

# Minutes

## Board of Education of the Rocky River City School District

### RESOLUTIONS

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## Board of Education of the Rocky River City School District

### RESOLUTIONS

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# Minutes

## Board of Education of the Rocky River City School District

The Board of Education of the Rocky River City School District, Cuyahoga County, Ohio, met in Regular Session on November 15, 2012 at 5:00 p.m. in the Board Room at the Board of Education Offices. A digital recording was made of this meeting and is on file in the Office of the Treasurer.

President Kathleen Goepfert presiding

**Guests and visitors are requested to sign the Visitors' Register. In accordance with Bylaw 0169.1: Public Participation at Board Meetings, those wishing to address the Board are required to complete the Bylaw 0169.1 Form and submit it to the Superintendent or President of the Board prior to the start of the meeting. Thank you.**

### CALL TO ORDER

### ROLL CALL

**PRESENT** - Dr. Fancher, Ms. Goepfert, Mr. Milano, Mrs. Rounds

**ABSENT** - Mr. Swartz

### PLEDGE OF ALLEGIANCE

### RESOLUTION TO ADOPT AGENDA

Resolution No. 220-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that it hereby adopts this agenda, including any addendum attached hereto, for the September 20, 2012 meeting.

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Absent
Scott Swartz	Second

The resolution was adopted 4 – 0 with 1 absent.

### REPORTS

- Building Report – Rocky River Middle School – Stone Lab Reports
- Superintendent's Update (attached)

# Minutes

## Board of Education of the Rocky River City School District

### ORAL AND WRITTEN COMMUNICATION

*In accordance with Bylaw 0169.1 Public Participation at Board Meetings, residents, students, staff, and invited guests are welcomed by the President of the Board or the Superintendent to address the Board at this time.*

### RESOLUTION TO APPROVE MINUTES FROM PRECEDING MEETING

Resolution No. 220.1-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that the Minutes of the Preceding Meeting held on October 4, 2012 (Special Board Meeting) be approved.

Board Member	Vote
Jon Fancher	Second
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Move
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

Resolution No. 220.2-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that the Minutes of the Preceding Meeting held on October 18, 2012 (Board Meeting) be approved.

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Second
Jean Rounds	Abstain
Scott Swartz	Absent

The resolution was adopted 3 – 0 with 1 absent and 1 abstention.

# Minutes

## Board of Education of the Rocky River City School District

### **RESOLUTION TO APPROVE FINANCIAL STATEMENT AND INTRAFUND TRANSFERS FOR GENERAL ACCOUNTING IN THE AMOUNT OF \$173,086 – OCTOBER, 2012 (EXHIBIT A)**

Resolution No. 220.3-12

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Aye
Kathy Goepfert	Move
Jay Milano	Second
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### **RESOLUTION TO AMEND APPROPRIATION FOR ALL FUNDS AS OF OCTOBER 31, 2012 IN THE AMOUNT OF \$43,467,066 (EXHIBIT B)**

Resolution No. 220.4-12

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Second
Kathy Goepfert	Move
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### **RESOLUTION TO APPROVE THEN AND NOW CERTIFICATE (EXHIBIT C)**

Resolution No. 220-5.12

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Second
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

# Minutes

## Board of Education of the Rocky River City School District

**RESOLUTION ACCEPTING THE AMOUNT AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER TO SUPERCEDE RESOLUTION NUMBER 119.10-12 FROM MAY 17, 2012 (EXHIBIT D)**

Resolution No. 220.6-12

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Aye
Kathy Goepfert	Move
Jay Milano	Second
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

## RESOLUTION TO APPROVE RETIREMENTS AND RESIGNATIONS

Resolution No. 221-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that the following Retirements and Resignations be approved.

<u><b>Name</b></u>	<u><b>Position/Classification</b></u>	<u><b>Effective</b></u>
H. Brian Ruic	Custodial Worker I, .47 FTE	11/7/12

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Move
Kathy Goepfert	Second
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

# Minutes

## Board of Education of the Rocky River City School District

### RESOLUTION TO APPROVE APPOINTMENTS<sup>1</sup>

Resolution No. 222-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that the following appointments be approved.

<u>Name</u>	<u>Position/Classification</u>	<u>Effective</u>	<u>Rate of Pay</u>
Raymond Carr	Custodial Worker I, .47 FTE	10/22/12	Step 5
*Michael Sandy	Maintenance Repairman I, 1.0 FTE	11/5/12	Step 5

### SUPPLEMENTAL DUTY APPOINTMENTS FOR 2012-2013 SCHOOL YEAR

<u>Name</u>	<u>Position/Classification</u>	<u>Rate of Pay</u>
Patrick Ciamacco <sup>2</sup>	Technical Asst., Fall Play, HS Stage Director, HS	\$1,257 \$ 783
Jeff Smith	Cross Country, MS	\$2,163
Greg Duncan	Hockey, HS, Volunteer	\$0
Deb Furry	Fencing, Volunteer	\$0

### SUBSTITUTE TEACHERS:

Scott Lawlor  
Julie Martin

1. Employment conditional upon receipt of a negative drug test screening & satisfactory criminal reference check.
2. No certified employees expressed an interest in these positions which are being filled by qualified individuals.

<b>Board Member</b>	<b>Vote</b>
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Second
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

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## Board of Education of the Rocky River City School District

### RESOLUTION TO TERMINATE EMPLOYMENT (EXHIBIT E)

Resolution No. 223-12

Board Member	Vote
Jon Fancher	Second
Kathy Goepfert	Move
Jay Milano	Aye
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### \*Notice of Decision on Suspension Appeal Hearing (Exhibit F)

### RESOLUTION TO APPROVE CHANGE MANAGEMENT ITEMS (EXHIBIT G)

Resolution No. 224-12

Board Member	Vote
Jon Fancher	Aye
Kathy Goepfert	Second
Jay Milano	Move
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### RESOLUTION TO DECLARE STUDENTS RESIDING IN THE ROCKY RIVER MIDDLE SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO LAKE RIDGE ACADEMY (EXHIBIT H)

Resolution No. 225-12

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Second
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.



# Minutes

## Board of Education of the Rocky River City School District

### RESOLUTION TO DECLARE STUDENTS RESIDING IN THE GOLDWOOD PRIMARY SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO AL IHSAN SCHOOL (EXHIBIT I)

Resolution No. 226-12

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Second
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### RESOLUTION TO DECLARE STUDENTS RESIDING IN THE KENSINGTON INTERMEDIATE SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO AL IHSAN SCHOOL (EXHIBIT J)

Resolution No. 227-12

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Second
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### \*RESOLUTION TO APPROVE A NEW LEASE AGREEMENT BETWEEN ROCKY RIVER CITY SCHOOL DISTRICT BOARD OF EDUCATION AND FAIRVIEW HOSPITAL, A CLEVELAND CLINIC HOSPITAL AND A NON-PROFIT MEDICAL CORPORATION (EXHIBIT K)

Resolution No. 228-12

Board Member	Vote
Jon Fancher	Second
Kathy Goepfert	Aye
Jay Milano	Move
Jean Rounds	Aye
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

## Minutes

### Board of Education of the Rocky River City School District

#### RESOLUTION TO ACCEPT GIFTS TO SCHOOLS

Resolution No. 229-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District that, in accordance with **Board Policy 7230 – Public Gift**, the following be and the same is hereby accepted as an absolute and unconditional gift to the Board without any restrictions or reservations as to the future use thereof.

