

**JOHANNESBURG-LEWISTON AREA SCHOOLS
BOARD OF EDUCATION – REGULAR MEETING
May 17, 2021**

CALL TO ORDER

The regular meeting of the Johannesburg-Lewiston Board of Education was called to order by President Scott Mathewson at 6:01 pm.in the Johannesburg Multi-Purpose Room.

ROLL CALL

Present: Linc Campbell, Wendy Huston, Nancy Kussrow, Scott Mathewson, Michael Vogt

Absent: Ursula Owens, Frank Claeys

Administration: Superintendent Katy Xenakis-Makowski, Johannesburg Principal Nancy Odren, Lewiston Principal Cyndie Kievit

PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

APPROVAL OF MINUTES

Hearing no objections or corrections, President Scott Mathewson approved the minutes of the regular meeting of April 19, 2021 and the special meeting of May 3, 2021.

Ayes: All Motion carried

MANIFEST OF BILLS – ALL FUNDS

Motion was made by Campbell and supported by Vogt to approve the Manifest of Bills – All Funds in the amount of \$693,520.34.

Ayes: All Motion carried

CORRESPONDENCE

Mrs. Makowski shared thank you notes from staff for the appreciation week gifts.

BOARD INFORMATION REPORT

Mrs. Makowski presented retirement gifts to Renee Campbell, Cindy Bagnasco, Deb Michaels and Diane Tenbusch.

EXTENDED CONTINUITY OF LEARNING PLAN

The district is back to face-to-face learning and offering options for remote learning as well. Ten percent of the district's students are learning remotely at this time, attendance is difficult in this environment.

BUDGET UPDATE

Superintendent Makowski noted that Finance will meet soon to discuss the federal monies awarded to the district and how best to spend them.

COMMITTEE REPORTS

Finance

Finance committee met to discuss contract negotiations.

DSIC

DSIC committee met to discuss a pre Labor Day start for school.

Principals

Approved minutes May 17, 2021

Mr. Chrencik discussed the modified daily schedule for next year. He also noted the district is currently seeking applicants for a Music/Band position as well as a Construction Trades teacher. Mr. Chrencik shared the end of year schedule with the board.

Mrs. Odren and Mrs. Kievit spoke about plans for end of year. They noted that staff appreciation week was much needed and very appreciated. Area businesses as well as Cardinal families contributed to making the week memorable. Testing and assessing are being completed in both buildings. End of year activities for both buildings are being planned, including field days, picnics with teachers, and walking trips to Groen Nature Preserve.

Superintendent

Mrs. Makowski provided an update on current MDHHS guidelines. She is working on the application for pre-Labor Day start for the 21-22 school year. Mrs. Makowski spoke about the changing requirements for funds even post application She also noted her appreciation for all staff to continue to push for what is best for the kids in the district despite the difficult times.

PUBLIC COMMENTS

None

ITEMS FOR ACTION

Resignation – Special Education Aide

Motion was made by Huston and supported by Campbell to approve the resignation of Krysten Ormsbee, Johannesburg Elementary Special Education Aide. Her last day of work will be May 12, 2021.

Ayes: All Motion carried

Resignation – Cross Country Coach

Motion was made by Campbell and supported by Huston to approve the resignation of Craig DeHoog, Cross Country coach. His resignation is effective immediately.

Ayes: All Motion carried

MHSAA Resolution

Johannesburg- Lewiston Schools, City of Johannesburg, County of Otsego, of State of Michigan, are hereby:

- (A) enrolled as members of the Michigan High School Athletic Association, Inc., a nonprofit association, and
- (B) are further enrolled to participate in the approved interschool athletic activities sponsored by said association.

The Board of Education/Governing Body hereby delegates to the Superintendent or his/her designee(s) the responsibility for the supervision and control of said activities, and hereby accepts the Constitution and By-Laws of said association and adopts as its own the rules, regulations and interpretations (as minimum standards), as published in the current HANDBOOK as the governing code under which the said school(s) shall conduct its program of interscholastic athletics and agrees to primary enforcement of said rules, regulations, interpretations and qualifications. In addition, it is hereby agreed that schools which host or participate in the association's meets and tournaments shall follow and enforce all tournament policies, procedures and schedules.

This authorization shall be effective from August 1, 2021 and shall remain effective until July 31, 2022, during which the authorization may not be revoked.

Motion was made by Vogt and supported by Kussrow to approve the 2021-2022 MHSAA Resolution as presented.

