

July 10, 2019

SCRANTON, PENNSYLVANIA

The Scranton School Board of Directors held a Special Meeting for General Purposes on Wednesday, July 10, 2019 at 7:00pm prevailing time in the Board Room of the Administration Building, 425 N. Washington Ave., Scranton, PA 18503.

Vice President Greg Popil called the meeting to order at 9:25pm.

(The Pledge of Allegiance was conducted at the start of committee meetings at 6:00PM)

Roll Call: By the Secretary

Present: Directors Borthwick, Duffy, Gilmartin, McAndrew, Norton, Popil and Schuster.

Absent: Directors Dixon and Lesh.

Director Popil read the announcement and transaction for business for which the meeting was called:

Published July 5, 2019 – The Scranton School Board will hold committee meetings for Education and Operations/Buildings and Grounds on Wednesday, July 10, 2019 at 6:00pm and a Special Meeting for General Purposes at 7:00pm in the Board Room of the Administration Building.

Public Comment:

Rosemary Boland, SFT President, inquired about the changes on the agenda and commented on the committee meetings held prior to this special meeting. Ms. Boland said in regards to the pipe damages at Scranton High School that we're not even sure if they are the correct pipes in the building and somebody should find the plans and someone should be held accountable for the problems at Scranton High School.

Ms. Boland expressed disapproval of the intent to spend \$270,000 on security cameras, albeit she does understand the need, but this district is in financial recovery, there are people in this room that have been working without a contract, we're losing teachers, text books are still needed in some buildings and materials are needed for the teachers at Electric City Academy.

Ms. Boland also commented on the water runoff at Whittier Elementary School.

Suzanne Furey, 1st grade teacher at Armstrong Elementary, asked about the door replacement at Armstrong. Dr. Kirijan responded someone will be there on Thursday. (July 11th).

Mrs. Furey also inquired about the HVAC system and that they have never been regulated. Dr. Kirijan said there are dehumidifiers running, the temperatures in the building are fine, the HVAC systems are running and dehumidifiers throughout the whole building. Dr. Kirijan added that in order to have the HVAC system assessed the cost is \$70,000 and this was something that was not prioritized, she has not brought it to the board at this time.

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Mrs. Furey responded that the system was put in not that long ago, why we should have to put more money into it, the system never worked properly, why should the district have to pay more money.

Mrs. Furey added that she has not seen any dehumidifiers; Dr. Kirijan said she has been told they are all throughout the building and that they were purchased for Armstrong last year. Dr. Kirijan will get on it first thing in the morning. Dr. Kirijan also noted that the money needed to maintain our buildings comes from Capital Funds.

Ro Hume, resident (and incoming board member December 2019), suggested that the original parts for sprinkler systems be looked at.

Director Popil now asked for a motion to approve the meeting minutes of June 3, 2019. Director Borthwick made a motion; Director McAndrew seconded and passed unanimously on roll call.

Director Popil asked for a motion to accept the Consent Agenda.

Director Gilmartin asked that D-1 be pulled from Consent and Policy 610 from G-1. (Director Gilmartin agreed to pull G-1 entirely rather than separate just one policy) Director Schuster asked that B-4 be pulled from Consent.

Director Borthwick made a motion to accept the Consent Agenda, seconded by Director Duffy and the Consent Agenda passed unanimously on roll call.

The Consent Agenda included the following items: (B-1, B-2, B-3, E-1 and H-1)

B-1

IT IS THE RECOMMENDATION OF THE SUPERINTENDENT AND THE BUDGET AND FINANCE COMMITTEE THAT THE FOLLOWING IS APPROVED:

BE IT RESOLVED, that the Business Manager, Patrick Laffey, is hereby authorized to approve payments of all payables during the summer months in the absence of regularly scheduled Board meetings; and

BE IT FURTHER RESOLVED that with the scheduling of the regular board meeting all summer payments will be accepted by the Board of Directors at their regular September Board meeting.

ALSO

B-2

The Superintendent of Schools and the Budget and Finance Committee present the following resolution for your consideration:

Be it resolved that the Delinquent Tax Report for the month of May 2019 be accepted. A copy of the monthly detail is available for review in the Business Office.

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Tax	\$502,420.37
Penalty	\$ 47,443.44
Interest	<u>\$ 30,465.73</u>
TOTAL	\$580,329.54
Commission	<u>(\$29,016.76)</u>
NET TO DISTRICT	\$551,312.78

ALSO

B-3

It is the recommendation of the Superintendent and the Budget and Finance Committee that the following resolution be approved:

WHEREAS, In accordance with the Real Estate Tax Law any property not sold at Judicial Sale shall be listed in a Repository of Unsold Properties. The following properties have been sold and will be returned to a tax paying status with the Tax Claim Bureau:

Joseph J. McNulty	814 Quincy Ave.	Map No. 14678 020 018	\$7,239.86
Peter Bonacuse/ DBA-Jabez Realty	4 Gordon Place	Map No. 15709 060 009	\$3,396.52
Peter Bonacuse/ DBA-Jabez Realty	5 Gordon Place	Map No. 15709 060 022	\$3,014.00

THEREFORE BE IT RESOLVED, that the School District of the City of Scranton does hereby approve the above referenced properties for a repository sale pursuant to the real estate tax sale law and section 627 of said act. This resolution is subject to the approval of other taxing bodies.

