

SUMMARY

MEMORANDUM OF UNDERSTANDING BETWEEN THE WEST VIRGINIA BOARD OF EDUCATION ON BEHALF OF THE WEST VIRGINIA SCHOOLS FOR THE DEAF AND THE BLIND AND THE HAMPSHIRE COUNTY LITTLE LEAGUE, INC.

In December 2013, the WVBE considered entering into an Memorandum of Understanding with the Hampshire County Little League with respect to the baseball and soccer fields that the Little League constructed on WVSDB property and has been using since 1949. The Little League wants to install lights in order to have night games and wanted to have the right of first refusal to purchase the property in order to protect its investment. Since the WVBE cannot give anyone an option to purchase or right of first refusal for WVSDB property and since the Little League has been using the property exclusively for over 60 years, it was recommended to the WVBE that it consider an MOU with the Little League as an alternative. The WVBE directed Legal Services to (1) determine how much insurance the Little League carried in order to indemnify the WVSDB in a meaningful way, and (2) amend the language in the MOU about WVSDB compensating the Little League for the value of any capital improvements should the WVSDB terminate the MOU and evict the Little League. The amendment was to require the Little League to remove all improvements capable of being removed to reduce the potential compensation the WVBE would owe.

The Little League President provided us with a copy of the declarations page showing that it carries one million dollars worth of insurance and has conveyed that the Little League is willing to sign the Memorandum of Understanding.

In addition to amending the MOU to require WVSDB be an additional insured on a policy with one million dollars liability coverage and the Little League to remove all improvements capable of being removed in the event that the MOU is terminated, Legal Services has also added a clause requiring the Little League to seek permission from the WVSDB before making any improvements to the property that cannot be removed, as a way of further limiting the amount of compensation that the WVSDB would need to make if it decided to use the property for another purpose.

A copy of the MOU is attached.

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE WEST VIRGINIA BOARD OF EDUCATION ON BEHALF OF
THE WEST VIRGINIA SCHOOLS FOR THE DEAF AND THE BLIND AND
THE HAMPSHIRE COUNTY LITTLE LEAGUE, INC.**

WHEREAS, the West Virginia Board of Education (“WVBE”) is responsible for the control, supervision and management of the West Virginia Schools for the Deaf and the Blind (“WVSDB”), in Romney, Hampshire County, West Virginia, pursuant to West Virginia Code § 18-17-1;

WHEREAS, the Hampshire County Little League, Inc. is a private, nonprofit tax-exempt corporation organized under the laws of the State of West Virginia (“HCLL”);

WHEREAS, the WVSDB has permitted the HCLL to use approximately 4.5 acres located at the northwest corner of the WVSDB’s property at the east end of Valley Street for its activities since 1948 at no charge (hereinafter the “Property”). Over the years, the HCLL has built, at its own expense, two baseball fields, four dugouts, press boxes and a concession building; and

WHEREAS, the HCLL does now desires to construct light towers on the Property for the benefit of one of the baseball fields at a quoted price of \$48,000 and to place lighting for the parking area below and beside the baseball fields.. Before committing to making this expenditure on property it does not own, the HCLL wishes to insure that it will be able to enjoy the benefit of its investment on a long-term or permanent basis to the extent and in a manner permitted by law.

NOW, THEREFORE, the WVBE, on behalf of the WVSDB, and the HCLL agree to the following:

1. The HCLL has and will have the preemptory (first) right to use the Property indefinitely at no charge.
2. The WVSDB reserves the right to use the Property in a manner and at a time that does not interfere with its use by the HCLL; the WVSDB has no current plans to use the Property for its students, but may develop plans in the future.
3. The HCLL will be responsible for all costs of construction of all lights, including equipment, fixtures and labor, and for all maintenance of the lights. The HCLL has been and will be responsible for the maintenance of all other improvements it has made to the Property and over which it maintains control.

