



OHVA Board of Trustees Meeting

February 16, 2021

Held virtually in accordance with Am. Sub. H.B. 197 as extended by Am. H.B. 404

Our Approach: Student-centric, Innovative

Our People: Passionate, Engaged

Our Students: Inspired, Empowered, Educated

1. Board President Stephen Vasquez called the meeting to order at 2:01 PM.

2. Roll Call/Guests:

	Board Members	Present	Absent	Time of Arrival After Call to Order
1	Kelly Arndt – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
2	Adam Davenport – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
3	Patricia Humbert – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
4	David Kalman – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
5	Susan Lippens – Board Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
6	Ben Lochbihler – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
7	Gina Lopez – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8	Jacob Moeller – Board Treasurer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9	Matt Norton – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10	Tiaunna Richardson – Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11	Stephen Vasquez – Board President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12	Jennifer Wise – Board Secretary	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13	Sarah Zimmerman-Thornhill – Member	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
14	OCCS Ex-Officio Representative Lisa Burke	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Also in attendance were: K12 Senior Head of School, Dr. Kristin Stewart; K12 Academic Compliancy Administrator, Kyle Wilkinson; K12 School Treasurer and OHVA Designated Fiscal Officer Kate Diu; K12 Human Resources Manager Carole Arman; K12 Operations Manager Emily Rogers; K12 SVP Northern Region Darren Reed; K12 Associate General Counsel Judy Shoppe; Board Legal Counsel, Renisa Dorner; and various members of the K12 administrative team.

3. Approval of Minutes of the Regular Meeting of December 8, 2020

Ms. Wise moved to approve the minutes as written; Ms. Lippens seconded, and all present voted in favor.

4. Operations

a. Head of School Report



Dr. Stewart presented a 6 page report indicating enrollment of 20,419 students which has now been reduced to approximately 20,200 due to withdrawals. Enrollment includes 14% special education. Currently, OHVA has 457 general education teachers, 140 intervention specialists and 161 support staff. Enrollment ended on January 31, 2021. Retention of students is up by 7% as less students are withdrawing. OHVA has received a Purple Star Designation due to its work with military families. ODE expressed gratitude for OHVA's ability to address the needs of students from military families. Johna McClure introduced K12 Diversity and Inclusion Analyst Geonavin Hernandez. Mr. Hernandez briefly reviewed his activities since coming on board in November 2020. Dr. Stewart reported arrangements were made to have OHVA employees receive their COVID vaccine through Meijer. The majority of staff are seeking to obtain the vaccine.

b. Academic Report

Kyle Wilkinson presented a 14 slide PowerPoint presentation regarding student growth shown by NWEA, MAP and AIMSweb testing; history of Newrow platform and student engagement. Student growth is on trend in comparison to growth last year. Dr. Stewart explained the numbers further by indicating that 50% of 5th graders, for example, have already met one year's growth in math and the testing therefore allows more attention and focus on those students who have not met the standard. With respect to Newrow, 96% of the staff have completed training. K12 is still working on addressing concerns expressed in feedback from teachers. Ms. Richardson indicated she has seen some improvement in Newrow over Blackboard. Ms. Lopez said an issue arose where a teacher could not send a file to her son and apparently that issue is on a list to be fixed. Teacher feedback expressing concerns regarding classroom management over inappropriate behavior of students while on video camera. Mr. Vasquez asked if K12 has determined the price to be charged for use of the Newrow platform. Dr. Stewart responded that the Newrow cost will be stated in the National Price List that the Board will receive in April. Mr. Vasquez questioned why this cost is not available if OHVA is not a pilot school then other schools are already using Newrow and are likely being charged. Mr. Reed agreed that there is no reason why a ballpark cost should not be provided. Mr. Reed assured the Board that information regarding costs for Newrow will be provided at the next Board meeting.

c. Finance Committee review of PowerSchool Special Program Request

i. PowerSchool Special Programs

Ms. McClure explained the benefits of switching from IEP Anywhere to PowerSchool Special Programs regarding compliance with special education requirements. Mr. Vasquez questioned why K12 was requesting OHVA to pay for this program when it appears as though the program is essentially a program designed to provide a more efficient way in which to administer special education. Since K12 is already being paid by OHVA to provide administration, K12 should be responsible for buying the tools, like this one, to effectively manage their administrative responsibilities. Ms. Dorner explained the contractual obligations in the contract between OHVA and K12, as well as the history of the use of IEP Anywhere. Many Board members expressed understanding that the program seems very appropriate for use by OHVA administration and OHVA teachers, but the concern was whether it should be a K12 expense or OHVA expense. Mr.



