

Upper Perkiomen School District

Education Center
2229 East Buck Road
Pennsburg, PA 18073

January 11, 2018

7:00 p.m.

Welcome to the regular meeting of the Board of Directors
Of the Upper Perkiomen School District

CODE OF ETHICS

The Board of School Directors agrees to:

- Welcome and encourage participation and cooperation by all
- Work with constituents in a spirit of harmony
- Base decision on the facts, vote our honest convictions, and be unswayed by partisan bias
- Devote time, thought, and study to our duties and responsibilities
- Resist any temptation or outside pressure to use our position to benefit ourselves
- Understand and evaluate the educational program and plan for school operations
- Provide oversight to the business of the School District, establish policies, and vest administration in the Superintendent of Schools
- Help the community have all the facts, all the time, about their schools
- Strive to maximize school board service in a spirit of teamwork and devotion to public education

BOARD OF DIRECTORS

Dr. Kerry A. Drake, President	Raeann B. Hofkin
Mike W. Elliott, Vice-President	Judith Maginnis
Stephen L. Cunningham, Treasurer	Joan T. Smith
Melanie R. Cunningham	Sandra M. Kassel, Board Secretary
James C. Glackin	(non-voting member)

ADMINISTRATORS

Dr. Alexis McGloin, Superintendent
Dr. Andrea Farina, Assistant Superintendent
Sandra Kassel, Business Administrator
Ashley Kitten, Director of Human Resources

SOLICITOR

Kenneth A. Roos, Esquire
Wisler Pearlstine, LLP

*In order to assist in keeping an accurate record of the proceeding
of this meeting, the meeting is being videotaped by the District.*

I. CALL TO ORDER

- A. Pledge of Allegiance
- B. Roll Call
- C. Introductions of Staff

II. BOARD PRESIDENT’S REPORT

III. SUPERINTENDENT’S REPORT

IV. PRESENTATIONS/DISCUSSION

- A. School Board Appreciation Presentations - Evan Hanney - Student Council President, Julian Brown - Student Council Vice-President and Karlee Fretz, Student Council Secretary
- B. Construction Update – Arif Fazil, D’Huy Engineering

V. SOLICITOR’S REPORT/SUNSHINE ACT ANNOUNCEMENTS

VI. APPROVAL OF AGENDA

VII. COMMITTEE REPORTS

- A. Special Education Committee – Dr. Kerry Drake
- B. Facilities Committee – Melanie Cunningham
- C. Policy Committee – Joan Smith
- D. Board Communication Line – Mike Elliott
- E. Western Montgomery Career & Technology Center – James Glackin
- F. Montgomery County Intermediate Unit – Dr. Kerry Drake
- G. Upper Perkiomen Education Foundation – Mike Elliott

VIII. PUBLIC COMMENTS ON AGENDA ITEMS

IX. APPROVAL OF MINUTES

- A. Motion to approve the Reorganization School Board Minutes of December 4, 2017 (Attachment A)
- B. Motion to approve the Regular School Board Meeting Minutes of December 4, 2017 (Attachment B)
- C. Motion to approve the Special Board Meeting Minutes of December 19, 2017 (Attachment C)

X. OLD BUSINESS

XI. NEW BUSINESS

A. PERSONNEL REPORT

i) RESIGNATIONS

(1) ADMINISTRATIVE STAFF

(a) **CAROL D. GIBLIN**, Assistant Director of Special Education, effective February 2, 2018, or sooner.

(2) SUPPORT STAFF

(a) **STEVEN J. WISNIESKI**, Head Custodian at Marlborough Elementary School, effective December 6, 2017.

ii) APPOINTMENTS

(1) ADMINISTRATION

(a) **CHRISTINE McCLOSKEY**, Assistant Director of Special Education, effective date to be determined, to be hired subject to required employment history review, at \$106,000/year (prorated). Christine will be replacing Carol Giblin who resigned.

(2) PROFESSIONAL STAFF

(a) **TAMARA E. SOUTHERLING**, School Psychologist at the Middle School, effective date to be determined, to be hired subject to required employment history review, at Master's +30, Step 4, \$69,429/year (prorated). Tamara will be replacing Jodi Landis who resigned.

(b) **JENNIFER L. SANDS**, Long-Term Substitute Elementary Teacher at Marlborough Elementary School, effective approximately January 19, 2018, to be hired subject to required employment history review, at Bachelor's, Step 1, \$45,247/year (prorated). Jennifer will be replacing Nicole Hower who will be on leave.

(3) SUPPORT STAFF

(a) **SARAH E. BENNER**, Job Coach at the High School, effective January 2, 2018, to be hired subject to required employment history review, at \$11.75/hour, Step 1, per the Part-Time Support Agreement. This is a new position.

(b) **NICOLE GUM**, Communication Specialist for the District, effective February 5, 2018, or sooner, to be hired subject to required employment history review, as per attached agreement (Attachment D).

(c) **MICHELLE M. STINGER** Part Time Custodian at Marlborough Elementary School, effective date to be determined, to be hired subject to required employment history review, at \$11.90/hour, per the Maintenance and Custodial Staff Agreement. Michelle will be replacing Nicholas Herring who resigned.