4. The WVSDDB will pay no costs for the construction, maintenance or cost of operating the lights.
5. The HCLL will be responsible for obtaining all necessary permits, if any. It will notify, in writing, all adjoining landowners to the area where the lights are being constructed to inform them of what is being done and give them a rough estimate of how often the lights will be used. Should any landowner interpose an objection to the proposal, the HCLL will follow all legal requirements to overcome the objection.
6. The HCLL has and will continue to indemnify and hold harmless the WVSDDB for any costs, accidents or injuries that may occur due to the HCLL's use of the Property during league sanctioned events; from the construction of the lights; and from the condition of any of the improvements.
7. The HCLL will carry liability insurance with the WVSDDB listed on the policy as an additional insured in the amount of One Million Dollars and will provide a copy of the same.
8. The HCLL will seek permission from the WVSDDB before making any future improvements that cannot be physically removed from the Property in the event of termination of this Memorandum of Understanding.
9. The WVSDDB reserves the right to terminate this Memorandum of Understanding upon providing thirty (30) days written notice to HCLL. In that event, the WVSDDB agrees to pay the HCLL the current fair market value of any of the HCLL's improvements to the Property that cannot be physically removed by the HCLL.

Entered into this _____ day of March 2014.

Kevin Combs, President
Hampshire County Little League, Inc.

Gayle C. Manchin, President
West Virginia Board of Education

MINUTES
WEST VIRGINIA BOARD OF EDUCATION
Board Conference Room
Capitol Building 6, Room 353
1900 Kanawha Boulevard, East
Charleston, West Virginia
March 12, 2014

I. Call to Order

Following the welcome, Pledge of Allegiance and introductions, President Gayle C. Manchin called the meeting of the West Virginia Board of Education (WVBE) to order at 9:03 a.m. on March 12, 2014, in the Board Conference Room, Capitol Building 6, Room 353, Charleston, West Virginia.

The following members were present: President Manchin, Vice President Michael I. Green, Secretary Robert W. Dunlevy, Thomas W. Campbell (via telephone), Tina H. Combs, Lloyd G. Jackson II, L. Wade Linger Jr., and William M. White, and ex officio James B. Phares, State Superintendent of Schools. Members absent were ex officios Paul L. Hill, Chancellor, West Virginia Higher Education Policy Commission, and James L. Skidmore, Chancellor, West Virginia Council for Community and Technical College Education

II. Delegations

Ms. Carolyn Arritt (provided remarks for the record), citizen of Fayette County, addressed the Board regarding the Fayette County CEFPA amendment. (Copy appended to Official Minutes, Attachment V.)

III. Approval of Agenda

President Manchin called for a motion to approve the agenda with modification moving West Virginia Schools for the Deaf and the Blind (WVSDDB) matters to take place at 1:00 p.m. Mr. Green moved that the agenda be approved as modified. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously.

**IV. Update - WVBE Response to Governor's Education Agenda,
WVBE Commission on School District Governance and
Administration Discussion of Shared Services Recommendation, and
WVBE High Quality Educator Committee: Council for the Accreditation
of Educator Preparation, CAEP, Adoption**

Ms. Peduto provided opening remarks and introduced Mr. Campbell who provided information regarding the WVBE Commission on School District Governance and Administration's recent meeting and a meeting scheduled March 27-28.

Ms. Peduto (via PowerPoint presentation and implementation chart attached to minutes), and members of the Board, provided an update regarding progress toward accomplishing the Governor's education agenda including the key provisions of the Governor's request of the

WVBE; using RESAs more efficiently; investigate Project 24 (Mr. Green); utilizing cross counseling; Preparation for Tomorrow; teacher certification/teacher preparation; professional development to support reading on grade level by the end of the third grade; early literacy to support reading on grade level of the end of the third grade; accountability; accountability and accreditation; and Re-imagining Instructional Time (Dr. White). Mr. Linger commented on the Board's work with the RESAs and stated that the Board needs to do a better job of collecting information regarding RESA financial successes and sharing the information with the public in a timely manner. The report from the WVBE High Quality Educator Committee will be provided at a future meeting. (Copy appended to Official Minutes, Attachment W.)