\*Anonymous

A donation in the amount of \$2,000.00 to be used to purchase iPads for the Special Education Department at the High School.

Mr. & Mrs. James Cahill

A donation of two hours of field and cage time valued at \$400.00 to be used for the Rocky River High School Softball Winter League.

Mr. & Mrs. Matthew Fischer

A donation in the amount of \$50.00 to be used by the Rocky River High School Choir Department.

The Rotary Club of Lakewood/Rocky River

A donation in the amount of \$4,875.00 to be used for Rachel's Challenge for Rocky River High School.

Scholastic Books

A donation of \$183.00 in free books earned through the PTA-sponsored Scholastic Book Fair for the Kensington Library.

\*St. Demetrios Greek Orthodox Church

A donation of the use of their banquet hall for two days for the 7<sup>th</sup> grade Challenge Days on October 17<sup>th</sup> & 18<sup>th</sup>

\*Mariott Hotels

A donation of two nights to host our Challenge Day leaders from California.

# Minutes

## Board of Education of the Rocky River City School District

\*Rocky River Middle School PTA

A donation in the amount of \$1,000.00 and decorations for the 7<sup>th</sup> grade wing after Challenge Day.

Recovery Resources/Community Challenge

A donation in the amount of \$7,278.00 to be used for Challenge Days.

Board Member	Vote
Jon Fancher	Second
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Move
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

### OTHER BUSINESS

None

### RESOLUTION TO ADJOURN

Resolution No. 230-12

BE IT RESOLVED by the Board of Education of the Rocky River City School District, that this meeting be adjourned at 7:52 p.m.

Board Member	Vote
Jon Fancher	Move
Kathy Goepfert	Aye
Jay Milano	Aye
Jean Rounds	Second
Scott Swartz	Absent

The resolution was adopted 4 – 0 with 1 absent.

\_\_\_\_\_  
President

\_\_\_\_\_  
Treasurer

ROCKY RIVER CITY SCHOOLS  
 Financial Report by Fund  
 FINANCIAL REPORT FOR OCTOBER 2012

Begin Balance	MTD Receipts	FYTD Receipts	MTD Expenditures	FYTD Expenditures	Current Fund Balance	Current Encumbrances	Unencumbered Fund Balance
TOTAL FOR Fund 001 - GENERAL:							
2,744,702.80	133,567.70	12,019,915.56	2,533,247.06	10,179,740.11	4,584,878.25	1,649,095.58	2,935,782.67
TOTAL FOR Fund 002 - BOND RETIREMENT:							
2,091,231.71	0.00	1,710,114.51	0.00	25,786.52	3,775,559.70	0.00	3,775,559.70
TOTAL FOR Fund 003 - PERMANENT IMPROVEMENT:							
48,604.16	14,283.01	57,150.51	20,341.27	112,558.67	6,804.00-	9,824.98	16,628.98-
TOTAL FOR Fund 004 - BUILDING:							
23,411,769.18	10,553.63	22,047.14	2,030,484.87	9,470,111.05	13,963,705.27	11,688,442.96	2,275,262.31
TOTAL FOR Fund 006 - FOOD SERVICE:							
63,183.58	30,498.80	91,984.72	44,099.32	95,835.18	59,333.12	81,112.57	21,779.45-
TOTAL FOR Fund 007 - SPECIAL TRUST:							
47,331.67	0.00	0.00	0.00	0.00	47,331.67	19,699.36	27,632.31
TOTAL FOR Fund 009 - UNIFORM SCHOOL SUPPLIES:							
23,076.70	276.50	25,328.24	4,982.80	22,842.13	25,562.81	4,500.93	21,061.88
TOTAL FOR Fund 011 - ROTARY-SPECIAL SERVICES:							
153,299.40	22,916.16	157,366.71	15,015.70	52,570.39	258,095.72	63,934.72	194,161.00
TOTAL FOR Fund 018 - PUBLIC SCHOOL SUPPORT:							
97,249.30	8,458.00	18,587.36	3,456.90	15,031.64	100,805.02	23,920.27	76,884.75
TOTAL FOR Fund 019 - OTHER GRANT:							
11,470.99	0.00	23,800.00	18,466.95	18,466.95	16,804.04	1,081.94	15,722.10
TOTAL FOR Fund 022 - DISTRICT AGENCY:							
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL FOR Fund 024 - EMPLOYEE BENEFITS SELF INS.:							
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL FOR Fund 200 - STUDENT MANAGED ACTIVITY:							
110,820.90	20,166.58	40,423.91	8,164.03	25,329.32	125,915.49	12,617.36	113,298.13
TOTAL FOR Fund 300 - DISTRICT MANAGED ACTIVITY:							
42,208.37	31,675.00	120,028.98	38,122.53	128,313.23	33,924.12	84,173.70	50,249.58-
TOTAL FOR Fund 401 - AUXILIARY SERVICES:							
185,801.11	49.48	344,024.57	96,764.51	288,697.04	241,128.64	237,292.27	3,836.37
TOTAL FOR Fund 432 - MANAGEMENT INFORMATION SYSTEM							
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

ROCKY RIVER CITY SCHOOLS  
 Financial Report by Fund  
 FINANCIAL REPORT FOR OCTOBER 2012

Begin Balance	MTD Receipts	FYTD Receipts	MTD Expenditures	FYTD Expenditures	Current Fund Balance	Current Encumbrances	Unencumbered Fund Balance	
TOTAL FOR Fund 440 - ENTRY YEAR PROGRAMS:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
TOTAL FOR Fund 451 - DATA COMMUNICATION FUND:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
TOTAL FOR Fund 452 - SCHOOLNET PROFESS. DEVELOPMEN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
TOTAL FOR Fund 504 - EDUCATION JOBS FUND:	0.00	0.00	0.00	0.00	0.00	621.63	621.63-	
TOTAL FOR Fund 506 - RACE TO THE TOP:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
TOTAL FOR Fund 516 - IDEA PART B GRANTS:	24,916.71-	0.00	127,637.04	95,754.75	160,739.97	58,019.64-	90,210.40	148,230.04-
TOTAL FOR Fund 532 - FISCAL STABILIZATION FUND:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
TOTAL FOR Fund 551 - LIMITED ENGLISH PROFICIENCY:	1.55	339.92	339.92	6,829.50	6,829.50	6,488.03-	625.29	7,113.32-
TOTAL FOR Fund 572 - TITLE I DISADVANTAGED CHILDRE	1,011.77	0.00	39,342.00	25,572.95	57,185.71	16,831.94-	1,318.95	18,150.89-
TOTAL FOR Fund 584 - DRUG FREE SCHOOL GRANT FUND:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL FOR Fund 587 - IDEA PRESCHOOL-HANDICAPPED:	0.00	2,037.36	4,342.40	2,743.07	6,718.34	2,375.94-	0.00	2,375.94-
TOTAL FOR Fund 590 - IMPROVING TEACHER QUALITY:	0.00	0.00	12,714.00	10,106.64	21,612.41	8,898.41-	12,860.49	21,758.90-
TOTAL FOR Fund 599 - MISCELLANEOUS FED. GRANT FUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
GRAND TOTALS:	29,006,846.48	274,822.14	14,815,147.57	4,954,152.85	20,688,368.16	23,133,625.89	13,981,333.40	9,152,292.49