- (4) **HOMEBOUND INSTRUCTOR/INSTRUCTION IN THE HOME**, effective for the 2017-2018 school year:
 - (a) MARGARET BOWERS
 - (b) BRIAN PEOPLES

(5) **SUPPLEMENTAL SALARY POSITIONS** for the 2017-2018 school year:

Area	Status	Position	Name	Salary	
TSA	Adjustment	Advisor – MS	Philip Grigonis (24%)	\$518.64	A
TSA	Adjustment	Advisor – MS	Cathy Bintliff (76%)	\$1,642.36	A
LEO Club	Adjustment	Advisor – MS	Kelly Cahoon (43%)	\$333.25	B
LEO Club	Appointment	Advisor – MS	Lisa Colapietro (57%)	\$552.33	A
Basketball	Appointment	Boys’ MS Asst Coach	Edward J. Gertsenzon*	\$2,499.00	B

*subject to required employment history review

iii) **CHANGE OF STATUS**

- (1) **AUSTIN W. BENNETT**, Summer Custodian to Substitute Custodian at Marlborough Elementary for up to 8 hours per day, effective December 11, 2017, through January 5, 2018.
- (2) **JOANNA R. CORDERO**, Paraprofessional to Job Coach at the High School, effective January 2, 2018.

iv) **LEAVE OF ABSENCE**

- (1) **JENNIFER M. HART**, approve an extension to her FAMILY MEDICAL LEAVE of absence from approximately February 20, 2018, through approximately March 26, 2018.
- (2) **JOSEPH P. MALLON**, approve an extension to his FAMILY MEDICAL LEAVE of absence from December 5, 2017, through January 4, 2018, half days.
- (3) **RANDY S. REINHART**, approve a FAMILY MEDICAL LEAVE of absence from December 5, 2017, through December 12, 2017.

B. ACTION ITEMS

- i) Motion to adopt the attached Accelerated Budget Opt-Out Resolution certifying that the real estate tax rate will not increase by more than the index. (Attachment E)
- ii) Motion to authorize the school district’s financing team to proceed with marketing and pricing the General Obligation Bonds originally approved by Resolution dated November 9, 2017.
- iii) Motion to adopt the attached resolution authorizing acquisition and, if necessary, condemnation of certain portions of properties along Montgomery Avenue in Upper Hanover Township and Pennsburg Borough for the installation and construction of walkways and stormwater management facilities to provide safe walking routes for students. (Attachment F)

- iv) Motion to approve the following overnight trip:
 - (1) Members of the Upper Perkiomen High School Cheerleaders to compete in the NCA Senior & Junior High School National Cheerleading Championships, January 26-29, 2018 in Dallas, Texas.
- v) Special Education
 - (1) Motion to approve the Educational Settlement Agreement between Upper Perkiomen School District and Student #241059. (*Attachment #1 – Board Only*)
- vi) Motion to approve the following student expulsion:
 - (1) Student #245256

C. FINANCIAL REPORTS (Attachment G)

- i) Financial Reports
 - (1) General Account
 - (a) Cash Balance Report
 - (b) Revenue Summary
 - (c) Expenditure Summary
 - (2) Investment Accounts & Certificates of Deposit
 - (a) Capital
 - (b) General
 - (3) Payroll
 - (4) Cafeteria
 - (5) Activity Summary Report
- ii) Bills
 - (a) General Expenses
 - (b) Capital Expenses
- iii) Per Capita Exonerations

D. NEW FOLLOW UP ITEMS

XII. PUBLIC COMMENTS

XIII. BOARD COMMENTS

XIV. ADJOURNMENT

FUTURE BOARD MEETINGS			
	DATE	TIME	LOCATION
Board Workshop Meeting	01/25/18	7:00 p.m.	Education Center
Regular School Board Meeting	02/08/18	7:00 p.m.	Education Center

The Upper Perkiomen Board of School Directors appreciates your interest in and support for the students and their school experience.

UPPER PERKIOMEN SCHOOL DISTRICT
2229 East Buck Road
Pennsburg PA 18073

December 4, 2017

CALL TO ORDER BY BOARD SECRETARY

The Reorganization meeting was called to order at 7:00 p.m. in the Upper Perkiomen High School with the following members attending: Mike W. Elliott, Dr. John L. Farris, Joan T. Smith, Raeann B. Hofkin, Judith Maginnis, and Dr. Kerry Drake.

SCHOOL BOARD REORGANIZATION

Motion by John L. Farris, seconded by Mike W. Elliott, that **Raeann B. Hofkin** be elected temporary Chairperson of the December 4, 2017 reorganization of the Board of School Directors. Motion carried; all voted aye.

OATHS OF OFFICE

Oaths of Office were administered by District Justice Catherine Hummel-Fried to Melanie R. Cunningham, Stephen L. Cunningham, James C. Glackin and Dr. Kerry A. Drake.

ELECTION OF OFFICERS

Motion by Melanie R. Cunningham, seconded by James C. Glackin, that **Dr. Kerry A. Drake** be nominated for the office of **President** of the Upper Perkiomen School Board effective December 4, 2017. Motion carried; all voted aye.

Motion by Kerry A. Drake, seconded by Stephen L. Cunningham, that **Mike W. Elliott** be nominated for the office of **Vice President** of the Upper Perkiomen School Board effective December 4, 2017. Motion carried; all voted aye.

Motion by Melanie R. Cunningham, seconded by Raeann B. Hofkin, **that the meeting be adjourned at 7:10 pm.** Motion carried; all voted aye.

ANNOUNCEMENT

Dr. Drake announced that the board would use a revised agenda at the board meeting following adjournment that included items requested by new board members.

UPPER PERKIOMEN SCHOOL DISTRICT
2229 East Buck Road
Pennsburg PA 18073

December 4, 2017

CALL TO ORDER

The regular meeting of the Board of School Directors of the Upper Perkiomen School District was called to order by President Dr. Kerry A. Drake, at 8:06 p.m. at Upper Perkiomen High School.