V. Superintendent Reports

Superintendent Phares (via PowerPoint presentation), assisted by staff as noted, provided the following reports: 1) AP Report to the Nation (Mr. Robert E. Hull, Associate Superintendent, Division of Teaching and Learning); 2) STEM (Dr. Beth Cipoletti, Assistant Director, WVDE Office of Assessment and Accountability), 3) legislative update, and 4) recent discussion with Chancellor Hill and Chancellor Skidmore regarding a joint meeting. (Copy appended to Official Minutes, Attachment X.)

VI. Chancellor Reports

Chancellor Hill and Chancellor Skidmore were unable to attend the meeting.

VII. RESA Liaison Report

Ms. Jane Lynch, Executive Director of RESA 8 and WVBE RESA Liaison, provided a report regarding a number of RESA initiatives.

VIII. Capacity Building for Priority Schools and Intervention Counties

Ms. Michele Blatt, Assistant State Superintendent, Division of Educator Quality and System Support, provided information regarding support services provided to selected priority schools. Mr. Ted Mattern, System Support Liaison, Office of the State Superintendent, provided information regarding support services provided the intervention counties and introduced Mr. Keith Butcher, Superintendent of Fayette County Schools. Mr. Butcher introduced members of the Fayette County Board of Education in attendance at the meeting: Mr. Steve Bush, Mrs. Lou Jones, Mr. James Workman, Mr. Pat Gray and Mr. Leon Ivy.

**IX. Status of Fayette County Progress Addressing OEPA Recommendations
Found in the February 2010 Audit Report of Mingo County Schools
Executive Session**

Mr. Butcher (provided information for attachment to the minutes), Superintendent of Fayette County Schools, provided a status report of progress made in addressing OEPA recommendations found in the February 2010 Audit Report of Fayette County Schools. (Copy appended to Official Minutes, Attachment Y.)

Mr. Jackson moved, in accordance with W. Va. Code §18-2E-5(k)(1), "*Any discussion by the state board of schools to be subject to an on-site review or dates for which on-site reviews will be conducted*", W. Va. Code §6-9A-4(b)(2)(B)(9), "*To consider matters involving or affecting the purchase, sale or lease of property, advance construction planning, the investment of public funds, etc.*", and W. Va. Code §6-9A-4(b)(2)(A), "*Matters arising from the appointment, employment, retirement, promotion, transfer, demotion, disciplining, resignation, discharge, dismissal or compensation of a public officer or employee, or prospective public officer or employee unless the public officer or employee or prospective public officer or employee requests an open meeting*" that the Board move into executive session. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. The Board entered into executive session at 10:27 a.m. Superintendent Phares departed the meeting following executive session.

X. Return from Executive Session

Mr. Dunlevy moved that the Board return from Executive Session. Mr. Linger seconded the motion and upon the call of the question the motion was carried unanimously. The Board returned from Executive Session at 10:50 a.m. at which time President Manchin announced that no action was taken. Mr. Charles K. Heinlein, Deputy State Superintendent, took the seat vacated by Superintendent Phares.

XI. Refunding of Fayette County's Lease-Purchase Agreement regarding its Energy Savings Program

Ms. Heather Hutchens, general counsel to the WVDE, presented a resolution to commence the process of entering into a refunding agreement with respect to the Fayette County Board of Education's funding of its Energy Savings Guaranty Agreement for the Board's consideration. Fayette County is currently making monthly rental payments on a 15 year Lease-Purchase Agreement that funded the purchase of energy savings equipment for the schools. The refunding agreement will pay off the old debt without penalty and the balance will pay the costs of issuance. The Agreement does not extend the term of the Lease beyond the original 15 years. The Agreement will not go forward unless Fayette will realize at least a 3% net present value of savings over time. This cannot be determined until the effective date of the Agreement. If interest rates aren't satisfactory, the Agreement will not be consummated and Fayette County will not have incurred any costs.

Mr. Green moved that the resolution to commence the process of entering into a refunding agreement with respect to the Fayette County Board of Education's funding of its Energy Savings Guaranty Agreement be approved. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment E.)