**ROCKY RIVER CITY SCHOOL DISTRICT  
SUMMARY OF INVESTMENTS AND CASH BALANCES  
As of October 31, 2012**

**INVESTMENTS:**

	<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Cost/ Balance</u>	<u>Par Amount</u>	<u>Rate/Yield</u>
<b><u>Operating Funds</u></b>					
STAR Ohio		Daily	\$ 385.26		0.100%
Comm Paper - UBS Finance	10/18/2012	4/15/2013	\$ 998,234.86	\$ 1,000,000.00	0.361% x
Comm. Paper - UBS Finance	7/16/2012	12/12/2012	\$ 498,903.19	\$ 500,000.00	0.530% x
Tri State CDARS*** - Tri State Commercial Bank	1/12/2012	1/10/2013	\$ 1,000,000.00	\$ 1,000,000.00	1.094% x

\*\*\*50/50 investment required

		\$	2,497,523.31	\$	2,500,000.00	0.688%
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Charter One MRA		Daily	\$ 4,350.10			0.000%
Huntington		Daily	\$ 177,181.92			0.020%
PNC MMA		Daily	\$ 2,782,122.14			0.200%
Tri-State*** (50/50)		Daily	\$ 1,000,000.00			0.000%
Fifth Third Escrow		Daily	\$ 90,090.11			0.000%
Bond Issue investments*		Daily	\$ 16,020,026.99			0.355%
Subtotal			\$ 20,073,771.26			0.311%

\$ 11,570,380.96

\*\*\*50/50 investment required

Total Investments		\$	22,571,294.57			0.353%
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**CASH:**

Demand Deposit Accounts - Net	\$ 560,646.32
Change Funds	\$ 1,685.00
Sub-Total	\$ 562,331.32
<b>Total Investments and Cash</b>	<b>\$ 23,133,625.89</b>

\* See next page for detail

**ROCKY RIVER CITY SCHOOL DISTRICT**  
**SUMMARY OF BOND ISSUE INVESTMENTS AND CASH BALANCES**  
As of October 31, 2012

**INVESTMENTS:**

<u>INVESTMENT TYPE/ISSUE</u>	<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Cost/ Balance</u>	<u>Par Amount</u>	<u>Rate/Yield</u>
Tri State CDARS*** - BAB's - Tri State Commercial Bank	10/11/2012	4/11/2013	\$ 250,000.00	\$ 250,000.00	0.600%
Comm Paper -UBS Finance - BAB's	10/18/2012	4/15/2013	\$ 998,234.86	\$ 1,000,000.00	0.361%
Comm Paper - UBS Finance - BAB's	10/25/2012	4/22/2013	\$ 998,408.89	\$ 1,000,000.00	0.325%
Comm. Paper - UBS Finance - BAB's	7/2/2012	12/3/2012	\$ 997,668.61	\$ 1,000,000.00	0.545%
Comm. Paper - UBS Finance - TE's	7/16/2012	12/12/2012	\$ 498,903.20	\$ 500,000.00	0.533%
Tri State CDARS*** - BAB's - Tri State Commercial Bank	1/12/2012	1/10/2013	\$ 500,000.00	\$ 500,000.00	1.094%
FFCB - BAB's - G.X. Clarke & Co.	12/9/2011	4/25/2013	\$ 800,360.00	\$ 800,000.00	0.232%
FHLB - BAB's - Huntington	12/9/2011	6/7/2013	\$ 2,000,200.00	\$ 2,000,000.00	0.340%
Tri State CDARS - TE's - Tri State Commercial Bank	6/28/2012	6/27/2013	\$ 1,000,000.00	\$ 1,000,000.00	0.400%
Tri State CDARS*** - TE's - Tri State Commercial Bank	8/16/2012	8/15/2013	\$ 460,000.00	\$ 460,000.00	1.000%
Subtotal			\$ 8,503,775.56	\$ 8,510,000.00	0.461%

\*\*\*50/50 investment required

**BANKS/ISSUE**

First Federal of Lakewood - TE's	Daily	\$ 516,153.56	0.350%
First Federal of Lakewood - BAB's	Daily	\$ 3,832,103.78	0.350%
PNC - BAB's	Daily	\$ 1,188,250.70	0.100%
PNC - QSCB's	Daily	\$ 538,695.66	0.200%
Star Ohio - Bldg. Fund BAB's	Daily	\$ 231,047.73	0.100%
Tri-State*** - BAB's (50/50)	Daily	\$ 750,000.00	0.000%
Tri-State*** - TE's (50/50)	Daily	\$ 460,000.00	0.000%
Subtotal		\$ 7,516,251.43	0.236%

\*\*\*50/50 investment required

Note: The maximum balance available to be on deposit with First Federal of Lakewood is \$5,000,000 per their requirements contained in the current depository agreement with them.

<b>Total Investments</b>	<b>\$ 16,020,026.99</b>	<b>0.355%</b>
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**Rocky River City School District**  
 Appropriation Summary as of October 31, 2012 - All Funds  
 With Certified Resources For FY 2013 To Date

