

State of West Virginia\_

County of Nicholas to wit:

The Nicholas County Board of Education of the County of Nicholas, West Virginia met in a **reconvened** session on Tuesday, April 21, 2020, beginning at 5:00 p.m. The meeting was held at the Nicholas County Board Office, 400 Old Main Drive, Summersville, WV 26651. \*Meeting was held via telephonically. The purpose of the meeting was to approve the Levy Call for School Year 2020-2021.

**Educating and Preparing Students for Success After High School**

Present for the meeting were:

Dr. Gus Penix, President

Mr. Fred Amick, Vice-President

Mr. Phil Berry, Member

Mrs. Elizabeth Coffman, Member

Mr. A.J. Rogers, Member

Dr. Donna Burge-Tetrick, Superintendent

1. Call to Order / Reconvene meeting from March 16, 2020  
The meeting was reconvened by Board President, Dr. Gus Penix.

Per Melissa Adkins, Jd ~ In House Counsel:

“Based on guidance we have received from the West Virginia Department of Education and the West Virginia Ethics Commission, the agency charged with policy making authority and enforcement of the West Virginia Open Meetings Act, it is my legal opinion that it is permissible to prohibit the physical attendance by the public to any public open meeting during a time of a declared state and/or national emergency called because of significant health risk to the public. Compliance with the act is achieved because this meeting is being broadcast, in real time, to the public via social media, telephone, and other electronic means. Those wishing to speak to the board, were given the opportunity to do so telephonically. It is my understanding that other boards are conducting their meetings and personnel hearings in similar fashion. Therefore, I believe this board is on solid legal ground in prohibiting the physical attendance of the public as long as the public can participate in other ways.”

2. Action Items / Finance:
  - a. Approval of the Levy Rates for the 2020-21 school year.

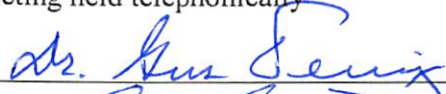
Upon motion by Mr. Fred Amick, seconded by Mr. Phil Berry, the board consisting of Penix, Rogers and Coffman consented to uphold the Superintendent’s recommendation and approve the levy rates for 2020-21 school year as presented by Board Treasurer, Kevin Hess.

3. Adjournment:

Upon motion by, Mrs. Libby Coffman, seconded by Mr. A.J. Rogers, the board consisting of Penix, Berry and Amick consented to adjourn this reconvened meeting of the Nicholas County Board of Education. The meeting adjourned at 5:09 p.m.

The next meeting will be a regular meeting which will be held on Tuesday, April 21, 2020, beginning at 5:15 p.m. The purpose of the meeting will be to conduct routine business. The meeting will be held at the Nicholas County Board of Education, 400 Old Main Dr., Summersville, WV 26651. \*meeting held telephonically\*

Dr. Gus Penix, President NCBOE



Dr. Donna Burge-Tetrick, Superintendent



Kim Belletto, Recording Secretary Nicholas County Schools