

To be approved at the Board of Education meeting September 8, 2020

MINUTES OF THE AUGUST 18, 2020 SPECIAL BOARD OF EDUCATION MEETING.

Boards of Education must weigh the risks associated with the available options for balancing their governance obligations and remaining in compliance with Ohio's Open Meetings Act (OMA) in light of the COVID-19 pandemic and emergency orders put in place for the public's health and welfare. Additionally, with the passage of Ohio House Bill (HB) 197, public bodies have been granted the authority through uncodified language, during the period of the emergency declared by Executive Order 2020-01D, issued March 9, 2020, but not beyond December 1, 2020, to hold and attend meetings and conduct and attend hearings by teleconference, video conference, or any other similar electronic technology ("electronic means"). Members attending meetings or hearings by electronic means are considered present as if they were attending in person, are permitted to vote, and are counted for the purpose of determining quorum. Additionally, any public action taken by electronic means under these provisions has the same effect as if it were taken in an open meeting or hearing of the public body.

The Shaker Heights City School District Board of Education is availing itself of such provisions and has adopted a resolution to that effect in Section 1.4 of the April 7, 2020, Board meeting agenda, which will apply to the Board of Education and any Committees of the Board.

The Shaker Heights Board of Education met in special session on Tuesday, August 18, 2020 at 5:00 p.m. The meeting was held electronically via Zoom webinar at the following link: <https://shaker.zoom.us/j/86093947746>

1. OPENING OF MEETING

1.1 CALL TO ORDER

At 5:01 p.m., Board President Heather Weingart, who presided over the meeting, called the meeting to order.

1.2 ROLL CALL

President Heather Weingart directed Treasurer Bryan C. Christman to call the roll.

Members present: Lisa Cremer, Ayesha Bell Hardaway, Jeffrey Isaacs, Emmitt Jolly, and Heather Weingart.

2. BOARD OF EDUCATION

2.1 FACILITIES UPDATE

At this time Jeffrey Grosse, Chief Operating Officer, provided the Board with a brief update regarding facilities planning and preparedness for the 2020-2021 school year.

2.2 ADOPTION OF A REVISED SCHOOL CALENDAR FOR THE 2020-2021 SCHOOL YEAR

At the recommendation of Superintendent Dr. David Glasner, and upon receiving a motion and a second, the Board of Education voted on approving the following resolution adopting a revised school calendar for the 2020-2021 school year after reviewing the public comments received since last month's public hearing.

Prior to taking action on the proposed resolution to adopt a revised school calendar for the 2020-2021 school year, Treasurer Christman read aloud the following public comments received on the proposed calendar revisions:

Colleen Wilcox of 2946 Manchester Road is concerned that the District's plan for remote learning at the start of the 2020-2021 school year will not meet the needs of students who need full time support and their parents/guardians who are working full time.

Lorelle Uhden of 3366 Ardmore Road would like to know where she can find the proposed revisions of the 20/21 calendar.

Alissa Huth-Bocks of 2928 Attleboro Road is concerned for the social and emotional health and well-being of our students after 6 months of this pandemic. She encourages the District administrators to consider this as they continue planning for the 2020-2021 school year.

Rhonda Chapman of 22275 Calverton Road would like to know why teachers cannot teach from their individual classrooms during remote learning.

Dawn Cook of 3323 Stockholm Road asks how AP tests and college planning/admissions are being handled for Seniors. She would like to see opportunities for more robust remote learning and for students to maintain their relationships with each other and with their teachers.

Attached for reference are: a) the school calendar for the 2020-2021 school year adopted by the Board on February 12, 2019; b) the most recent revised proposed school calendar for the 2020-2021 school year; and c) a calendar memo documenting the hours and other pertinent calendar information.