The following Board members attended: Joan T. Smith, Dr. John L. Farris, Judith Maginnis, Raeann B. Hofkin, Dr. Kerry A. Drake, Mike W. Elliott, Stephen L. Cunningham, James C. Glackin, and Melanie R. Cunningham. Administration in attendance were: Alexis McGloin, EdD., Andrea Farina, EdD., Ashley Kitten, and Sandra M. Kassel. Others in attendance were: Michael D. Kristofco, Dyan Hipszer, Jonathan Dale, Paul Creneti, Matt Mulhall, Tom Yurik, Agnes Morani, Lynn Krum, Bill Licopoli, George Bonekemper, Ryan Creeden, Sean Queeney, Roger Holcombe, Dan Williamson, Jamey Eisenberger, Hope Manion, Jennifer Eisenberger, Mary Gibbs-Kershner, Kyle Schmoyer, Christine Schmoyer, Michael Hofkin, Keith McCarrick, Labrea Huff, Kyle Kovalenko, Jonathan Warren, Steve Grouke, Donna Steinhauer, Barry Stevens, Michele Toretta, Margie Gehlhaus, Mark Mancini, Maggie Buckwalter, and Sean MacBain.

ANNOUNCEMENTS

Dr. Drake announced that there would not be a Middle School construction project presentation. He also announced that there was a motion on the agenda to pause the Middle School construction but stated that there was a possibility that motion would be changed to terminate the project. Dr. Drake said that an additional motion to pause all bond work associated with the new middle school might be added. Finally, Dr. Drake announced that the originally distributed agenda would be followed.

SUPERINTENDENT'S REPORT

Dr. McGloin announced that the district was awarded a Safe Schools Grant. She stated the money received would be used to purchase new cameras for the elementary schools and the Education Center and to begin the process of creating a centralized computer system for all the cameras.

Dr. McGloin thanked Knoll for their generous donation of 16 noise cancelling headphones to Hereford Elementary school. She thanked Christian Fowkes and Shannon Noska for their efforts and expressed appreciation of their work with the business partners in the community.

Dr. McGloin reported that Dr. Farina attended the SAS Institute, which focused on innovative students and innovative educators this year. Dr. McGloin congratulated Tom Guellich and Beth Bianco for being chosen as presenters.

Dr. McGloin welcomed the new Board members and thanked Judge Hummel-Fried for swearing in the new board members.

SOLICITOR'S REPORT

Mr. Kristofco announced that an Executive Session was held prior to the evening's meeting to discuss possible litigation.

PUBLIC COMMENT ON AGENDA ITEMS

Dr. Kerry Drake read a statement regarding public comments.

Jonathan Dale, Hereford Township
Paul Creneti, Upper Hanover Township
Matt Mulhall, Upper Hanover Township
Tom Yurik, Marlborough Township
Lynn Krum, Marlborough Township
Bill Licopoli, Upper Hanover Township
George Bonekemper, Upper Hanover Township
Ryan Creeden, East Greenville
Sean Queeney, Pennsburg
Roger Holcombe, Red Hill
Dan Williamson, Marlborough Township
Jamey Eisenberger, Marlborough Township
Hope Manion, Hereford Township
Jennifer Eisenberger, Marlborough Township
Mary Gibbs-Kershner, Upper Hanover Township
Kyle Schmoyer, Pennsburg
Christine Schmoyer, Pennsburg
Labrea Huff, Red Hill
Kyle Kovalenko, Pennsburg
Jonathan Warren, Upper Hanover Township
Steve Grouke, Upper Hanover Township and representative of the Upper Perkiomen Valley YMCA.

All spoke in favor of continuing the Middle School construction project and expressed their concerns and pleas to not terminate the project.

Agnes Morani, Red Hill
Michael Hofkin, Upper Hanover Township
Keith McCarrick, Pennsburg

All expressed their thoughts on why the Middle School construction project should not continue.

President Drake called for a five minute recess at 8:40 p.m., during the public comments, the meeting reconvened at 8:45 p.m.

COMMITTEE REPORTS

- A. Special Education Committee – Dr. Kerry Drake
Dr. Drake said that a meeting was not held.
- C. Policy Committee – Joan Smith
Mrs. Smith said there was no report.
- D. Board Communication Line – Mike Elliott
Mr. Elliott reported no new news.
- E. Western Montgomery Career & Technology Center – Dr. John Farris
Dr. Farris reported that the Western Center recently had an Open House and it was reported that there was standing room only for the event.
- F. Montgomery County Intermediate Unit – Dr. Kerry Drake
Dr. Drake said many grants had been received to help the Head Start program and the Intermediate Unit could possibly renovate their former facility with funds received.
- I. Upper Perkiomen Education Foundation – Mike Elliott
Mr. Elliott reported no new news.

MINUTES

A. Motion by Mike W. Elliott, seconded by Raeann B. Hofkin, to approve the **Regular School Board Meeting Minutes of November 9, 2017**. (Attachment A). Motion carried; all voted aye.

B. Motion by Raeann B. Hofkin, seconded by Mike W. Elliott, to approve the **Special Meeting Minutes of November 21, 2017** (Attachment B). Motion carried; all voted aye.

PERSONNEL REPORT

Motion by Raeann B. Hofkin, seconded by Stephen L. Cunningham, to approve the **Personnel Report as presented:**

A. RESIGNATIONS

1. PROFESSIONAL STAFF

- a. **Philip J. Grigonis**, Technology Education Teacher at the Middle School, effective January 19, 2018, or sooner.
- b. **Jodi Landis**, School Psychologist at the Middle School, effective January 19, 2018, or sooner.

2. SUPPORT STAFF

- a. **Lisset Y. Correa**, Personal Care Assistant at the Middle School, effective November 13, 2017.
- b. **Nicholas T. Herring**, Part-Time Custodian at Marlborough Elementary School, effective November 10, 2017.

B. APPOINTMENTS

1. PROFESSIONAL STAFF

- a. **Jodie E. Sell**, English Language Arts Teacher as a Professional Employee at the Middle School, effective upon release date to be determined, to be hired subject to required employment history review, at Master's, Step 5, \$62,732/year (prorated). Jodie will be replacing Kelly Cahoon who resigned.