Vasquez requested that K12 provide information regarding what programs are being provided by K12 and what programs are being provided by OHVA. Mr. Reed agreed to provide this information and stated that possibly a review or reset would be helpful moving forward. Ms. Arndt indicated that if it is unclear in the contract which party should provide the program that upcoming contract negotiations should resolve this issue. As no motion was made or seconded to approve this expense, the issue was tabled until further information is received.

d. Operations Report

Ms. Rogers reported that there will be 533 students taking the ACT at 46 sites throughout Ohio. The end-of year tests will be administered to approximately 7500 students at 64 sites.

i. Residency Verification Update

Ms. Rogers reported that the residency verification process in January through the Verimove process resulted in 707 students with forwarding addresses. Residency of these students will be confirmed and corrected in OHVA's records.

5. Finance

a. Bank Reconciliation

Motion I: Resolution regarding filing of the bank reconciliations

BE IT RESOLVED THAT the Board of Trustees of OHVA hereby approves the filing of the bank reconciliations for the months of December 2020 and January 2021 as recommended by the School Treasurer and reviewed by the Audit and Financial Oversight Committee.

Discussion: Mr. Moeller confirmed he had an opportunity to review the bank reconciliations prepared by Ms. Diu for the months of December 2020 and January 2021 and they appeared appropriate.

Moved: Moeller	Seconded: Arndt	Vote: Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>

b. Review Budget

Ms. Diu presented an 8 slide PowerPoint presentation showing an overview of the financial forecasts and budget comparisons. Revenues have increased due to increased enrollment, increase in state funding, a higher than anticipated casino payment and



new Federal grants. Currently, the forecast shows a \$17,000 deficit. ESSER funds for FY20 was \$4 million whereas ESSER II funds for FY21 equate to \$16 million with \$7 million designated for FY21 and the remaining to be used for FY22 and FY23. Based on enrollment, OHVA expects a \$325,000 program grant from OCCS.

6. Personnel/Staff Development

a. HR Committee Report (including update of benefits)

Dr. Stewart reported that Hylant has provided an update regarding benefits and current projections for healthcare benefits are looking better than anticipated. Ms. Dorner confirmed the projections provided by Hylant appear favorable to OHVA.

b. Employee Hiring

Motion II: Resolution regarding approval of Employment Agreements

BE IT RESOLVED THAT the Board of Trustees of OHVA hereby approves the OHVA Employment Agreements of the following individuals as recommended by the Head of School and reviewed by the HR Committee:

New Hires

Employee Name (Last Suffix, First MI)	Job	Last Hire Date
Garmon, Kelsey J.	Intervention Spec 35	01/19/2021
Gersper, Mallory B.	Intervention Spec MS	01/19/2021
Gucciardo, Patrick S.	Teacher HS	01/25/2021
Hernandez, Gina M.	Intervention Spec 35	11/30/2020
Love, Kayla N.	Intervention Spec 35	11/30/2020
Phillips, AnnMarie	Teacher Middle School	02/01/2021
Richards, Evelyn A.	Advisor	12/07/2020
Selka, Tricia R.	Teacher Elementary School	01/19/2021
Slater, Emily E.	Intervention Spec 35	12/07/2020
Stanton, Stefanie R.	Teacher Middle School	01/19/2021
Stone, Casey M.	Intervention Spec MS	01/19/2021

Discussion: Dr. Stewart reported the new hires listed were needed for increased enrollment and as replacements for vacated positions.

Moved: Davenport **Seconded:** Richardson **Vote:**

Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>



c. Employee Resignations

Motion III: Resolution regarding employee resignations

BE IT RESOLVED THAT the Board of Trustees of OHVA hereby accepts the resignations of the following individuals based on the unique circumstances presented by all of these individuals as recommended by the Head of School and reviewed by the HR Committee.

Terminations

Employee Name (Last Suffix, First MI)	Job	Termination Date
Stoner, Aeleen M.	Intervention Spec 35	01/07/2021
Takacs, Evie M.	Intervention Specialist	12/18/2020
Schmidt, Julie P.	Teacher Middle School	01/15/2021
Bendall, Fanessa L.	Intervention Spec MS	01/04/2021
Czubek, Casey L.	Teacher Elementary School	01/08/2021
McIntyre, Jennifer M.	Intervention Spec K2	01/26/2021

Discussion: Dr. Stewart explained each individual expressed a concern related to a situation or connection with the COVID pandemic and therefore she was recommending acceptance of these requests for resignation.