Fund Name	USAS Fund No.	Budget as of 9/30/12	Net Changes October 2012	Revised Budget as of 10/31/12	P/Y Encumbrances	Total Expendable as of 10/31/12	Certificate of Estimated Resources - Amendment #3a	Resources Over/(Under) Revised Budget	Add/(Reduce) Amount of "Other Sources" on Amendment #3a	Revised Est. Resources Amendment #4
General Fund	001	\$31,838,874	\$36,326	\$31,875,200	\$329,920	\$32,205,120	\$33,559,261 x	\$1,684,061	\$137,295	\$33,696,556
Bond Retirement	002	4,430,389	0	4,430,389	-	4,430,389	6,366,500 x	1,936,111		6,366,500
Permanent Improvement	003	170,297	0	170,297	-	170,297	211,849	41,551		211,849
Building	004	750,288	0	750,288	20,612,304	21,362,593	2,841,465 x	2,091,176		2,841,465
Food Service	006	457,269	0	457,269	3,225	460,494	494,258 x	36,990		494,258
Trust - Band Uniform Fund	007-9007	-	0	-	19,699	19,699	-	0		-
Trust - Scholarship	007-9008	20,000	0	20,000	-	20,000	34,582 x	14,582		34,582
Trust - Unclaimed Funds	007-9009	500	0	500	-	500	12,327 x	11,827		12,327
Trust - Rocky River Angel Fund	007-9907	-	0	-	-	-	-	0		-
Trust - Rocky River Angel Fund - Goldwood	007-9908	-	0	-	-	-	507 x	507		507
Trust - Technology Improvement Fund	007-9909	-	0	-	-	-	216 x	216		216
Trust - Herb Score Memorial Fund	007-9910	-	0	-	-	-	-	0		-
Uniform School Supply	009	27,350	0	27,350	-	27,350	47,077 x	19,727		47,077
Rotary Funds	011	204,185	0	204,185	8,415	212,600	361,658 x	157,472		361,658
School Support Funds	018	70,071	400	70,471	4,012	74,482	167,238 x	96,767		167,238
Private Source Grants	019	23,800	1,075	24,875	300	25,175	34,971 x	10,096	250	35,221
Self-Insurance Fund	024	-	0	-	-	-	-	0		-
District Agency - Workers Comp/Retirement	022	3,100,000	0	3,100,000	-	3,100,000	3,100,000 x	0		3,100,000
Student Activities	200	169,550	275	169,825	2,541	172,366	284,980	115,155	100	285,080
Athletic and Co-Curricular	300	335,451	2,400	337,851	26,487	364,338	339,023 x	1,171	0	339,023
<i>State Grants:</i>										
Auxiliary Services (Private Schools)	401	812,218	61	812,278	47,922	860,200	812,218 x	(61)	95	812,313
EMIS	432	-	0	-	-	-	-	0		-
Entry Year Programs	440	-	0	-	-	-	-	0		-
Data Communications	451	-	0	-	-	-	-	0		-
School Net - Professional Dev.	452	-	0	-	-	-	-	0		-
Misc State Grants	499	-	0	-	-	-	-	0		-
<i>Federal Grants:</i>										
Federal Ed Jobs	504	-	0	-	-	-	-	0		-
Resident Educator Program	506	-	0	-	-	-	-	0		-
IDEA-B	516	660,903	31,659	692,562	7,859	700,421	709,626 x	17,064	(17,064)	692,562
School District Fiscal Stabilization	532	-	0	-	-	-	-	0		-
Title III - Limited English Proficiency/Immigrant	551	13,725	1,739	15,464	-	15,464	13,725 x	(1,739)	1,740	15,465
Title I	572	241,684	1,012	242,696	-	242,696	241,684 x	(1,012)	1,012	242,696
Title V	573	-	0	-	-	-	-	0		-
Drug-Free Schools	584	-	0	-	-	-	-	0		-
Preschool - Special Education	587	10,657	0	10,657	-	10,657	10,657 x	0		10,657
Title II-A	590	54,908	0	54,908	-	54,908	54,908 x	0		54,908
Misc. Federal Grants	599	-	0	-	-	-	-	0		-
<b>Total All Funds</b>		<b>\$43,392,119</b>	<b>\$74,947</b>	<b>\$43,467,066</b>	<b>\$21,062,684</b>	<b>\$64,529,750</b>	<b>\$49,698,728</b>	<b>\$6,231,662</b>	<b>\$123,429</b>	<b>\$49,822,157</b>

Amended appropriation passed at the 11/15/12 meeting of the Rocky River Board of Education

Amended Certificate has been or will be requested from the County Budget Commission



Treasurer's Certificate

Section 5705.412, RC


In the matter of: the Supplemental Appropriation Measure for the fiscal year ending **June 30, 2013**, Resolution No. 220.4-12

IT IS HEREBY CERTIFIED that the Rocky River City School DISTRICT BOARD OF EDUCATION, CUYAHOGA COUNTY, OHIO, has sufficient funds to meet the contract agreement, obligation, payment or expenditure for the above, and has in effect for the remainder of the fiscal year and the succeeding fiscal year the authorization to levy taxes which, when combined with the estimated revenue from all sources available to the district at the time of certification, are sufficient to provide operating revenues necessary to enable the district to operate an adequate educational program on all the days set forth in its adopted school calendar for the current fiscal year and for a number of days in the succeeding fiscal year equal to the number of days instruction was held or is scheduled for the current fiscal year.

Dated: 11/15/12

  
\_\_\_\_\_  
Board President

  
\_\_\_\_\_  
Superintendent

  
\_\_\_\_\_  
Treasurer of the Board of Education of the  
Rocky River City School District  
Cuyahoga County, Ohio

**Bill To:**  
**Rocky River City Schools**  
 Rocky River City Schools  
 1101 Morewood Parkway  
 Rocky River, OH 44116

Markus, Greg  
 Phone: 440-356-6015  
 Fax: 440-356-6008

**Vendor:**  
 276043  
 DIGITAL INTEGRATED SYSTEMS / D.I.S. COMPUTERS  
 3046 BRECKSVILLE ROAD, SUITE B1  
 RICHFIELD, OH 44286

Attn: CUSTOMER SERVICE

Phone: (440)838-4111  
 Fax: (440)838-4131

**Purchase Order Comments:**

Please Mail

**Requisition Numbers:** 2280

*Rr*

**PURCHASE ORDER**

2933

Page: 1

Release Method: Hard Copy

Release Date: 09/27/2012

Fiscal Date: 09/18/2012

Need By Date: n/a

Print Date: 09/27/2012

**Ship To:**  
 Lutheran West High School  
 3850 Linden Rd.  
 Rocky River, OH 44116

Z., Stephanie

Phone: 440-356-6028  
 Fax: 440-356-6830

Vendor Item	QTY	UOM	Description	Unit Price	Total Price
	9	Each	Student Lapatops with Expanded Memory Per Quote #AAAQ1095 (Price includes S&H)	\$532.88	\$4,795.92
Deliver To: Dale Wolfgram, Principal					
				Sub Total: \$	4,795.92
				Total: \$	4,795.92

Account Code Summary		
Account Code	Account Description	Amount
401-3260-640-9113-000000-060		\$4,795.92

INSTRUCTIONS TO VENDOR

- All shipments must be prepaid
- Exempt for Federal Excise Tax - Federal I.D. #314-06602315 - And Ohio Sales Tax
- Rocky River Board of Education will not in any manner be responsible for goods delivered or work done on its account unless authorized
- This purchase order number must appear on all invoices, packages and shipping papers

TREASURER'S CERTIFICATE

It is hereby certified that the amount requested to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purposes and is in the Treasury or in process of collection to the credit of the Rocky River City School District free from any obligation or certification now outstanding

APPROVED FOR PAYMENT

PARTIAL  FULL   
 BY *Jm*  
 DATE *10-24-12*  
 AMOUNT *4795.92*  
 INVOICE *22260*  
 RECEIVED *11/8/12*

.....  
 Treasurer

TREASURER'S OFFICE  
 OCT 24 2012  
 RECEIVED

# Digital Integrated Systems, Inc.

dba, D.I.S. Computers & Filtered Access  
 8142 Broadview Road  
 Broadview Hts., Ohio 44147  
 (440) 838-4111 Fax: (440) 838-4131

# Invoice

Date	Invoice #
9/8/2012	22260

Bill To
Rocky River City Schools 1101 Morewood Parkway Rocky River, Ohio 44116

Ship To
LUTHERAN HIGH SCHOOL WEST Cathy McPhie 3850 LINDEN RD ROCKY RIVER, OH 44116