ALSO

E-1

It is the recommendation of the Superintendent and the Operations Committee that the following resolution be approved:

WHEREAS, The Shree Swaminarayan Hindu Temple (SSAUSM) has requested the use of Scranton High School (auditorium, cafeteria, 4 classrooms, gymnasium and parking lot) for their 2019 Summer Youth Camp, and

WHEREAS, Shree Swaminarayan Hindu Temple (SSAUSM) will be charged a rental fee in the amount of \$8,640.00 for the use of Scranton High School for the time period of Thursday, June 27, 2019 until Saturday, June 29, 2019, and

WHEREAS, Shree Swaminarayan Hindu Temple (SSAUSM) is to provide proof of a Certificate of Insurance for liability purposes, and

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WHEREAS, Shree Swaminarayan Hindu Temple (SSAUSM) is responsible for the safety and conduct of its participants, and

WHEREAS, Adequate adult supervision must be provided by Shree Swaminarayan Hindu Temple (SSAUSM), and

WHEREAS, The Scranton School District must be reimbursed for any and all damages to Scranton School District equipment or facilities.

WHEREAS, Access to facilities shall be limited to the specified area the Scranton High School (auditorium, cafeteria, 4 classrooms, gymnasium and parking lot), and

WHEREAS, Alteration to Scranton High School is prohibited, and

WHEREAS, Scranton School District owned equipment shall not be removed from the facility or loaned to Shree Swaminarayan Hindu Temple (SSAUSM), and

NOW, THEREFORE, BE IT RESOLVED Shree Swaminarayan Hindu Temple (SSAUSM) is allowed to use the Scranton High School for their 2019 Summer Youth Camp.

ALSO

H-1

It is the recommendation of the Superintendent and the Special Education Committee presents the following for your consideration:

WHEREAS, the School District of the City of Scranton is subject of administration proceedings and civil suits, wherein the appropriateness of the student's special education program has been challenged or suits have been filed in matters of EMcC, ODR #22365-18-19;and

WHEREAS, the parties have reached a settlement agreement in this matter upon the terms and conditions previously provided for your consideration; and

THEREFORE BE IT RESOLVED that the settlements as indicated above be approved upon the terms and conditions as described and the Superintendent or Director of Special Education are hereby authorized to execute any and all documents necessary to consummate the matters.

****END CONSENT AGENDA****

The following was submitted by Director Popil.

B-4

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The Superintendent of Schools and the Budget and Finance Committee present the following resolution for your consideration:

Whereas, the Public School Code of 1949, as amended allows for a budget transfer from one classification of expenditures to another by the Board of Directors in the last nine (9) months of the fiscal year if it is apparent that necessary surplus finds do exist in another appropriation;

And Whereas, the Scranton School District adopted Board Policy 612 has established the guidelines for reporting such necessary budget transfers to the Board of Directors;

Therefore be it resolved that the proposed budget transfers requests be approved as per the attached. <..\Resolutions\Budget Transfers 7.10.19.pdf>

The resolution was seconded by Director Duffy and passed unanimously on roll call.

ON THE QUESTION:

Director Schuster asked Mr. Pat Laffey for explanation of the budget transfer process.

Mr. Laffey replied that per policy, everything in front of you this evening is seeking expenditures from one object line item to another object line item, not just a function line item, for example transferring funds from a supply account to a tuition account. Mr. Laffey added that they are trying to develop a baseline of classifications of needs and exceptionalities and he hopes the transfers are limited but he wants to account for correct classifications.

Director Schuster asked Dr. Kirijan if everything here is appropriate and Dr. Kirijan replied yes.

ALSO

The following was submitted by Director Popil.

B-5

The Superintendent of Schools and the Budget and Finance Committee present the following resolution for your consideration:

Whereas, the Scranton School District has previously engaged E-Collect PA, LLC to implement an audit discovery program of identifying, auditing, assessing and collecting delinquent Business Privilege and Mercantile taxes on behalf of the Scranton School District;

And Whereas, E-Collect has identified and alleges Business Privilege Taxes owed to the District for the years 2009-2012 in the amount of \$47,908.72 by G.R. Noto Electrical Construction Inc.

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And Whereas, E-Collect on behalf of the District and G.R. Noto have agreement to settlement of \$25,000 for all Business Privilege Tax Claims for the period 2009-2012;

Therefore be it resolved the Scranton School District hereby approve the settlement agreement with G.R. Noto Construction Inc as per the attached in the amount of \$25,000.

ON THE QUESTION:

Director McAndrew announced he will recuse from the vote because he knows the owner of G.R. Noto.

Director Duffy briefly stated that the reason why we are accepting \$25,000 as opposed to the \$47,000 is because the burden of proof is on us to take further action.

Solicitor Audi responded, correct.

