



**Lawton Public Schools Board of Education
Special Meeting
April 1, 2020 12:00 PM
Shoemaker Center Auditorium
753 NW Fort Sill Blvd**

Lawton, Oklahoma 73507

AGENDA

The Board reserves the right to consider, take up and take action on any agenda item in any order, except as to items 1-4. The Board may discuss, make motions, and vote on all matters appearing on the agenda. Such vote may be to adopt, reject, table, reaffirm, rescind, or to take no action on any item. Any person with a disability who needs special accommodations to attend the Board of Education meeting should notify the Clerk of the Board at least 24 hours, to the extent possible, prior to the scheduled time of the Board meeting. The telephone number is 580-357-6900. At the time and place designated, the Board will consider and act upon the matters set out on the Agenda for this meeting as follows:

1. *Note: This meeting will include teleconferencing, but will have parties present at Shoemaker Education Center, 753 NW Fort Sill Blvd., Lawton, OK.
Those present at remote locations will be:
 - Kelly Edwards, Board Member - Via Teleconferencing
2. Those present at Shoemaker Education Center will be:
 - Carla Clodfelter, President
 - Patty Neuwirth, Vice-President
 - Mary Bradley, Member
 - Kent Jester, Member
 - Dr. Tom Thomas, Interim Superintendent
 - Kathy Bentley, Clerk of the Board
 - Denise Duffy, Minutes Clerk
3. Call to order and Pledge of Allegiance
4. Roll Call to Establish Quorum
5. Action Item: Proposed adoption of Policy BE-E - Board of Education Meetings Teleconferencing or Videoconference Regulations (Sample Notice and Agenda)
6. Action Item: Proposed adoption of Policy BE - R2 - Board of Education Meetings Teleconferencing or Videoconference (Regulations)
7. Action Item: Proposed Resolution changing the last day of school from May 21, 2020 to May 8, 2020; granting paid Emergency Administrative Leave to any support staff, teachers, administrators and professional technical employees allowing employees to be paid throughout the duration of their original 2019-2020 employment contracts.
8. Action Item: Proposed Resolution Granting Emergency Powers to the Superintendent

9. Action Item: Early Non-Renewal of Sodexo Maintenance Contract, effective April 1, 2020.
10. Action Item: Approval of employment of Executive Director of Operations.
11. Action Item: Approval of employment of Director of Maintenance
12. Board Announcements
13. Adjournment

Time of Posting: 3:30 p.m.

Date of Posting: May 14, 2021

Place of Posting: Foyer of Shoemaker Center, 753 NW Fort Sill Blvd.

Posted by: _____
Kevin Hime, Superintendent

**BOARD OF EDUCATION MEETINGS
TELECONFERENCING OR VIDEOCONFERENCE REGULATIONS
SAMPLE NOTICE AND AGENDA**

Until November 15, 2020 or the Governor declaring the state of emergency to be terminated, whichever comes first the board of education may utilize the following form to call a special meeting of the board of education:

The ____ Board of Education will be conducting a special meeting on the __ day of ____, 2020 at __ a.m./p.m.

This meeting will be conducted entirely via teleconferencing or videoconferencing (or) This meeting will include teleconferencing or videoconferencing but there will be parties present at (physical location if some will be at school address or in same location).

Those present at remote locations will be:

Name. Method of Appearance. (Teleconference) or (Videoconference).

Those at the meeting site will be:

Name.

**BOARD OF EDUCATION MEETINGS
TELECONFERENCING OR VIDEOCONFERENCE REGULATIONS**

Until November 15, 2020 or the Governor declaring the state of emergency to be terminated, whichever comes first, the board of education may hold meetings by either teleconference or videoconference if each member of the school board is audible or visible to each other and the public. If at any time the audio connection is disconnected, the meeting shall be stopped and reconvened once the audio connection is restored.

Agendas shall be posted on the district's website at www.lawtonps.org and at the principal office of the school district in accordance with the Oklahoma Open Meeting Act. The board is not required to make the notice of the meeting available to the public in the principal office of the district or at the location of the meeting during normal business hours.