P.O. Number	Terms	Due Date	Rep	Project
	Due Upon Receipt	9/8/2012	RN	

Item Code	Description	Quantity	Price Each	Amount
NB	031946U: Lenovo ThinkPad Edge 15 031946U 15.6" LED Notebook - Intel - Core i3 i3-380M 2.53GHz - Black Textured - 1366 x 768 HD Display - 2 GB RAM - 320 GB HDD - DVD-Writer - Intel Graphics Media Accelerator HD Graphics Card - Webcam - Genuine Windows 7 Professional - 4.50 Hour Battery - HDMI	9	485.00	4,365.00
NB	55Y3711: Lenovo 55Y3711 4GB DDR3 SDRAM Memory Module - 4 GB - DDR3 SDRAM - 1333 MHz DDR3-1333/PC3-10600 - 204-pin SoDIMM	9	39.99	359.91
SHIPPING	Shipping Cost		71.01	71.01

**APPROVED FOR PAYMENT**

By *Jm*

Date 10-24-12

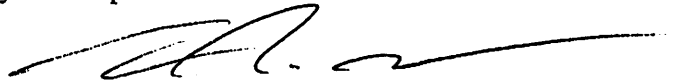
	<b>Subtotal</b>	\$4,795.92
	<b>Sales Tax (0.0%)</b>	\$0.00
	<b>Total</b>	\$4,795.92
	<b>Payments/Credits</b>	\$0.00
	<b>Balance Due</b>	\$4,795.92

TREASURER'S OFFICE  
 OCT 12 2012  
 RECEIVED


**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 of \$ 4,795.92 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 Rocky River Board of Education free from any previous encumbrance.

When the fiscal officer of the Rocky River City School District is using the "Then and Now Certificate" and the amount certified exceeds \$3,000, then the fiscal officer must obtain the legislative authority's approval by resolution. This approval must be obtained within 30 days of the legislative authority's receipt of the certificate.



\_\_\_\_\_  
Treasurer



\_\_\_\_\_  
Superintendent

For amounts over \$3,000:

\_\_\_\_\_  
Board Resolution Number      Date

Date: Auditor of State Bulletin 6/20/97  
Revised effective April 7, 2003

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

(BOARD OF EDUCATION) Revised Code, Secs. 5705.34-5705.35

The Board of Education of the Rocky River School District, Cuyahoga County, Ohio,

met in Regular session on the 15th day of November, 2012 (Regular Or Special)

at the office of the Board of Ed Offices with the following members present:

[Blank lines for member names]

Mr./Mrs. moved the adoption of the following Resolution:

WHEREAS, This Board of Education in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2013; and

WHEREAS, The Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Board together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Board of Education of the Rocky River School District, Cuyahoga County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said School District the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

**SCHEDULE A**  
**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET**  
**COMMISSION AND COUNTY FISCAL OFFICER'S ESTIMATED TAX RATES**

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Commission Inside 10 M. Limitation	County Fiscal Officer's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
Sinking Fund			0.00	0.00
Bond Retirement Fund			0.00	6.38
General Fund			4.57	78.50
Library Fund				6.10
For [REDACTED] improvement				
State				
<b>TOTAL</b>	\$0	\$0	4.57	90.98

**SCHEDULE B**

**LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES**

FUND	Maximum Rate Authorized to Be Levied	Co.Fiscal Officer's Est.of Yield of Levy (Carry to Schedule A, Column II)
<b>GENERAL FUND:</b>		
Current Expense Levy authorized by voters on _____,20 for not to exceed _____ years.		
Current Expense Levy authorized by voters on _____,20 for not to exceed _____ years.		
Fund: Levy authorized by voters on _____,20 for not to exceed _____ years.		
Fund: Levy authorized by voters on _____,20 for not to exceed _____ years.		
Fund: Levy authorized by voters on _____ for not to exceed _____ years.		
Fund: Levy authorized by voters on _____,20 for not to exceed _____ years.		
Fund: Levy authorized by voters on _____,20 for not to exceed _____ years.		
Fund: Levy authorized by voters on _____,20 for not to exceed _____ years.		

and be it further

RESOLVED, That the Clerk of this Board be and he is hereby directed to certify a copy of this

Resolution to the Fiscal Officer of said County.

Mr./Mrs. \_\_\_\_\_ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. \_\_\_\_\_

Mr./Mrs. \_\_\_\_\_

Mr./Mrs. \_\_\_\_\_

Adopted the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Clerk of the Board of Education of the

Rocky River School District,

Cuyahoga County, Ohio.

**CERTIFICATE OF COPY**  
**ORIGINAL ON FILE**

The State of Ohio, Cuyahoga County, ss.

I, \_\_\_\_\_, Clerk of the Board of Education  
of the Rocky River School District, in said County, and in whose custody the Files  
and Records of said Board are required by the Laws of the State of Ohio to be kept, do hereby  
certify that the foregoing is taken and copied from the original \_\_\_\_\_

\_\_\_\_\_

now on file with said Board, that the foregoing has been compared by me with said original document,  
and that the same is a true and correct copy thereof.

WITNESS my signature, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Clerk of the Board of Education of the  
Rocky River School District,  
Cuyahoga County, Ohio.

No. \_\_\_\_\_

\_\_\_\_\_  
BOARD OF EDUCATION

ROCKY RIVER SCHOOL DISTRICT

Cuyahoga County, Ohio.

\_\_\_\_\_  
RESOLUTION  
ACCEPTING THE AMOUNTS AND RATES  
AS DETERMINED BY THE BUDGET  
COMMISSION AND AUTHORIZING THE  
NECESSARY TAX LEVIES AND CERTIFYING  
THEM TO THE COUNTY FISCAL OFFICER

( Board of Education )

\_\_\_\_\_  
Adopted \_\_\_\_\_, 20 \_\_\_\_

\_\_\_\_\_  
Clerk.

\_\_\_\_\_  
Filed \_\_\_\_\_, 20 \_\_\_\_

\_\_\_\_\_  
County Fiscal Officer

By \_\_\_\_\_  
Deputy.



**EXHIBIT E**  
**BOARD OF EDUCATION MEETING**  
**NOVEMBER 15, 2012**

**RESOLUTION TO TERMINATE EMPLOYMENT**

On the Recommendation of the Superintendent of Schools, the Board of Education Hereby Discharges Mark Armstrong for Just Cause in Accordance With the Letter to Mr. Armstrong Dated October 19, 2012.

**NOTICE OF DECISIONS ON SUSPENSION APPEAL HEARING**

A hearing was held at the Board of Education Office of the Rocky River City School District on November 15, 2012, by Mr. Samuel Gifford, Executive Director of Human Resources and Support Services. The hearing was held at the request of parents of a High School student to hear the appeal against their child's out-of-school suspension at Rocky River High School. Based upon the information presented at the hearing, the out-of-school-suspension was modified.