Director Gilmartin asked is the \$25,000 before or after eCollect's fees. Solicitor Audi replied it is before eCollect fees.

Director Duffy indicated eCollect takes 25%.

Director Schuster asked Pat Laffey where we stand at this point with eCollect.

Mr. Laffey said that according to the timeline they need to be notified sixty days prior that we will not be renewing the contract and that we are under contract until September 15th but they have been notified that the district will be rebidding the services.

Director Gilmartin said given the City's circumstances, asked if there is potential to work with the City of Scranton for these services, if this would fall under the category of Shared Services.

Solicitor Audi said it can definitely be looked into.

Dr. Kirijan spoke of Shared Services and this particular item and the City uses Turnkey and the school district uses eCollect and what we've been led to understand is that Turnkey does not solicit the same payments as eCollect does but once eCollect gets the list of people who worked in the City from out of town and have not paid their taxes, the agreement was that they would turn over those names for the City Turnkey database so what we understand is that the two companies, eCollect and Turnkey, do two different things and eCollect, once they do their work for us that's what the controversy was in the past. Dr. Kirijan continued that they did not want to turn over the names of the companies from which they collected to the City without the City paying them a percentage for it but that has all been resolved and now whatever percentage they collect entitles the City to have those names for the Turnkey database.

Director Gilmartin said perhaps she misunderstands but what she is referencing is Northeast Revenue.

Dr. Kirijan apologized and said Northeast Revenue is a different thing.

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Director Schuster asked when we first got eCollect they said they would need a certain amount of time to identify these businesses, have they been identified in that amount of time?

Dr. Kirijan responded there are always new ones coming up on the list.

Mr. Laffey said since they came on board he believes in 2017 it's almost \$600,000 that have been collected through eCollect and this is the first settlement for us in 2019, but in our recent meeting with them they've identified more and we requested an updated list.

Director Gilmartin asked, given current situation of Northeast Revenue, if someone can look into why they are producing the same address records as eCollect. Mr. Laffey said sure.

The resolution was seconded by Director Duffy and passed with five (5) affirmative, one (1) negative and one (1) abstention. Director Gilmartin voted in the negative. Director McAndrew abstained due to a friendship with one of the owners of G.R. Noto.

ALSO

The following was submitted by Director Popil.

B-6

The Superintendent and the Budget and Finance Committee present the following resolution for your consideration:

Whereas, Financial S&Lutions (FS&L) is the Financial Advisor to the Scranton School District;

And whereas, the Scranton School District would like to engage FS&L to perform a review and file necessary PLANCON submission documents to the Pennsylvania Department of Education in connection with the School Districts current outstanding obligations;

And Whereas, FS&L has provided a proposal as attached to provide such services related to the School Districts current outstanding obligations;

Therefore be it resolved the Scranton School District hereby approve the PLANCON Review and Submission engagement as attached. [..\Resolutions\FSL PLANCON Submission of Documents 7.10.19.pdf](#)

The resolution was seconded by Director Borthwick.

ON THE QUESTION:

Director Gilmartin made a motion to table for more information, seconded by Director Schuster.

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Dr. Kirijan commented about a moratorium regarding PlanCon and deferred to Mike Vind to explain.

Mr. Vind explained that this is for reimbursements that are just sitting there that the district is owed and they need to go back and file the necessary paperwork for deals the district has already done that they're not getting reimbursed for and that was not part of their original agreement.

Mr. Vind added that their original agreement for financial advisors was for proposals, we would absolutely do for any building we work on, this is going back and getting money that is owed to the district; this is in addition, at an hourly rate to clean it all up.

Director McAndrew thought it was submitted and we knew what we were getting back from all the projects and already taken care of.

Mr. Vind explained that was for the moratorium when you had the big lump sum but for projects back in 2015, 2016, 2017, the district needed to file PlanCon Ks to PDE for every single one of those refunding, there is reimbursement for all of those deals that have been done and this is what this is for, for them to go back and make sure all of that is completed and submit for reimbursement and again, for every deal they've worked on they included that, but this is separate.

Dr. Kirijan, is there a time limit on how long we have to apply for these funds that we have available to us. Mr. Vind replied no.

Director Duffy asked Mr. Laffey, if whenever we get additional reimbursements where does the money go, where is it accounted for and how does that not adversely affect the budget in terms of a reduction of what we needed to get through that year.

Mr. Laffey explained that every year they budget for current PlanCon reimbursements and they are reconciling now on the 2018 audit so the revenue is already recognized and the amount of cash is going into the General Operating Fund account and moving forward they will continue to budget that reimbursement for those current year debt services as revenue in the current year budgets. Mr. Laffey added there was a lot of PlanCon Ks submitted in 2017 he believes and that's the purpose of all of this.

Mr. Vind added that it is a substantial amount of money.

Director Duffy asked if there is an approximation of the amount.

Mr. Vind said there is a list from PDE of all the ones that need to be filed and it is a couple hundred thousand dollars.

Director Schuster commented that this is going to be moving forward, it's not one lump sum this year.

Mr. Vind answered that every time they submit and it's a reimbursable project, you submit for the percentage.