2. SUPPORT STAFF

- a. **Kelly A. Rorvik**, Title I Reading Assistant at Hereford Elementary School, effective November 15, 2017, to be hired subject to required employment history review, at \$11.75/hour, Step 1, per the Part Time Support Agreement. Kelly will be replacing Christine Schmoyer who resigned.

3. HOMEBOUND INSTRUCTOR/INSTRUCTION IN THE HOME, effective for the 2017-2018 school year:

- 1. PETRA MARX-ABEND**
- 2. TARA PURCELL**

4. SUPPLEMENTAL SALARY POSITIONS for the 2017-2018 school year:

Area	Position	Name	Salary	
Performance	Drama/Musical – HS Asst.	Nolan D. Benner	B	\$1,040
LEO Club	Advisor – MS	Lisa Colapietro	A	\$969
Wrestling	MS Assistant Coach	Scott Engle*	B	\$2,499
Track	Varsity HS Coach	Clayton Mowrer	B	\$3,980

*subject to required employment history review

5. GAME MANAGER for the 2017-2018 school year:

- a. John Brittain

6. **ATHLETIC DEPARTMENT WORKERS** Positions include announcers, scorers, ticket sellers, timers and starters:
 - a. Richard Rossiter
- C. **CHANGE OF STATUS**
 1. **Maryellen McNeely**, Extended Per Diem Substitute to Long Term Substitute Guidance Counselor, effective August 23, 2017.
- D. **LEAVES OF ABSENCE**
 1. **Susan Kenna**, approve a CHILD REARING LEAVE of absence from December 5, 2017, through the end of the 2017-2018 school year.
 2. **Karen L. Kramer**, approve a FAMILY MEDICAL LEAVE of absence from November 17, 2017, through December 17, 2017.
 3. **Molly A. Storti**, approve a FAMILY MEDICAL LEAVE of absence from approximately February 21, 2018, through approximately April 4, 2018.

Motion carried; all voted aye.

ACTION ITEMS

- A. Motion by Raeann B. Hofkin, seconded by Judith Maginnis, to approve Special Education
 1. Motion to approve the **attached agreement with Bucks County Intermediate Unit #22** for temporary contracted services. (Attachment C). Motion carried; all voted aye.
- B. Motion by Raeann B. Hofkin, seconded by Judith Maginnis, to approve **the Energy Management Agreement with EnerNOC, Inc.** The agreement will be for a three year period ending May 31, 2021. (Attachment D). VOTE: Smith – yes, Farris – yes, Maginnis – yes, Hofkin – yes, Drake – yes, Elliott – yes, **S. Cunningham – abstain**, Glackin – yes, M. Cunningham – yes. Motion carried.
- C. Motion by Mike W. Elliott, seconded by Joan T. Smith, to approve **the engineering services proposal in the amount of \$19,100 from Barry Isett & Associates, for replacement of the 1966 high school sewage pump station.** (Attachment E). Motion carried; all voted aye.

Motion by Raeann B. Hofkin, seconded by Stephen L. Cunningham, to **approve Action Items D and E:**

- D. Motion to approve **the independent consultant contract with Dr. Mark R. Pellico for the Interim Middle School Principal position** at a rate of \$450 per day. (Attachment F)
- E. Motion to accept **the resignation of Jonathan Warren as Treasurer** of the Upper Perkiomen Board of School Directors.

Motion carried; all voted aye.

- F. Motion by Raeann B. Hofkin, seconded by James C. Glackin, to approve **Stephen L. Cunningham, to serve as Treasurer for the Upper Perkiomen Board of School Directors** to June, 2018. Motion carried; all voted aye.

Motion by Raeann B. Hofkin, seconded by Melanie R. Cunningham, to **approve Action Items**

G and H:

G. Motion to approve **the 2018 School Board and Workshop Meetings** (Attachment G)

H. Motion to **grant permission to bid for Athletic and Physical Education supplies** for the 2018-2019 school year.

Motion by John L. Farris, seconded by Raeann B. Hofkin, to **amend the motion to hold the January Board Workshop Meeting and discuss the workshop meeting dates for the rest of the year at that meeting.** Motion carried; all voted aye.

Motion by Mike W. Elliott, seconded by Stephen L. Cunningham, to **amend the motion to change the start time of the Board Workshop Meetings to 7:00 pm.** Motion carried; all voted aye.

Motion by Raeann B. Hofkin, seconded by Melanie R. Cunningham, to approve **Action Items G and H as amended:**

G. Motion to approve **the 2018 School Board Meeting dates and January Workshop Meeting date and discuss the workshop meeting dates for the rest of the year at the January workshop and to start Board Workshop Meetings at 7:00 pm.**

H. Motion to **grant permission to bid for Athletic and Physical Education supplies** for the 2018-2019 school year.

Motion carried; all voted aye.

- I. Motion by Stephen L. Cunningham, seconded by Melanie R. Cunningham, to approve **James C. Glackin to serve as an Upper Perkiomen School Board representative for the Western Montgomery Career & Technical Center** for a term to expire December, 2020. Motion carried; all voted aye.

President Drake called for a five minute recess at 9:35 p.m., the meeting reconvened at 9:45 p.m.

Motion by John L. Farris, seconded by Joan T. Smith, to **table Action Item J.** ROLL CALL VOTE: Smith – yes, Farris – yes, Maginnis – yes, **Hofkin – no, Drake – no,** Elliott – yes, **S. Cunningham – no, Glackin – no, M. Cunningham – no.** Motion fails.