XII. Superintendent Reports (Continued)

President Manchin requested the Board's thoughts regarding an item covered during the Superintendent's update regarding legislative matters, specifically how the Board should address the teacher planning bill. Mr. Linger requested that the WVDE provide the Board all pluses and minuses inclusive of costs for consideration when determining the Board's recommendation. Mr.

Green and MR. Campbell agreed that data must be collected to support the recommendation. Mr. Linger suggested, once the WVDE comes back with the data, that President Manchin be authorized to submit a recommendation to the Governor. It was the consensus of the Board that Mr. Linger's recommendation be accepted. President Manchin stated that she would call a special meeting if required.

XIII. Consent Agenda

Mr. Linger moved that the Consent Agenda be approved. Mrs. Combs seconded the motion and upon the call for the question the motion was carried unanimously. (Copies appended to Official Minutes, Attachments F through M.)

- Approved Second Follow-Up Education Performance Audit Reports for East Lynn Elementary School and Wayne Middle School, Wayne County (Attachment F)
- Approved all County Five-Year Strategic Plans Updated for 2013-2014 School Year (Attachment G)
- Approved minutes of February 12, 2014 (Attachment H)
- Received information regarding WVDE Personnel Matters (Attachment I and addendum)
- Approved Employment of Substitute Teachers in Areas of Critical Need policy for the WVDE Office of Institutional Education Programs (Attachment J)
- Approved Policy 2423, Health Promotion and Disease Prevention for placement on comment for 30 days (Attachment K)
- Reapproved the following educator preparation programs at Fairmont State University: Chemistry (9-Adult), Health (5-Adult), Journalism (5-Adult), Music (PreK-Adult), and Physical Education (PreK-Adult) (Attachment L)
- Approved (action rescinded later in the agenda) Shepherd University's new educator preparation program for Early Education PreK-K (Attachment M)
- Designated as Education Innovation Zones: Berkeley County - Musselman High School's Future Freshman Academy/Community School Project; Greenbrier County - Greenbrier East High School's Community Schools Project; and, Randolph County - Elkins High School, Tygarts Valley Middle/High School and Harman High School's Future Freshmen Academy/Community Schools Project.

XIV. Office of Education Performance Audits (OEPA) Director's Information

Dr. Gus Penix, Director, OEPA, provided a brief update regarding the amendment of Policy 2320.

XV. Initial Education Performance Audit Reports for Hooverson Heights Primary School and Laretta B Millsop Primary School, Brooke County

Dr. Penix presented Initial Education Performance Audit Reports for Hooverson Heights Primary School and Laretta B Millsop Primary School, Brooke County for the Board's consideration. Announced on-site reviews (five days in advance) were conducted at Hooverson Heights Primary School and Laretta B Millsop Primary School December 17, 2013.

Upon recommendation of Dr. Penix, Mrs. Combs moved that Hooverson Heights Primary School, Laretta B Millsop Primary School, and Brooke County revise the Five-Year Strategic Plans within 30 days and correct the findings noted in the report by the next accreditation cycle. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment Mc.)

XVI. Initial Education Performance Audit Report for James Monroe High School, Monroe County

Dr. Penix presented the Initial Education Performance Audit Report for James Monroe High School, Monroe County for the Board's consideration. An announced on-site review (five days in advance) was conducted at James Monroe High School December 5, 2013.

Upon recommendation of Dr. Penix, Mrs. Combs moved that James Monroe High School and Monroe County revise the school's Five-Year Strategic Plan within 30 days and correct the findings noted in the report by the next accreditation cycle. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment N.) Superintendent Phares returned to the meeting.

XVII. Initial Education Performance Audit Reports for Fairdale Elementary School and Independence High School, Raleigh County

Dr. Penix presented Initial Education Performance Audit Reports for Fairdale Elementary School and Independence High School, Raleigh County. Announced on-site reviews (five days in advance) were conducted at Fairdale Elementary School and Independence High School December 11, 2013.