**A RESOLUTION APPROVING AND AUTHORIZING A REDUCTION IN THE
NUMBER OF HOURS THAT DISTRICT SCHOOLS WILL BE OPEN FOR
INSTRUCTION FOR THE 2020-2021 SCHOOL YEAR COMPARED TO THE
2019-2020 SCHOOL YEAR FOR PURPOSES OF ADOPTING A SCHOOL
DISTRICT CALENDAR**

WHEREAS, at its regular meeting held on February 12, 2019, the Board adopted a school calendar for the 2020-2021 school year;

WHEREAS, subsequent to the adoption of the 2020-2021 school calendar and in the spring of the 2019-2020 school year, the Governor of the State of Ohio issued an executive order declaring a state of emergency to protect the well-being of the citizens of Ohio from the dangerous effects of COVID-19;

WHEREAS, on March 14, 2020 the Director of the Ohio Department of Health issued an Order closing all school buildings to students in the State of Ohio, including the Shaker Heights City School District (the "District"), beginning March 17, 2020, with such Order having been extended through July 7, 2020, for the purpose of preventing the spread of COVID-19;

WHEREAS, on July 2, 2020 the Governor released the COVID-19 Health and Prevention Guidance for Ohio K-12 Schools emphasizing the importance of local decision-making and flexibility for Ohio school districts in reopening school buildings;

WHEREAS, Ohio schools, including the District, are anticipated to be open for instruction for the 2020-2021 school year, but concerns associated with the ongoing COVID-19 outbreak have created the need for modifications to the 2020-2021 school year calendar that was adopted by the Board on February 12, 2019;

WHEREAS, Ohio law grants school boards the authority to control their school calendars and establish start and end dates for the school year so long as the minimum number of hours of instructional time are met pursuant to Section 3313.48 of the Ohio Revised Code;

WHEREAS, Section 3313.48(A) of the Ohio Revised Code requires that at a minimum school districts be open for instruction each school year for not less than four hundred fifty-five (455) hours in the case of pupils in half-day kindergarten, nine hundred ten (910) hours in the case of pupils in all-day kindergarten through grade six, and one thousand one (1,001) hours in the case of pupils in grades seven through twelve, which may include time for parent-teacher conferences, reporting periods, professional meetings and recess periods for pupils in grades kindergarten through six;

WHEREAS, Ohio House Bill 164 provides that, for the 2020-2021 school year only, a school district that implements a remote learning plan shall be considered to have complied with the minimum number of hours required under Section 3313.48 of the Ohio Revised Code;

WHEREAS, the District plans to implement a remote learning plan for the 2020-2021 school year and as such, the calendar modifications provided herein will be considered to be in compliance with the minimum hours requirements;

WHEREAS, Section 3313.48(B) of the Ohio Revised Code requires that no later than thirty (30) days before adopting a school calendar boards of education hold a public hearing on the school calendar addressing topics that include, but are not limited to, the total number of hours in a school year, length of school day, and beginning and end dates of instruction;

WHEREAS, Section 3313.48(C) of the Ohio Revised Code provides that "No school operated by a city, exempted village, local, or joint vocational school district shall reduce the number of hours in each school year that the school is scheduled to be open for instruction from the number of hours per year the school was open for instruction during the previous school year unless the reduction is approved by a resolution adopted by the district board of education;"

WHEREAS, Board Policy IC/ICA ("School Year/School Calendar") provides that the Superintendent shall prepare the school calendar and present it to the Board for approval;

WHEREAS, after analyzing and addressing all necessary factors, the Superintendent has prepared and presented recommended modifications to the school calendar for the 2020-2021 school year to the Board for its consideration and approval that will result in fewer scheduled hours of instruction compared to the number of hours that District schools were open for instruction during the 2019-2020 school year, resulting in a later start date for students to accommodate ongoing concerns related to the COVID-19 outbreak;

WHEREAS, the proposed modifications and District remote learning plan implementation allow the District to remain in compliance with the Ohio Revised Code Section 3313.48 minimum instructional hour requirements while accommodating for ongoing issues related to the COVID-19 outbreak;

WHEREAS, the District remains committed to fulfilling the minimum instructional hour requirements set forth in Section 3313.84 of the Ohio Revised Code and the Board has considered topics that include, but are not limited to, the total number of hours in a school year, length of school day, and beginning and end dates of instruction;

WHEREAS, all statutory requirements with respect to transportation and scheduling needs for students at joint vocational school districts, community schools, and chartered nonpublic schools have been addressed and will be satisfied; and

WHEREAS, after holding a hearing with regard to the proposed calendar modification on July 14, 2020 pursuant to Section 3313.84 of the Ohio Revised Code, considering the feedback provided during such meeting and evaluating all necessary considerations, the Board believes its decision to adopt and approve the recommended modifications with subsequent revisions to address such feedback and ongoing considerations is in the best interest of the District students and the community in light of the uncertainties created by the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Shaker Heights City School District:

Section 1. The Board has considered and hereby approves and adopts the following modifications to the 2020-2021 school year calendar, which will result in fewer scheduled hours of instruction compared to the number of hours that District schools were open for instruction during the 2019-2020 school year, as long as the District either implements a remote learning plan or the minimum hour requirements set forth in Section 3313.48 of the Ohio Revised Code are satisfied:

1. The original student start date of August 19, 2020 shall be adjusted to reflect a modified student start date of August 31, 2020.
2. For teachers for this school year, the following days become Professional Days: August 19th through August 21st, and August 24th through August 28th.