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Director Duffy said there is also a lump sum payment when the paperwork is finished that is deemed appropriate and years that we haven't gotten it, there's a catch up and a depreciation on the PlanCon K improvement but it's a refundable amount that continues annually after the one lump sum catch up.

Mr. Vind responded correct.

Director Duffy asked Dr. Candis Finan if in the recovery plan, he knows that there is a whole bunch of them and is that accounted for in the recovery plan when we do catch up.

Dr. Finan said yes it is and we do and there is a recommendation to bring up to current with the PlanCon.

Mr. Laffey said as they prepare the 2020 Preliminary Budget, once the PlanCon Ks are filed, approved and caught up zero in what our future debt services payments are on those eligible projects and now knowing what our reimbursement percentage will be we can absolutely line item that in as a revenue line item, and for 2019 we put in \$440,000 based on the maximum that we looked at and identified there's some borrowing that need to be filed from 2016, 2017, and 2018.

Director Schuster asked when we're looking at some of the other PlanCon filed through our last financial advisor, if it is at a similar cost.

Mr. Laffey, not sure what Mr. Judge's payment structure was.

Director Schuster noted that Mr. Judge worked on a percentage and FS&L is doing it at hourly rate.

Dr. Kirijan reiterated the hourly rate is only for catch up.

Mr. Vind responded that their fixed fee per deal includes everything but this hourly rate is for prior years, when we they were not here and they are just playing catch up at an hourly rate to clean up everything and get your reimbursements up to current.

Mr. Vind assured the board that current deals since they've been here will be automatically submitted.

Director Schuster asked Solicitor Audi, is this according to what the contract is, and if it falls outside that scope.

Mr. Audi said it does not; it is part of their services.

Director Schuster asked if this is the fee they would charge other school districts.

Mr. Vind replied that it is actually lower.

Director Gilmartin asked what the reason was they weren't done in the first place.

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No one had an answer.

Dr. Kirijan said she believes the last financial advisor filed for the larger amounts and in the process of doing that did not go for each of our refinancing revenue that we had coming to us, so the work that he did was not completed adding he did what we asked him to do so there had been a moratorium in 2014, we received letters that we could go ahead now and apply for our PlanCon for the certain buildings that were mentioned and that's exactly what he did but he did not apply for all the borrowing that happened during that period of time.

Mr. Vind said it definitely needs to be caught up otherwise you're not going to be receiving the dollars you're entitled to.

Director Schuster asked if there are other PlanCons.

Mr. Vind said they are going to clean up everything.

Director Schuster asked if there are any others sitting out there.

Mr. Vind said they went through the list from PDE.

Director Schuster asked, in regards to the previous financial advisor if he didn't do the work because we didn't ask him to or he just bypassed it.

Mr. Laffey said no, he didn't think that's the case at all; he did for the outstanding issues that and new issues through his tenure, they are the ones we'll go back and clean up.

Director Gilmartin withdrew her motion to table.

Upon roll call the resolution passed unanimously on roll call.

ALSO

The following was submitted by Director Borthwick,

E-2

It is the recommendation of the Superintendent and the Operations Committee that the following be approved:

WHEREAS, S.J. Thomas Co., Inc has submitted a proposal for the Whittier Elementary School's Park/Playground/Drainage project with a Base Bid renovation using Stone base and fall protection mulch at a price not to exceed \$87,281.00 and renovations using the Fiber 300 System as Alternate #1 at a price of \$19,850; and

THEREFORE BE IT RESOLVED, HUNT Engineers recommends that the Board awards the contract to provide site improvements at the John Whittier Playground for a total of \$107,131 (Base Bid & Alternate 1).

<..\Resolutions\Whittier Park Playground Drainage proposal.pdf>

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The resolution was seconded by Director Gilmartin and passed unanimously on roll call.

ON THE QUESTION:

Director Schuster asked for explanation of soft costs associated with this.

Mr. Mike Jones said that basically the construction costs have already been awarded approved, our fees design project is considered a soft cost, any permit fees associated with it and he believes that's it as far as soft costs and then they recommend a contingency of 10% for any unforeseen during construction which is a typical construction contingency and this project looks like it's going to be well below the 20% soft costs of a project.

Director Schuster asked if 10% is in case of change orders. Mr. Jones replied yes.

Director Duffy asked if 10% is just a recommendation. Mr. Jones confirmed.

Director Duffy would like to make a motion to approve the plan minus the recommendation for the change orders and soft costs adding that if any changes they be brought before the board.

Director Schuster asked if he means not to exceed \$107,131. Director Duffy agreed.

Director Norton asked if the initial \$16,500 was for the design, is that considered part of the soft costs and Mr. Jones said yes.

Mr. Laffey said he thinks what Mr. Jones is trying to give you is a total project cost at this point. You approved the AIA document that included the Whittier project and in that document there was \$12,700 of their lump sum services including the design, some reimbursement for printing and things of that nature so that's included in that 20% Mr. Jones was talking about.

Director Duffy would like the friendly amendment he is making, specifically for the additional 10% and not the 20% already taken and just approve the amendment as it stands, and any change order at all has to come before the board.

