

APPROVED AT THE MEETING ON MAY 10, 2021

MINUTES OF THE BOARD STUDY SESSION      WEDNESDAY, APRIL 28, 2021  
CANTON CITY SCHOOL DISTRICT  
BOARD OF EDUCATION

The Canton City School District Board of Education met for a Study Session on Wednesday, April 28, 2021 at 5:30 p.m.

Members present: John Rinaldi, Scott Russ, David Kaminski, Kim Brown, and Eric Resnick.

Staff members in attendance included Jeff Talbert, Mallory Floyd, Jason Dixon, and Jeff Gruber.

The meeting was called to order at 5:30 p.m.

21-070      Mr. Rinaldi moved and Mr. Resnick seconded the motion the Canton City School District Board of Education Agenda for the April 28, 2021 Study Session be approved along with the addition of Item III under the Addendum Section.

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

The Board was provided presentations on the following:

1. State Report Card Proposal Presentation
2. Digital Curriculum - Gary Kandel
3. Charter School in Stark County update - Ben Carter

21-071      Mr. Rinaldi moved and Mr. Kaminski seconded the Board approve the following:

Recommend to approve the School Resource Officer Agreement with the Canton Police Department [SRO Agreement with Canton Police Department](#)

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

The following policies were submitted for first reading:

- PO #[1422](#)-Revision-Administration-Non-discrimination/Equal Employment Opportunity
- PO #[3122](#)-Revision-Professional Staff-Non-discrimination/Equal Employment Opportunity
- PO #[4122](#)-Revision-Classified Staff-Non-discrimination/Equal Employment Opportunity
- PO #[1623](#)-Revision-Administration-Section 504/ADA Prohibition against disability discrimination in employment
- PO #[3123](#)-Revision-Professional Staff-Section 504/ADA Prohibition against disability discrimination in employment
- PO #[4123](#)-Revision-Classified Staff-Section 504/ADA Prohibition against disability discrimination in employment
- PO #[1662](#)-Revision-Administration-Anti-Harassment
- PO #[3362](#)-Revision-Professional Staff-Anti-Harassment
- PO #[4362](#)-Revision-Classified Staff-Anti-Harassment
- PO #[2240](#)-Revision-Controversial Issues
- PO #[2260](#)-Revision-Nondiscrimination and Access to Equal Educational Opportunity
- PO #[2260.01](#)-Revision-Section 504/ADA Prohibition against Discrimination Based on Disability
- PO #[2266](#)-Revision-Non-Discrimination on the Basis of Sex in Education Programs or Activities
- PO #[5517](#)-Revision-Anti-Harassment
- PO # [8450.01](#)-Revision-Protective Facial Coverings During Pandemic/Epidemic Events

PO #8500-Revision-Food Services  
PO #8510-Revision-Wellness

21-072

Mr. Rinaldi moved and Mr. Kaminski seconded the motion the Board approve the following:

RESOLUTION TO APPROVE ATTORNEY-CLIENT FEE CONTRACT  
AND AUTHORIZE LITIGATION

WHEREAS, electronic cigarette and other nicotine vapor product (“vaping”) use and abuse by minor students in the United States has reached epidemic levels; and

WHEREAS, vaping companies’ irresponsible marketing strategies have targeted young people and have led to increased instances of nicotine addiction amongst America’s students; and

WHEREAS, nicotine and other harmful chemicals contained in vaping products leads to health issues and jeopardizes student development; and WHEREAS, students across the United States, including students within the Canton City School District, have been negatively impacted by the vaping epidemic; and

WHEREAS, the District has expended funds to address students’ use of vaping products;

WHEREAS, in 2019, Frantz Law Group, APLC filed a mass tort action lawsuit against JUUL Labs, Inc. on behalf of several California schools in the United States District Court for the Northern District of California (“Lawsuit”); and

WHEREAS, the Lawsuit is captioned In re: Juul Labs, Inc. Marketing, Sales Practices & Products Liability Litigation, Case No. 3:19-md-2913-WHO; and

WHEREAS, the Lawsuit has been approved for trial and is set to commence in January 2022; and

WHEREAS, the law firms of Peters, Kalail & Markakis Co., LPA and Frantz Law Group, APLC (“Law Firms”) have entered into a co-counsel agreement to join Ohio schools into the Lawsuit; and

WHEREAS, the Law Firms have offered to jointly represent the Canton City School District in the Lawsuit pursuant to an Attorney-Client Fee Contract (“Agreement”); and

WHEREAS, a copy of the Agreement has been attached and fully incorporated herein; and

WHEREAS, under the terms of the Agreement, the District shall be not be charged attorneys’ fees, nor shall the District bear any costs or expenses, if there is no recovery from the Lawsuit;

NOW THEREFORE, BE IT RESOLVED THAT the Board of Education of the Canton City School District approves and enters into the Agreement with the Law Firms, and directs the Board President, Superintendent, and Treasurer to execute the Agreement and return the same to the Law Firms; and

BE IT FURTHER RESOLVED THAT it is hereby found and determined that all formal action of the Board of Education concerning and/or relating to the adoption of this Resolution was taken in an open meeting of this Board and that all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public and conducted in compliance with all legal requirements, including Section 121.22 of the Revised Code.

BE IT FURTHER RESOLVED THAT the Board of Education authorizes the Law Firms to file a complaint in the appropriate United States District Court(s) having jurisdiction over the Lawsuit;

BE IT FURTHER RESOLVED THAT the Board of Education authorizes the Superintendent, Treasurer and other administrators and staff to provide reasonable assistance to the Law Firms to enable the handling of the Lawsuit; [Resolution Attachment](#)

Approve the [Attorney-Client Fee Contract-Damages for JUUL](#)

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

21-073 Mr. Rinaldi moved and Mr. Kaminski seconded the motion the Board approve the following:

Job description for the Director of Sports, Athletic Partnerships, Facilities and Physical Education.

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

21-074 Mr. Resnick moved and Mr. Rinaldi seconded the motion at 7:43 pm the Board adjourn into executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official with no action to follow.

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

The Board returned from executive session at 9:48 pm.

21-075 There being no further business to come before the Board, Mr. Kaminski moved and Mr. Rinaldi seconded the motion to adjourn.

Roll Call: Ayes: Rinaldi, Russ, Kaminski, Brown, and Resnick  
Motion carried

The meeting adjourned at 9:49 pm.

Board President

Treasurer

A video recording of the meeting can be found by visiting the Districts website at:

1. [www.ccsdistrict.org](http://www.ccsdistrict.org)
2. Our District
3. Board of Education
4. Archive-Board Meeting Video Library