Ayes: All Motion carried

4th of July Fireworks

Approved minutes May 17, 2021

Motion was made by Kussrow and supported by Huston to approve the use of school grounds for 4th of July fireworks as presented.

Ayes: All Motion carried

Awarding of Bid – Boiler Project (General Trades)

Motion was made by Campbell and supported by Huston to accept the bid recommendation of Wolgast Corporation and award the General Trades portion of the project to South Arm Construction at \$78,500.

Ayes: All Motion carried

Awarding of Bid – Boiler Project (Plumbing/HVAC)

Motion was made by Vogt and supported by Kussrow to accept the bid recommendation of Wolgast Corporation and award the Plumbing/HVAC portion of the project to Johnson & Wood, LLC at \$985,525.

Ayes: All Motion carried

Awarding of Bid – Boiler Project (Electrical)

Motion was made by Campbell and supported by Vogt to accept the bid recommendation of Wolgast Corporation and award the Electrical portion of the project to Northern Valley Electrical, Inc. at \$98,140.

Ayes: All Motion carried

COPESD Election Resolution

**RESOLUTION DESIGNATING DISTRICT'S ELECTION REPRESENTATIVE
[To be adopted on or after May 17, 2021]**

Johannesburg-Lewiston Area Schools, Michigan (The "District")

A regular meeting of the board of education of Johannesburg-Lewiston Area Schools, Michigan (the "Board"), was held in the Lewiston School Cafeteria, in the District, on the 17th day of May, 2021, at 6 o'clock in the p.m.

The meeting was called to order by Scott Mathewson, President.

Present: Members Campbell, Huston, Kussrow, Mathewson, Vogt

Absent: Members Claeys, Owens

The following preamble and resolution were offered by Member Kussrow and supported by Member Vogt:

WHEREAS:

1. The biennial election of the Board of Cheboygan-Otsego-Presque Isle Educational Service District, Michigan (the "ESD Board") will be held on Monday, June 7, 2021; and
2. The members of the ESD Board will be elected by an electoral body composed of 1 person designated by the board of each of the constituent school districts; and
3. In accordance with Section 614(2) of the Revised School Code [MCL 380.614(2)], this Board designates Nancy Kussrow as this District's proposed representative and directs said representative to vote on behalf of this Board for a specific candidate.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Board does hereby approve the designation of Nancy Kussrow as the representative of this Board for the electoral body, which body will elect two (2) candidates to the vacancies on the ESD Board on Monday, June 7, 2021 and Wendy Huston as an alternate in the event the designated representative is unable to attend.

2. The designated representative is further directed to cast a vote on the first ballot on behalf of this Board as follows:

Randall Powers 6 year Term

Don Bastian 6 year Term

3. The Secretary of this Board is hereby further directed to file a certified copy of this resolution with the Secretary of the ESD Board.

4. All resolutions and parts of resolution insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Ayes: Members Campbell, Huston, Kussrow, Mathewson, Vogt

Nays: Members

Motion declared adopted.

Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Board of Education of Johannesburg-Lewiston Area Schools, Michigan, hereby certifies that the foregoing is a true and complete copy of a resolution adopted by the Board at a regular meeting held on May 17, 2021, the original of which resolution is a part of the Board's minutes, and further certifies that notice of the meeting was given to the public under the Open Meetings Act, 1976 PA 267, as amended.

Secretary, Board of Education

Motion was made by Kussrow and supported by Vogt to appoint Nancy Kussrow as the designated representative and Wendy Huston as the alternate representative of the District for the electoral body of the ESD biennial election.

Ayes: All Motion carried

COPESD Budget Resolution

COPESD 2021-2022 BUDGET RESOLUTION

Johannesburg-Lewiston Area Schools, Michigan (The "District")

A regular meeting of the board of education of Johannesburg-Lewiston Area Schools, Michigan (the "Board"), was held in the Lewiston School Cafeteria, in the District, on the 17th day of May, 2021, at 6 o'clock in the p.m.

The meeting was called to order by Scott Mathewson, President.

Present: Members Campbell, Huston, Kussrow, Mathewson, Vogt

Absent: Members Claeys, Owens

The following preamble and resolution were offered by Member Huston and supported by Member Kussrow:

WHEREAS:

1. Section 624 of the Revised School Code, as amended, requires the intermediate school board to submit its proposed budget not later than May 1 of each year to the board of each constituent district for review; and

2. Not later than June 1 of each year, the board of each constituent district shall review the proposed intermediate school district budget, shall adopt a board resolution expressing its support for or disapproval of the proposed intermediate school district budget, and shall submit to the intermediate school board any specific objections and proposed changes the constituent district board has to the budget.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The board of education has received and reviewed the proposed intermediate school district budget in accordance with Section 624 of the Revised School Code, as amended, and by the adoption of this resolution, expresses its support for the proposed intermediate school district budget.