Mr. Laffey believes that is the way it is written; you're only approving \$107,000 and if something comes up it will be brought before the board.

Director Duffy said yes, if it's over \$5,000 but what he doesn't want to happen is at the end of the project, having 10 change orders that cost over \$4,000 each and any additional improvements for this specific project to be brought to the board.

Dr. Kirijan, you want to waive the policy regarding change orders?

Director Duffy said only for this particular project, his friendly amendment is to waive the policy regarding the Whittier project and any additional change orders.

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Director Gilmartin asked since we already approved the project we're not holding up the process by this amendment. Mr. Laffey said no, just the 10% contingency.

Director Schuster seconded.

Director Duffy said the goal of this is not to exceed the amount we're agreeing to and to try to curb the soft costs and change orders.

Director Schuster seconded.

Director Gilmartin confirmed the vote is on the amendment and then we will go back to vote on the amended resolution.

The friendly amendment passed unanimously on roll call.
The resolution as amended passed unanimously on roll call.

ALSO

The following was submitted by Director Borthwick.

E-3

It is the recommendation of the Superintendent and the Operations Committee that the following is approved:

WHEREAS, repairs are currently in process on the wall at Robert Morris Elementary; and

WHEREAS, when brick was removed it was revealed that the original construction of the backup wall of concrete block is also bowed out approximately two inches at the middle; and

WHEREAS, there are no signs that the wall has moved and the wall is structurally sound as are the supporting steel beam and brick ledge steel angles; and

WHEREAS, additional work is required to cut all brick and sills to allow for installation of a straight exterior wall as indicated in the attached Construction Change Order; and

NOW THEREFORE BE IT RESOLVED the Scranton School Board hereby approves the change order of \$3,500.00 to D&M Construction per the attached detail.

The resolution was seconded by Director Duffy.

ON THE QUESTION:

Director Schuster asked if this change order was approved per policy.

Dr. Kirijan said she approved it per policy and brought to the board for their understanding and approval but it's already approved per policy.

Director Gilmartin asked if there is any reason to vote on it.

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Solicitor Audi said it could be considered as informational and you wouldn't need a vote.

ALSO

The following was submitted by Director Borthwick as written by Solicitor Audi since the resolution was not available prior to the meeting.

E-4

It is the recommendation of the Superintendent and the Operations Committee that the following be approved:

Be it resolved the Board enter into attached lease to expand the Electric City Academy at the current rate of \$12/sq ft and expiring June 30, 2024 for a total rent payment of \$32,500/month.

The resolution was seconded by Director McAndrew.

(Other members of the board did not have the resolution since it was just written by Mr. Audi; Director Borthwick read the resolution a second time)

ON THE QUESTION:

Director Duffy questioned the start and end date since they already agreed on the terms of this agreement.

Solicitor Audi said the lease date remains the same.

Director McAndrew said it's not an extension.

Director Schuster asked Mr. Audi for an explanation, this seems to be a formality of what was already agreed upon.

Mr. Audi said we agreed to basically a work order and the number agreed upon our commitment to increase the space and do the work and that's been done now so what they're doing now is finalizing January 2018 commitment.

Director Schuster asked if there was any specific timeline they had. Mr. Audi said not to his knowledge; there was an agreement/understanding that the appendix be drafted within a certain timeline which wasn't done but is now attached.

Director Schuster asked if there were any ramifications of that.

Mr. Audi said there are no legal consequences to it, there's no dispute as to the terms of the lease or rent payment or anything else.

Director Schuster asked what we're doing now wasn't due to that timeline. Mr. Audi said no.

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Director Gilmartin said she doesn't feel comfortable with this and wishes she had it in front of her, she feels like this jumps outside of the protocol and systems we have but if no one else feels that way; Dr. Kirijan said we can go type it now if she'd like.

Director Gilmartin said she's not sure that will make her feel any better, the timing and all doesn't sit well with her, the timing of the letters of intent and that expired and we didn't have this information.

Dr. Kirijan said we're getting ready to move in there in August for the school year, we need the lease approved in order for us to move in so the intent that you all agreed upon in January was so that the landlord could develop the space of the two classrooms and the multi-purpose room.

Director Gilmartin commented that in her years in business has ever had an experience where a landlord did all of this work prior to a lease agreement and it feels wrong to her.

Mr. Audi compared it to a construction mortgage where you finalize it after reaching an understanding, commit to certain terms and conditions then as you go forward you do a closing and formalize it on the completion.

Director McAndrew compared it to commercial property signs that say "will remodel or build to suit tenant".

Director Schuster, referred to October 29th, articles of existing should be appropriated by incorporated by addendum.

Mr. Audi said these are the addendums.

Mr. Schuster asked if it was in the original lease agreement.

Mr. Audi said it was not in existence at that time; it should have been drawn up prior to the actual space but it's nothing different than what was agreed to.

Director Schuster asked if these two pieces, the original and this, is what the addendum is referring to. Mr. Audi replied correct.