Motion by Melanie R. Cunningham, seconded by Raeann B. Hofkin, to **amend Action Item J to read:**

Motion to **terminate the Middle School Construction project for convenience** and to direct the Administration to work with the Construction Manager and the Architect to direct each Prime Contractor:

- a) to the extent deemed to be in the best interests of the District by the Administration, in consultation with the Architect and the Construction Manager, to perform any work necessary to secure the work site and ensure safety,
- b) to perform all work necessary to protect the work in place,
- c) to stabilize the site, to otherwise comply with the requirements of the NPDES permit for the Project,

- d) to secure the site and materials,
- e) except as stated above and as necessary to comply with applicable law, the NPDES permit, the Tri-Party Land Development and Financial Security Agreement for Upper Perkiomen School District (Middle School), to terminate all work on site, and
- f) to terminate all work off site, including but not limited to orders for equipment that have been placed but not produced or delivered, orders for materials that have not been delivered or fabricated, and preparation of shop and coordination drawings.

ROLL CALL VOTE: **Smith – no, Farris – no, Maginnis - no**, Hofkin – yes, Drake – yes, **Elliott – no**, S. Cunningham – yes, Glackin – yes, M. Cunningham – yes. Motion passes.

Motion by Melanie R. Cunningham, seconded by Raeann B. Hofkin, to **terminate the Middle School Construction project for convenience** and to direct the Administration to work with the Construction Manager and the Architect to direct each Prime Contractor:

- a) to the extent deemed to be in the best interests of the District by the Administration, in consultation with the Architect and the Construction Manager, to perform any work necessary to secure the work site and ensure safety,
- b) to perform all work necessary to protect the work in place,
- c) to stabilize the site, to otherwise comply with the requirements of the NPDES permit for the Project,
- d) to secure the site and materials,
- e) except as stated above and as necessary to comply with applicable law, the NPDES permit, the Tri-Party Land Development and Financial Security Agreement for Upper Perkiomen School District (Middle School), to terminate all work on site, and
- f) to terminate all work off site, including but not limited to orders for equipment that have been placed but not produced or delivered, orders for materials that have not been delivered or fabricated, and preparation of shop and coordination drawings.

Raeann B. Hofkin called for the vote.

ROLL CALL VOTE: **Smith – no, Farris – no, Maginnis - no**, Hofkin – yes, Drake – yes, **Elliott – no**, S. Cunningham – yes, Glackin – yes, M. Cunningham – yes. Motion passes.

Motion by Raeann B. Hofkin, seconded by Stephen L. Cunningham, to **direct all work towards the issuance of bonds for the middle school to be paused**. ROLL CALL VOTE: **Smith – no, Farris – no, Maginnis - no**, Hofkin – yes, Drake – yes, **Elliott – no**, S. Cunningham – yes, Glackin – yes, M. Cunningham – yes. Motion passes.

BUSINESS REPORTS

Motion by Stephen L. Cunningham, seconded by Melanie R. Cunningham, to approve the **payment of bills, in the amount of \$1,208,361.91 from the General Fund**. Motion carried; all voted aye.

Motion by Stephen L. Cunningham, seconded by Melanie R. Cunningham, to approve the **payment of Expenditures from the Capital Projects Account in the amount of \$3,376,882.18**. Motion carried; all voted aye.

Motion by Stephen L. Cunningham, seconded by Melanie R. Cunningham, to **approve the payment of Expenditures from the Capital Reserve Account in the amount of \$8,400.00**. Motion carried; all voted aye.

Motion by Stephen L. Cunningham, seconded by Raeann B. Hofkin, to approve the **Per Capita Exonerations as listed**. Motion carried; all voted aye.

PUBLIC COMMENT

Jonathan Dale, Hereford Township,
George Bonekemper – Upper Hanover Township
Barry Stevens, Red Hill
Paul Creneti, Red Hill
Roger Holcombe, Red Hill
Michele Tornetta, Upper Hanover
Maggie Buckwalter, Upper Hanover Township
Sean MacBain, Upper Hanover Township

All spoke about their disappointment in the vote to terminate the project and had many questions about what would be done with the property, costs and the future of the schools.

Labrea Huff, Red Hill, asked the Board to please consider a solution to the sidewalk issue on Montgomery Avenue.

Donna Steinhauer, East Greenville, spoke about the Act 34 booklet process and a concern that confidential information was given out.

Margie Gehlhaus – East Greenville, welcomed the new board members and spoke to them about utilizing PSBA to learn roles & responsibilities.

Keith McCarrick, Pennsburg
Mark Mancini, Hereford Township
Agnes Morani, Red Hill

All spoke about the need to work together, the costs of the new middle school and the need to use the money for education.

BOARD COMMENTS

John Farris, felt that the sidewalk project shifted to Upper Hanover Township and Pennsburg Borough since this was no longer a school project. Dr. Farris spoke about the Facility committee's recommendations and the results of the Feasibility Study.

Melanie Cunningham, said the sidewalks were part of a separate project. She spoke about a lot of assumptions being made and said she would like the public to have a say and wanted to talk to teachers. She said she appreciated everyone's patience.

Judy Maginnis, said she was very disappointed in the board's decision and willingness not to compromise.

Raeann Hofkin, talked about many community members who had creative ideas to help solve the many problems. She said she looked forward to working with those people and hoped they would come and speak at board meetings.

Mike Elliott, thanked everyone for coming out and said everyone needed to work on healing. He said there was so much division and hoped everyone could work together and be respectful.

Kerry Drake, said that it was a tough day but a step in the process of the board's vision. He stated that academics and achievements came first. Dr. Drake said that he would like input from community members. He talked about the many new ideas and plans that the board had and hoped to continue to move the district forward.

ADJOURNMENT

Motion by Stephen L. Cunningham, seconded by Raeann B. Hofkin that **the meeting be adjourned at 11:00 p.m.** Motion carried; all voted aye.

