



MAHONING COUNTY BOARD OF DEVELOPMENTAL DISABILITIES

BOARD MEETING

DATE: September 19, 2023
TIME: 6:00 p.m.
PLACE: Community Services – Large conference room

Minutes

CALL TO ORDER: President Pecchia
PLEDGE OF ALLEGIANCE

I. ROLL CALL

	<u>PRESENT</u>	<u>ABSENT</u>
Mr. Gary G. O’Nesti	<u>Present</u>	_____
Mrs. Terri Hutchison	<u>Present</u>	_____
Mrs. Jodi Kale	<u>Present</u>	_____
Mr. Peter Noll	<u>Present</u>	_____
Mrs. Andrea Patton	<u>Present</u>	_____
Mr. Joseph Pecchia	<u>Present</u>	_____
Mr. Anthony Sertick	<u>Present</u>	_____

Adopt a motion to excuse absent Board members.

Motion: _____ Second: _____

Discussion: N/A

All those in favor signify by saying Aye _____
Those opposed Nay _____

The President declares the motion _____

II. APPROVAL OF MINUTES

1. Adopt a motion to approve the minutes of the August 15, 2023 Board Meeting with any additions or deletions.

Motion: Mrs. Kale Second: Mrs. Patton

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

III. APPROVAL OF AGENDA

Adopt a motion to approve the agenda with any additions or deletions.

Motion: Mrs. Patton Second: Mr. Sertick

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

IV. FINANCIAL BUSINESS BEFORE THE BOARD

Adopt a motion to acknowledge the payment of bills for the months of August 2023.

Motion: Mrs. Patton Second: Mrs. Kale

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

Monthly Reconciliation: Sean Kern, Director of Finance, reported that the reconciliation of the activity accounts was performed and sent to the County Auditor for review. In addition, we received a \$1,500.00 donation for the LKS playground project from a recent Corvette Club car show.

V. ETHICS COMMITTEE REPORT: Mr. Sertick, Chairperson, reported the Ethics Committee met prior to tonight's Board meeting to review contracts with Positive Education Program and Complete Physical Therapy and Aquatics, LLC. The Committee found not conflict of interest and are recommending full Board approval of these contracts found on tonight's agenda under New Business, item #4. The Committee also reviewed two direct service contracts and found no conflict of interest, this motion is #7 under New Business.

Adopt a motion to approve the Ethics Committee Report as presented by Chairperson, Anthony Sertick.

Motion: Mrs. Kale

Second: Mrs. Hutchison

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

IV. ROUTINE BUSINESS BEFORE THE BOARD

1. Adopt a motion to acknowledge the August 2023 Personnel Report of Superintendent Whitacre.

Motion: Mrs. Patton

Second: Mrs. Hutchison

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

VII.CORRESPONDENCE/SPECIAL MENTIONS BEFORE THE BOARD

NONE

VIII.REPORT OF THE SUPERINTENDENT

➤ Administrative Report

- Waiver rate increases posted by DODD: the rate increase essentially replaces the provider relief payments. This increase is effectively 30% in January and 8% more in July, this is an increase over today's rate not a compounding increase.
- Special Olympics: due to a lack of response and action from the Mahoning county DD Special Olympics group, another group has been formed and chartered with the state Special Olympics agency. They have already started bowling and will be starting basketball and volleyball.
- Director Hauck visit: RaeArc installed a sensory wall with outstanding new technology, Director Hauck came up for the unveiling of the wall.
- Employment Awareness Month: we will have tv commercials spotlighting our individuals throughout the month.
- Champions Day: MCBDD will send approximately 20 students from LKS to Canfield HS for Champions Day.

➤ Special Recognition

- Kona Ice Truck – Tim and Renee Oswald
- Board Personnel, Policy, and Finance Committee Report – Mr. Noll reported that the Committee met on September 13 to review policy updates and an updated substitute/summer camp wage schedule. In addition, the Committee met prior to the Board meeting to review the fund balance report and 2022 estimated receipts.
- Board Capital Facilities and Grounds Committee – No meeting was held.

IX. PUBLIC COMMENTS

None

X. OLD BUSINESS BEFORE THE BOARD

None

XI. NEW BUSINESS BEFORE THE BOARD

1. Adopt a motion to approve the revised substitute/summer camp staff wage schedule as presented in the Board packet. The wage schedule was reviewed and approved by the Policy, Personnel and Finance Committee.

Motion: Mr. Noll Second: Mrs. Patton

Discussion: None

All those in favor signify by saying Aye 7
Those opposed Nay _____
Abstain _____

The President declares the motion Approved

2. Adopt Board Resolution 2023-012, as if fully rewritten herein, regarding the appointment of outside counsel, Kessler Myers & Postalakis, Inc., for an additional amount not to exceed \$692.50, pursuant to section 305.14 and 309.09 of the Ohio Revised Code, due to the nature and complexity of the legal services rendered. This amount is in excess of the Board’s previously-approved amount of \$5,000.00 as set forth in Board Resolution 2023-003.

Motion: Mrs. Hutchison Second: Mr. Sertick

Discussion: Attorney Postalakis worked on the Summit Housing Corp. taking over the properties previously maintained by Gateways TBL.