Upon recommendation of Dr. Penix, Dr. White moved that Fairdale Elementary School, Independence High School, and Raleigh County revise the schools' Five-Year Strategic Plans within 30 days and correct the findings noted in the reports by the next accreditation cycle. Mr. Linger seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment O.)

XVIII. Initial Education Performance Audit Report for Jumping Branch Elementary School, Summers County

Dr. Penix presented the Initial Education Performance Audit Report for Jumping Branch Elementary School, Summers County. An announced on-site review (five days in advance) was conducted at Jumping Branch Elementary School December 12, 2013.

Upon recommendation of Dr. Penix, Dr. White moved that Jumping Branch Elementary School and Summers County revise the school's Five-Year Strategic Plan within 30 days and correct the findings noted in the report by the next accreditation cycle. Mrs. Combs seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment P.)

**XIX. Initial Education Performance Audit Reports for
Genoa Elementary School and Ceredo-Kenova Middle School, Wayne County**

Dr. Penix presented Initial Education Performance Audit Reports for Genoa Elementary School and Ceredo-Kenova Middle School, Wayne County. Announced on-site reviews (five days in advance) were conducted at Genoa Elementary School and Ceredo-Kenova Middle School January 9, 2014.

Upon recommendation of Dr. Penix, Mr. Linger moved that Genoa Elementary School, Ceredo-Kenova Middle School, and Wayne County revise the schools' Five-Year Strategic Plans within 30 days and correct the findings noted in the reports by the next accreditation cycle. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment Q.)

**XX. Waiver of WVBE Policy 5100/5202 Concerning the Required
General Science Praxis Assessment**

Dr. Monica Beane, Executive Director, WVDE Office of Professional Preparation, presented a waiver of WVBE Policy 5100/5202 concerning the required General Science Praxis Assessment for the Board's consideration. Educational Testing Services (ETS) regenerated the Praxis II Content Test - 0235 Biology: Content Knowledge, Part 1 to align it with the Common Core Content Standards. As a result, the newly generated exam does not align to the existing WVBE-approved general science programs. An additional complication is the forthcoming discontinuation of the Praxis II Content Test - 0481 Physical Science: Content Knowledge. To address this issue, a team of science educators from higher education and P-12 met January 29, 2014 to review the currently required Praxis exams for licensure in General Science 5-adult. The review team recommended eliminating both the Praxis II Content Test 0235 Biology: Content Knowledge, Part 1 and the Praxis II Content Test 0481 Physical Science: Content Knowledge. The team recommended only requiring the Praxis II Content Test 0435 General Science: Content Knowledge as a condition of licensure. Through a national cut score analysis, both ETS and the Review Team recommended the cut score established for 0435 General Science: Content Knowledge remain the same at 153. The WVDE Office of Professional Preparation requests a waiver of WVBE Policy 5100: Approval of Educational Preparation Programs, specifically Appendix E and WVBE Policy 5202, Minimum Requirements for the Licensure of Professional/Paraprofessional Personnel and Advanced Salary Classifications, specifically Appendix C. The request is to waive the required Praxis II Content Test 0235 Biology: Content Knowledge, Part 1 and Praxis II Content Test 0481 Physical Science: Content Knowledge as a condition for licensure in General Science 5-adult. The waiver would be effective December 1, 2013 and remain in effect until December 31, 2014. This waiver period would encompass graduates impacted by this requirement beginning with graduates in the Fall 2013 semester and all graduates until December 2014 after which time both policies will be revised to reflect these changes.

Dr. White moved that the wavier of WVBE Policy 5100, specifically Appendix E, and WVBE Policy 5202, Appendix C, required Praxis II Content Test 0235 Biology: Content Knowledge, Part 1 and Praxis II Content Test 0481 Physical Science: Content Knowledge as a condition for licensure in General Science 5-adult, effective December 1, 2013 through December 31, 2014 be approved. Mr. Dunlevy seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment R.)