Sandra M. Kassel, Board Secretary

**UPPER PERKIOMEN SCHOOL DISTRICT
2229 E. Buck Road
Pennsburg, PA 18073**

**SPECIAL MEETING
December 19, 2017**

CALL TO ORDER

The **Special Meeting** of the Board of School Directors of the Upper Perkiomen School District was called to order by President Dr. Kerry A. Drake at 7:00 p.m. in the Upper Perkiomen Education Center with the following people attending: Joan T. Smith, James C. Glackin, Judith Maginnis, Raeann B. Hofkin, Dr. Kerry A. Drake, Mike W. Elliott, Stephen L. Cunningham, Dr. John L. Farris, and Melanie R. Cunningham. Administration in attendance were: Alexis McGloin, EdD., Sandra M. Kassel, Ashley Kitten and Andrea Farina, EdD. Others in attendance were: Ken Roos, Dyan Hipszer, Arif Fazil, Robert Breslin, Labrea Huff, Paul Leese, Steve Stracka, George Bonekemper, Andrew Gaffney, Dr. Eve Puhalla, Gene Dolloff, Hope Manion, Donna Steinhauer, Dan Williamson, Tracy Crider, Jennifer Eisenberger, Matthew Hamilton, Agnes Morani, Burt Shive, Erin Grouke, Stephanie Steiner, Craig Bardman, George Bonekemper, Michelle Devaluse, Maggie Buckwalter, Ryan Creeden, Lenore Ortyl, Beth Sheldon, Hal Linck, Keith McCarrick, Carol Elias, William Eden, Mark Mancini, Doug Buckler, Kaye Yurik, Dawn Keenan, Rob Pepe, Matt Luhall, Bill Licopoli, Ryan Sloyer, John Walsh, Scott Ferguson and Cathy Davidson.

PRESENTATIONS/DISCUSSION

A. Temporary Stabilization of the Middle School Construction Project – Arif Fazil, D’Huy Engineering, Inc. and Robert Breslin, Breslin Ridyard Fadero Architects.

Mr. Fazil presented an update on the status of the site, the steps taken to secure the site and the options to move forward on a permanent stabilization of the site. Mr. Fazil explained what was required for the board with regard to the project:

1. prepare a request for proposal for temporary stabilization and develop a permanent stabilization plan.
2. put together a bid for a contractor to perform the permanent stabilization.

B. Appointment of Facilities Committee – Dr. Drake appointed Mike Elliott, Melanie Cunningham and Raeann Hofkin to the Facilities Committee. Melanie Cunningham was appointed the chair of the committee.

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

Dr. Kerry Drake read a statement regarding public comments.

Labrea Huff, Red Hill
Paul Leese, Red Hill
George Bonekemper, Upper Hanover Township
Andrew Gaffney, Green Lane
Gene Dolloff, Upper Hanover Township
Hope Manion, Hereford Township
Dan Williamson, Marlborough Township
Tracy Crider, Red Hill
Jennifer Eisenberger, Marlborough Township

All spoke about continuing the Middle School construction project and their concerns over the money that has already been spent without having a new building. Several people had questions about the future plans.

Steve Stracka, Marlborough Township
Dr. Eve Puhalla, Upper Hanover Township
Donna Steinhauer, East Greenville
Matthew Hamilton, Pennsburg

All had comments about the termination of the project and hoping the board did not change that decision.

President Drake called for a five minute recess at 8:10 p.m., the meeting reconvened at 8:17 p.m.

Motion by Mike W. Elliott, seconded by Judith Maginnis, **to resume construction of the Middle School construction project.**

Motion by Raeann B. Hofkin, seconded by Melanie R. Cunningham, to **amend the motion to say “to issue termination notices to all contractors”**. ROLL CALL VOTE: **Smith – no, Glackin – no, Maginnis, no**, Hofkin – yes, Drake – yes, **Elliott – no**, S. Cunningham – yes, **Farris – no**, M. Cunningham – yes. Motion failed.

Motion by Mike W. Elliott, seconded by Judith Maginnis **to rescind in total the December 4, 2017 motion that was passed to terminate the Middle School construction project.** The Motion being rescinded stated as follows:

Motion to terminate the Middle School Construction project for convenience and to direct the Administration to work with the Construction Manager and the Architect to direct each Prime Contractor:

- a) to the extent deemed to be in the best interests of the District by the Administration, in consultation with the Architect and the Construction Manager, to perform any work necessary to secure the work site and ensure safety,
- b) to perform all work necessary to protect the work in place,
- c) to stabilize the site, to otherwise comply with the requirements of the NPDES permit for the Project,
- d) to secure the site and materials,
- e) except as stated above and as necessary to comply with applicable law, the NPDES permit, the Tri-Party Land Development and Financial Security Agreement for Upper Perkiomen School District (Middle School), to terminate all work on site, and
- f) to terminate all work off site, including but not limited to orders for equipment that have been placed but not produced or delivered, orders for materials that have not been delivered or fabricated, and preparation of shop and coordination drawings.

PUBLIC COMMENTS ON MOTION

Hope Manion, Hereford Township
Erin Grouke, Upper Hanover Township
Stephanie Steiner, Marlborough Township
Craig Bardman, Marlborough Township
George Bonekemper, Upper Hanover Township
Michelle Devaluse, Marlborough Township
Maggie Buckwalter, Upper Hanover Township
Dan Williamson, Marlborough Township
Ryan Creeden, East Greenville
Lenore Ortyl, Pennsburg
Carol Elias, Red Hill
William Eden, Pennsburg
Doug Buckler, East Greenville
Kaye Yurik, Marlborough Township
Dawn Keenan, Marlborough Township
Matt Luhall, Upper Hanover Township
Labrea Huff, Red Hill
Bill Licopoli, Pennsburg

All spoke in favor of passing the motion to resume the middle school construction project and expressed their thoughts about the new middle school.

