

RECORD OF PROCEEDINGS

Minutes of Newton Falls Exempted Village Special Meeting

Held April 30, 2015 at 5 p.m. – Jr./Sr. High School Board Room

President, Mr. Don Baker, called the special meeting of the Newton Falls Board of Education to order at 5:00 p.m.

ROLL CALL: Mr. Baker, Mr. Ballas, Mrs. Davis, Mrs. Koontz

Discussion of HB264 Project

Matt Sagone from Squire, Patton, Boggs and Ed Cvelbar from Opterra Energy attended the meeting to provide expertise on the potential HB264 project.

Matt Sagone distributed and reviewed an outline of the HB264 process. He described the details of the following steps:

1. Select and Energy Service Company (ESCO)
2. ESCO prepares report/recommendation to submit to Ohio School Facilities Commission
3. Enter into contract with ESCO for installation of improvements
4. Guaranteed energy savings/reports to OSFC

Mr. Sagone from explained that the energy savings from the project would pay for the cost of the improvements, and that the project would be overseen by OSFC

Mr. Baker asked what would happen if the ESCO went bankrupt before the debt is paid. Mr. Sagone said that there are some safeguards in place for the process. The ESCO has to be bonded during the project, and OSFC does allow for an energy savings bond which acts like an insurance policy; however, the more insurance, the more expensive the project. It is best to fully vet the ESCO during the selection process.

Mr. Cvelbar and Mr. Woodard reviewed the challenges the District is facing causing the need for an energy project as follows:

1. The HS/JH is currently operating on one boiler. If the boiler fails during the winter, school may have to be closed and students sent home. This problem will not go away and will only get worse over time.
2. Replacing the hot water boiler heating system in a reactive fashion during emergency conditions will be much more expensive than trying to replace it in a well-planned proactive fashion when there is time to obtain competitive pricing.
3. Delaying the project will likely result in increased interest rates. Interest rates can only go up from here.
4. Every year the project is delayed is a year that the district isn't receiving the energy savings that would be made available as a result of the project.

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5. There are no other alternatives that provide a guaranteed self-funding solution that are approved by the Ohio Legislature.
6. If we don't use HB264 to resolve this issue, how will we pay for it?

RFQ Process

#84-2015

Mrs. Koontz moved and Mrs. Davis seconded the following motion:

BE IT RESOLVED, that upon the recommendation of the Treasurer of Schools, the Newton Falls Board of Education authorize the Treasurer to begin the Request for Qualifications process for the HB264 project.

ROLL CALL: Mrs. Koontz, Mrs. Davis, Mr. Ballas, Mr. Baker
MOTION CARRIED

Executive Session

#85-2015

Mrs. Koontz moved and Mrs. Davis seconded the motion to enter into executive session at 5:30 p.m. with no action to follow.

WHEREAS, as a public board of education may hold an executive session only after a majority of the quorum of this board determines by a roll call vote to hold such a session and only at a regular or special meeting for the sole purpose of the consideration of any of the following matters:

- A. To consider **one or more, as applicable**, of the check marked items with respect to a public employee or official:
 1. _____ Appointment
 2. X Employment
 3. _____ Dismissal
 4. X Discipline
 5. _____ Promotion
 6. _____ Demotion
 7. _____ Compensation
 8. _____ Investigation of charges/complaints (unless public hearing requested)
- B. To consider the purchase of property for the public purposed or for the sale of property at competitive bidding.
- C. Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

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- D. Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.
- E. Matters required to be kept confidential by federal law or rules or state statutes.
- F. Specialized details of security arrangements where disclosure of the matters discussed might reveal information that could be used for the purpose of committing or avoid prosecution for a violation of the law.

NOW, THEREFORE, BE IT RESOLVED, that the Newton Falls Exempted Village Schools District Board of Education, by a majority of the quorum present at this meeting, does hereby declare its intention to hold an executive session on items A2, A4 as listed above.

ROLL CALL: Ayes: Mrs. Koontz, Mrs. Davis, Mr. Ballas, Mr. Baker

MOTION CARRIED

The Board came out of executive session at 5:52 p.m.

Adjournment

#86-2015

Mr. Ballas moved to adjourn the meeting at 5:52 p.m. and Mrs. Davis seconded the motion.

ROLL CALL: Ayes: Mr. Ballas, Mrs. Davis, Mrs. Koontz, Mr. Baker

MOTION CARRIED

Treasurer

Board President