Upon roll call the resolution passed with five (5) affirmative and two (2) negative votes. Directors Gilmartin and Schuster voted in the negative.

ALSO

The following was submitted by Director Borthwick.

E-5

The Superintendent and the Operations Committee present the following resolution for your consideration:

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BE IT RESOLVED: the Scranton School Board authorizes Triguard to continue to Phase II of the CCTV Expansion & Upgrades project for a total cost of \$270,203.00 for the following schools:

School	Cost
West Scranton High School	\$55,800
South Scranton Intermediate School	\$50,190
Charles Sumner Elementary	\$26,685
John Adams Elementary	\$24,640
Neil Armstrong Elementary	\$27,991
Isaac Tripp Elementary	\$30,717
Whittier Annex	\$28,860
Electric City Academy	\$25,320

The resolution was seconded by Director McAndrew.

ON THE QUESTION:

Director Schuster made a motion to table, seconded by Director Gilmartin.

Upon roll call the motion to table passed with six (6) affirmative and one (1) negative. Director Popil voted in the negative.

Dr. Kirijan commented that requests prior to the next board meeting, when we will put this back on the agenda, that any concerns, information, or whatever you need that you get it to her so she can be sure the board has the information they need.

Director Schuster responded, with that being said, this was added this afternoon and he had no time to review which is why he is asking for more time.

Dr. Kirijan responded, did he not receive in his packet this weekend, each school individually, that's listed there with the details? The board did not.

Dr. Kirijan would get the information to the board that will explain everything.

Director Gilmartin said perhaps that information will be addressed in the information she is going to send but she would like to know how this fits into what has already been done. Dr. Kirijan will get the information to the board in their packets.

Director Duffy asked after this phase is completed, every building will be done.

Dr. Kirijan said yes and then the next phase if you chose to do it would be to secure the items, having the capability now would be able to do that but that would be down the road.

ALSO

The following was submitted by Director Borthwick.

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E-6

The Superintendent and the Operations Committee present the following resolution for your consideration:

BE IT RESOLVED: The Operations Office has received a quote from Cosgroves North End Plumbing to supply and install a water heater in the pool/gym area of Scranton High School at a cost of \$19,300.00

BE IT FURTHER RESOLVED: The Scranton School Board hereby approves Cosgroves North End Plumbing to supply and install a water heater at Scranton High School for the above quoted price.

The resolution was seconded by Director Duffy.

ON THE QUESTION:

Director Schuster asked if there is any confirmation of other bids.

Dr. Kirijan asked if they would consider tabling this and she will send the board the bids in their packets tomorrow and will put this back on the agenda in August. In regards to the sprinklers she needs more time to go back and get the information.

A motion to table was made by Director Gilmartin, seconded by Director Duffy and passed with six (6) affirmative and one (1) negative vote. Director Borthwick voted in the negative.

ALSO

The following was submitted by Director Borthwick.

E-7

The Superintendent and the Operations Committee present the following resolution for your consideration:

BE IT RESOLVED: The Operations Office has received a quote from K & K Fire Protection Enterprises for an assessment of the fire sprinkler system at Scranton High School at a cost of \$7,930.00

BE IT FURTHER RESOLVED: The Scranton School Board hereby approves K & K Fire Protection Enterprises, Inc. to do the assessment of the Fire Sprinkler System at Scranton High School.

The resolution was seconded by Director Duffy and passed unanimously on roll call.

ON THE QUESTION:

Director Schuster commented that this is an assessment and with the timeline of starting before school, the cost is going to be up there and will take quite a while, but asked if they

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could go back into the contracts and look at the specifics that these pipes need specification and if the work was completed appropriately.

Dr. Kirijan said it would be considered part of the assessment.

Director McAndrew agreed, there's no removing it until we find out.

Dr. Kirijan said we can do the assessment, but part of that assessment need to be that you want to know the specifications and was the work completed properly twenty years ago.

Director Schuster said looking at that legally, if we find out that the work was done improperly, legally, is there anything we need to add it to this assessment.

Mr. Audi said no, an expert would need to be hired in the field to assess.

Mr. Audi said this assessment is going to tell us in general and if there's a lawsuit we would need to bring in an expert who would be able to tell the courts that it was substandard work or wrong materials.

ALSO

The following was submitted by Director Norton.

D-1

The Superintendent and the Education Committee requests board approval of staff attendance to the conferences and meetings for professional development relevant to their specific duties and responsibilities as per the attached.