Agnes Morani, Red Hill
Burt Shive, Marlborough Township
Donna Steinhauer, East Greenville
Beth Sheldon, Marlborough Township
Hal Linck, Pennsburg
Dr. Eve Puhalla, Upper Hanover Township
Keith McCarrick, Pennsburg
Mark Mancini, Hereford Township
Rob Pepe, Upper Hanover Township
Agnes Morani, Red Hill

All spoke in favor of continuing the termination of the middle school construction project.

Dr. Farris called for the vote.

ROLL CALL VOTE: Smith – yes, Glackin – yes, Maginnis – yes, **Hofkin – no, Drake – no**, Elliott – yes, S. **Cunningham – no**, Farris – yes, **M. Cunningham – no**. Motion passed.

Motion by Kerry A. Drake, seconded by Raeann B. Hofkin, **to pause the Middle School construction project for 120 days.**

PUBLIC COMMENTS ON MOTION

Hope Manion, Hereford Township
Craig Bardman, Marlborough Township
Dan Williamson, Marlborough Township
George Bonekemper, Upper Hanover Township
Maggie Buckwalter, Upper Hanover Township
Matt Luhall, Upper Hanover Township
Ryan Sloyer, East Greenville
Scott Ferguson, Upper Hanover Township

All spoke about their concerns of pausing the project for 120 days.

Keith McCarrick, Pennsburg
Matt Hamilton, Pennsburg
Agnes Morani, Red Hill
Rob Pepe, Upper Hanover Township
John Walsh, Palm

All spoke in favor of the project being paused for 120 days.

President Drake called for a five minute recess at 9:40 p.m., during the public comments, the meeting reconvened at 9:45 p.m.

ROLL CALL VOTE: **Smith – no, Glackin – no, Maginnis – no**, Hofkin – yes, Drake – yes, **Elliott – no, S. Cunningham – no, Farris – no**, M. Cunningham – yes. Motion failed.

Dr. McGloin removed Action Items A and B from the agenda.

PUBLIC COMMENTS

Cathy Davidson, Pennsburg asked when the construction work will start and about a new timeline.

Motion by John L. Farris, seconded by Joan T. Smith **that the meeting be Adjourned** at 10:10 pm. Motion carried; all voted aye.

Sandra M. Kassel, Board Secretary

COMMUNICATION SPECIALIST EMPLOYMENT AGREEMENT

THIS COMMUNICATION SPECIALIST EMPLOYMENT AGREEMENT (“Agreement”), made this 11th day of January, 2018, by and between the **BOARD OF SCHOOL DIRECTORS (the “Board”) OF THE UPPER PERKIOMEN SCHOOL DISTRICT**, a Pennsylvania second class school district, with its principal offices located at 2229 E Buck Rd, Pennsburg, PA 18073 (hereinafter referred to as “District”) and **MS. NICOLE E. GUM**, (hereinafter referred to as “Ms. Gum”).

The parties hereto, intending to be legally bound hereby, agree as follows:

1. **Appointment as Communication Specialist.** Ms. Gum is hereby appointed by the Board as Communication Specialist beginning on February 5, 2018 (or soon, depending on transition plan with current employer). Ms. Gum will provide half-day services, following the twelve (12) month support calendar, for five (5) days per week. Schedule being flexible to accommodate position’s needs as deemed necessary by Communication Specialist and Superintendent.
2. **Compensation.** For all services rendered by the Communication Specialist to the District during the term of this Agreement, the District shall pay Ms. Gum an annual salary of Thirty Five Thousand dollars (\$35,000). Said compensation shall be subject to ordinary and necessary withholdings and shall be paid in equal installments in accordance with the policies of District covering the timing of payment of other staff members in the District.
3. **Compensation Increases.** Salary increases shall be provided each July, provided your performance is satisfactory. Those increases shall be determined by the named annual increase in the Act 93 Administrators Compensation Plan.
4. **Benefits Entitlement.** Ms. Gum shall not be entitled to any of the fringe benefits paid to any other employees of the District, including, but not limited to, health or life insurance. Paid time off shall be prorated to half each year on July 1. Six (6) sick days, 10 vacation days and two and a half (2.5) personal days.
5. **Duties of Ms. Gum.** Ms. Gum agrees to perform well and faithfully the duties required by the Board from time

to time, and to do so in accordance with applicable law, including, but not limited to the School Code, and shall further perform such duties in connection with such employment as the School Board may assign.

6. **Expenses.** The District will reimburse Ms. Gum for all proper documented expenses incurred when traveling on official business of or for the District.
7. **Fulfilling All Aspects of the Agreement.** Ms. Gum shall be required to comply with all aspects of this Agreement, any exception thereto being agreed to only by mutual written consent of the District and Ms. Gum.
8. **Termination.** Either the District or Ms. Gum with or without cause, for any reason or for no reason, except for a reason prohibited by law, may terminate this Agreement at any time upon fourteen (14) calendar days' notice in writing by certified or registered mail, return receipt requested, to the other at the addresses indicated in the preamble of this Agreement, or at any other address the parties may agree upon in writing. Upon termination, the payment of compensation shall cease. Ms. Gum hereby waives any and all rights to any hearings that may exist with respect to being terminated from the position of Communication Specialist pursuant to this Agreement, to the extent they exist. If notice shall be properly given to District by Ms. Gum, District may, at its sole option, pay Ms. Gum for the compensation due during fourteen (14) calendar day time period (less holidays) and terminate this Agreement immediately.
9. **Professional Liability.** The Board agrees that it will defend, hold harmless and indemnify Ms. Gum from any and all demands, claims, suits, actions and legal proceedings brought against Ms. Gum in her individual capacity or in his official capacity as agent and employee of the Board, provided the incident arose while Ms. Gum was acting, or reasonably believed he was acting, within the scope of his employment. This obligation shall survive the termination of this Agreement.
10. **Entire Agreement.** This Agreement contains the entire agreement between the parties and supersedes any prior understandings or written or oral agreements between the parties with respect to the within subject matter. This Agreement may not be changed, amended, modified, or superseded except by written instrument executed by the parties hereto.