XXI. Proposed Rate Increases for Cedar Lakes Conference Center

Dr. Kathy D'Antoni, Associate Superintendent, Division of Technical and Adult Education, presented the proposed rate increases for the Cedar Lakes Conference Center for the Board's consideration. The proposed rate increase reflects the negotiation among the Cedar Lakes Foundation, West Virginia Department of Education and the State Board of Education in developing the sustainability plan for Cedar Lakes. The rate increase is required to offset the reduction in the state appropriation for Cedar Lakes. There has not been a rate increase since 2005.

Mrs. Combs moved that the rate increases for the Cedar Lakes Conference Center be approved. Mr. Dunlevy seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment S.)

XXII. WVBE Personnel inclusive of inclusive of Termination of Employment of a RESA 6 Employee, Termination of Employment of a RESA 8 Employee, and Update on State Superintendent Search

President Manchin called for a motion to approve the Board's personnel attachment with removal (due to a procedural technicality) of the termination of employment of RESA 8 employee Margarita Vargas-DeGray. Mr. Linger moved that the Board's personnel attachment be approved as amended. Mrs. Combs seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment T.) No update was provided regarding the State Superintendent search.

XXIII. Future Meetings

President Manchin requested the Board review their calendars with regard to the scheduling of a professional development/self-evaluation session and indicated that it has been suggested that the session be confined to one day starting at 10:00 a.m. and ending at 5:00 p.m. It was the consensus of the Board that a one day session is desired with June 6 or June 25 selected as potential dates. President Manchin requested that Board members consider traveling to Greenbrier County for the August meeting, Grant County for the November or December meeting, and also holding a meeting at Heritage Farms and Museum. Mr. Jackson suggested that the Board visit counties under the Board's control and limit visits to other locations.

The next regular meeting of the WVBE will be held April 9, 2014, in Charleston, West Virginia. The meeting will continue on April 10, 2014, if the agenda is not completed on April 9, 2014.

XXIV. Board Items for Future Consideration

President Manchin requested members advise her of items to be placed on the April agenda. (Copy appended to Official Minutes, Attachment U.)

XXV. Break

President Manchin called for a break for lunch at 11:40 a.m.

XXVI. Call to Order

President Manchin called the meeting back to order at 12:49 p.m.

**XXVII. Reconsideration of Consent Agenda Item C. 5.
Education Preparation Review Board's Recommendation
for Approval of New Program (Early Education PreK-K) Shepherd University**

President Manchin announced that an issue had arisen regarding *Consent Agenda* item C. 5. *Education Preparation Review Board's Recommendation for Approval of New Program (Early Education PreK-K) Shepherd University* and that, due to information that was been provided to the WVDE Office of Professional Preparation, action regarding this item must be rescinded and brought back for action at a future meeting.

Mr. Dunlevy moved that approval of *Consent Agenda* item C. 5. *Education Preparation Review Board's Recommendation for Approval of New Program (Early Education PreK-K) Shepherd University* be rescinded. Mrs. Combs seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment M.)

**XXVIII. Capacity Building for West Virginia Schools
for the Deaf and the Blind (WVSDB)**

Dr. Lynn Boyer, Superintendent, WVSDB, introduced Delegate Ruth Rowan and Senator Don Cookman who were in attendance for the WVSDB presentations. Mr. Jackson and Superintendent Phares departed the meeting. Deputy Superintendent Heinlein took the seat vacated by Superintendent Phares.

**XXIX. Amendment - WVSDB 2012-2022 Comprehensive
Educational Facilities Plan (CEFP) - (Action)**

Mr. Mike Pickens, Executive Director, WVDE Office of School Facilities, and Dr. Boyer presented an amendment to the WVSDB 2012-2022 CEFP for the Board's consideration. This amendment includes changes that result from re-evaluation of costs and potential for use of currently standing facilities. This amendment request includes renovation to the School for the Blind and the School for the Deaf. Each of these buildings was slated for demolition. Additionally, this request will renovate the existing physical education building. The WVSDB has provided all of the required documentation per Policy 6200 for this amendment.

Dr. White moved that the amendment be approved. Mr. Dunlevy seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment A.)