**RESOLUTION TO APPROVE CHANGE MANAGEMENT ITEMS (CMI'S)**

BE IT RESOLVED by the Board of Education of the Rocky River City School District that the following Change Management Items for the Rocky River High School Additions and Renovation Project, Kensington Intermediate School Addition and Renovation and Goldwood Primary School Addition and Renovation Project be ratified as previously recommended by the Architect and the Executive Director of Construction Services:

**ROCKY RIVER HIGH SCHOOL ADDITIONS AND RENOVATION PROJECT:**

CHANGE EVENT	DESCRIPTION	CONTRACTOR	AMOUNT
144	Add a sprinkler head in Electrical Room 1023C due to the installation of a drywall ceiling in this room. The ceiling is required to achieve a fire rating for this room, as the new east wall cannot be extended to the roof deck due to the mechanical mezzanine above. The east wall of this room will also be relocated to give the School District better access for maintenance equipment between the Main Gym and Wagar Gym, as requested. Costs for installing the ceiling and a credit for revising the east wall will be included in a future change proposal.	Fire Protection, Inc.	\$247.62
150	Contractors were directed to work overtime on Saturdays to make up days lost on critical activities due to conditions encountered during the Summer 2012 work. The costs included are the additional premium overtime costs (1/2 time only) for the overtime hours expended by the Fire Protection Contractor. Overtime costs from other Prime Contractors will be included in a future change proposal.	Fire Protection, Inc.	\$368.64
171	Perform additional saw cutting and concrete removal to accommodate the relocated electrical / technology floor boxes in the Media Center.	Lake Erie Electric	\$2,154.24
205	Install and plumb the water distiller in Chem Prep 2032. This distiller was furnished by the Owner and is shown as "N.I.C." on the Bid Documents.	Harner Plumbing	\$1,139.94

201	Reroute the ductwork in the bus garage to within the roof joist space to provide additional clearance above the busses. Work includes relocation of sprinkler heads to accommodate the new duct location. Costs for painting the ductwork will be provided in a future change proposal.	Castle Heating & Air	\$4,750.72
		Fire Protection, Inc.	\$515.86
217	Relocate the existing main gas line in the Commons to above the new ceiling to accommodate the new acoustical wall panels on the boiler room wall.	Harner Plumbing	\$7,618.01

**KENSINGTON INTERMEDIATE SCHOOL ADDITION AND RENOVATION PROJECT:**

CHANGE EVENT	DESCRIPTION	CONTRACTOR	AMOUNT
002	Perform demolition of existing technology systems prior to the award of the Technology Contractor, provide proper supports for existing electrical and technology systems that were scheduled to remain, and troubleshoot problems with existing electrical circuits that were being re-used.	Eneritech Electrical	\$677.07
TC-013	Provide a radio frequency (RF) transmitter and microphone for the sound system in the Commons to replace the specified infrared sound system. This will allow use of the microphone throughout the entire Commons space and not limit its use to the area adjacent to the stage.	Mid-West Telephone Service	\$488.26
093	1. Level the concrete floor slab in the existing Computer Room before installation of the new flooring in the Commons. The existing floor slab was found to have a large low area in it when the rear wall of the Auditorium was removed. The floor slab was infilled to meet the elevation of the Commons floor that was previously poured.	John G. Johnson Construction	\$1,462.48

**GOLDWOOD PRIMARY SCHOOL ADDITION AND RENOVATION PROJECT:**

CHANGE EVENT	DESCRIPTION	CONTRACTOR	AMOUNT
006	Delete the requirement to provide temporary bracing for the existing south wall of the Music Room after demolition of the ESC building, as shown on the plans. This wall was not a retaining wall as assumed and did not require the bracing.	Mosser Construction, Inc.	(\$1,150.02)
010	Install aluminum angle trim at the base of the new window systems in some 2 <sup>nd</sup> Grade classrooms. The existing window sills in some rooms were not straight and the trim will conceal the gap between the sills and new windows.	Mosser Construction, Inc.	\$1,463.34
019	Remove unsuitable soils under foundations and the building pad for the new Admin Addition and backfill with lean concrete or suitable soils, as directed by the Testing Agency. This change also includes a credit for utilizing a shallower excavation for the footer connections at the existing building; the existing footers were not as deep as indicated on the existing foundation plan.	Mosser Construction, Inc.	\$5,487.32
020	Relocate Storm Manhole #1 to avoid conflict with existing underground utilities. The location changed twice, as utilities were found in the specified manhole location and alternate manhole locations.	Mosser Construction, Inc.	\$2,144.73
021	Install a masonry pier to support an existing roof beam and revise the construction of the south wall of the Gallery to accommodate existing conditions. Revisions to the Gallery wall include additional framing for the exterior wall in the upper portion of the Gallery and widening the wall/soffit to conceal irregularities in the existing masonry walls that were discovered during demolition of the ESC Building.	Mosser Construction, Inc.	\$11,900.00
023	Perform additional abatement of asbestos-containing flooring and	AAA American Abatement	\$7,109.38

	window systems in Goldwood Primary School, as directed by E. A. Group.	& Asbestos Removal	
--	--	--------------------	--

**EXHIBIT H**

**RESOLUTION TO DECLARE STUDENTS RESIDING IN THE ROCKY RIVER MIDDLE SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO LAKE RIDGE ACADEMY**

WHEREAS, O.R.C. 3327.01, among other things, requires that the Rocky River City School District Board of Education transport pupils in grades K-8 to and from the non-public school they attend;

WHEREAS, O.R.C. 3327.01 does not require that the Rocky River City School District Board of Education transport K-8 pupils to and from a non-public school where such transportation would require more than thirty minutes of direct travel time as measured by school bus from the public school building to which the pupils would be assigned if attending the public school designated;

WHEREAS, Lake Ridge Academy is a non-public school located at 37501 Center Ridge Road, North Ridgeville, Ohio 44039;

WHEREAS, pupils residing within the attendance area of Rocky River Middle School attend or have attended Lake Ridge Academy;

WHEREAS, students residing within the attendance area of Rocky River Middle School that attend or have attended Lake Ridge Academy have requested District-provided transportation to Lake Ridge Academy;

WHEREAS, at the request of Rocky River City School District administration, the Ohio Department of Education, on September 18, 2012, conducted an official study to measure the transportation time by school bus from Rocky River Middle School to Lake Ridge Academy;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 18, 2012 established that the “time consumed on this run was exactly 32 minutes and 43 seconds.” A copy of the Ohio Department of Education’s September 18, 2012 letter is attached to this Resolution and incorporated herein;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 18, 2012 conclusively establishes that transportation from Rocky River Middle School to Lake Ridge Academy exceeds thirty minutes of direct travel time, and

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 18, 2012 conclusively establishes that the Rocky River City School District Board of Education is not legally required to transport pupils residing in the Rocky River Middle School attendance area that attend Lake Ridge Academy.

THEREFORE, BE IT RESOLVED, that the Rocky River City School District Board of Education hereby declares that pupils residing within the Rocky River Middle School attendance area are ineligible for District-provided transportation to Lake Ridge Academy located at 37501 Center Ridge Road, North Ridgeville, Ohio 44039.