11. **Severability.** If any provision of this Agreement shall be declared void or invalid by a court of competent jurisdiction, such void or invalid provisions shall not in any way impair the whole Agreement; and the remaining provisions shall be construed as if not containing the provisions or provision held to be void or invalid, and the rights and obligations of the parties shall be construed and enforced accordingly.

12. **Miscellaneous.** This Agreement shall be construed and interpreted in accordance with the laws of the Commonwealth of Pennsylvania. The headings contained in this Agreement are for reference purposes only and shall not in any way effect the meaning or interpretation of this Agreement. Each and every provision of this Agreement has been mutually negotiated, prepared and drafted, and in connection with the construction of any provision hereof, no consideration shall be given to the issue of which party actually prepared, drafted or negotiated any provision of this Agreement or its deletion.

IN WITNESS WHEREOF, intending to be legally bound, the parties have hereunto set their hands and seals the day and year first above written.

UPPER PERKIOMEN SCHOOL DISTRICT

Attest: _____
Board Secretary

By: _____
Board President

COMMUNICATION SPECIALIST

Witness: _____

Ms. Nicole E. Gum

UPPER PERKIOMEN SCHOOL DISTRICT
BOARD OF SCHOOL DIRECTORS
ACCELERATED OPT-OUT RESOLUTION

WHEREAS, the Board of School Directors of the Upper Perkiomen School District (“the District”) has determined that there will be no increase in the rate of any tax for the support of its public schools for the 2018-2019 fiscal year by more than the Index established by the Department of Education (Department) for the district;

WHEREAS, the Index for the District is 2.9%;

WHEREAS, the Board of Directors of the District does hereby certify that the District will comply with the procedures as set forth in Section 687 of the Public School Code as they relate to the annual budget for the adoption of its proposed and final budgets;

WHEREAS, the Board of School Directors certifies that increasing any tax at a rate less than or equal to the established index will be sufficient to balance its final budget;

WHEREAS, the Board of School Directors certifies that the District will submit information on a proposed increase in the rate of a tax levied for the support of the public schools to the Department on a uniform form prepared by the Department no later than five (5) days after the adoption of this resolution;

WHEREAS, the Board of School Directors certifies that a copy of this resolution adopted pursuant to Section 311 of the Taxpayer Relief Act of Special Session No. 1 of 2005 will be sent to the Department no later than five (5) days after the adoption of this resolution; and

WHEREAS, the Board of School Directors recognize that the District shall not be eligible to seek referendum exceptions under Section 333 (f) of the Taxpayer Relief Act.

NOW, THEREFORE, BE IT RESOLVED, by the Board of School Directors as follows:

The Board of School Directors adopts this **RESOLUTION** on the 11th day of January 2018 indicating that it will not raise the rate of any tax for the support of its public schools for the 2018-2019 fiscal year by more than the index established by the Department of Education for the district of 2.9%.

Board President

Attest: Board Secretary

**BOARD OF SCHOOL DIRECTORS OF
UPPER PERKIOMEN SCHOOL DISTRICT**

MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 18-_____

**AUTHORIZING THE CONDEMNATION OF CERTAIN PORTIONS OF
PROPERTIES LOCATED ALONG MONTGOMERY AVENUE IN UPPER
HANOVER TOWNSHIP OR PENNSBURG BOROUGH, MONTGOMERY
COUNTY, PENNSYLVANIA**

WHEREAS, the Public School Code of 1949, as amended, 24 P.S. §1-101, *et seq.*, particularly 24 P.S. §7-721, grants Public School Districts the authority to acquire property via condemnation for any proper school purpose; and,

WHEREAS, Upper Perkiomen School District (“District”) intends to undertake the school purpose of constructing a middle school that requires the installation of certain off-site improvements, namely walkways and stormwater management facilities, to provide a safe walking route for students; and,

WHEREAS, the District desires to obtain perpetual and uninterrupted easements over, across, under and through those certain portions of properties identified on the plans prepared by Barry Isett & Associates, Inc., dated July 14, 2017, as have been or may be revised, copies of which are attached hereto as Exhibit “A”, (the “Sidewalk Easements”); and,

WHEREAS, the District also desires to obtain temporary construction easements on, over, across, under and through those certain portions of properties identified on the plans prepared by Barry Isett & Associates, Inc., dated July 14, 2017, as have been or may be revised, copies of which are attached hereto as Exhibit “B” (the “Temporary Construction Easements”) (the Sidewalk Easements and Temporary Construction Easements are hereinafter collectively referred to as the “Easements”);

WHEREAS, the District, being a public school district duly organized under the law of the Commonwealth of Pennsylvania, has determined that its best interest of the public to acquire the Easements for the public school purposes set forth herein; and

WHEREAS, the Board of School Directors of the District (the “Board”) intends to authorize the acquisition of the Easements through condemnation for the public school purposes set forth herein; and;

WHEREAS, the Easements are generally described and identified as follows:

Property Owner	Street Address	Parcel Number	Permanent (sq. ft.)	Temporary (sq. ft.)
William H. Chrisman, Jr. & Denise A. Chrisman	801 Montgomery Avenue	57-00-03408-20-7	20,143±	12,519±

