

AGENDA
BOARD OF EDUCATION
PANDORA-GILBOA LOCAL SCHOOLS

**Monday, May 8, 2023
7:00 p.m.**

"This meeting is a meeting of the Board of Education in public for the purpose of conducting the School District's business and is not to be considered a public community meeting. There is time for public participation during the meeting as indicated in agenda item V." (Bylaw 0165.1-B)

ANGIE BASINGER
(President)

JILL TORRES
(Vice President)

KATHI AMSTUTZ
(Member)

VANCE NOFZIGER
(Member)

DAWN SCHULTE
(Member)

BRAD DELERUYELLE
(Treasurer)

TODD SCHMUTZ
(Superintendent)

JEFF WISE
(High School Principal)

JODI SCHROEDER
(Elementary/Middle School Principal)

STEPHANIE MYERS/ALI VERHOFF
(PGEA Presidents)

JEFF LUGIBIHL
(OAPSE President)

Mission Statement

We prepare students for life.

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I. Call to Order.

II. Roll Call.

Kathi Amstutz, Angie Basinger, Vance Nofziger, Dawn Schulte, Jill Torres

III. Pledge of Allegiance.

IV. Invited Presentations.

V. Public Participation

VI. Public Participation regarding Federal Program Funding and Federal Title Grants.

VII. Public Participation regarding retire/rehire of Don Brauen.

VIII. Response from Board Members.

IX. Committee Reports.

- A. Personnel
- B. Students/Programs
- C. Finances
- D. Property
- E. Public Relations/Operations

X. Approval of Board Agenda.

Motion made by:
Motion: passed or failed

Seconded by:

XI. Approval of Minutes.

A. April 10, 2023 – regular

Motion made by:
Motion: passed or failed

Seconded by:

XII. Treasurer's Report.

Motion made by:
Roll Call: Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

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XIII. Correspondence.

XIV. Administrative Reports (Instructional Leadership/Teaching Process)

- A. Elementary/Middle School
- B. High School
- C. Technology
- D. Athletics
- E. Maintenance

XV. Superintendent's Recommendations.

A. Building use request

1. Jeff Wise

WHAT: Graduation Party
WHERE: Auditera
WHEN: May 20, 2023
HOURS: 12:00pm-2:00pm

Motion made by:

Seconded by:

Roll Call: Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

B. Recommend the Board approve the resolution (as presented) to honor Susan Trippett for her 29 years of dedicated service to the Pandora-Gilboa Schools.

Motion made by:

Seconded by:

Roll Call: Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

C. Recommend the Board approve the list of graduating seniors for 2023, providing they meet the requirements of the State Board of Education and the Pandora-Gilboa Board of Education.

Motion made by:

Seconded by:

Roll Call: Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

D. Recommend the Board approve the following teacher at \$25.00 per hour, utilizing federal funds for the Summer STARS Program:

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Megan Dunlap

Motion made by: _____ Seconded by: _____
Roll Call: Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

- E. Recommend the Board accept the resignation from Julie Gilgenbach as teacher at the conclusion of the 2022-2023 school year.

Motion made by: _____ Seconded by: _____
Roll Call: Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

- F. Recommend the Board accept the resignation from Melanie Miller as school nurse effective July 31, 2023.

Motion made by: _____ Seconded by: _____
Roll Call: Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

- G. Recommend the Board accept the resignation from Lori Traxler as class advisor effective May 24, 2023.

Motion made by: _____ Seconded by: _____
Roll Call: Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

- H. Recommend the Board accept the resignation from Dawn Oedy as middle school student council advisor effective May 23, 2023.

Motion made by: _____ Seconded by: _____
Roll Call: Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

- I. Recommend the Board approve a \$500.00 stipend for organizing the book fair to Lori Traxler.

Motion made by: _____ Seconded by: _____
Roll Call: Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Angie Basinger, yea or nay.
Motion: passed or failed

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- J. Recommend the Board approve Aliyah Wise for summer office work effective May 25, 2023 - August 15, 2023 to be paid \$11.00 per hour.

Motion made by:

Seconded by:

Roll Call: Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

- K. Recommend the Board approve the following individuals on 1-year supplemental contracts:

Cheryl Schmiesing – advisor, Class of 2027 – step 0

Kayla Metzger – advisor, Class of 2027 – step 0

Motion made by:

Seconded by:

Roll Call: Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

- L. Recommend the Board approve the following individuals on 1-year supplemental contracts to expire 2024:

Matt Hershey – head football coach – step 12

Kevan Westenbarger – assistant football coach – step 11

Tyler Closson – assistant football coach – step 10

Cloyce Wolfe – assistant football coach – step 5

Jared Breece – JV football coach – step 2

Motion made by:

Seconded by:

Roll Call: Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

- M. Recommend the Board approve the following individuals on 1-year supplemental contracts to expire 2024:

Mike Lee – head boys' basketball coach – step 27

Jeff Harris – varsity boys' basketball coach – step 6

Motion made by:

Seconded by:

Roll Call: Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

- N. Recommend the Board approve the following individual on a 1-year supplemental contract to expire 2024:

Cody Pelton – head girls' basketball coach – step 7

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X. Recommend the Board approve the following resolution:

WHEREAS, Tyler Oney is currently employed by the Board as an assistant technology coordinator under a written contract issued pursuant to Ohio Revised Code Section 3319.02; and