	NAME	CONFERENCE/MEETING	LOCATION	COST	DATES	SUBSTITUTE REQUIRED
1	Scott Dustman	PA Smart 7-12 Certification	Kingston, PA	\$1,098.29	6/6/19; 7/29 - 8/1/19	Yes
2	Ashley Ferrese	Equipped for Reading Success	Scranton, PA	\$95.00	6/27/2019	
3	Ashley Ferrese	NEIU Pennsylvania Positive Behavior	Archbald, PA	\$0.00	9/30/2019	Yes
4	Amanda Hopkins	PA Smart 7-12 Certification	Kingston, PA	\$1,100.00	6/6/19 + 3 days 2019- 20	Yes
5	Adam McCormick	PA Smart 7-12 Certification	Kingston, PA	\$1,127.96	6/6/19; 7/29 - 8/1/2019	Yes
6	James McCormick	Computer Science Certificate	Kingston, PA	\$1,127.96	6/6/19; 7/29 - 8/1/2019	Yes
7	Jennifer McIntyre	PA Positive Behavior Support - Tier II	Archbald, PA	\$0.00	9/30/2019	Yes
8	Jennifer McIntyre	Recent Advances in Understanding Word	Scranton, PA	\$95.00	6/27/2019	

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9	Katona Miller	Computer Science Certificate	Kingston, PA	\$1,127.96	6/6/19; 7/29-8/1/2019	Yes
10	Lottie Olson	A Day with David Kilpatrick	Scranton, PA	\$95.00	6/27/2019	
11	Brianna Rice	A Day with David Kilpatrick	Scranton, PA	\$95.00	6/27/2019	
12	Nicole Weber	Equipped for Reading Success	Scranton, PA	\$95.00	6/27/2019	

Board approval is contingent upon the required approval of all supervisors, principals, or administration.

The resolution was seconded by Director Duffy and passed unanimously on roll call.

ON THE QUESTION:

Director Gilmartin asked if moving forward if a column be added that indicates the entity hosting the conference.

Dr. Kirijan said she would have it added.

ALSO

The following was submitted by Director Gilmartin.

G-1

It is the recommendation of the Superintendent and the Policy Committee that the following resolution be approved:

WHEREAS, The following policies (150, 220, 335 & 913) second reading has been **revised** by the Pennsylvania School Board Association (PSBA), and

POLICY NUMBER	POLICY REVISIONS
Policy 150	Title I Comparability of Services
Policy 220	Student Expression/Distribution and Posting of Materials
Policy 335	Family and Medical Leaves
Policy 913	Non School Organizations/Groups/Individuals

WHEREAS, The following policies (006, 006.1, 337 & 610) second reading has been **revised** by the Scranton School District Policy Committee, and

POLICY NUMBER	POLICY REVISIONS
Policy 006	Meetings
Policy 006.1	Attendance at Meetings Via Electronic Communications
Policy 337	Vacation

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Policy 610	~~Purchases Subject to Bid/Quotation~~ (see below amendment)
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WHEREAS, The following Board Operating Guideline (BOG)-004-BOG-2 second read has been **revised** by the Scranton School District Policy Committee, and

BOARD OPERATING GUIDELINE NUMBER	BOARD OPERATING GUIDELINE REVISIONS
004-BOG-2	Board of School Directors Application Form

NOW THEREFORE BE IT RESOLVED that the Scranton School Board hereby approves as a second read **revision** of Policy Numbers 150, 220, 335 & 913 recommended by the Pennsylvania School Board Association (PSBA) and as a second read **revision** of Policy Numbers 006, 006.1, 337, ~~610~~ and Board Operating Guideline-004-BOG-2 recommended by the Scranton School District Policy Committee.

The resolution was seconded by Director Duffy.

ON THE QUESTION:

Director Gilmartin had questions regarding Policy 610, under Authority, “all contracts will state all applicable school district taxes must be paid or disputes settled or appeal in process, delinquencies will be addressed as outlined in Policy 606 and AR-606-0”. Ms. Gilmartin added that the original language read – school district taxes must be paid or in the dispute or appeals process and that was language that came from PSBA and she believes it was Mr. Audi that he worked on it, but it could have been Mr. Minora, she’s not positive just feel like that little bit of change might have been a miscommunication and that simply saying school district taxes must be paid or in the dispute or in the appeal process is proper.

After a brief discussion between Dr. Kirijan and Mr. Audi, both agreed; yes.

Dr. Kirijan said they will make that adjustment “in the” would become part of the policy, the word “settled” and the word “in” will be removed then it will be properly worded.

Director Gilmartin said as it stands right now, it’s simply that the changes will be eliminated, can we say that now and not have to bring this back.

Dr. Kirijan said yes, we’re just going to go back to what the original language was; we didn’t have to address it.

Director Gilmartin made a motion to pull Policy 610 from the resolution, seconded by Director Schuster and passed unanimously on roll call.

The resolution, with Policy 610 omitted, passed unanimously on roll call.

ALSO

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The following was submitted by Director Borthwick.

Prior to reading the resolution Mr. Borthwick announced for the record that there were typographical errors in names that were misspelled. In Section E, number 1 it should read GIEDA (not Geida) and number 5 should read MORAN (not Morgan).

F-1

It is the recommendation of the Superintendent and the Personnel Committee that the attached list of Appointments, Assignments, Resignations and Leaves of Absences is approved.

Appointments are effective upon receipt of proper criminal records, immigration, and medical and child abuse reports.

Salaries are in accordance with the Collective Bargaining Agreements.