The meeting notice and agenda shall indicate if the meeting will include teleconferencing or videoconferencing. The notice and agenda shall also indicate each member of the board who will be appearing remotely and whether the member will be attending via videoconference or teleconference. The notice and agenda shall also include the identity of the member or members who will be physically present at the meeting site, if any.

After the meeting notice and agenda are prepared and posted as required by law, members of the board cannot alter their method of appearance unless a member who was planning to attend remotely would like to physically appear at the meeting site.

The public shall be allowed to participate and to speak at meetings, in the same manner and to the extent possible as the public is allowed to participate or speak under the district's public participation policy.

Any materials that will be shared electronically between members of the board of education during a meeting utilizing teleconferencing or videoconferencing shall be immediately available to the public in the same form shared with the members of the public body. The only exception to this would be any documents that are shared in a lawfully convened executive session under an appropriately worded agenda item.

All votes of the board shall be via roll call vote and shall be recorded in the minutes.

The board of education can conduct an executive session utilizing teleconference or videoconference. The meeting notice and agenda shall indicate if the executive session will include teleconferencing or videoconferencing. The notice and agenda shall also state:

1. The identity of each member appearing remotely,

2. The method of each member’s remote appearance,
3. And whether any member will be physically present at the meeting site, if any, for the executive session.

The public meeting held by videoconference or teleconference shall be recorded either by written, electronic, or other means.

Lawton Public Schools

Resolution to Change School Calendar and Ensure Employee Pay

Whereas, Wednesday, March 11, 2020, the World Health Organization declared the Coronavirus a pandemic after the virus spread to more than 100 countries worldwide; and,

Whereas, Friday, March 13, 2020, the President of the United States declared a national emergency due to the Coronavirus/ COVID-19 global pandemic; and,

Whereas, Friday, March 13, 2020 the Governor of the State of Oklahoma declared an emergency for all 77 counties in Oklahoma over COVID-19 concerns; and,

Whereas, Wednesday, March 25, 2020, the Oklahoma State Board of Education voted to keep Oklahoma’s school buildings closed and implement distance learning plans for the remainder of the school year due to COVID-19; and

Whereas, due to the above, Lawton Public Schools is moving the last day of school from May 21st, 2020 to May 8th, 2020; and

Whereas the Lawton Public Schools Board of Education and Administration are committed to ensuring that closing schools early will not result in a financial burden to any District employees.

Therefore, be it resolved, that despite the change to the last day of classes for students, the Lawton Public Schools Board of Education directs the Superintendent of Lawton Public Schools to grant any support staff, teachers, administrators and professional technical employees paid Emergency Administrative Leave necessary to allow such employees to be paid throughout the duration of their original 2019-2020 employment contracts.

Adopted and approved this ____ day of _____, 2020.

President, on behalf of the _____ Board of Education

Resolution to Grant Emergency Powers to the Superintendent

Whereas on March 15, 2020, Governor Kevin Stitt declared a state of emergency due to the impending threat of COVID-19 to the people of the State of Oklahoma; and

Whereas, on March 16, 2020, the state Board of Education voted to enact mandatory, statewide closure of all public schools for purposes of providing instructional services or activities until April 6, 2020

Whereas under 70 O.S. §§ 5-106 & 5-117, the Board of Education of each school district in Oklahoma has general control and supervision of all matters pertaining to the public schools; and

Whereas under 70 O.S.5-106 the Board of Education has the authority to prescribe the duties of the Superintendent, subject to such limitations set forth in the law; and

Whereas the Board of Education finds that the current state of emergency requires that the Superintendent be granted greater flexibility to respond quickly and appropriately to the evolving crisis; and

Whereas the Board of Education under board policy (OSSBA Policy BJ), may delegate its executive powers to the Superintendent and provide the Superintendent freedom to manage the school district within the Board policies; and

Whereas, the Board of Education may by majority vote of the Board members present at a Board meeting held in compliance with law and Board policies grant to the Superintendent the authority to suspend temporarily the operation of any section or sections of Board policies not established by law or contract.