## EXHIBIT I

### **RESOLUTION TO DECLARE STUDENTS RESIDING IN THE GOLDWOOD PRIMARY SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO AL IHSAN SCHOOL**

WHEREAS, O.R.C. 3327.01, among other things, requires that the Rocky River City School District Board of Education transport pupils in grades K-8 to and from the non-public school they attend;

WHEREAS, O.R.C. 3327.01 does not require that the Rocky River City School District Board of Education transport K-8 pupils to and from a non-public school where such transportation would require more than thirty minutes of direct travel time as measured by school bus from the public school building to which the pupils would be assigned if attending the public school designated;

WHEREAS, Al Ihsan School is a non-public school located at 6055 West 130<sup>th</sup> Street, Parma, Ohio 44130;

WHEREAS, pupils residing within the attendance area of Goldwood Primary School attend or have attended Al Ihsan School;

WHEREAS, students residing within the attendance area of Goldwood Primary School that attend or have attended Al Ihsan School have requested District-provided transportation to Al Ihsan School;

WHEREAS, at the request of Rocky River City School District administration, the Ohio Department of Education, on September 26, 2012, conducted an official study to measure the transportation time by school bus from Goldwood Primary School to Al Ihsan School;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 26, 2012 established that the “time consumed on this run was exactly 32 min. 03 seconds.” A copy of the Ohio Department of Education’s September 27, 2012 letter is attached to this Resolution and incorporated herein;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 26, 2012 conclusively establishes that transportation from Goldwood Primary School to Al Ihsan School exceeds thirty minutes of direct travel time, and

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 26, 2012 conclusively establishes that the Rocky River City School District Board of Education is not legally required by O.R.C. 3327.01 to transport pupils residing in the Goldwood Primary School attendance area that attend Al Ihsan School.

THEREFORE, BE IT RESOLVED, that the Rocky River City School District Board of Education hereby declares that pupils residing within the Goldwood Primary School attendance area are ineligible for District-provided transportation to Al Ihsan School located at 6055 West 130<sup>th</sup> Street, Parma, Ohio 44130.

## EXHIBIT J

### **RESOLUTION TO DECLARE STUDENTS RESIDING IN THE KENSINGTON INTERMEDIATE SCHOOL ATTENDANCE AREA INELIGIBLE FOR TRANSPORTATION TO AL IHSAN SCHOOL**

WHEREAS, O.R.C. 3327.01, among other things, requires that the Rocky River City School District Board of Education transport pupils in grades K-8 to and from the non-public school they attend;

WHEREAS, O.R.C. 3327.01 does not require that the Rocky River City School District Board of Education transport K-8 pupils to and from a non-public school where such transportation would require more than thirty minutes of direct travel time as measured by school bus from the public school building to which the pupils would be assigned if attending the public school designated;

WHEREAS, Al Ihsan School is a non-public school located at 6055 West 130<sup>th</sup> Street, Parma, Ohio 44130;

WHEREAS, pupils residing within the attendance area of Kensington Intermediate School attend or have attended Al Ihsan School;

WHEREAS, students residing within the attendance area of Kensington Intermediate School that attend or have attended Al Ihsan School have requested District-provided transportation to Al Ihsan School;

WHEREAS, at the request of Rocky River City School District administration, the Ohio Department of Education, on September 25, 2012, conducted an official study to measure the transportation time by school bus from Kensington Intermediate School to Al Ihsan School;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 25, 2012 established that the “time consumed on this run was exactly 35 minutes.” A copy of the Ohio Department of Education’s September 26, 2012 letter is attached to this Resolution and incorporated herein;

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 25, 2012 conclusively establishes that transportation from Kensington Intermediate School to Al Ihsan School exceeds thirty minutes of direct travel time, and

WHEREAS, the official transportation time-study conducted by the Ohio Department of Education on September 25, 2012 conclusively establishes that the Rocky River City School District Board of Education is not legally required by O.R.C. 3327.01 to transport pupils residing in the Kensington Intermediate School attendance area that attend Al Ihsan School.

THEREFORE, BE IT RESOLVED, that the Rocky River City School District Board of Education hereby declares that pupils residing within the Kensington Intermediate School attendance area are ineligible for District-provided transportation to Al Ihsan School located at 6055 West 130<sup>th</sup> Street, Parma, Ohio 44130.

FIFTH AMENDMENT  
TO  
LEASE AGREEMENT

THIS FIFTH AMENDMENT TO LEASE AGREEMENT is made and entered into as of the 1<sup>st</sup> day of September, 2012, by and between the Rocky River City School District Board of Education, a duly constituted public school district under the laws of the State of Ohio ("Lessor") and Fairview Hospital, a Cleveland Clinic Hospital and a non-profit medical corporation ("Lessee").

WITNESSETH:

WHEREAS, Lessor is the owner of the property generally known as the Wooster School, located at 3035 Wooster Road in Rocky River, Ohio (hereinafter the "Property"); and

WHEREAS, Lessor and Lessee entered into a real property lease dated as of June 16, 1983 with respect to the Property (the "Original Lease"); and

WHEREAS, Lessor and Lessee entered into an Amended and Restated Agreement of Lease dated as of the 1<sup>st</sup> day of February, 1986 (the "First Restated Lease") with respect to the Property which amended and modified the Original Lease; and

WHEREAS, Lessor and Lessee entered into a Second Amended and Restated Agreement of Lease dated as of the 17<sup>th</sup> day of November, 1994 (the "Second Restated Lease") with respect to the Property which further amended the Original Lease; and

WHEREAS, Lessor and Lessee entered into a Third Amended and Restated Agreement of Lease dated as of the 1<sup>st</sup> day of July, 2002 (the "Third Restated Lease"); and

WHEREAS, Lessor and Lessee entered into a Fourth Amendment to Lease Agreement dated as of June 21, 2012 (the "Fourth Amendment"); and

WHEREAS, the Original Lease, as amended by the First Restated Lease, Second Restated Lease, Third Restated Lease and Fourth Amendment shall hereinafter be collectively referred to as the "Lease"; and

WHEREAS, Lessor has determined that the Property is not presently needed for school purposes; and

WHEREAS, the Term of the Lease expired on August 31, 2012, and the parties hereto have agreed to extend the Term through August 31, 2017,

NOW, THEREFORE, for and in consideration of the premises and promises and covenants set forth hereinbelow, the parties agree that the Lease shall be amended and/or supplemented as follows:

1. The Term of the Lease is hereby extended for an additional period commencing July 1, 2012 (the "Effective Date") and ending August 31, 2017 (the "Fifth Extended Term").
2. Commencing on the Effective Date and continuing through August 31, 2017, Lessee's Base Rent shall be \$171,396.15 per annum, payable in monthly installments of \$14,283.01.
3. Lessee is hereby granted the option, to be exercised by written notice given to Lessor not later than July 31, 2016 to extend the Term of the Lease for one (1) additional five (5) year extended period (the "Sixth Extended Term"), upon the condition, however, that on the date of exercise of such option with respect to the Sixth Extended Term and on the date of commencement of the Sixth Extended Term, the Lease is in effect and has not expired or been terminated and Lessee is not in default in the performance of any of its obligations under the Lease (constituting a breach of a substantial obligation) as to which a notice of material default has been given to Lessee and which material default thereafter remains uncured.

The Sixth Extended Term shall be upon the same terms and conditions as provided in the Lease for the Fifth Extended Term except that (a) the Base Rent for the Sixth Extended Term shall be increased to \$197,105.57 per annum, payable in monthly installments of \$16,425.46, (b) Lessee shall have no option to extend the Term beyond the expiration of the Sixth Extended Term and (c) the leasehold improvements will be provided in their then existing condition ("as is") at the time the Sixth Extended Term commences.