Roll Call: Mr. Pecchia Aye

Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Hutchison Aye
Mrs. Kale Aye
Mr. Noll Aye
Mrs. Patton Aye

The President declares the motion Approved

3. Adopt a motion to accept a first and final reading of revisions made to the following policies which were previously reviewed and approved by the Board Policy, Personnel, and Finance Committee:

- **Policy 4080 – Americans with Disabilities Act**
- **Policy 4515 – Family Medical Leave Act**
- **Policy 4530 – Bereavement Leave**
- **Policy 4690 – Dress Code**

Motion: Mrs. Patton

Second: Mrs. Kale

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

4. Adopt a motion to approve the following agreements listed as A. - C.:

A. Positive Education Program, for consultation and support services for the 2023-2024 school program at Leonard Kirtz School, not to exceed \$30,275.00

B. Complete Physical Therapy and Aquatics, LLC, for physical and aquatic therapy services for the 2023-2024 school program at Leonard Kirtz School, not to exceed \$62,000.00

C. First Amendment to the 2023 NEON agreement to include Back-Up MUI Investigations, effective September 18, 2023, no change to the not to exceed amount.

These agreements have been reviewed and approved by the Ethics Committee and have been reviewed and approved as to form by the Mahoning County Prosecutor's Office:

Motion: Mr. Noll Second: Mrs. Kale

Discussion: None

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

5. Adopt a motion to approve an agreement with Intellinetics, Inc., for the importation of data into the Board's IntelliCloud Software, to be completed by December 31, 2023. This agreement has been reviewed and approved as to form by the Mahoning County Prosecutor's Office and has been reviewed and approved by the Mahoning County Data Board.

Motion: Mrs. Patton Second: Mrs. Hutchison

Discussion: This will ensure that our data is secured and stable.

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

6. Adopt a motion to enter into an affiliation agreement with Youngstown State University, Department of Nursing, for clinical education of nursing students, from October 17, 2023 – October 17, 2024. This agreement has been reviewed and approved as to form by the Mahoning County Prosecutor's Office.

Motion: Mrs. Kale Second: Mr. O'Nesti

Discussion: This affiliation provides students with an overview of working with the DD population.

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

7. Adopt a motion authorizing the Superintendent, on behalf of the Mahoning County Board of Developmental Disabilities (MCBDD), to sign the State Fiscal Year 24 Subcontract Agreement between the Mahoning County Juvenile Court as the Mahoning County Family & Children First Council's designated agency for Early Intervention and the MCBDD. The Agreement secures funding for Early Intervention service coordination and supervision, program oversight, and local child find outreach activities. By signing the Agreement, the Board acknowledges that it understands and agrees to abide by the provisions in the Agreement.

Motion: Mrs. Hutchison Second: Mr. O'Nesti

Discussion: This is a \$566,000.00 grant for the Early Intervention program.

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

8. Adopt a motion to approve the 2023-2024 LKS Parent – Student Handbook.

Motion: Mrs. Patton Second: Mrs. Kale

Discussion:

All those in favor signify by saying Aye 7

Those opposed Nay _____

Abstain _____

The President declares the motion Approved

9. Adopt Board Resolution 2023-013, as if fully rewritten herein, for Approval of Direct Services contracts with the following individuals as recommended by the Ethics Committee per approved Ethics Committee Resolution EC2023-006 with no conflict of interest for: Individual ID #9608437 and #6191197.

Motion: Mrs. Patton Second: Mr. Sertick

Discussion: None

Roll Call:	Mr. Sertick	<u>Aye</u>
	Mr. O'Nesti	<u>Aye</u>
	Mrs. Hutchison	<u>Abstain</u>
	Mrs. Kale	<u>Abstain</u>
	Mr. Noll	<u>Aye</u>
	Mrs. Patton	<u>Aye</u>
	Mr. Pecchia	<u>Aye</u>

The President declares the motion Approved

XII. EXECUTIVE SESSION

Adopt a motion to go into Executive Session to discuss:

 X 1. Personnel Matters

- To consider the appointment of a public employee or official;
- To consider the employment of a public employee or official;
- To consider the discipline of a public employee or official;
- To consider the promotion of a public employee or official;
- To consider the demotion of a public employee or official;
- X To consider the compensation of a public employee or official; or
- To consider the investigation of charges or complaints against a public employee or official.

- 2. Purchase or Sale of property
- 3. Pending or imminent court action
- X 4. Collective Bargaining Matters
- 5. Matters required to be kept confidential
- 6. Security matters
- 7. Hospital trade secrets
- 8. Veterans Service Commission Applications

Motion: Mrs. Kale Second: Mrs. Patton

Discussion:

Roll Call:	Mrs. Hutchison	<u>Aye</u>
	Mrs. Kale	<u>Aye</u>

Mr. Noll Aye
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye

The President declares the motion Approved

Time: 6:47 p.m.

Adopt a motion to reconvene the Board meeting from executive session.

Motion: Mrs. Patton Second: Mr. O'Nesti

Roll Call: Mrs. Kale Aye
Mr. Noll Aye
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Hutchison Aye

The President declares the motion Approved

Time: 8:44 p.m.

XIII. ADJOURNMENT

Adopt a motion to adjourn the meeting.

Motion: Mrs. Kale Second: Mrs. Patton

Roll Call: Mr. Noll Aye
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye

Mrs. Hutchison Aye
Mrs. Kale Aye

The President declares the motion Approved

Time: 8:45 p.m.