Section 2. The Board hereby determines that the public hearing held on July 14, 2020 shall constitute fulfillment of the requirement in Section 3313.48 of the Ohio

Revised Code to hold such a public hearing no less than thirty (30) days prior to adopting a school calendar.

Section 3. The Board President, the Superintendent, and/or the Treasurer/Chief Financial Officer are authorized and directed to take all other such actions as are necessary or appropriate to implement the adopted and approved modifications set forth herein.

Section 4. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an electronic open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public or in executive session as permitted by Ohio law.

Section 5. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Motion by Ayesha Bell Hardaway, second by Lisa Cremer.

Final Resolution: Motion Carries

Yes: Lisa Cremer, Ayesha Bell Hardaway, Jeffrey Isaacs, Emmitt Jolly, Heather Weingart

20-08-120

2.3 WAIVER OF THE THIRD READING, & ADOPTION AND/OR REVISION OF BOARD POLICIES

At the recommendation of the Board Policy Committee, and upon receiving a motion and a second, the Board of Education voted on approving the Waiver of the Third Reading, & Adoption and/or Revision of Board Policies as listed and attached below. Dr. Chris Rateno, Director of Student Data Systems & Accountability, provided an update on this item.

WHEREAS, a Board Policy Review Committee was appointed to review the District's entire set of Board Policies and present suggested revisions as appropriate to the entire Board; and

WHEREAS, the Board Policy Review Committee has conducted a complete review of all existing Board policies working with the Ohio School Boards Association to revise and compile a new all-inclusive set of Board policies which were adopted on December 7, 2015; and

WHEREAS, the Board Policy Review Committee was also charged with reviewing and editing newly-required or recently-revised proposed policies, and has a set of such proposed policies to be submitted for the approval of the Board; and

WHEREAS, the required implementation date for the proposed Coronavirus Pandemic related policies does not allow for the District Policy BF-required three readings;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education that the Board hereby waives the third reading of the proposed Coronavirus Pandemic related policies as recommended by the Policy Review Committee; and

FURTHER, BE IT RESOLVED by the Board of Education that the Board Policy Review Committee's recommended proposed policies be hereby approved.

SECOND OF TWO READINGS

(Note: In accordance with Board Policy, this is the second of two required readings of these policies (third reading being waived). The first reading was August 11, 2020.

EBEA - Use of Face Coverings

Motion by Emmitt Jolly, second by Ayesha Bell Hardaway.

Final Resolution: Motion Carries

Yes: Lisa Cremer, Ayesha Bell Hardaway, Jeffrey Isaacs, Emmitt Jolly, Heather Weingart

20-08-121

3. EXECUTIVE SESSION

3.1 EXECUTIVE SESSION – NONE NEEDED

Board President Heather Weingart reported that an Executive Session would not be needed and the meeting continued.

4. ADJOURNMENT

4.1 NEXT MEETING

The next regular meeting of the Shaker Heights Board of Education will take place on Tuesday, September 8, 2020, at 6:00 p.m. and will be held virtually via a Zoom webinar, for which a link for joining the meeting will be provided at a later date via a revised/updated Sunshine Report and various District communication outlets.

4.2 ADJOURN THE MEETING

There being no further business to come before the Board, and upon receiving a motion and a second, the Board of Education voted on adjourning the meeting.

Motion by Jeffrey Isaacs, second by Ayesha Bell Hardaway.

Final Resolution: Motion Carries

Yes: Lisa Cremer, Ayesha Bell Hardaway, Emmitt Jolly, Heather Weingart

20-08-122

The special meeting of the Shaker Heights Board of Education adjourned at 5:20 p.m.

Heather Weingart, President

Bryan C. Christman, Treasurer