NOW THEREFORE, BE IT RESOLVED that the Lawton Board of Education grants to the Superintendent the following temporary powers to address the COVID-19 emergency:

1. Authority to temporarily waive such Board policies or provisions of Board policies as the Superintendent shall deem necessary to comply with guidance from appropriate health or governmental authorities or necessary for other effective response, provided such action is consistent with all applicable State and Federal laws.
2. Authority to take any lawful actions necessary to ensure the continuation of public education, to provide for the health and safety of students and employees, or to respond to direction from appropriate health and government authorities. Such actions may include, but are not limited to: adjustments to the curriculum and the provision of alternative educational program options; adjustments to employee

work schedules and assignments; modifications to the school calendar; adjustments to the delivery of school-provided meals; limitations on access to property owned or controlled by the Board of Education; applying to any governmental body for financial or other aid as may be available; and applying to any governmental body for waiver of regulations or requirements, compliance with which is affected by the COVID-19 emergency, provided such action is consistent with all applicable State and Federal laws.

3. Authority to enter into contracts without prior Board approval for any dollar amount necessary for the purchase of materials, equipment, supplies, or services for sanitation, cleaning, technology, or other needs directly related to the COVID-19 emergency situation, provided such action is consistent with all applicable State and Federal laws.

NOW, BE IT FURTHER RESOLVED that the Superintendent is directed to keep the Board of Education informed of any actions taken under this emergency authority as soon as is practicable in light of the circumstances.

NOW, BE IT FURTHER RESOLVED that the temporary powers authorized by this Resolution are in effect for the duration identified in Governor's Order 2020-07 of March 15, 2020, and any subsequent extension of that order, unless otherwise rescinded or extended by the Board upon a majority vote.

NOW, BE IT FURTHER RESOLVED that execution of this Resolution is conclusive evidence of the Board's approval of this action and of the authority granted herein.

Adopted and approved this ____ day of _____, 2020.

President, on behalf of the Lawton Board of Education



RE: SODEXO Maintenance Contract Termination Consideration

Lawton Public Schools Board of Education,

We have reviewed services, expenditures, and revenues and have determined that the best course of action moving forward for Lawton Public Schools is to terminate our *Maintenance* contract with SODEXO as of midnight March 31, 2020 with Lawton Public Schools taking over Maintenance and Grounds as of 12:01 a.m. April 1, 2020.

We have met multiple times with SODEXO and have estimated the cost of the termination as follows:

In addition to services rendered through March 31, 2020, we would owe approximately:

Opening costs:	\$94,156.67 (estimate)
Less: FY Maintenance Balance:	-\$97,000.00
<u>Ending Inventory:</u>	<u>\$31,644.23</u>
<i>Subtotal:</i>	<i>\$28,800.90 (estimate)</i>

We want to buy their three Ford F-150 pick-up trucks separately, on a separate invoice:

<u>Vehicle Costs:</u>	<u>\$57,942.64 (estimate)</u>
<i>Subtotal:</i>	<i>\$57,942.64 (estimate)</i>

TOTAL: **\$86,743.54 (estimate)**

Lance Gibbs

Tom Thomas

**Lawton Public Schools Board Meeting
April 1, 2020**

Agenda Item: 9: **Action Item: Approve appointment of Jack Hanna as Executive Director of Operations for Lawton Public Schools.**

Background: Given the very unusual circumstances we now find ourselves in, SODEXO has agreed to an early non-renewal of our Maintenance Contract on April 1, 2020. This will save the district a significant amount of money but will require several significant emergency actions on our part. We recently employed Mr. Hanna as the Director of Operations but given the departure of Mr. Shirley of Sodexo, we now need to expand Mr. Hanna's duties to oversee Maintenance, Grounds and Transportation.

Action Requested: Approve Mr. Jack Hanna as the Executive Director of Operations for Lawton Public Schools.

**Lawton Public Schools Board Meeting
April 1, 2020**

Agenda Item: 10: **Action Item: Approve appointment of Don McCaig as Director of Maintenance for Lawton Public Schools.**

Background: Given the very unusual circumstances we now find ourselves in, SODEXO has agreed to an early non-renewal of our Maintenance Contract on April 1, 2020. This will save the district a significant amount of money but will require several significant emergency actions on our part. Before the initiation of the SODEXO contract, Mr. McCaig was employed directly by the district. This action would return Mr. McCaig to district employment.

Action Requested: Approve Mr. Don McCaig as the Director of Maintenance for Lawton Public Schools.