XXX. Restructuring of WVSDB Residential Program Personnel

Dr. Boyer (distributed information) presented the restructuring of the WVSDB residential program personnel for the Board's consideration. The WVSDB proposes transitioning the auxiliary personnel position of child care worker, the employees who work in the dorms with the residential students during their non-instructional time from 3:30 p.m. to 8 a.m., to the position of residential care specialist. The new position will require an Associate of Arts (AA) degree in child development, psychology, social work or a related field or a written commitment to obtain the degree at personal expense within three years of date of hire. The position, which has increased responsibilities, will better serve the students and help attract more students to the WVSDB residential program. The position will be paid on an auxiliary pay scale. The WVSDB plans to eliminate the 40 child care worker positions as of July 1, 2015. Child care workers are encouraged to apply for the new residential care specialist positions provided that they are willing to obtain an AA degree. The WVSDB plans to give a 15 month notice to the child care workers so that they may plan accordingly. Information was also distributed and attached to the minutes from Mr. James L. Dean, BA, MPA, West Virginia University/United States Government, Retired.

Dr. White moved that the restructuring of WVSDB residential program personnel be approved. Mr. Linger seconded the motion.

Senator Cookman addressed the Board regarding the impact on staff affected by the proposed restructuring of residential personnel and requested the Board delay action regarding the proposal and allow time to research options for current employees.

Ms. Hutchens, Dr. Boyer and Deputy Superintendent Heinlein provided response to Senator Cookman's concerns. Discussion ensued regarding the proposed interview process. Mr. Jackson and Superintendent Phares returned to the meeting. Delegate Rowan addressed the Board with regard to the proposal's effect on senior employees. Mr. Jackson and Superintendent Phares departed the meeting. Additional discussion ensued regarding Delegate Rowan's comments.

Following discussion, President Manchin called for the question. Mr. Linger stated that he was not ready to vote and requested further clarification from Dr. Boyer regarding the interview process. Additional clarification that the interview process, if allowed by law, will take previous job experience into consideration and that cohort help will be provided to employees requiring assistance was provided. Ms. Hutchens assured the Board that the interview process will be developed and conducted in a fair and equitable manner. President Manchin called again for the question and the motion was carried unanimously. (Copies appended to Official Minutes, Attachment B and addenda.)

XXXI.

**Memorandum of Understanding (MOU) between the
WVSDB and the Hampshire County Little League**

Dr. Boyer presented a MOU between the WVSDB and the Hampshire County Little League for the Board's consideration. The MOU with the Hampshire County Little League is to memorialize the Little League's long-standing use of the property as baseball diamonds and soccer fields and to protect the Little League's proposed investment in lights by allowing it to remove the lights and be compensated for the capital improvements to the property that cannot be removed should the WVSDB terminate the MOU. The Little League has provided proof that it carries one million dollars in liability insurance.

Mrs. Combs moved that the MOU between the WVSDB and the Hampshire County Little League be approved. Dr. White seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment C.)

XXXII.

**Memorandum of Understanding (MOU) for Contractor to use
WVSDB Property during Sewer Construction**

Dr. Boyer presented an MOU for a contractor to use WVSDB property during sewer construction for the Board's consideration. The MOU allows the WVSDB to enter into the attached MOU with Orders Construction Company (Orders), the contractor building the City of Romney sewer system, for use of the Schools' adjacent four acre field to store equipment and supplies for one year and three months. In exchange, Orders will put in a gravel road and chain link fence, leaving the property in an improved condition. The property is only being used intermittently because of its remote location on campus. Orders has provided proof that it carries one million dollars in liability insurance.


Dr. White moved that the MOU for Orders Construction Company to use WVSDB property during sewer construction be approved. Mr. Linger seconded the motion and upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment D.)

XXXIII.

Adjournment

President Manchin declared the meeting adjourned at 2:21 p.m.

Minutes approved by the Board on April 9, 2014.



Gayle C. Manchin, President



Robert W. Dunlevy, Secretary