2. The secretary of the board of education or his/her designee shall forward a copy of this resolution to the intermediate school board or its superintendent no later than June 1, 2021.

3. All resolutions insofar as they conflict with this resolution be and the same are hereby rescinded.

Ayes: Members Campbell, Huston, Kussrow, Mathewson, Vogt

Nays: Members

Motion declared adopted.

Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Board of Education of Johannesburg-Lewiston Area Schools, Michigan, hereby certifies that the foregoing is a true and complete copy of a resolution adopted by the Board at a regular meeting held on May 17, 2021, the original of which resolution is a part of the Board's minutes, and further certifies that notice of the meeting was given to the public under the Open Meetings Act, 1976 PA 267, as amended.

Secretary, Board of Education

Motion was made by Huston and supported by Kussrow to approve the COPESD Budget as presented.

Ayes: All Motion carried

JLEPSA Contract

Motion was made by Campbell and supported by Vogt to approve the JLESPA Contract for 2021-2025 as presented.

Ayes: All Motion carried

JUUL Resolution

**JOHANNESBURG LEWISTON AREA SCHOOLS
BOARD OF EDUCATION RESOLUTION**

A regular meeting of the Johannesburg-Lewiston Area School District ("School") Board of Education (the "Board") was held on the 17th day of May, 2021 at the following time: 6 p.m.

The meeting was called to order by Scott Mathewson, President

Present: Campbell, Huston, Kussrow, Mathewson, Vogt

Absent: Claeys, Owens

The following preamble and resolution were offered by Member Vogt and supported by Member Huston.

WHEREAS:

In 2019, several California public schools sued Juul Labs, Inc. and other producers of vaping products in a California federal court, specifically Case No. 3:19-md-2913-WHO in the United States District Court for the Northern District of California ("Lawsuit").

The Lawsuit seeks monetary damages and injunctive relief associated with defendants marketing vaping products to students.

Schools in the Lawsuit are being represented by Frantz Law Group, APLC, a California professional law corporation ("Frantz").

Thrun Law Firm, P.C. referred the School to Frantz for the Lawsuit.

The Board believes it is in the School's best interests to join the Lawsuit on the terms specified in the attached Attorney-Client Fee Contract.

The Board believes it is in the School's best interests to authorize and direct Vogt to sign the attached Attorney-Client Fee Contract on behalf of the School and to take such other action as necessary to obtain monetary damages and injunctive relief for the School in the Lawsuit, subject to review by the School's legal counsel.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board decides to join the Lawsuit on the terms specified in the attached Attorney- Client Fee Contract.

The Board authorizes and directs [Position, such as Superintendent] to sign the attached Attorney-Client Fee Contract on behalf of the School and to take such other action as necessary to obtain monetary damages and injunctive relief for the School in the Lawsuit, subject to review by the School's legal counsel.

All resolutions and parts of resolutions that conflict with the provisions of this resolution are rescinded.

Ayes: Campbell, Huston, Kussrow, Mathewson, Vogt
Nays: None
Absent: Claeys, Owens

Motion Passed:

Board Secretary

The undersigned Board Secretary certifies that the foregoing constitutes a true and complete copy of a resolution adopted by said Board at a regular meeting held on May 17, 2021, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, PA 1976, as amended).

Board Secretary

Date: May 17, 2021

Motion was made by Vogt and supported by Huston to approve the JUUL Resolution as presented.

Ayes: All Motion carried

Building Principal Contracts

High School Principal – Curt Chrencik

Motion was made by Vogt and supported by Huston to approve the 2021-2024 contract for Curt Chrencik, High School Principal, as presented.

Ayes: All Motion carried

Johannesburg-Lewiston Elementary-Middle School Principal – Nancy Odren

Motion was made by Campbell and supported by Kussrow to approve the 2021-2024 contract for Nancy Odren, Johannesburg-Lewiston Elementary-Middle School Principal, as presented.

Ayes: All Motion carried

Lewiston School Principal – Cyndie Kievit

Motion was made by Huston and supported by Kussrow to approve the 2021-2024 contract for Cyndie Kievit, Lewiston School Principal, as presented.

Ayes: All Motion carried

DISCUSSION ITEMS

None

EXECUTIVE SESSION: NEGOTIATIONS

Motion was made by Huston and supported by Kussrow to go into closed executive session for the purpose of negotiations.