WHEREAS, this Board expects its employees be held to a high standard of behavior consistent with their capacity as a role model, to promote close working relationships with stakeholders, to participate as an active member of the management team as a coordinator, to advance the professional image of the school district, and to strive to develop rapport as a positive role model for others; and

WHEREAS, this Board believes Mr. Oney's conduct, as alleged herein below, is wholly contrary to his obligations in his employment with the Board; and

WHEREAS, the Superintendent has recommended that this Board initiate termination proceedings against Mr. Oney for his conduct, as alleged hereinbelow, and has further recommended that he be suspended without pay pending the resolution of such proceedings; and

WHEREAS, this Board agrees with the Superintendent's aforesaid recommendations; and

WHEREAS, Mr. Oney has been informed of the charges against him, as alleged hereinbelow, and has been afforded an opportunity to respond to such charges;

NOW, THEREFORE, BE IT RESOLVED, pursuant to Ohio Revised Code Section 3319.16, that the Pandora-Gilboa Board of Education intends to consider the termination of Mr. Oney's contract of employment for good and just cause. The grounds for such consideration, each of which is asserted as an independent ground for termination when viewed individually and each of which is also in the alternative asserted as a ground for termination when considered in combination with one or more of the other grounds herein enumerated, are:

1. On or about the time period from February 8, 2023 through April 9, 2023 Mr. Oney utilized paid sick leave from the District and provided reasons for use of that leave which caused the District to doubt validity of the use of paid leave: to wit, Mr. Oney stated that he could not come to work due to an inability to devote attention and/or focus but while at home engaged in the performance of work for his own personal business or enterprise that necessarily required significant attention to detail, attention, and/or focus, including the creation of stop motion videos and posts published online on February 9, 2023, February 11, 2023, February 13, 2023, February 14, 2023, February 18, 2023, February 24, 2023, March 1, 2023, March 3, 2023, March 11, 2023, March 18, 2023, and others.

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2. On or about March 28, 2023 Mr. Oney engaged in inappropriate, insubordinate, and unprofessional conduct when he called the Superintendent after receiving a notice that you had been scheduled for an independent medical examination and made the following comments: “What the fuck are you doing? You need to retire, what you are doing is criminal,” “You have fucking lost it, everything that you do is based on your own insecurities,” “I am not filling out time sheets,” “It’s over with dude,” “You are listening to the wrong people,” “Fucking bullshit,” “You micro manage people because of your own insecurities,” “Constantly making dick moves,” “You are fucked up dude, you are fucking nuts, you have opened a can of worms, you need to seriously rethink your actions,” and “You are the one fucking everyone.”

3. On or about the week of April 11, 2023 Mr. Oney was insubordinate when he refused to take direction regarding his job-related duties from his supervisor and stated that he would not do any work different than what he had done in the past.

4. On or about the week of April 11, 2023 Mr. Oney was insubordinate when he met with his supervisor and the Superintendent and again confirmed that he would not do any work different than what he had done in the past, whether or not the work was within his job-related duties.

5. On or about April 14, 2023 Mr. Oney was insubordinate when he refused to respond to questions raised in an investigation interview with District legal counsel.

6. On or about April 18, 2023 Mr. Oney was insubordinate when he failed to attend a scheduled independent medical examination.

7. Pursuant to the above described and separately enumerated behaviors, Mr. Oney has behaved in an unprofessional manner that poorly reflects on the status and substance of the Pandora-Gilboa School District and the profession of educating children.

8. Pursuant to the above described and separately enumerated behaviors, Mr. Oney failed to serve as a role model to students and staff and/or to advance the professional image of the school district.

9. Pursuant to the above described and separately enumerated behaviors, Mr. Oney failed to promote close working relationships with stakeholders, to develop rapport, or to participate as an active member of the management team.

BE IT FURTHER RESOLVED that, in this Board’s judgment, the character of the aforesaid charges warrants Mr. Oney’s suspension without pay pending final action to terminate his contract, and Mr. Oney is hereby suspended, without pay, effective immediately; and

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BE IT FURTHER RESOLVED that the Board intends to proceed with formal action to terminate Mr. Oney's contract at its next regularly scheduled meeting, unless Mr. Oney timely files with the District Treasurer a demand for a hearing before this Board or a referee, in which case the procedures appearing in Ohio Revised Code Sections 3319.16 and 3319.161 will be observed; and

BE IT FURTHER RESOLVED that the Board authorizes and directs the Treasurer to promptly furnish Mr. Oney with written notice, signed by the Treasurer, of this Board's intention to consider the termination of his contract with a full specification of the grounds for such consideration.

Motion made by:

Seconded by:

Roll Call: Kathi Amstutz, yea or nay; Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

XVI. Superintendent's Report.

XVII. Old Business.

XVIII. New Business.

XIX. Executive Session

- A. Discuss the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of public employees or regulated individuals, or the investigation of charges or complaints against a public employee or regulated individual unless such person requests a public hearing.

Motion made by:

Seconded by:

Roll Call: Vance Nofziger, yea or nay; Dawn Schulte, yea or nay; Jill Torres, yea or nay; Kathi Amstutz, yea or nay; Angie Basinger, yea or nay.

Motion: passed or failed

Time entered:

Time exited:

XX. Adjournment. Time: