

Special Meeting called regarding Joint Recreational Board: April 30, 2019

Present: Terry Sedivy, Maggie Zock, Marty Saunders, Kimya Matthews, Glen Quigley, Bill Skomrock

A special meeting for the Joint Recreational Board was called to order by Maggie Zock, president of the Newbury School board at 6:30 p.m. Mr. Sedivy motioned that the School Board go into Executive Session. So moved by Mrs. Matthews. School Board returned at 7:00 pm. Mrs. Matthews motioned to end Executive session, so moved by Mr. Sedivy.

Mr. Sedivy Yes
Mrs. Zock Yes
Mrs. Matthews Yes

Mr. Quigley asked if any decision was made in Executive Session, Mrs. Zock replied "no". Mr. Quigley stated that the purpose of the meeting is to get together with School Board. There are 2 bodies that appoint members to the Recreation Board. Mr. Quigley asked how many Recreation Board members had been appointed. Mrs. Zock stated that part of what they discussed was the status of the people who are currently serving. Mrs. Matthews inquired how many are on the Recreation Board. Mrs. Luoma replied 5. Mr. Quigley inquired if any of the current members had been appointed by the Newbury Trustees or the Newbury School Board. Mrs. Luoma replied no.

Mr. Quigley stated that it is our policy to advertise in the paper, spelling out what is required. He is hoping as a joint group, we could agree to the language. He then passed out an example to be considered. Mr. Saunders wanted to know, if the school closes, where does that put the joint recreational board? Mr. Quigley stated he did not know the answer, but we still have a year left, and we have a Joint Recreation Board to run. He would like to see a Joint Recreation board based on the constitution of the by-laws of the Recreation Board itself. Then they can decide how to proceed in the future.

Mrs. Matthews started the conversation regarding the example of the advertisement for the paper. Mr. Quigley proceed to read the proposed advertisement. Changes were proposed by Mr. Skomrock and Mrs. Matthews. Mrs. Zock stated we should run it in the Chagrin Valley Times and the Maple Leaf. Mr. Quigley stated that the Newbury Board of Education should pay for the ad in the Chagrin Valley Times and Newbury Township would pay for the ad in the Maple Leaf. Mr. Quigley stated 2 weeks in The Maple Leaf and in the Chagrin Valley Times would be appropriate. Mrs. Zock said that was fine. In advertisement, it will mentioned that it is running in both papers. The Township will also put in on our website and on Town hall doors.

Mrs. Zock read a statement prepared by their Attorney:

"Recently there has been questions regarding the Newbury Joint Recreation Board and its Board of Trustees. As you may be aware the Newbury Local School District Board of Education and the Newbury Township Trustees jointly created the Recreation District and its Recreation Board pursuant to Ohio Law. The Recreation Board stated purpose is to create, offer, support and maintain both athletic and continuing Education programs and activities for persons residing in the Township of Newbury, Ohio. Under the Recreation Boards constitution, the Board of Education, the Township Trustees, each appoint members to the Recreation Board. It is the Board of Education's understanding that although appointments have not been made for some time, members have continued to serve on the Recreation Board. The Board of Education has reviewed the matter with its legal counsel. It understands that even if Recreation Board members continued service has been inconsistent with the Recreation Boards constitution, this does not necessarily invalidate the Recreation Boards actions, this is because long standing Ohio Law has established contingencies that allow such members to continue to serve either pursuant to ORC 3.01 or as de facto member. A de facto member is a member who exercises the duties of an office under color of an appointment, but who has not qualified for an office. To insure the Recreation Board members are appointed consistent with its constitution, the Board of Education is in the process of appointing members to the Recreation Board. So, in summary, those members that have not been appointed are considered de fact members and can continue to operate until the appointment and sponsorships are made. That allows you all to continue to run your programing to give us time to do this the right way, the legal way to advertise, let the community know that we are looking/seeking for those vacancies. Interview and read those Letters of Intent and we do not interrupt programing."

Mr. Quigley state he had no trouble with that, he believes that there was no action taken to change anything by either Board, and under the cover of, it should continue as is. Mr. Skomrock stated that the de facto members would also need to submit a resume'.

Mrs. Zock stated that 2010 was the last sponsored member. A quorum is a majority of those present, so if there is only 4 members you are still able to make decisions.

Lauren Luoma, acting president for last few months, inquired between Letter of Intent vs Resume'. Mr. Quigley and Mrs. Zock stated they needed a resume' for qualifications. Letter of Intent could be used as a cover letter. Mr. Quigley stated she would need to send the Letter of Intent back and request a resume' Discussion about changing the constitution of the Recreation Board because of the School. Majority agreed that the Constitution should remain the same. It will be the structure for the New Recreation Board. Continued discussion regarding the ad for Recreation Board members. Inquires will be sent to School Board and Town hall administration.

Mr. Skomrock motions for payment to be divided by Newbury Township Trustee and Newbury Board of Education, and that they mirror each other. Newbury Township to pay for add in Maple Leaf and 2 consultative weeks. (May 9th and May 16th) Resumes will be accepted until Friday May 24th at 12:00 pm. Mr. Quigley seconded the motion.

Roll Call:

Mr. Quigley: Yes
Mr. Skomrock: Yes

All in Favor: yes, so moved.

Mrs. Zock questioned the financials of the Recreation. Mr. Quigley stated that the new Recreation Board will be handling that. Mr. Quigley stated that the Township does not have the authority to investigate. We are bound by the ORC. The Board will need to police itself.

Mrs. Zock said they would be contacting the State to get their opinion and would let us know their findings.

Melissa Miller raised a question regarding having the Recreation Board police itself. She feels this matter needs to be resolved before moving forward. Mr. Quigley stated that we will do our due diligence in finding the answers. Bobbi Prinkey stated she feels the Township and School Board should be more responsible. Audits are to protect the residents. So why not the Recreation Board would be audited each year.

Mrs. Luoma spoke with Beverly Sustar at the Auditors Office and they cannot audit them. Geauga County cannot do the auditing. They will have to use an outside company. Mr. Quigley stated that the Township and School Board should not be involved in the audit. It must be a 3rd party.

Mrs. Zock stated that the new Board is having problems with Keys and inventory. Mrs. Matthew asked Mrs. Luoma what they have. They have keys to PRF Concession, basketball hoop and batting cage. They however, cannot get into the gym. There is a set of keys that have not been turned in. She was given keys that do not work for storage locker and the PRF Building. Lengthy discussion regarding access. Per Mrs. Luoma, Fred Arnold told her that he is the only person to have the keys. He has been asked numerous times for the keys. Mrs. Luoma said they took pictures of the inventory before they locked it up, and now not everything is accounted for.

Mrs. Matthews asked Mrs. Luoma what else they needed to function. Mrs. Luoma said they ordered 2 portable toilets, because the PRF does not have water. Holding tank slowly leaking. The building is in disrepair. They are looking into whether the building is covered under Schools insurance. Old equipment with lack of inventory. 110 kids signed up. They have approximately \$7,000 in bank. They are doing new shirts. 18 kids per team. Going forward they will most likely just buy what they need.

Mr. Quigley was asked for what qualifications he was looking for in a board member. He stated that the By-laws require that a Board member must be a resident of Newbury. People who are motivated, good will in character and interested in community service.

Mr. Skomrock inquired about soccer fields. The recreation board does not have anyone at this time. Mrs. Skomrock said the Township will take care of this until they find someone.

Date set for Mr. Skomrock and Mrs. Zock to meet to discuss application for Recreation Board

Mr. Skomrock motioned to adjourn

Mr. Quigley seconded.

The Meeting was adjourned at 9:00 pm.

Submitted by Sue Wagner.

Glen Quigley - Chairman

William Skomrock, Jr.- Vice Chairman

Greg Tropf

Marcia Mansfield – Fiscal Officer