Ayes: Campbell, Huston, Kussrow, Mathewson, Vogt

Nays: None

Motion carried

The Board went into closed session at 6:57 p.m.

The Board reconvened into an open session at 7:50 p.m.

ADJOURNMENT

Motion was made by Kussrow and supported by Campbell to adjourn the regular meeting at 7:51 p.m.

Ayes: All Motion carried

Scott Mathewson, President

Wendy Huston, Secretary

Submitted by Kristan Lawes for Wendy Huston, Board Secretary

**JOHANNESBURG-LEWISTON AREA SCHOOLS
SPECIAL MEETING - BOARD OF EDUCATION
May 28, 2021**

CALL TO ORDER

The special meeting of the Johannesburg-Lewiston Board of Education was called to order by President Scott Mathewson at 4:30 p.m. in the Lewiston School Cafeteria.

ROLL CALL

Present: Linc Campbell, Frank Claeys (arrived at 4:36 p.m.), Wendy Huston, Nancy Kussrow, Scott Mathewson, Michael Vogt

Absent: Ursula Owens

Administration: Superintendent Kathleen Xenakis-Makowski, High School Principal Curt Chrencik

PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

PUBLIC COMMENTS

None

DISCIPLINE HEARING

1. Student 20-21-02

A roll call vote was made to go into closed session for a purpose protected by FERPA.

ROLL CALL: Campbell, Claeys, Huston, Kussrow, Mathewson, Vogt

The Board went into closed session at 4:31 p.m.

The Board reconvened into an open session at 5:15 p.m.

**JOHANNESBURG-LEWISTON AREA SCHOOLS
BOARD RESOLUTION FOR STUDENT DISCIPLINE**

A special meeting of the Board was held in the Lewiston School Cafeteria, on the 28th day of May, 2021, at 4:30 o'clock in the p.m..

The meeting was called to order by Scott Mathewson, President.

Present: Members Campbell, Claeys, Huston, Kussrow, Mathewson, Vogt

Absent: Members Owens

The following preamble and resolution were offered by Member Claeys and supported by Member Vogt:

WHEREAS:

The administration has recommended that a student whose identity is known to the Board (the "Student") be suspended for having a vape device and THC liquid at school.

School administrators notified the Student's parents of the specific charge underlying the discipline recommendation, as well as the date, time, and place of the disciplinary hearing.

Pursuant to the request of the Student's parents, and as authorized by Section 8(b) of the Michigan Open Meetings Act, MCL 15.268(b), the disciplinary hearing was conducted in a closed session meeting of the Board.

The hearing afforded the Student and the Student's representatives an opportunity to respond to the charge and to present pertinent evidence for the Board's consideration.

The Board has carefully considered all of the evidence produced in this student discipline hearing.

NOW, THEREFORE, BE IT RESOLVED THAT:

A preponderance of the evidence establishes that on May 19, 2021, the Student having a vape device and THC liquid at school in violation of Section titled Controlled Substances of the Student Code of Conduct.

Based on careful consideration of all of the following factors, the Board determines that suspension is warranted:

The student's age;
The student's disciplinary history;
Whether the student has a disability;
The seriousness of the behavior;
Whether the behavior posed a safety risk;
Whether restorative practices are a better option; and
Whether lesser interventions would address the behavior.

The Student is suspended until the beginning of the 2nd semester of the 2021-2022 school year. During the time of the suspension, the Student may not be on school grounds or attend any functions at the District without prior written approval from an appropriate administrator.

Consistent with Sections 11a and 1311(1) of the Revised School Code, the Board finds that the interests of the District are served by this resolution.

Administrators are directed and authorized to implement all terms of this resolution and are delegated all necessary authority to do so.

All resolutions and parts of resolutions that conflict with the provisions of this resolution are rescinded.

Ayes: Nancy Kussrow, Wendy Huston, Scott Mathewson, Mike Vogt, Linc Campbell, Frank Claeys

Nays:

Absent: Ursula Owens

Motion Passed: 6-0

The undersigned, duly qualified and acting Board Secretary, certifies that the foregoing constitutes a true and complete copy of a resolution adopted by said Board at a special meeting held on May 28, 2021, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, PA 1976, as amended).

Wendy Huston, Board Secretary

ADJOURNMENT

Motion was made by Claeys and supported by Huston to adjourn the special meeting at 5:25 p.m.

Ayes: All Motion carried

Scott Mathewson, President

Wendy Huston, Secretary

Submitted by Kristan Lawes for Wendy Huston, Board Secretary