — Eligibility for the PACT voucher program is based on household income and is not based on the academic report card rating of the resident school building or district. Therefore, HB 136 would extend vouchers to students in all districts, even the highest performing public schools.

If the private school's tuition is less than the voucher amount, parents and students would be able to put the excess dollars into a savings account and use the money for tuition to any institution of higher education in Ohio. Students currently enrolled in private schools would be eligible for the voucher even if they are already paying tuition to

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# PUBLIC SCHOOLS WORK!

compiled by Gary Motz, editorial manager

## Kenston Local ambassadors promote inclusion

The 10 Kenston High School ambassadors are student leaders, all deeply involved in school activities and surrounded by friends. But, they also work to help other students whose school and social life might not be so well-rounded.

Their mission, which they have gladly accepted, is “... to make everyone feel welcome,” freshman **Kelly Cregar** told a local newspaper. “There are different groups and exclusion between the

groups. Our job is to not have exclusion.”

The ambassadors, who are selected each year by teachers and administrators, are a key part of **Kenston Local’s (Geauga)** Peaceful Environment at Kenston program. The middle and intermediate schools also choose ambassadors.

This year the students underwent training at a fall retreat and at Lakeland Community College. Part of that training was to recognize the role bystanders

can play to stop bullying.

Ambassadors have participated in several projects to promote a positive environment in the schools, including presenting monthly Character of Kindness awards to students who take a stand against negative behavior. They also led a Mix it Up day in which students were sent to random tables at lunch to sit with people not part of their usual groups.

Source: *The Chagrin Valley Times*

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*Legislative Report, continued from page 10*

attend the private school.

- **Special Education Voucher Program** — This program creates a special education voucher available to up to 5% of Ohio’s students with an Individualized Education Program (IEP). This program will weaken the due process rights afforded to parents and students under the Federal Individuals with Disabilities Education Improvement Act (IDEIA) and Ohio’s Operating Standards for Students with Disabilities.

Funding for both the PACT and Special Education Voucher Program would be deducted from the resident school district’s funding. Even though private voucher schools would be

receiving taxpayer dollars, they would not be held to the same standards as public schools when it comes to accountability for student achievement or for spending taxpayer dollars.

OSBA presented joint testimony in opposition to HB 136 in the House Education Committee. The other organizations joining in the testimony included: BASA, OASBO, Ohio PTA, Ohio School Psychologists Association, Ohio Education Association, Ohio Federation of Teachers and the Alliance for a High Quality Education. A complete copy of the testimony is available on our BillTracker page at [www.ohio-schoolboards.org/129th-general-](http://www.ohio-schoolboards.org/129th-general-)

**assembly.** Once you are on the page, search HB 136.

Please continue to urge your legislators to consider the other public school students who remain in the school district. We believe that privatization in the name of choice jeopardizes the good of the whole. By diverting dollars for a few, the ability of public school districts to meet federal and state standards is compromised and students’ educational experiences suffer.

For the latest legislative updates, please contact the OSBA legislative services division at (614) 540-4000 or (800) 589-OSBA.

*Editor’s Note: All information in this article was current as of April 15.*

**April 2011**

- 25 *Last day to submit certification for August income tax levy to Ohio Department of Taxation — RC 5748.02(A) (100 days prior to the election).*
- 28 OSBA Student Achievement Leadership Team meeting..... Columbus
- 29 *Last day to submit August emergency or current operating expenses levy to county auditor for August election — RC 5705.194, 5705.213 (95 days prior to the election).*
- 29-30 OSBA Board Leadership Institute ..... Columbus
- 30 *Last day to give written notice of intent not to re-employ teachers — RC 3319.11(D) (1); and nonteaching employees — RC 4141.29(I)(1)(e).*

**May 2011**

- 1 OSBA Southeast Region Executive Committee Meeting ..... Zanesville
- 3 *Primary/Special Election Day — RC 3501.01 (first Tuesday after the first Monday).*
- 4 OSBA Small School District Advisory Network Meeting ..... Columbus
- 4 *Last day for school district to file resolution of necessity, resolution to proceed and*

- auditor’s certification for bond levy with board of elections for August election — RC 133.18(D); last day for county auditor to certify school district bond levy terms for August election — RC 133.18(C); last day to submit continuing replacement, permanent improvement or operating levy for August election to board of elections — RC 5705.192, 5705.21, 5705.25; last day to certify resolution for school district income tax levy for August election to board of elections — RC 5748.02(C); last day to submit emergency levy for August election to board of elections — RC 5705.195; last day to submit phased-in levy or current operating expenses levy for August election to board of elections — RC 5705.251(A) (90 days prior to the election).*
- 10 OSBA Management Development Series #2 Workshop..... Columbus
- 13 OSBA Executive Committee Meeting ..... Columbus
- 14 OSBA Board of Trustees Meeting ..... Columbus
- 17 OSBA Cyberlaw Workshop ..... Dublin
- 25 OSBA Transportation Roundtable ..... Columbus

**June 2011**

- 10 OSBA OCSBA Spring Seminar.. Newark
- 12 OSBA Northwest Region Executive Committee Meeting .....Bowling Green
- 24 OSBA Sports Law Workshop ..... Columbus
- 30 *2010-2011 school year ends — RC 3313.62.*

**July 2011**

- 1 *2011-2012 school year begins — RC 3313.62; last day for board to notify teaching and nonteaching employees of succeeding year salaries — RC 3319.082, 3319.12; board may adopt appropriation measure, which may be temporary — RC 5705.38(B); treasurer must certify available revenue in funds to county auditor — RC 5705.36(A)(1).*
- 5 *Last day for voter registration for August election — RC 3503.01, 3503.19 (30 days prior to the election).*
- 6 OSBA Central Region Executive Committee Meeting ..... Columbus
- 6 OSBA NE Region Executive Committee Meeting ..... TBD
- 10 *Last day for termination of teaching contract by a teacher without consent of the board of education — RC 3319.15.*