Moved: Norton **Seconded:** Davenport **Vote:**

Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>

d. K12 Hiring of OHVA Employee

Motion IV: Resolution regarding Resignation of Employee and Waiver of Paragraph 7.04

BE IT RESOLVED THAT the Board of Trustees of OHVA Board of Trustees hereby approves the resignation of Lacy Jones, effective immediately to allow her to accept a position with K12, Inc. Further, the Board of Trustees of OHVA hereby waives the application of Paragraph 7.04 entitled Non-Solicitation of the Third Amended and Restated Educational Products and Administrative & Technology Services Agreement between OHVA and K12 Virtual Schools LLC to allow Lacy Jones to be employed by K12, Inc. as an OHVA 3-5 Assistant Principal, exclusively for Ohio Virtual Academy. This waiver is revoked if K12 employs this individual in a position other than the one specifically listed.



Discussion: Dr. Stewart indicated Ms. Jones will be the last administrator being hired by K12 for this school year.

Moved: Vasquez	Seconded: Lippens	Vote: Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>

7. Compliance

a. OCCS Monthly Report

Ms. Burke reviewed the information contained in the 3 page Board Brief. She explained the ability of OHVA to pursue a Performance, Innovation and Improvement (PIAI) grant up to \$150,000. Three complaints were received since last Board meeting including 2 related to attendance and 1 concerning teaching style of an OHVA teacher. OHVA administration responded to these complaints satisfactorily.

b. Governing Board Health and Safety Review

Motion V: Resolution regarding Review of Health and Safety Policies

BE IT RESOLVED THAT the Board of Trustees of OHVA hereby directs the Head of School to periodically review the policies and procedures of the Board to ensure students, employees, and other persons using the school building are safe from any known hazards in the building or on the building grounds that, in the judgment of the Head of School, pose an immediate risk to health or safety. The Head of School shall further ensure that the policies and procedures of the Board comply with all federal laws and regulations regarding health and safety applicable to school buildings. It is recognized by the Board that the school building occupied by OHVA is leased primarily for administrative purposes and not for the instruction, training or extracurricular activities of OHVA students which is essentially conducted on-line. Notwithstanding, the Head of School shall immediately bring to the attention of the Board if any health or safety concerns arise. The OHVA Board periodically reviews its policies concerning the health and safety related to the school building and based on the recommendation of the Head of School has determined that no changes are needed at this time.

Discussion: Dr. Stewart reported that upon her review of the policies and procedures she is not recommending any changes regarding health and safety policies.

Moved: Lopez	Seconded: Norton	Vote: Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>



Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>

8. Contract with K12 Virtual Schools, LLC

a. Non-Renewal Process

Motion VI: Resolution providing notice of non-renewal

BE IT RESOLVED THAT the Board of Trustees of OHVA hereby authorizes its legal counsel to provide proper notice (consistent with Article III, Section 3.02) to K12 Virtual Schools LLC of OHVA's decision to not renew the Third Amended and Restated Educational Products and Administrative and Technology Services Agreement between the Ohio Virtual Academy and K12 Virtual Schools LLC expiring on June 30, 2022. The OHVA Board intends to evaluate all options available to it which may also include negotiating a new agreement with K12 Virtual Schools LLC for school years after 2021-2022.

Discussion: Ms. Dorner explained the contract requires notice to be provided within 1 year prior to the expiration of the contract if the Board does not intend to renew the current contract.

Moved: Norton	Seconded: Lippens	Vote: Arndt	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Davenport	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Humbert	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Kalman	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lippens	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lochbihler	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Lopez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Moeller	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Norton	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Richardson	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Vasquez	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>
		Wise	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>

9. Other Updates

Mr. Vasquez explained he requested OCCS to provide information related to other management companies to determine what options are available. Mr. Norton has volunteered to be part of the contract negotiation team and if others are interested they should contact Mr. Vasquez. Ms. Humbert indicated she is participating on the Academic Committee. Mr. Vasquez asked Mr. Norton to set up a Governance Committee meeting.



10. Upcoming Event Dates and Communications:

All Board members were reminded the next Board meeting is April 20, 2021.

Having no further business, Mr. Vasquez adjourned the meeting at 4:28 p.m.