4. Subparagraph 5(d) of the Lease is hereby modified by deleting the phrase "except as set forth in Section 5(g) hereof" and placing a period after the word "Premises".
5. Subparagraph 5(g) of the Lease is hereby deleted in its entirety.
6. Subparagraph 6(b) of the Lease is hereby modified by adding at the end thereof the following:

"... and repair, ordinary wear and tear excepted, damages by fire or other casualty excepted. Lessee further agrees that it shall also be responsible, at Lessee's sole cost and expense, for any replacements it deems necessary for the safe, efficient or

tenantable operation and functioning of the Property, including, but not limited to, the roof; the Building structure; the Building's parking lot, sidewalks, driveways, steps, excavations, and all appurtenances; all improvements, alterations, additions, equipment, and facilities installed in and on the Building or Property; and the Building's mechanical and utility systems (e.g., HVAC, electrical, plumbing, fire suppression, communications). Lessee will complete such replacements in a first-class manner using state-of-the-art replacement systems, equipment and materials. Prior to commencing any such replacement(s), Lessee shall provide to Lessor: (a) written notice and a detailed description of the proposed replacement(s); and (b) a period of at least thirty (30) days to review the proposed replacements, except in cases of a *bona fide* emergency. Lessee shall make any replacements, changes or alterations in or on the Building or Property required by the codes or regulations of any governmental body exercising jurisdiction over the Property. Lessor hereby consents to the expansion and/or improvement of the existing parking lot serving the Building by Lessee, at such time as Lessee shall elect and at Lessee's sole cost and expense."

7. Section 8 of the Lease is hereby modified by adding the following new sentence to the end thereof:

"Lessor shall take no action during the Term hereof with respect to the Property or the Building, the result of which would eliminate the current real estate tax exemption for the Property and the Building."

8. Section 9 of the Lease is hereby modified by adding "replacements," after the first word in the second sentence and by deleting the following from the end of the second sentence:

"... provided, however, the Lessor may request that the Leased Premises be returned to its condition as of the commencement date, in which event Lessee shall cause the Leased Premises to be returned to its original condition." and placing a period after the word "Premises."

9. Section 12 of the Lease entitled "Termination" is hereby deleted in its entirety.
10. Section 17 (a) is hereby amended to: Rocky River City School District Board of Education, c/o Superintendent, 1101 Morewood Parkway, Rocky River, Ohio 44116.

11. Notwithstanding the provisions of Section 20 to the contrary, Lessor hereby agrees that so long as Lessor and Lessee continue in good faith to negotiate and finalize the Lease extension contemplated hereby, that Lessor shall not charge Lessee with the 125% holdover Rent set forth in Section 20; provided, however, that if this Amendment is not executed and delivered by and to the respective parties hereto within a reasonable period of time, after good faith efforts by each of them, then the 125% holdover Rent described in Section 20 shall be payable by Lessee for the period of time between September 1, 2012 and the date on which Lessee vacates the Leased Premises.
  
12. Lessor and Lessee acknowledge and agree that the two (2) outbuildings ("Sheds") placed on the Property by Lessor may remain on the Property during the Term hereof, as the same may be extended, without compensation to Lessee but at the sole risk of loss or damage to Lessor. Lessor further agrees that it shall not replace either of the Sheds, shall maintain them in a slightly and safe condition and shall not install any additional outbuildings on the Property.
  
13. Except as amended and/or supplemented herein, the Lease shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Fifth Amendment to Lease Agreement to be executed as of the day and year first above written.

LESSOR: ROCKY RIVER CITY SCHOOL DISTRICT BOARD OF EDUCATION

By: \_\_\_\_\_  
President

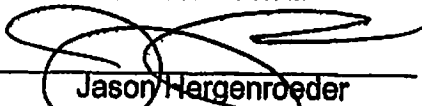
By: \_\_\_\_\_  
Treasurer

APPROVED AS TO FORM  
CCF - LAW DEPT.

DATE: \_\_\_\_\_ CMSI #: \_\_\_\_\_

BY:  \_\_\_\_\_

LESSEE: FAIRVIEW HOSPITAL

By:  \_\_\_\_\_  
Its: Jason Hergenroeder  
Senior Director, Financial Accounting

STATE OF OHIO            )  
                                  ) SS:  
COUNTY OF CUYAHOGA    )

Before me, a Notary Public, in and for said county and state, appeared the Rocky River City School District Board of Education, Inc., a duly constituted public school district under the laws of the State of Ohio, by \_\_\_\_\_, Its President, and \_\_\_\_\_, Its Treasurer, who acknowledged that they did sign the foregoing Fifth Amendment to Lease Agreement and that the same is their free act and deed and the free act and deed of Lessor.

In witness whereof, I have hereunto set my hand and official seal at \_\_\_\_\_, Ohio, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Notary Public

STATE OF OHIO            )  
                                  ) SS:  
COUNTY OF CUYAHOGA    )

BEFORE ME, a Notary Public, in and for said county and state, appeared Fairview Hospital, a Cleveland Clinic Hospital and a non-profit medical corporation, by Jason Hergenroeder its Sk. Dir. Fin. Acctg., who acknowledged that he/she did sign the foregoing Fifth Amendment to Lease Agreement for and on behalf of said corporation and that the same is his/her free act and deed personally and as such officer and the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Independence Ohio, this 13<sup>th</sup> day of November, 2012.

Marianne Gaydos  
Notary Public  
MARIANNE GAYDOS, Notary Public  
In and for the State of Ohio  
My Commission Expires Dec. 18, 2016



# Rocky River City School District

1101 Morewood Parkway • Rocky River • Ohio • 44116

440.356.6000 • info@rrcs.org • www.rrcs.org

**Michael G. Shoaf, Ed.D., Superintendent**

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## SUPERINTENDENT'S REPORT NOVEMBER 15, 2012

- Curriculum and Instruction – Elizabeth Anderson
  - Veterans Day Activities K-12
  - Blue Ribbon DC Trip
- Facilities – Michael Shoaf
  - RRHS Library

### Dates and Reminders

Friday, November 16	6:00pm	Basketball Challenge Cup – RRHS
Saturday, November 17	7:00pm	Marching Band End of Season Concert - RRHS
Sunday, November 18	5:30pm	RRHS Girl's Soccer – Westwood Country Club
Monday, November 19	6:30pm	RRHS Volleyball Banquet - Middle School Commons
Wednesday, November 21		No Students/Teaching Staff
November 22-23		Thanksgiving Vacation
Tuesday, December 4	7:00pm	Grade 6 Band Concert - RRMS
December 6 & 7		Snowflake Palace – Goldwood
Thursday, December 6	4:30pm	Pictures with Santa – Goldwood
	7:00pm	Grade 7 Band Concert – RRMS
Friday, December 7	6:00pm	Hoops for Hunger – RRHS
Monday, December 10	7:00pm	GPS Evening Holiday Program – RRHS
Tuesday, December 11	7:00pm	MS Holiday Choral Concert - RRMS
Thursday, December 13	7:00pm	KIS Holiday Band Concert – KIS Gym
Tuesday, December 18	7:00pm	RRHS Band & Choir Holiday Concert – RRHS
Wednesday, December 19	7:00pm	RRHS Jazz Ensemble Holiday Performance – RRHS
Friday, December 21		Winter Vacation Begins
Wednesday, January 2		School Resumes

Rocky River Schools...

Globally Competitive • Exceptional Opportunities • Caring Environment • Successful Students