7-10-19

A. PROFESSIONAL APPOINTMENTS		LOCATION	EFFECTIVE DATE	REPLACE	NEW	OTHER
NAME	POSITION					
1 Joseph Hanni	Principal	Northeast Intermediate	7/11/2019	X-R. Butka		
2 Heather Prehotsky	Special Ed	Electric City Academy	8/26/2019		X	
B. PROFESSIONAL RESIGNATIONS						
1 Jaclyn Pavese	Grade 4	Kennedy	6/20/2019			
2 Sara Burney	Special Ed Emotional Suppo	Northeast Intermediate	6/20/2019			
C. LEAVE OF ABSENCE-PROFESSIONAL						
1 Suzanne Spinelli	Grade 5	Sumner	2019/2020 school year	ROH		
D. REQUEST FOR UNCOMPENSATED LEAVE						
1 Lindsay Whalen	Speech /Language Pathologist	Whittier	8/28/2019-12/8/2019			
E. NON-PROFESSIONAL APPOINTMENTS						
1 Angela Gieda	PCA	TBD	8/26/2019			
2 Susan McAndrew	PCA	TBD	8/26/2019			
3 Dayra Van Wert	PCA	TBD	8/26/2019			
4 Krista Swartz	PCA	TBD	8/26/2019			
5 Kimberly Moran	PCA	TBD	8/26/2019			
6 Sean Cunningham	PCA	TBD	8/26/2019			
7 Rossy Guzman	PCA	TBD	8/26/2019			
F. COACHING APPOINTMENTS						
1 Robert Lozada	Marching Band Director	West Scranton High School	6/13/2019			
G. COACHING RESIGNATIONS						
1 Kathy McGrail	Junior High Softball Coach	Northeast Intermediate	6/17/2019			
2 James Shields	7th/8th Boys Baseball Coach	South Intermediate	6/18/2019			
H. RECALL TO EMPLOYMENT						
1 Stephanie Lynch	Health & Phys Ed	West Scranton High School	8/26/2019	X-G. Coyne		
2 Marc Loretto	Health & Phys Ed	Scranton High School	8/26/2019	X-A. Curmaci		
3 Bryn Grabowski-Stocki	Grade 4	Armstrong	8/26/2019			X
4 Christina Gibson	Kindergarten	Charles Sumner	8/26/2019	X-K. Noone		
5 Megan Gilroy	Grade 4	Adams	8/26/2019	X-L. Burhart		
I. SALARY ADJUSTMENT						
1 Ann Marie Healey	Staff Accountant	Administration Building	7/11/2019 \$10,000.00			
			FUNDED THROUGH TITLE GRANT			

The resolution was seconded by Director Duffy and passed unanimously on roll call.

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ON THE QUESTION:

Director McAndrew indicated that he does not know and is of no relation to the McAndrew listed on the Non-Professional Appointments.

Director Schuster asked if the special education positions listed have already been included in the budget.

Mr. Laffey said yes, twelve PCAs.

Director Gilmartin asked if the position in the first section, #2 is the last one. Mr. John Castrovinci responded yes, it is the last one.

ALSO

Prior to reading the following resolution Mr. Borthwick questioned the wording of Denied/Granted.

F-2

THE SUPERINTENDENT AND THE PERSONNEL COMMITTEE PRESENT THE FOLLOWING RESOLUTION FOR YOUR CONSIDERATION:

WHEREAS, the SEIU 32BJ Local 1201 filed a grievance in a matter of employees identified only as WM, EG, and WT; and

WHEREAS, the SIU 32BJ Local 1201 was not in agreement and the opportunity was given to allow both the maintenance union and Administration to present evidence and make argument on the issue presented; and

NOW THEREFORE BE IT RESOLVED, after deliberating on the same the grievance is hereby **Denied**.

ON THE QUESTION:

Director McAndrew noted this is unusual, normally the board decides which way to go but he should read it twice so if you think it should be denied, say yes or no, then when he reads granted, vote yes or no.

Director Gilmartin asked for the definition of Granted or Denied.

Solicitor Audi said the way this is written, as it was just read, is a recommendation to deny the grievance, so the vote is whether or not to deny their grievance.

Following a brief "side bar" Mr. Audi repeated that the recommendation by the Superintendent is to deny the grievance.

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Director Gilmartin asked to deny the grievance would mean the disciplinary action would stand. Mr. Audi replied correct.

As roll call began there was still some confusion about the vote. Solicitor Audi suggested they answer Deny or Grant. Mr. Audi further explained that if you are denying the grievance then you are affirming the subject matter of the grievance.

Director Schuster asked if to deny is to agree to the discipline, and grant would be no discipline.

Mr. Audi answered that the grievance is seeking that the discipline be rescinded; if you grant the grievance the discipline will go away, if you deny the grievance the disciplines will stay.

Director Borthwick read the resolution again.

The resolution was seconded by Director McAndrew and passed with six (6) Granted and one (1) Denied. Director Popil denied.

Mr. Audi said the grievance is sustained, granted – which means the disciplines are rescinded. Mr. Audi asked if everyone understood their votes and everyone agreed.

There being no further business a motion to adjourn was made by Director Borthwick, seconded by Director McAndrew and the meeting adjourned at 10:45pm.

By: _____